

Auburn City Council Meeting, September 21, 2023

**Auburn City Council
Regular Meeting
Thursday, September 21, 2023 5:00 P.M.
City Council Chambers
Memorial City Hall
24 South St.
Auburn, NY 13021**

Minutes

The meeting of the Auburn City Council was called to order at 5:00 p.m. from the City Council Chambers, 24 South St. Auburn, NY by Mayor Quill.

ROLL CALL – The City Clerk called the roll. Mayor Quill and Councilor Ginny Kent, Councilor Jimmy Giannettino, Councilor Terry Cuddy and Councilor Tim Locastro were present.

The following City Staff was present for the meeting:

- Acting City Manager, Jennifer Haines
- City Clerk, Chuck Mason
- Corporation Counsel, Nate Garland
- Police Chief, Jim Slayton
- Comptroller, Mary Beth Leeson
- Assistant Comptroller, Theresa Adams
- Director of Municipal Utilities, Seth Jensen

Pledge of Allegiance to the Flag – Mayor Quill led the Pledge of Allegiance.

Moment of Silent Prayer or Reflection – Mayor Quill asked for a moment of silent prayer.

Public Announcements –

The next meeting of the City Zoning Board of Appeals will be held on Monday, September 25, 2023 at 7 p.m. and the meeting will be held in Council Chambers, Memorial City Hall, 24 South Street.

The Cayuga County Fall Electronic Collection Event Information has been announced and is as follows:

Who: Cayuga County Residents ONLY

What: HOUSEHOLD ITEMS ONLY. No businesses or commercial items will be accepted.

When: October 7, 2023, 8:30am — 12:15pm

Where: To be announced with your registration

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WE WILL NOT BE ACCEPTING FREON CONTAINING MATERIALS, FLUORESCENT LIGHT BULBS, OR BATTERIES AT THIS EVENT. Fluorescent light bulbs and batteries can be brought to our HHW Event on October 21, 2023. To see options for Freon appliance recycling, click [here](#). To see a flyer with more details on the accepted/not accepted items for this event, see attached flyer or click [here](#).

Fall E-recycle Pre- Registration link: <https://form.jotform.com/Sunnking/cayuga-october-2023> Spaces are limited. Please register early. Questions? Call Sunnking at (585) 637-8365 or email them at office@sunnking.com

Ceremonial Presentations – none

Public to be heard: The City Clerk read the rules for Public To Be Heard and the following individuals spoke:

Paul Viggiano representing the Cayuga Economic Development Agency announced the third round of Downtown Revitalization Initiative Small Project Grant Fund applications will be accepted September 25 through November 17, 2023. The third round of the Auburn Downtown Revitalization Initiative Small Project Grant Fund (“DRI Grant Fund”) is intended to assist businesses and entrepreneurs in the City of Auburn Downtown Revitalization Initiative (DRI) boundary. DRI Grant Fund awards will be disbursed on a reimbursement basis, meaning that the project costs will need to be expended and documented prior to receiving the funds. Interim reimbursements may be possible at project milestones. Complete detailed information about this program can be found in the Grant Fund Administrative Plan, which is available upon request or by visiting the Cayuga Economic Development Agency website at: <https://cayugaeda.org/wp-content/uploads/2020/11/dri-grant-fund-administrative-plan.pdf>.

Tim Lattimore of 63 South Street spoke to discuss the City as a water supplier and the cost of producing water. Councilor Giannettino provided Mr. Lattimore with an analysis report of the cost of water in the City of Auburn that is available on the City website.

Approval of Meeting Minutes –

September 14, 2023 Council Meeting Minutes

Motion to approve the September 14, 2023 minutes by Councilor Kent, seconded by Councilor Locastro. Motion to approve carried 5-0.

Reports of City Officials

City Manager’s Report –

- Per recommendations of the Cayuga County Health Department the City will begin increasing water testing for the next few weeks as harmful algal blooms are visible on Owasco Lake.
- As discussed last week at the City Council meeting a request for proposals for the Hunter Dinerant will be posted to the City website on Friday, September 22, 2023 and proposals will be due back by Friday, October 20, 2023.

