OFFICIAL NOTICE OF MEETING

A Regular meeting of the Common Council will be held on Wednesday, September 6, 2017, at 6:00 p.m. in the Common Council Chambers at City Hall, 108 East Green Street, Ithaca, New York. Your attendance is requested.

AGENDA

1. PLEDGE OF ALLEGIANCE:

2. ADDITIONS TO OR DELETIONS FROM THE AGENDA:

3. PROCLAMATIONS/AWARDS:

4. SPECIAL ORDER OF BUSINESS:
   4.1 A Public Hearing Regarding the Proposed Assessment Roll, Budget, and Schedule of Work for Each Sidewalk Improvement District for Fiscal Year 2018 (collectively “FY 2018 SID Documents”)

5. SPECIAL PRESENTATIONS BEFORE COUNCIL:

6. PETITIONS AND HEARINGS OF PERSONS BEFORE COUNCIL:

7. PRIVILEGE OF THE FLOOR – COMMON COUNCIL AND THE MAYOR:

8. CONSENT AGENDA ITEMS:
   City Administration Committee:
   8.1 Youth Bureau – Amendment to Budget - Resolution
   8.2 Finance/Controller – Request to Release Funds from Contingency Account for Grant Lobbyist Services - Resolution
   8.3 Attorney – Request to Release Funds from Contingency Account for Legal Fees - Resolution
   8.4 Youth Bureau – Amendment to Personnel Roster - Resolution
   8.5 Greater Ithaca Activities Center (GIAC) – Amendment to Roster - Resolution
   8.6 Planning, Building, Zoning, and Economic Development - Request to Amend Personnel Roster – Office Assistant - Resolution
   8.7 Department of Planning, Building, Zoning, and Economic Development - Request to Amend Personnel Roster – Housing Inspector - Resolution
   8.8 Department of Public Works (DPW) - Amendment to Personnel Roster – Commons Maintenance Supervisor - Resolution
   8.9 Department of Public Works (DPW) - Reallocation of Position – Supervisor of Water and Sewer Operations - Resolution
9. **CITY ADMINISTRATION COMMITTEE:**
   9.1 An Ordinance to Recognize the Second Monday of October as “Indigenous Peoples’ Day” and to Amend the City Code to Reflect That Change
   9.2 A Resolution Authorizing Implementation and Funding in the First Instance 100% of the Federal Aid-Eligible Costs and State “Marchiselli” Program-Aid Eligible Costs, of a Transportation Federal-Aid Project, and the Appropriation of Funds Therefore
   9.3 An Ordinance to Amend Chapter 181 of the City of Ithaca Municipal Code entitled “Fire Prevention”, related to Food Trucks and Other Mobile or Temporary Cooking Operations
   9.4 City Controller’s Report

10. **PLANNING AND ECONOMIC DEVELOPMENT COMMITTEE:**
   10.1 Ithaca Urban Renewal Agency - 2017 Action Plan - Program Amendment #1, Reallocate HOME Funds Declined by Lakeview Health Services, Inc. - Resolution

11. **REPORTS OF SPECIAL COMMITTEES:**

12. **NEW BUSINESS:**

13. **INDIVIDUAL MEMBER – FILED RESOLUTIONS:**
   13.1 Alderperson Fleming – Common Council Statement in Response to Events on August 12, 2017, in Charlottesville, Virginia
   13.2 Alderperson Murtagh -Resolution to Select Artwork for a Painted Intersection at Utica and Jay Streets
   13.3 Alderperson Murtagh -Resolution to Select Artwork for a Painted Intersection at Fair and South Streets
   13.4 Modification to Common Council Rules of Procedure Regarding Vacancies – Resolution (information to be distributed under separate cover)

14. **MAYOR’S APPOINTMENTS:**
   14.1 Appointment to Conservation Advisory Council – Resolution (information to be distributed under separate cover)

15. **REPORTS OF COMMON COUNCIL LIAISONS:**

16. **REPORT OF CITY CLERK:**

17. **REPORT OF CITY ATTORNEY:**

18. **MINUTES FROM PREVIOUS MEETINGS:**
   18.1 Approval of the August 2, 2017 Common Council Meeting Minutes – Resolution
19. **ADJOURNMENT:**

If you have a disability that will require special arrangements to be made in order for you to fully participate in the meeting, please contact the City Clerk at 274-6570 at least 48 hours before the meeting.

