

COMMON COUNCIL
of the
CITY OF SYRACUSE

(08/29)

REGULAR MEETING – SEPTEMBER 5, 2023

1:00 P.M.

1. *Pledge of Allegiance to the Flag*
2. *Invocation*
3. *Roll Call*
4. *Minutes*
5. *Petitions*
6. *Committee Reports*
7. *Communications*
8. -----
UNFINISHED BUSINESS

BY COUNCILOR HOGAN:

- a. *Local Law - Of the City of Syracuse, to add a new Article 16 entitled "Tobacco Retail License" to Chapter 9 of the Revised General Ordinances, as amended entitled "Business: Mercantile, Transient, Itinerant, requiring a business to have a Tobacco Retail License to sell tobacco products, electronic smoking devices and all other products regulated by NYS Public Health Law Article 13-F in the City of Syracuse, details outlined in the legislation.*

NEW BUSINESS

BY PRESIDENT HUDSON:

9. *Resolution - Approving the Appointment of Various Persons as Commissioners of Deeds for 2023/2024.*

BY COUNCILOR CALDWELL:

10. *Agreement – With the CNY Diaper Bank, to support access to free diapers for CNY families from neighborhood recreation centers, for the period of October 1, 2023 – June 30, 2024. CNY Diaper Bank will supply the Parks Department with free diapers for distribution from the Wilson Park Community Center and/or similar City recreation centers, following policies and procedures set forth by the CNY Diaper Bank. No cost to the City.*
11. *Amend – Ord. #684 (10/11/2022) “Agreement – with Bergmann Associates, Architects, Engineers, Planners, on behalf of the Department of Parks, Recreation, & Youth Programs, for General Landscape Architectural Services, for the period of October 1, 2022-September 30, 2023, with two (2) one-year renewal options with the approval of the Mayor and the Common Council. Total cost not to exceed \$31,250, charged to Account #01.74100.541500.” Amend to reflect a change in ownership, from Bergmann Associates to Collier Engineering & Design CT PC. All other terms and conditions remain the same.*
12. *Amend - Ord. #65 (02/27/2023), “Purchase w/c/b - Veterinary Emergency Services from Veterinary Medical Center of CNY, on behalf of the Department of Parks Recreation & Youth Programs, for the first of two (2) one-year renewal options, for the period of July 1, 2022-June 30, 2023, with one (1) one-year renewal options remaining with the approval of the Mayor and the Common Council. Total cost not to exceed \$30,000, from Accounts #35100.01.541500 (\$21,000) and #31230.01.541500 (\$9,000)”. Amend to increase the cost not to exceed to \$36,000 to reflect actual services being provided, as detailed in the legislation.*
13. *Bond Ordinance – Authorizing the issuance and sale of bonds of the City of Syracuse to defray the cost of the 2023/2024 Parks Backhoe Loader Replacement. Total amount not to exceed \$150,000.*
14. *Authorize – The 2023/2024 Parks Backhoe Loader Replacement, to replace the existing backhoe and loader, and purchase attachments and accessories for additional park mowing, snow removal, and maintenance, as detailed in Schedule “A”. Total cost not to exceed \$150,000 charged to an account to be determined by the Commissioner of Finance.*
15. *Bond Ordinance – Authorizing the issuance and sale of bonds of the City of Syracuse to defray the cost of the 2023/2024 Parks Magnarelli Community Center Sewage Pump System Replacement. Total amount not to exceed \$12,000.*
16. *Authorize – The 2023/2024 Parks Magnarelli Community Center Sewage Pump System Replacement, for the replacement of multiple sewage pumps and mechanical systems. Total cost not to exceed \$12,000 charged to an account to be determined by the Commissioner of Finance.*

17. *Bond Ordinance – Authorizing the issuance and sale of bonds of the City of Syracuse to defray the cost of the 2023/2024 Parks Upper Onondaga Playground Replacement. Total amount not to exceed \$150,000.*
18. *Authorize – The 2023/2024 Parks Upper Onondaga Playground Replacement Project, to replace the existing playground with play equipment for kids ages 2-5 and 5-12, to include inclusionary play elements, and any necessary additional playground equipment and accessories. Total cost not to exceed \$150,000 charged to an account to be determined by the Commissioner of Finance.*

BY COUNCILOR GREENE:

19. *Amend – Ord. #319 (06/05/2023) – “Contract – With Deer Island Bait Company, Inc., on behalf of the Bureau of Information Technology, for consulting services, as it relates to program management and AS400 retirement oversight, to expire December 31, 2023. Total cost not to exceed \$116,000, charged to Account #541500.01.16800. The Mayor waived the RFP process.” Amend to extend the contract through June 30, 2024, and to increase the total cost not to exceed by \$384,000, charged to Account #599802.02.16805.217000120 (\$200,000) and Account #599807.07.13105.700045423 (\$184,000).*
20. *Approve – Settlement – Donna Miller vs. City of Syracuse (C-10223425) involving the NYS Division of Human Rights (“Division”). On or around February 27, 2023, Ms. Miller filed a Charge of Discrimination against the City with the Division, which asserted allegations of discrimination and retaliation (“Charge”), in the amount of \$86,785.11, from Judgement and Claims Account #599301.01.93000.*
21. *Approve – Settlement – Youlanda Johnson vs. City of Syracuse (C-2022-226). On or around February 2, 2021, Ms. Johnson filed a Charge of Discrimination against the City involving the US Employment Opportunity Commission (“EEOC”) and on April 12, 2023, served a Notice of Claim (“Claim”) on the City, both which asserted allegations of discrimination and retaliation, in the amount of \$42,500, from Judgement and Claims Account #599301.01.93000.*
22. *Approve – Settlement – Utica National Assurance Co. a/s/o Ronald Luttrell vs. City of Syracuse (Index No. 006550/2023) relative to property damage to a vehicle on February 3, 2023, in the amount of \$6,375.76 from Account #599302.01.93000.*
23. *Correct Tax Rolls – (547-49 Burnet Avenue & North Crouse Avenue, to change assessment for tax year 2023/2024) as detailed in Appendix “A”.*

BY COUNCILOR PANIAGUA:

24. Agreement – With NCAComp, Inc., for Third Party Administrator (TPA) for Employee's Worker's Compensation Claims and Administrative Services, to provide assistant with workers' compensation programs that are backed by technical advanced strategies, flexible problem-solving, and team-based approach to claims, for a period of three (3) years, effective January 1, 2024 – December 31, 2026, with one (1) one year renewal option with the approval of the Mayor and the Common Council. Total cost not to exceed \$748,604, charged to Account #590401.01.90400.
25. Approve – An installation of an Honorary Street Sign in recognition of Joanne Stevens, for the outstanding roles she played in the Syracuse community. The sign will be installed on the corner of Cheney Street (100 block) and Rich Street (400 block). The temporary honorary sign will be up for (1) one-year from the date of installation, then removed to be given to the family in memory of her dedication.

BY COUNCILOR GETHERS:

26. Amend – General Ord. #6 (03/27/2023), "Chapter 14 of the Revised General Ordinances of the City of Syracuse, entitled "Health and Sanitation", amend to add a new Article 6 to be entitled "City of Syracuse Department of Public Works Program for Updating the City's Solid Waste and Recycling Collection System for Household Waste Generators" which will allow the Commissioner of the Department of Public Works to proceed with the rollout of the new City Issued Regulation Containers for properties with one to ten (10) residential units, as detailed in the legislation". Amend to Temporarily Suspend additional rollout of the New Solid Waste Collection Program and to Temporarily Suspend Enforcement of the Penalties contained in Section 14-70 of Article 6 of Chapter 14 of the Revised General Ordinance, as amended for properties included in the initial rollout of the new Program.
27. Amend – General Ord. #6 (03/27/2023), "Chapter 14 of the Revised General Ordinances of the City of Syracuse, entitled "Health and Sanitation", Article 6 entitled "City of Syracuse Department of Public Works Program for Updating the City's Solid Waste and Recycling Collection System for Household Waste Generators." Amend to reduce the Penalties contained in Section 14-70 of Article 6, as amended for the properties included in the rollout of the new Program, in Subsection (a) for violations from \$200 to a fine of \$75. The administrative fee contained in Section (b) shall remain \$100 or 50% of the cost of the corrective action. This penalty amendment applies only to Article 6.
28. Amend – Ord. #134 (03/13/2023) – "Bond Ordinance - Authorizing the issuance and sale of bonds of the City of Syracuse to defray the cost of the 2023/2024 DPW Capital Equipment & Vehicles Program. Total amount not to exceed \$1,925,000." Amend to add a new Schedule "A", as detailed in the legislation.

29. *Amend – Ord. #135 (03/13/2023) – “Authorize – The 2023/2024 DPW Capital Equipment & Vehicles Program, as part of the 2023/2024 Capital Improvement Plan, detailed in Schedule “A”. Total cost not to exceed \$1,925,000.” Amend to add a new Schedule “A”, as detailed in the legislation.*
30. *Bond Ordinance – Authorizing the issuance and sale of bonds of the City of Syracuse to defray the cost of the 2023/2024 Fencing Program. Total amount not to exceed \$100,000.*
31. *Authorize – The 2023/2024 Fencing Program, on behalf of the Department of Public Works, to add fencing along the property line behind Lowes, along with fence replacement along Onondaga Creek and any overgrowth removal as necessary. Total cost not to exceed \$100,000, charged to an account to be determined by the Commissioner of Finance.*
32. *Accept – The lining of four (4) sewer manholes and the replacement of their frames and covers along the 100 block of Shirley Drive and the 600 block of Atlantic Avenue, by Creekside Landing LLC, the owner of the Creekside Landing project, in accordance with Onondaga County’s 1:1 offset requirement (Local Law No. 1, 2011).*
33. *Permission – (revocable) To Anoplate Corporation, the owner of 459 Pulaski Street, to construct, own, operate and maintain a mid-block crossing into the Pulaski Street right-of-way (400 block), as a result of improvements to the premises, contingent upon the installation of the new ADA compliant sidewalk installation along the west side of Pulaski Street, as shown in the plans. No cost to the City.*