Reports from members of Council – none

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Matters to Come Before Council

A. State Environmental Quality Review Act Resolutions (SEQR) – none

B. Ordinances – none

C. Local Laws – none

D. Resolutions –

**LAND SALE RESOLUTION #89 OF 2023
AUTHORIZING THE SALE OF
REAL PROPERTY KNOWN AS 34 MAPLE STREET**

By Councilor Giannettino

September 21, 2023

WHEREAS, on August 15, 2022, the City of Auburn acquired title to the real property commonly known as 34 Maple St. (the “Property”) by tax foreclosure; and

WHEREAS, the Property consists of a single-family home, which is located in a residential neighborhood; and

WHEREAS, on September 3, 2023, the City listed the Property for sale with the Real Estate Agency, as its real estate broker; and

WHEREAS, Rachel Bailey has proposed a cash Purchase Offer and Sale Contract, which is attached hereto and incorporated herein, for the purchase of the Property at a purchase price of Fifty-Five Thousand Dollars (\$55,000); and

WHEREAS, Ms. Bailey has represented that she intends to renovate and restore the Property in order to rent it; and

WHEREAS, the Property is a surplus parcel and not needed for City purposes.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn that the Purchase Offer and Sale Contract from Ms. Rachel Bailey, which is attached hereto and incorporated herein, for the sale of 34 Maple Street, for the sum of \$55,000.00, be approved, subject to the terms and conditions set forth therein and, also, subject to the following;

(1) That the City provide only a Quit Claim Deed to the buyer at closing;

(2) That the buyer be responsible for all title, survey and closing costs necessary to close the transaction;

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(3) That the buyer be required to obtain any and all permits necessary to renovate the Property within thirty (30) days from the date of closing, and that all renovations and/or construction at the Property be completed within one year from the date of closing; and

(4) That the deed transferred to the buyer shall include a reversionary clause to provide that if the buyer fails to satisfy the conditions relating to the renovation of the Property within one year of the closing, then title and ownership of the Property shall automatically and immediately revert back to the City.

and,

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the Purchase Offer and Sale Contract together with any and all documents in order to finalize the closing of this sale and direct staff to record the sale proceeds into revenue account A99.2660 - Sale of Real Property.

Seconded by Councilor Cuddy

	Ayes	Noes
Councilor Kent	X	
Councilor Giannettino	X	
Councilor Cuddy	X	
Councilor Locastro	X	
Mayor Quill	X	
Carried and Adopted	X	

**LAND SALE RESOLUTION #90 OF 2023
AUTHORIZING THE SALE OF
REAL PROPERTY KNOWN AS 40 & 42 ORCHARD STREET**

By Councilor Kent

September 21, 2023

WHEREAS, on July 1, 2015, the City of Auburn acquired title to the real property commonly known as 40 and 42 Orchard Street (the “Property”) by tax foreclosure; and

WHEREAS, the Property consists of two adjacent vacant lots located in a residential neighborhood; and

WHEREAS, a Purchase Offer and Sale Contract has been proposed by Charles Amsdill, which is attached hereto and incorporated herein, for the purchase of the Property at a price of Two Dollars (\$2.00), and an increase of the assessed value of 40 and 42 Orchard Street combined to Fifteen Thousand Nine Hundred Dollars (\$15,900.00); and

WHEREAS, the Property is a surplus parcel and not needed for City purposes.

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NOW, THEREFORE, BE IT RESOLVED that the City of Auburn does hereby approve the Purchase Offer and Sale Contract from Charles Amsdill, which is incorporated herein, for the sale of 40 and 42 Orchard Street, for the sum of Two Dollars (\$2.00), and an increase of the assessed value of 40 and 42 Orchard Street combined to Fifteen Thousand Nine Hundred Dollars (\$15,900.00), subject to the terms and conditions set forth therein and, also, subject to the following;

- (1) That the City provide only a Quit Claim Deed to the buyers at closing;
- (2) that the buyers be responsible for payment of all title, survey, real estate commissions and closing costs necessary to close the transaction;

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the Purchase Offer and Sale Contract together with any and all documents in order to finalize the closing of this sale and direct staff to record the sale proceeds into revenue account A99.2660 - Sale of Real Property.

Seconded by Councilor Giannettino

	Ayes	Noes
Councilor Kent	X	
Councilor Giannettino	X	
Councilor Cuddy	X	
Councilor Locastro	X	
Mayor Quill	X	
Carried and Adopted	X	

**LAND SALE RESOLUTION #91 OF 2023
AUTHORIZING THE SALE OF REAL PROPERTY KNOWN AS 27 MANN STREET**

By Councilor Cuddy

September 21, 2023

WHEREAS, on August 1, 2011, the City of Auburn acquired title to real property commonly known as 27 Mann Street (the “Property”) by tax foreclosure; and

WHEREAS, the Property consists of a vacant lot of land, and is located in a residential neighborhood; and

WHEREAS, the sale of this particular lot of vacant land to an adjoining property owner will improve the residential neighborhood and be consistent in keeping with the City’s Comprehensive Plan; and

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WHEREAS, a Purchase Offer and Sale Contract has been proposed by Terry and Kyle Elliot, which is attached hereto and incorporated herein, for the purchase of the Property at a price of One Thousand Five Hundred Dollars (\$1,500.00); and

WHEREAS, the purchase price being offered is consistent with the characteristics of the property and the sale price for vacant land similarly situated within the City of Auburn; and

WHEREAS, the Property is a surplus parcel and not needed for City purposes.

NOW, THEREFORE, BE IT RESOLVED that the City of Auburn does hereby approve the Purchase Offer and Sale Contract from Terry and Kyle Elliot, which is incorporated herein, for the sale of 27 Mann Street, for the sum of \$1,500.00 to be deposited in Account No. A99.2660 Sale of Real Property, subject to the terms and conditions set forth therein and, also, subject to the following;

(1) That the City provide only a Quit Claim Deed to the buyer at closing;

(2) That the buyers be responsible for payment of all title and closing costs necessary to close the transaction; and,

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the Purchase Offer and Sale Contract together with any and all documents in order to finalize the closing of this sale.

Seconded by Councilor Kent

	Ayes	Noes
Councilor Kent		
Councilor Giannettino		
Councilor Cuddy		
Councilor Locastro		
Mayor Quill		
Carried and Adopted		

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**FINANCIAL RESOLUTION #92 OF 2023
AUTHORIZING VARIOUS OPERATING AND
CAPITAL BUDGET TRANSFERS FOR FY 2022-2023**

By Councilor Cuddy

September 21, 2023

WHEREAS, the City of Auburn staff is requesting various operating and non-operating budget transfers for the 2022-2023 fiscal year as outlined in attachment A; and,

WHEREAS, there is no Fund Balance being requested for these transfers.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, New York:

1. That the Auburn City Council does hereby authorize the transfers in Attachment A for the 2022-2023 fiscal year; and,
2. That this resolution shall take effect immediately upon its adoption.

Seconded by Councilor Locastro

	Ayes	Noes	Excused
Councilor Kent	X		
Councilor Giannettino	X		
Councilor Cuddy	X		
Councilor Locastro	X		
Mayor Quill	X		
Carried and Adopted	X		

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Attachment A: 22-23 FY					
Amount	Account to		Account From		Purpose
1,988.00	A -10-1230-02-110 -	SALARY & WAGES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
596.00	A -10-1305-03-110 -	SALARY & WAGES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
3,506.00	A -10-1355-05-110 -	SALARY & WAGES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
233.00	A -10-1364-87-430 -	OTHER UTILITIES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
1,397.00	A -10-1364-87-440 -	SERVICES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
329.00	A -10-1430-07-110 -	SALARY & WAGES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
74.00	A -10-1430-07-130 -	TEMPORARY & PART TIME	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
53.00	A -10-1430-07-811 -	SOCIAL SECURITY & MEDICARE	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
336.00	A -10-1435-10-110 -	SALARIES & LONGEVITY	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
16,158.00	A -10-1910-84-441 -	LIABILITY INSURANCE	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
2,289.00	A -10-1930-85-453 -	JUDGMENTS & SETTLEMENTS	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
34,187.00	A -30-3310-21-425 -	ELECTRIC	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
426,757.00	A -30-3410-12-110 -	SALARY & WAGES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
20,477.00	A -30-3410-12-160 -	OVERTIME - CONTRACTUAL	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
113,075.00	A -30-3410-12-811 -	SOCIAL SECURITY & MEDICARE	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
9,260.00	A -30-3620-15-110 -	SALARY & WAGES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
50,285.00	A -30-4540-14-811 -	SOCIAL SECURITY & MEDICARE	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
5,000.00	A -60-6410-98-458 -	DOWNTOWN BEAUTIFICATION	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
23,146.00	A -70-7270-21-450 -	FEES	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
40,477.00	A -90-9030-91-811 -	SOCIAL SECURITY & MEDICARE	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
8,841.00	A -90-9050-93-831 -	UNEMPLOYMENT INSURANCE	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
5,382.00	A -90-9060-94-811 -	SOCIAL SECURITY & MEDICARE	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
1,615.00	A -99-9812-95-901 -	TRANS OTHER/FNDS/SOL WSTE/DISP	A -00-9999-00-1110 -	SALES & USE TAX	Budget adjustment for year end accruals
160,499.00	A -90-9010-90-801 -	RETIREMENT-GENERAL	A -00-9999-00-1130 -	UTILITIES GROSS RECEIPT TAXES	Budget adjustment for year end accruals

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Attachment A: 22-23 FY					
Amount	Account to		Account From		Purpose
892.00	E -10-1910-84-441 -	LIABILITY INSURANCE	E -80-8240-20-440 -	SERVICES	Budget adjustment for year end accruals
880.00	E -80-8240-20-811 -	SOCIAL SECURITY & MEDICARE	E -80-8240-20-440 -	SERVICES	Budget adjustment for year end accruals
34.00	E -90-9030-91-811 -	SOCIAL SECURITY & MEDICARE	E -80-8240-20-440 -	SERVICES	Budget adjustment for year end accruals
2,972.00	F -10-1910-84-441 -	LIABILITY INSURANCE	F -90-9060-94-841 -	HEALTH INSURANCE	Budget adjustment for year end accruals
5,448.00	F -80-8310-20-110 -	SALARY & WAGES	F -10-1911-99-100 -	UNALLOCATED SALARIES	Budget adjustment for year end accruals
817.00	F -80-8330-20-140 -	HOLIDAY PAY	F -10-1911-99-100 -	UNALLOCATED SALARIES	Budget adjustment for year end accruals
137.00	F -90-9010-90-801 -	RETIREMENT-GENERAL	F -80-8310-20-841 -	HEALTH INSURANCE	Budget adjustment for year end accruals
2,050.00	F -90-9030-91-811 -	SOCIAL SECURITY & MEDICARE	F -80-8310-20-841 -	HEALTH INSURANCE	Budget adjustment for year end accruals
2,783.00	F -99-9812-95-919 -	TRANSFER TO AL FOR TRASH SVC	F -97-9730-96-690 -	PRINCIPAL	Budget adjustment for year end accruals
8,547.00	G -10-1910-84-441 -	LIABILITY INSURANCE	G -80-8120-20-250 -	OTHER EQUIPMENT	Budget adjustment for year end accruals
3,543.00	G -80-8120-20-110 -	SALARY & WAGES	G -10-1911-99-100 -	UNALLOCATED SALARIES	Budget adjustment for year end accruals
264.00	G -80-8120-20-150 -	OVERTIME	G -10-1911-99-100 -	UNALLOCATED SALARIES	Budget adjustment for year end accruals
127.00	G -80-8130-20-140 -	HOLIDAY PAY	G -10-1911-99-100 -	UNALLOCATED SALARIES	Budget adjustment for year end accruals
183.00	G -80-8130-20-430 -	TELEPHONE & OTHER UTILITIES	G -80-8120-20-250 -	OTHER EQUIPMENT	Budget adjustment for year end accruals
294.00	G -90-9010-90-801 -	RETIREMENT-GENERAL	G -10-1911-99-100 -	UNALLOCATED SALARIES	Budget adjustment for year end accruals
2,542.00	G -90-9030-91-811 -	SOCIAL SECURITY & MEDICARE	G -10-1911-99-100 -	UNALLOCATED SALARIES	Budget adjustment for year end accruals
7,343.00	G -99-9812-95-919 -	TRANSFER TO AL FOR TRASH SVC	G -80-8120-20-412 -	OPERATING SUPPLIES	Budget adjustment for year end accruals

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**FINANCIAL RESOLUTION #93 OF 2023
AUTHORIZING OPERATING BUDGET TRANSFER FOR FY 2023-2024**

By Councilor Cuddy

September 21, 2023

WHEREAS, the City of Auburn staff is requesting an operating budget transfer for the 2023-2024 fiscal year as outlined in attachment A; and,

WHEREAS, there is a Fund Balance being requested for these transfers.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Auburn, New York:

3. That the Auburn City Council does hereby authorize the transfers in Attachment A for the 2023-2024 fiscal year; and,
4. That this resolution shall take effect immediately upon its adoption.

Seconded by Councilor Kent

	Ayes	Noes	Excused
Councilor Kent	X		
Councilor Giannettino	X		
Councilor Cuddy	X		
Councilor Locastro	X		
Mayor Quill	X		
Carried and Adopted	X		

Attachment A: 23-24 FY

Amount	Account to		Account From		Purpose
100,000.00	A1930 453	JUDGMENTS AND SETTLEMENTS	A909	FUND BALANCE	TAX CERTIORI

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E. Staff or Vendor Presentations –

TABLED ITEMS – none

Second Public to be Heard: none

OTHER BUSINESS –

Director of Municipal Utilities, Seth Jensen was asked by members of City Council to discuss water usage in the City over the past 10 years. Mr. Jensen discussed that several improvements in infrastructure around the City over the past 10 years have led to efficiency in the system and a significant reduction in water leaks. This would explain why there has been a decrease over time in the water

Executive Session: Councilor Giannettino made a motion to enter Executive Session, seconded by Councilor Kent. Council voted to enter an executive session regarding the following matters:

- One matter made confidential under attorney client privilege.

The motion to enter executive session carried 5-0. The Council entered Executive Session at 5:38 p.m. Executive session adjourned at 6:45 p.m.

ADJOURNMENT: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 6:46 p.m..

Minutes submitted by: Chuck Mason, City Clerk