__________________________________  
Julie Conley Holcomb, CMC  
City Clerk

Date: August 31, 2017
8. **CONSENT AGENDA ITEMS:**
   **City Administration Committee:**

8.1 **Youth Bureau – Amendment to Budget - Resolution**
WHEREAS, The Ithaca Youth Bureau is requesting permission to amend the 2017 budget to reflect a donation to the Big Brother Big Sister (BBBS) program in the amount of $9,000; and

WHEREAS, The BBBS program provides a valuable program at the Northside Community Center for approximately 120 City Residents since 2014; and

WHEREAS, BBBS will be able to continue this program as a result of the donation made now; therefore be it

RESOLVED, That the Ithaca Youth Bureau 2017 budget be amended according to the following:

<table>
<thead>
<tr>
<th>Increase Expenses:</th>
<th>Amount</th>
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<tbody>
<tr>
<td>A7310-5120-01206 Part-time Seasonal</td>
<td>$7,771.35</td>
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<tr>
<td>A7310-9010 Retirement</td>
<td>$55.97</td>
</tr>
<tr>
<td>A7310-9030 FICA/Medicare</td>
<td>$594.51</td>
</tr>
<tr>
<td>A7310-9040 Workers Comp.</td>
<td>$578.17</td>
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<tr>
<td></td>
<td>$9,000.00</td>
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<table>
<thead>
<tr>
<th>Increase Revenues:</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>A7310-2070-01206 Donations</td>
<td>$9,000.00</td>
</tr>
</tbody>
</table>
To: City Administration Committee  
From: Liz Klohmnn, Director  
Re: 2017 Budget Amendment  
Date: 8/23/17

The Ithaca Youth Bureau is requesting permission to amend the 2017 budget to reflect a donation made to the Big Brothers Big Sisters program. $9,000 was donated in order to support the Saturday Program held at Northside Community Center.

Please approve the following amendment:

**Increase Expenses:**  
A7310-5120-01606  Part-time Seasonal  
Fringe 15.81%  
---Total---  
$7,771.25  
$1,228.75  
---Total---  
$9,000

**Increase Revenues:**  
A7310-2070-01203  Donations  
---Total---  
$9,000.00
8.2  **Finance/Controller – Request to Release Funds from Contingency Account for Grant Lobbyist Services - Resolution**

WHEREAS, as part of the authorized 2017 Budget, $20,000 was placed in Restricted Contingency to fund the Grant Lobbyist activity of Sustainable Strategies; and

WHEREAS, funds were being expended for Grant Lobbyist services in 2017 and need to be transferred to cover the costs; now, therefore be it

**RESOLVED,** That Common Council hereby transfers an amount, not to exceed $20,000, from Account A1990 Restricted Contingency to Account A8020-5435 Planning Contracts for the purpose of funding Grant Lobbyist services.
8.3 Attorney – Request to Release Funds from Contingency Account for Legal Fees - Resolution

WHEREAS, as part of the authorized 2017 Budget, $30,000 was placed in Restricted Contingency for the purpose of future legal services; and

WHEREAS, the City will be expending funds on various outside legal services during the remainder of 2017; now, therefore be it

RESOLVED, That Common Council hereby transfers an amount, not to exceed $30,000, from Account A1990 Restricted Contingency to Account A1420-5435 Attorney Contracts for the purpose of funding outside legal services.
WHEREAS, the Youth Bureau leadership team has worked hard to draft a strategic plan that will address community needs and provide high quality services that are efficient and valued by the community; and

WHEREAS, the Youth Bureau requests amendments to the 2017 Roster in order to best meet its needs and to support its vision, mission and goals; and