BY COUNCILOR SCHULTZ:

34. *Application & Agreement – To and with the New York State Community, Resiliency, Economic Sustainability, and Technology Program (CREST), in an amount not to exceed \$650,000, to be used to improve the connection to existing transportation and trail systems, such as the City’s previous project – The Park Street Neighborhood Greenway, and other area trails and amenities. No local match is required.*
35. *Inter-Agency Agreement – With Central New York (CNY) Centro Inc, for transportation services to all City employees at the equivalent of a full adult bus fare for each valid City employee rider (utilizing the fare-free transportation), for the term of three (3) years commencing on June 1, 2023 - May 30, 2026. Total cost not to exceed \$150,000 (\$50,000 per year), from Account #01.81800.541500, or an account determined by the Commission of Finance. Centro will provide ridership information and invoices monthly and other details outlined in the legislation.*

BY COUNCILOR HOGAN:

36. *Designate – The Property located at 218 – 220 Holland Street as a Protected Site. No one spoke in favor of or in opposition to the proposal. The Syracuse Landmark Preservation Board, petitioner. Susan I. Hamilton, owner*
37. *Special Permit – To approve a Car Wash on the property located at 1001 East Brighton Avenue. No one spoke in favor of or in opposition to the proposal. The Planning Commission granted four (4) waivers in regard to the allowed number of signs, the allowable square footage of the sign area, driveway and curb cut width, and lighted signs close to signalized intersections regulations. Joe Hucko–Brighton Mews, LLC, owner/applicant.*
38. *Special Permit – To approve modification for an office located at 2013 East Genesee Street. No one spoke in favor of or in opposition to the proposal. The Planning Commission granted two (2) waivers in regard to the allowed number of wall signs, and sign area regulations. Fred Miller–Syracuse Center for Peace & Social Justice, applicant. Syracuse Center for Peace & Social Justice, owner.*
39. *Special Permit – To approve modification for a restaurant located at 3919 South Salina Street. No one spoke in favor of the proposal. Two (2) people spoke in opposition to the proposal. The Planning Commission granted six (6) waivers in regard to driveway and curb cut width, number of signs, landscaped width, fence height, proximity of drive-through windows to residential zones, and minimum setback regulations. Steven Songer–APD Engineering & Architecture, PLLC, applicant. Manish Patel–BAPA S Salina RE LLC, owner.*
40. *Special Permit – To approve a restaurant on the property located at 120-124 Walton Street. No one spoke in favor of or in opposition to the proposal. No waivers were granted. Cheryl Chaif–Whiskey Coop, LLC, applicant. Beacon Armory, LLC, owner.*

BY COUNCILOR MAJOK:

41. *Application & Agreement – To and with the New York State Dormitory Authority (DASNY) through the State and Municipal Facilities Program (SAM) in the amount of \$150,000. Funds will be used to purchase a fire safety simulator trailer to simulate various fire and emergency scenarios, providing hands-on learning experiences for the community, and raises awareness about fire safety measures, escape plans, and emergency response techniques. No local match required.*

42. *Application & Agreement - To and with the NYS Division of Homeland Security and Emergency Services (DHSES), for the 2023 State Homeland Security Program (SHSP), in an amount not to exceed \$283,138, to be used by the Departments of Police (\$173,727) and Fire (\$109,411) (SPD for unmanned aerial system, hostage throw phone, data storage management, upgrades, electric bikes, personal screening equipment, and portable barrier. SFD for overtime and /or backfill, chemical detection meters, portable barriers, and training simulation equipment). No local match is required.*
43. *Application & Agreement – To and with New York State Division of Criminal Justice Services (NY DCJS), for the 2023 Gun Involved Violence Elimination (GIVE) grant in an amount not to exceed \$1,337,997 on behalf of the Police Department, to be used for the salary and fringe for an Anti-Violence Coordinator, Hot-Spot, Powerwalk, CPTED, Youth Trust Building, and Police and Me initiatives, NY DCJS events and training in addition to other crime reducing activities and expenses. There is no local match required.*
44. *Agreement – With the Salvation Army, for the salary, fringe benefits, (\$43,350.38) and other related costs for a full-time Functional Family Therapist FFT (\$103,958) and 15% of time for an FFT Supervisor (\$19,890), on behalf of the Mayor’s Office to Reduce Gun Violence, for a period of two (2) years from date of execution through September 30, 2025. Total cost not to exceed \$228,459, from Account #599802.02.14805.204042223, a previously approved USDOJ Community Violence Intervention (CVI) grant. The Salvation Army will be a subcontractor. There is a 20% (\$38,075.66) administrative fee. The Mayor has waived the RFP process.*
45. *Agreement – With Flock Group, Inc., for the purchase, installation, and maintenance of twenty-six (26) Automatic License Plate Readers, on behalf of the Police Department, for the period of September 1, 2023 – August 31, 2024, with two (2) one-year renewal options with the approval of the Mayor and the Common Council. Total cost not to exceed \$94,900, for the first year, and will be partially by NYS DOCJS in the amount of \$74,000. Total cost not to exceed \$78,000 (per year) for Year 2 and Year 3, from an account determined by the Commissioner of Finance.*
46. *Agreement – With IK Systems, Inc., on behalf of the Police Department, to provide a dedicated representative to remotely address and evaluate system deficiencies in the COPS Camera System on a daily basis. In addition, IK Systems, Inc., will provide a technician five (5) days per week to resolve issues that cannot be addressed remotely, for the period of 38 months from July 1, 2023-August 31, 2026. Total cost not to exceed \$435,117, for FY2024 charged to Account #599807.07.31225, for FY2025 and FY 2026 total annual cost not to exceed \$401,204, from an account determined by the Commissioner of Finance.*

47. *Appropriate Funds – From the 2023-2024 Unallocated Cash Capital Account #599007.01.99999 in an amount not to exceed \$731,951, on behalf of the Police Department, for the purpose of replacing and adding new COPS Cameras and related equipment throughout the City.*
48. *Purchase w/c/b – From Electronic Data Corporation (EDC) for AIMS Mobile Ticketer app with ZQ511 printer, annual support, and related supplies, for the Departments of Police and Public Works, for the period of July 1, 2023-June 30, 2024. Total cost not to exceed \$201,243 from Accounts #599807.07.31225, #593000.01.90000, as detailed in the legislation.*
49. *Resolution – In recognition of Governor Kathy Hochul for introducing the Asian Village at the 2023 New York State Fair, which highlights the contributions, history, and experiences of Asian Americans, Native Hawaiian, and Pacific Islander communities through music, dance, traditional foods, and various special events, further representing the great diversity of New York State.*

BY COUNCILOR ALLEN:

50. *Amend – Ord. #369 (06/05/2023) “Accept – Nine (9) qualified contractors, Ali Fix It Construction, Solid Rock Construction, Chiodo Heating & Air, GC Contracting, 24Seven HVAC, Cornell Bell, LLC, Krell Inc., Kelley Electrical Services LLC, and FYM The Contractor LLC, to perform emergency repairs, as it relates to the \$186,000 of ARPA Funds, previously approved by Ord. #295-2022, in which \$36,000 of that amount will be used by the Department of Neighborhood and Business Development for administrative costs. The contractors will be approved on a per project basis. All projects involve M/WBE compliance monitoring and reporting, in addition to local hiring requirements.” Amend to add Servpro of North Onondaga and Servpro of East Onondaga. All other terms and conditions remain the same. The Mayor waived the RFP process.*
51. *Approve – An installation of an Honorary Street Sign in recognition of Rev. Dr. Johnathan Stephens Jr., for his work and dedication in improving the lives of Syracuse youths. The sign will be installed on the 100 Block of Sterling and the 700 Block of South Avenue. The temporary honorary sign will be up for (1) one-year from the date of installation, then removed to be given to the family in memory of his dedication.*
52. *Approve – An installation of an Honorary Street Sign in recognition of Mr. Roger W. Torrence, for his thriving dedication as owner and operator of R.W. Torrence Trucking and Paving Company since 1950, it was one of the few black owned businesses in the City of Syracuse. The sign will be installed on the 800 Block of East Fayette Steet and the 300 Block of Forman Avenue. The temporary honorary sign will be up for (1) one-year from the date of installation, then removed to be given to the family in memory of his dedication.*

53. *Permission – To Tyler Swartz, owner of the property located at 301 Burns Avenue, to encroach approximately 11’ into the Glencove Road right-of-way with a 100’x4’ hog wire fence.*

BY PRESIDENT HUDSON AND ALL COUNCILORS:

54. *Resolution – Acknowledging the former Syracuse Common Council President Van B. Robinson, for his decades of public service and his longtime advocacy of the removal of the I-81 viaduct.*

DRAFT