

## RESOLUTION

A regular meeting of the City of Syracuse Industrial Development Agency was convened in public session on October 15, 2019 at 8:30 a.m. in the Common Council's Chambers, 233 East Washington Street, Syracuse, New York.

The meeting was called to order by the Chairman and upon the roll being duly called, the following members were:

**PRESENT:** Michael Frame, Steven Thompson, Kathleen Murphy, Rickey T. Brown, Kenneth Kinsey

**THE FOLLOWING PERSONS WERE ALSO PRESENT:** Staff Present: Judith DeLaney, Susan Katzoff, Esq., John Vavonese, Lori McRobbie; Others Present: Joseph M. Marusa, Stephanie Pasquale, Jacob Waldron, Eric Ennis, Aggie Lane, Merike Treier, Timothy Lynn, Esq., Jake Dishaw, Jeremy Cali, Tom Douglas; Media Present: Rick Moriarty

The following Resolution was offered by Rickey T. Brown and seconded by Kenneth Kinsey:

### **RESOLUTION AUTHORIZING THE DOWNTOWN COMMITTEE OF SYRACUSE TO REPURPOSE EXISTING FUNDS APPROVED WITH RESPECT TO A PROJECT AND ACQUIRE AND INSTALL THREE NEW SECURITY CAMERAS WITHIN THE DOWNTOWN AREA OF THE CITY OF SYRACUSE**

**WHEREAS**, the City of Syracuse Industrial Development Agency (the "**Agency**") is authorized and empowered by Title 1 of Article 18-A of the General Municipal Law of the State of New York (the "**State**"), as amended, together with Chapter 641 of the Laws of 1979 of the State of New York, as amended from time to time (collectively, the "**Act**"), to promote, develop, encourage and assist in the acquiring, constructing, reconstructing, improving, maintaining, equipping and furnishing of industrial, manufacturing, warehousing, commercial, research and recreation facilities, for the purpose of promoting economically sound commerce and industry to advance the job opportunities, health, general prosperity and economic welfare of the people of the State, to improve their recreation opportunities, prosperity and standard of living; and

**WHEREAS**, the Agency has identified a need to enhance its ability to provide solutions, tools and economic development resources in the downtown area of the City of Syracuse, New York (the "**City**") to increase economic development for the benefit of commercial enterprises (both existing and prospective) and the recreation opportunities, prosperity and standard of living for the residents of the City; and

**WHEREAS**, the Downtown Committee of Syracuse ("**DCS**") is a nonprofit organization, which undertakes programs to improve the City of Syracuse's downtown's image, strengthen its economic base, increase its attractiveness and assure that it's clean, safe, and accessible. The

DCS is at the nexus of the public and private partnership that brings about improvement and revitalization. The DCS' mission supports and furthers the Agency's purposes of promoting economic development, providing residents opportunities to thrive as business owners and to improving the recreation opportunities, prosperity and standard of living for the residents of the City of Syracuse; and

**WHEREAS**, by resolutions adopted June 20, 2017 and September 19, 2017, the Agency resolved to undertake a project (the "**Original Project**") consisting of: (A)(i) forty hours (40) per week of additional evening security patrols Monday - Friday between 4p.m. - 12:00 a.m. ("**Weekday Services**"); (ii) twenty-eight (28) hours per week of additional security patrols on Saturday between 11a.m. - 7p.m. and on Sunday between 10a.m. - 4p.m. ("**Weekend Services**"); (iii) performance of environmental maintenance and improvements to be conducted on Saturday-Sunday from 7a.m. - 3p.m. ("**Environmental Maintenance Services**" and together with Weekday Services and Weekend Services, collectively, the "**Acquired Services**"); and (iv) the installation of security cameras at various locations (the "**Acquired Equipment**" and together with the Acquired Services, collectively the "**Services**"); and (B)(i) the Weekday Services and such necessary expenses related thereto, including but not limited to uniforms, ammunition, fees for certification and costs associated with an increase in DCS' worker's compensation insurance ("**Patrol Expenses**"), shall be a total cost of \$62,000/year; (ii) the Weekend Services and Patrol Expenses shall be a total cost of \$51,000/year; (iii) the Environmental Maintenance Services shall be a total cost of \$30,000/year (i)-(iii) hereof collectively, the "**Service Expenses**"); and (iv) the Acquired Equipment shall be a total cost of no more than \$73,000/year plus such necessary expenses related thereto, including but not limited to, installation, maintenance and repairs of such Acquired Equipment (collectively, the "**Equipment Expenses**") at an annual cost of no more than \$1,500/year. The total costs associated with the forgoing services shall be an aggregate amount not to exceed \$218,000 each year of the two year Contract (the "**Funds**"); and

**WHEREAS**, the Agency has been requested to consider the DCS' request for approval to repurpose \$8,891.01 of the Funds (the "**Repurposed Funds**") previously allocated for weekday services and/or weekend services and utilize same to support the purchase and installation of three (3) new security cameras at the corner of South Clinton and West Onondaga Street (the "**New Cameras**"); and

**WHEREAS**, the DCS has advised that they experienced a shortage of patrol officers to fulfill the previously approved Weekday Services and/or Weekend services thereby resulting in a surplus of funds. DCS recently increased the rate from \$20/hr to \$23/hr (with ability to go to \$25/hr if needed) to provide more incentive to have those positions filled. With the \$23/hour rate DCS has seen increased interest from the existing officers to cover those shifts, so the incentive is starting to work. Additionally, DCS expect a larger labor pool to pull from as more officers retire from previous law-enforcement positions; and

**WHEREAS**, due to an increase in visitors and residents and a new construction project, each at the corner of South Clinton Street and West Onondaga Street, there has been significant increase in loitering and drug activity observed underneath the railroad. The New Cameras were

requested by the neighborhood to help support ongoing growth of this neighborhood and the efforts of the Syracuse Police Department; and

**WHEREAS**, Cedar Path Solutions is the same vendor the DCS has utilized in the past to obtain cameras and will again use if the Repurposed Funds are approved. They are an approved vendor for the Syracuse Police Department which allows for a seamless connection into the exiting downtown camera network; and

**WHEREAS**, Cedar Path Solutions submitted a proposal for the New Cameras in the amount of \$46,891.01. The re-allocation of \$8,891.01 in Agency funds would fill the gap and leverage a \$38,000 (81%) financial commitment made by area property owners (the "**Raised Funds**") in support of this Project. The DCS would maintain ownership of the cameras and depreciate against the cost so at the end of their useful life the DCS would be able to upgrade the system; and

**WHEREAS**, at the time of the Agency's approval of the Original Project the Agency classified same as a "Type II" action as that term is defined pursuant to Article 8 of the Environmental Conservation Law of the State of New York, as amended, and the regulations of the Department of Environmental Conservation of the State of New York promulgated thereunder (collectively referred to hereinafter as "**SEQRA**"). The New Cameras do not change the finding.

**NOW, THEREFORE**, be it resolved by the members of the City of Syracuse Industrial Development Agency, as follows:

**Section 1.** Based upon the representations made to the Agency, the Agency makes the following findings and determinations:

(A) The New Cameras do not require reconsideration or further review by the Agency under SEQRA; and

(B) The Agency has determined that New Cameras will further the Agency's policies and will advance the health, general prosperity and economic welfare of the people of the State and the City; and

(C) The Agency authorizes and approves the Repurposed Funds as set forth herein for the acquisition of the New Cameras to be installed as set forth herein; conditioned upon proof satisfactory to the Agency that the Raised Funds have been received by DCS; confirmation of order placed with vendor for same with invoice submitted to the Agency; and any other agreement as to the Chairman, Vice Chairman and/or Executive Director deem appropriate.

**Section 2.** Should any court of competent jurisdiction determine that the Agency is not authorized under the Act to authorize the Repurposed Funds or the acquisition of the New Cameras, this Resolution shall automatically become null, void and of no further force and effect.

**Section 3.** No covenant, stipulation, obligation or agreement contained in this resolution or any document referred to above shall be deemed to be the covenant, stipulation, obligation or agreement of any member, officer, agent or employee of the Agency in his or her individual capacity. Neither the members nor officers of the Agency, nor any person executing any documents referred to above on behalf of the Agency, shall be liable thereon or be subject to any personal liability or accountability by reason of the execution or delivery thereof.

**Section 4.** A copy of this Resolution shall be placed on file in the office of the Agency where the same shall be available for public inspection during business hours.

**Section 5.** The Secretary of the Agency is hereby authorized to and may distribute copies of this Resolution and to do such further things or perform such acts as may be necessary or convenient to implement the provisions of this Resolution.

**Section 6.** This Resolution shall take effect immediately. A copy of this Resolution shall be placed on file in the office of the Agency where the same shall be available for public inspection during business hours.

The question of the adoption of the foregoing resolution was duly put to vote on a roll call, which resulted as follows:

	<u>AYE</u>	<u>NAY</u>
Michael Frame	X	
Steven Thompson	X	
Kathleen Murphy	X	
Kenneth Kinsey	X	
Rickey T. Brown	X	

The foregoing Resolution was thereupon declared duly adopted.

STATE OF NEW YORK )  
 ) SS.:  
COUNTY OF ONONDAGA )

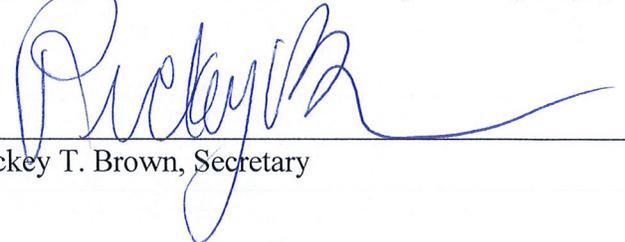
I, the undersigned Secretary of the City of Syracuse Industrial Development Agency, **DO HEREBY CERTIFY** that I have compared the annexed extract of the minutes of the meeting of the City of Syracuse Industrial Development Agency (the “Agency”) held on October 15, 2019, with the original thereof on file in my office, and that the same (including all exhibits) is a true and correct copy of the proceedings of the Agency and of the whole of such original insofar as the same relates to the subject matters referred to therein.

**I FURTHER CERTIFY** that (i) all members of the Agency had due notice of such meeting, (ii) pursuant to Section 104 of the Public Officers Law (Open Meetings Law), such meeting was open to the general public and public notice of the time and place of such meeting was duly given in accordance with such Section 104, (iii) the meeting was in all respects duly held, and (iv) there was a quorum present throughout.

**I FURTHER CERTIFY** that, as of the date hereof, the attached resolution is in full force and effect and has not been amended, repealed or rescinded.

**IN WITNESS WHEREOF**, I have set my hand and affixed the seal of the Agency this 20 day of November, 2019.

City of Syracuse Industrial Development Agency

  
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Rickey T. Brown, Secretary

(S E A L)