WHEREAS, the Youth Bureau has been advised by and worked closely with the Human Resources department throughout the planning process; and

WHEREAS, the Civil Service Commission formally adopted the New Position Duty Statement for a Recreation Program Assistant on July 12, 2017; and

WHEREAS, the Recreation Program Assistant position will provide administrative and direct service support to the Recreation Department to meet the needs of our community in a cost effective way; now, therefore be it

RESOLVED, That the Personnel Roster for the Youth Bureau shall be amended as follows:

    Fund: One (1) Recreation Program Assistant (35 hours)

    Unfund: One (1) Administrative Assistant (40 hours)

and, be it further

RESOLVED, That this restructure does not require additional funds from the City and will allow the Youth Bureau to optimize its resources and personnel to provide quality services to residents, both now and in the future.
To: City Administration Committee
From: Liz Klohmman, Director
Re: 2017 Roster Amendment
Date: 8/23/17

During 2017 the Youth Bureau leadership team has worked hard to draft a strategic plan that will address community needs and allow us to provide high quality services that are both efficient and valued by the community.

In order to best meet the Youth Bureau needs and support our vision, mission and goals we are requesting an amendment to the 2017 Roster. We have been advised by and worked closely with the HR department throughout the planning process. The Civil Service Commission approved the new position duty statement for a Recreation Program Assistant on July 12, 2017. The following change is made within our approved 2017 budget.

In the Recreation Department, we are requesting to un-fund the Administrative Assistant position (40 hours) which is currently vacant and to add a Recreation Program Assistant position (35 hours) to our roster. The new position provide administrative and programming assistance to the Recreation Department

To summarize:
Un Fund Administrative Assistant (40 hours)
Add Recreation Program Assistant (35 hours)

This restructure does not require additional funds from the City and will allow us to optimize our resources and personnel to provide quality services to residents, both now and in the future.
8.5 **Greater Ithaca Activities Center (GIAC) – Amendment to Roster - Resolution**

WHEREAS, GIAC has several vacant GIAC Program Assistant, Custodial Worker and seasonal staff positions, some of which are funded and some of which are unfunded; and

WHEREAS, the GIAC Administration wishes to rearrange the funding of these positions to better meet the needs of the expanding youth and teen afterschool program; and

WHEREAS, GIAC’s 2017 budget, as approved, has funding to support the reconfiguration of these positions; and

WHEREAS, no additional funds are being requested for these positions; now, therefore be it

RESOLVED, That the Personnel Roster of GIAC shall be amended as follows:

- **Reduce:** one (1) GIAC Program Assistant from 37.5 hours/week to 35 hours/week
- **Fund:** one (1) GIAC Program Assistant (35 hours/week)
  two (2) GIAC Program Assistants (25 hours/week)
- **Unfund:** one (1) GIAC Program Assistant (20 hours/week)
  one (1) Custodial Worker (17.5 hours/week)

and, be it further

RESOLVED, That said roster amendments will be made within the existing funds of the 2017 authorized GIAC budget.
To: City Administration Committee

From: Leslyn McBean-Clairborne, GIAC Director

Re: 2017 Roster Amendment – Program Assistants

Date: August 1, 2017

Staff reorganization and an increase in the number of participants and program expansion result in the need for more direct-service staff. We’d like to use the funds budgeted for 2 unfilled positions to support 3 existing (unfunded) Program Assistant positions to meet our direct-service needs. Program Assistants are entry level positions that work directly with the participants and with the Program Coordinators to plan and implement the daily activities.

These 3 positions will allow us to remain compliant with our staff-to-participant ratios as defined by OCFS.

Funds are in the approved GIAC budget for these positions.

"An Equal Opportunity Employer with a commitment to workforce diversification."
8.6 **Planning, Building, Zoning, and Economic Development - Request to Amend Personnel Roster – Office Assistant - Resolution**

WHEREAS, the City of Ithaca Building Division has had a temporary office worker for over two years; and

WHEREAS, it has become increasingly apparent that there is a need for two people to be in the front office to adequately manage the day to day operations of the Division; and

WHEREAS, during permit hours, one person is needed to assist applicants with permits while another is needed to answer phones and deal with non-permit related issues; and

WHEREAS, in the past, there were two and a half administrative positions in the Division; and

WHEREAS, the number and complexity of construction projects in the City has seen a significant increase in the past five years resulting in substantially more work in the Division; now, therefore be it

**RESOLVED,** That the Personnel Roster of the Department of Planning, Building, Zoning, and Economic Development be amended as follows:

Add: One (1) Office Assistant at 40 hours

and; be it further

**RESOLVED,** That funding for this roster change shall be derived from within the Department of Planning, Building and Economic Development’s existing budget.
TO: City Administration Members

FROM: JoAnn Cornish, Director of Planning and Development, City of Ithaca

DATE: July 12, 2017

RE: Request to Amend Personnel Roster

I am requesting a new position be approved in the Building Division, that of Office Assistant. It has been over two years since we hired a temporary employee to help with various tasks in the Building Division and it has become increasingly apparent that there needs to be two people in the front office to adequately manage the day to day operations of the Division.

During permit hours, one person is needed to assist applicants with permits while another is needed to answer phones and deal with non-permit related issues. In the past, there were two and a half administrative positions. It was our hope that with the automation of many routine tasks and the merging of Building and Planning, we could reduce the number of administrative staff. However, with the divisions being on two separate floors, and the significant increase in construction projects, we have found this not to be the case.

I would be happy to discuss this with you should you need more information or have questions. Thank you for your consideration of this request.
8.7 Department of Planning, Building, Zoning, and Economic Development - Request to Amend Personnel Roster – Housing Inspector - Resolution

WHEREAS, recent legislation passed by the Common Council to address the lack of safe and affordable housing within the City was done, in part, to empower tenants to know whether rental units have a current Certificate of Compliance; and

WHEREAS, in anticipation of this legislation and a desire to be ready for new tenants, there has been an uptick in the demand for inspections of rental units; and

WHEREAS, as a result, the Building Division is falling behind on housing inspections and is now scheduling into December, causing some delays in the ability of property owners to rent their apartments and putting stress on our inspectors; and

WHEREAS, currently, the Building Division has one Housing Code Supervisor responsible for conducting inspections on the east side of the city as well as overseeing the work of two housing inspectors; one responsible for the mandated annual inspections of all fraternities and sororities in the city and one responsible for all rental properties on the west side of the city that require inspections every 3 to 5 years; and

WHEREAS, as a result of the merging of the Planning and Building Department and its reorganization, the Housing and Land Use Supervisor was promoted to Zoning and Land Use Administrator and a Senior Housing Inspector was promoted to Housing Code Supervisor, leaving only two housing inspectors where there had previously been three; and

WHEREAS, two of the three housing inspectors are likely to retire in the next 16 months; and

WHEREAS, this is proving to be an almost impossible task and it has become an absolute necessity to hire another inspector that can help the department catch up and stay current with inspections; now, therefore be it

RESOLVED, That the Personnel Roster of the Department of Planning, Building, Zoning, and Economic Development be amended as follows:

       Add: One (1) Housing Inspector at 40 hours;

and, be it further

RESOLVED, That funding for this roster change shall be derived from within the Department of Planning, Building and Development’s existing budget.
TO: City Administration Members

FROM: JoAnn Cornish, Director of Planning and Development, City of Ithaca

DATE: July 13, 2017

RE: Request to Amend Personnel Roster

The intent of recent legislation passed by the Common Council to address the lack of safe and affordable housing within the City of Ithaca was done, in part, to empower tenants to know whether rental units have a current Certificate of Compliance with the City of Ithaca.

In anticipation of this legislation and a desire to be ready for new tenants, there has been an uptick in the demand for inspections of rental units. As a result, we are falling behind on our housing inspections and are now scheduling into December, causing some delays in the ability of property owners to rent their apartments.

Currently, we have one Housing Code Supervisor responsible for conducting inspections on the east side of the city as well as overseeing the work of two housing inspectors; one responsible for the mandated annual inspections of all fraternities and sororities in the city and one responsible for all rental properties on the west side of the city that require inspections every 3 to 5 years. Additionally, as a result of the merging of the Planning and Building Department and its reorganization, the Housing and Land Use Supervisor was promoted to Zoning and Land Use Administrator and a Senior Housing Inspector was promoted to Housing Code Supervisor, leaving only two housing inspectors where there had been three.

This is proving to be an almost impossible task and it has become an absolute necessity to hire another inspector that can help us catch up and stay current with inspections.

I would be happy to discuss this with you should you need more information or have questions. Thank you for your consideration of this request.
8.8  Department of Public Works (DPW) - Amendment to Personnel Roster – Commons Maintenance Supervisor - Resolution

WHEREAS, reconstruction of the Ithaca Commons is a significant investment in our downtown, requiring a higher level of maintenance and oversight to protect and enhance its value; and

WHEREAS, the increased maintenance requirements for the Commons necessitates a reorganization of DPW staff and supervisory responsibilities; now, therefore be it

RESOLVED, That the Personnel Roster of the Department of Public Works be amended as follows:

Add:  One (1) Ithaca Commons Maintenance Supervisor

and, be it further

RESOLVED, That the Working Supervisor – Parking, Building and Grounds position that is currently authorized on the Department of Public Works Personnel Roster be retained on the Department of Public Works Personnel Roster in a vacant, unfunded capacity until the employee who is being promoted into the Ithaca Commons Maintenance Supervisor position has successfully completed the civil service examination process for the Ithaca Commons Maintenance Supervisor position; and, be it further

RESOLVED, That the position of Ithaca Commons Maintenance Supervisor shall be assigned to the City Executive Association bargaining unit at salary grade 6; and, be it further

RESOLVED, That for the sole purpose of determining days worked reportable to the New York State and Local Employees’ Retirement System, the standard workday for this position shall be established at eight (8) hours per day (forty (40) hours per week); and, be it further

RESOLVED, That the funding for this change shall be derived from existing funds within the Department of Public Works budget.
WHEREAS, the Supervisor of Water and Sewer Operations position recently became vacant through retirement; and

WHEREAS, the DPW administration took this opportunity to review and update the position’s responsibilities and qualifications to reflect the current needs of the Water and Sewer Division of the Department of Public Works; and

WHEREAS, the Human Resources Department has evaluated the updated position and determined that its increased point factor rating results in the reallocation of the position to a higher salary grade; now, therefore be it

RESOLVED, That the position of Supervisor of Water and Sewer Operations be reallocated from Grade 7 to Grade 8 of the City Executive Association Compensation Plan; and, be it further

RESOLVED, That funding for this reallocation shall be derived from within the existing Water and Sewer Division budget.
9. CITY ADMINISTRATION COMMITTEE:
9.1 An Ordinance to Recognize the Second Monday of October as “Indigenous Peoples’ Day” and to Amend the City Code to Reflect That Change

WHEREAS, the City of Ithaca (the “City”) recognizes that the Indigenous Peoples of the lands now known as the Americas had owned these lands since time immemorial; and

WHEREAS, the City recognizes that Ithaca is built upon the homelands, villages, and burial grounds of the Indigenous Peoples of the Cayuga Nation and the Haudenosaunee Confederacy; and

WHEREAS, the City values the many contributions made to this community through Indigenous Peoples’ knowledge, labor, technology, science, philosophy, arts, and the deep cultural contribution that has helped shape the character of the community; and

WHEREAS, the City promotes equality for all Indigenous Peoples and honors our nation’s indigenous heritage, history, and contributions; and

WHEREAS, the City is committed, through its diversity statement and anti-discrimination policies, to promote an environment where all may achieve their full potential; and

WHEREAS, Indigenous Peoples’ Day was proposed in 1977 at the United Nations-sponsored International Conference on Discrimination Against Indigenous Populations in the Americas to promote Native American culture and commemorate the history of Native American peoples; now, therefore

ORDINANCE 2017- ___

BE IT ORDAINED AND ENACTED by the Common Council of the City of Ithaca as follows:

Section 1. Findings of Fact.
The Common Council finds that:
1. The City currently recognizes the second Monday of October as “Columbus Day.”
2. It is desirous for the City to now recognize the second Monday of October as “Indigenous Peoples’ Day” for the reasons described above.

Section 2. Recognition of “Indigenous Peoples Day” and Amendment of § 346-1(B), “Holidays.”
On the second Monday in October, the City shall recognize “Indigenous Peoples’ Day” and shall encourage the celebration of this day in a manner that promotes respect, understanding, and friendship; combats prejudice and bias; works to eliminate discrimination stemming from colonization; and acknowledges our history. As such, the definition of “Holidays,” set forth in subsection 346-1(B) the City of Ithaca Municipal Code, is hereby amended as follows: New Year's Day, Lincoln's Birthday, Washington's Birthday, Memorial Day, Independence Day, Labor Day, [Columbus Day] Indigenous Peoples' Day (second Monday in October), Veterans Day, Thanksgiving Day and Christmas Day.
Section 3. Severability Clause.
Severability is intended throughout and within the provisions of this ordinance. If any section, subsection, sentence, clause, phrase, or portion of this ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this ordinance.

Section 4. Effective Date.
This ordinance shall take effect immediately and in accordance with law upon publication of notices as provided in the Ithaca City Charter.
August 4, 2017

Dear Colleagues,

I am proposing that the City of Ithaca celebrate Indigenous Peoples’ Day annually on the second Monday of October and that a reference to Columbus Day in city code be amended to instead refer to Indigenous Peoples’ Day. Attached for your consideration is an ordinance effecting that change.

Indigenous people have occupied Ithaca for thousands of years. The Cayuga Nation, one of the five original constituents of the Haudenosaunee or Iroquois Confederacy, controlled this area when Europeans made contact. The lake upon which Ithaca sits and which brought much of the city’s early economic prosperity is named for these people. Over time, Saponi, Tutelo, and Tuscarora Indians would settle in and around our city\(^1\). In 2015 Kurt A. Jordan, an associate professor in Cornell University’s department of anthropology and American Indian studies, found evidence suggesting that several parts of Ithaca lies above ancient burial grounds of Haudenosaunee Indians\(^2\).

This rich native history takes a dark turn in 1779 when the Sullivan Expedition, a major military campaign to expel the Iroquois from this area, was ordered by General George Washington. The general’s orders were to “lay waste all the settlements around, with instructions to do it in the most effectual manner, that the country may not be merely overrun, but destroyed. But you will not by any means listen to any overture of peace before the total ruination of their settlements is effected.\(^3\)”

The campaign devastated the confederacy’s crops and villages. Following the expedition there were a series of treaties with the federal and New York State regarding the Haudenosaunee lands. The last of these was the Treaty of Canandaigua, still in effect today as the federal government continues to make payments of calico cloth to the Six Nations. Cayuga Nation land is still under dispute, and our colleague George knows much more about that.

While the lake, street names, a mural depicting aspects of Haudenosaunee culture on the Seneca Street parking garage\(^4\), the annual First Peoples’ Festival held in conjunction with the Apple Harvest Festival, and other past and present celebrations of indigenous culture do exist here in our city, I believe we can do more to acknowledge and honor the people

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whose lands we now reside upon.

Columbus Day aims to celebrate Christopher Columbus’ arrival in the Americas, an occasion that kicked off centuries of exploration and colonization. While those of us not descended from indigenous peoples have undoubtedly benefited from that colonialism, Columbus delivered violence, enslavement, disease, and European land grabs to this continent. Columbus never set foot in North America and has no relevant ties to Ithaca in particular.

Many of our constituents and I believe the second Monday of October is better suited to celebrate the history and enduring cultural contributions of indigenous peoples. In 1977 at the United Nations-sponsored International Conference on Discrimination Against Indigenous Populations in the Americas in Geneva, Switzerland, a delegation of indigenous Americans began formulating what is now known as Indigenous Peoples’ Day. The day celebrates indigenous culture, acknowledges injustice towards indigenous peoples, and highlights needs of indigenous communities.

In recognizing this day we’d be joining a long and illustrious list of municipalities that also acknowledge the celebration⁵. Tompkins County celebrated Indigenous Peoples’ Day in 2016 and the Cornell Student Assembly and University Faculty Senate have passed resolutions recognizing the day.

I am grateful to Schelley Michell-Nunn and Ari Lavine for composing the bulk of the ordinance text and to the indigenous people and their allies who are supporting this measure.

9.2 **A Resolution Authorizing Implementation and Funding in the First Instance 100% of the Federal Aid-Eligible Costs and State “Marchiselli” Program-Aid Eligible Costs, of a Transportation Federal-Aid Project, and the Appropriation of Funds Therefore**

WHEREAS, a Project for the West Martin Luther King Jr./State Street Corridor Enhancements, P.I.N. 395050 (the “Project”) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs of such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS, the City of Ithaca desires to advance the Project by making a commitment of 100% of the non-federal share of the costs of Preliminary Engineering/Design, Construction and Construction Inspection; and

WHEREAS, on August 7, 2013, Common Council authorized Capital Project #790 in the amount of $750,000 for the project, with the understanding that the City share would be $150,000; and

WHEREAS, in December 2014, the Mayor signed a Master Agreement with New York State Department of Transportation (NYSDOT) for preliminary engineering/design in the amount of $130,000; and

WHEREAS, the Board of Public Works, acting as the lead agency, declared on May 8, 2017, that the project would not have a significant negative environmental impact in accordance with the City Environmental Quality Review Ordinance and the New York State Environmental Quality Review Act; and

WHEREAS, NYSDOT has provided a Supplemental Agreement for Construction and Construction Inspection that includes funding for both the original amount of $620,000 (which was authorized by Common Council on August 7, 2013) and an additional $275,000 (which has not yet been authorized); now, therefore the Common Council, duly convened, does hereby

**RESOLVE**, That the Common Council hereby approves the above-subject project; and, be it further

**RESOLVED**, That the Common Council hereby authorizes the City of Ithaca to pay in the first instance 100% of the federal and non-federal share of the cost of Preliminary Engineering/Design, Construction and Construction Inspection work for the Project or portions thereof; and, be it further

**RESOLVED**, That the sum of $275,000 is hereby appropriated from the issuance of serial bonds and made available to cover the cost of participation in the above phase of the Project; and, be it further

**RESOLVED**, That Common Council hereby amends Capital Project #790, West Martin Luther King Jr./State Street Corridor Enhancements, to include the Project costs of $275,000, for a total capital project authorization of $1,025,000; and, it is further
RESOLVED, That in the event the full federal and non-federal share costs of the project exceeds the amount appropriated above, the Common Council of the City of Ithaca shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the NYSDOT thereof; and, it is further

RESOLVED, That the Mayor of the City of Ithaca be and is hereby authorized to execute all necessary agreements, certifications or reimbursement requests for Federal Aid on behalf of the City of Ithaca with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality’s first instance funding of Project costs and permanent funding of the local share of federal-aid and state-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and, it is further

RESOLVED, That this project be undertaken with the understanding that the final cost of the Project to the City of Ithaca will be roughly 20% of said portion, currently estimated at $205,000 of the $1,025,000 authorized for this portion of the project, in monies and in-kind services as managed by the Superintendent of Public Works and monitored by the City Controller; and, be it further

RESOLVED, That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED, This Resolution shall take effect immediately.
To: City Administration Committee  
From: Tim Logue, Director of Engineering  
Date: August 2, 2017  
Re: Supplemental Agreement for West Martin Luther King Jr. