

Auburn City Council Meeting, November 16, 2023

**Auburn City Council
Regular Meeting
Thursday, November 16, 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 Terry Cuddy and Councilor Tim Locastro were present. Councilor Jimmy Giannettino was excused.

The following City Staff was present for the meeting:

- City Manager, Jeff Dygert
- City Clerk, Chuck Mason
- Assistant Corporation Counsel, Tim Brennan
- Police Chief, Jim Slayton
- Director of Planning and Economic Development, Jennifer Haines
- Director of Municipal Utilities, Seth Jensen
- City Engineer, Bill Lupien

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 week of Monday, November 20, 2023 is Thanksgiving week and trash and recycling will be picked up one day early in the City of Auburn for residents that have a regular pick-up day between Tuesday and Thursday.

The Thanksgiving Week Schedule is as follows:

If your pick-up day is usually Tuesday, you will be picked up on Monday, November 20

If your pick-up day is usually Wednesday, you will be picked up on Tuesday, November 21

If your pick-up day is usually Thursday, you will be picked up on Wednesday, November 22

There will be no pick-up on Thanksgiving Day, Thursday, November 23

If your pick-up day is usually Friday there is no change, you will be picked up on Friday, November 24

Also there will be no leaf / yard waste pick up on Monday, November 20, 2023 due to the Thanksgiving holiday week.

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Ceremonial Presentations – None

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

Andrew Bishop spoke regarding the treatment facility in Moravia and Owasco lake.

Kialysia Emerson of Grant Avenue spoke.

Pam O’Cusick, 120 Chapman Avenue. Spoke regarding the fact that there is still COVID virus in the community and she believes masks should be worn.

Approval of Meeting Minutes –

October 26, 2023 Council Meeting Minutes

Motion to approve the October 19, 2023 minutes by Councilor Kent, seconded by Councilor Locastro.

Motion to approve carried 4-0.

November 2, 2023 Council Meeting Minutes

Motion to approve the November 2, 2023 minutes by Councilor Locastro, seconded by Councilor Kent.

Motion to approve carried 4-0.

Reports of City Officials

City Manager’s Report –

- This week, several city departments collaborated to vacate and board up a rental property at 44 Wallace Ave. The property had been the subject of months’ worth of Nuisance Abatement Committee meetings resulting in an October decision to order the building closed. While the owner of the property made an attempt to close the property, he did not maintain the property as vacant and the pattern of activity at the address remained mostly unchanged; prompting the city to take action.
- Yesterday staff met with our representatives from NYS Department of Transportation for mutual updates on several current and upcoming projects. We plan to present Council with a comprehensive update after the new year.
- Monday, the combined Housing Committee met to share updates from agencies around CNY. City staff is still working on a draft housing study RFP as we anticipate the planned Regional Housing Study may not contain the local detail we desire. The plan is that the local study would pick up where the regional plan leaves off and avoid duplication of effort and expense.

Reports from members of Council – none

Matters to Come Before Council

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

B. Ordinances – none

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C. Local Laws – none

D. Resolutions –

COUNCIL RESOLUTION #103 OF 2023

AUTHORIZING CHANGES TO THE CITY COUNCIL MEETING CALENDAR

By Councilor Locastro

November 16, 2023

WHEREAS, the rules and procedures of the Auburn City Council require that the Auburn City Council meet on the first four Thursdays of each month at 5 p.m. to conduct regular business and with the upcoming holidays the City Council would like to adjust the meeting schedule as follows:

- For the month of December 2023 the Thursday, December 28, 2023 meeting is canceled; and
- For the month of January 2024 the City Council will schedule a special meeting for January 1, 2024 to be held at 12pm noon for the purpose of administering the oath of office to newly elected members of the City Council.

NOW, THEREFORE, BE IT RESOLVED that the Auburn City Council hereby approves the Council meeting schedule as outlined above; and

BE IT FURTHER RESOLVED that the City Clerk is hereby requested to notify the public of the changes in the Council meeting calendar as set forth herein.

Seconded by Councilor Cuddy

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

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**LAND SALE RESOLUTION #104 OF 2023
AUTHORIZING THE SALE OF
REAL PROPERTY KNOWN AS 7 CHURCH STREET**

By Councilor Kent

November 16, 2023

WHEREAS, on June 27, 2023, the City of Auburn acquired title to the real property commonly known as 7 Church Street (the “Property”) by tax foreclosure; and

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

WHEREAS, Kim Telvock 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 Five Hundred Dollars (\$500.00); and

WHEREAS, no other competent offer, within the meaning of the City’s Land Sale Policy, has been received; 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 Kim Telvock, which is incorporated herein, for the sale of 7 Church Street, for the sum of \$500.00, 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 buyer at closing;
- (2) That the buyers be responsible for payment of all title, survey 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 Cuddy

	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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**LAND SALE RESOLUTION #105 OF 2023
AUTHORIZING THE SALE OF
REAL PROPERTY KNOWN AS 70 NELSON STREET**

By Councilor Locastro

November 16, 2023

WHEREAS, on April 4, 2023, the City of Auburn acquired title to the real property commonly known as 70 Nelson Street (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 October 28, 2023, the City listed the Property for sale with the Real Estate Agency, as its real estate broker; and

WHEREAS, Brian Stefanak 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 Forty-Five Thousand Dollars (\$45,000.00); and

WHEREAS, Mr. Stefanak has represented that he intends to renovate and restore the Property in order to re-sell it; and

WHEREAS, no other competent offer, within the meaning of the City’s Land Sale Policy, has been received; 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 Brian Stefanak, which is attached hereto and incorporated herein, for the sale of 70 Nelson Street, for the sum of \$45,000.00, 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;
- (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,

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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 Kent

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

E. Staff or Vendor Presentations – none

TABLED ITEMS – none

Second Public to be Heard:

OTHER BUSINESS – none

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

- Two matters pertaining to the sale or lease of real property.
- One matter pertaining to employment history of a particular individual.

The motion to enter executive session carried 4-0. The Council entered Executive Session at 6:19 p.m. Executive session adjourned at 5:28 p.m.

ADJOURNMENT: By unanimous vote the Council adjourned the meeting. The meeting was adjourned at 6:20 p.m..

Minutes submitted by: Chuck Mason, City Clerk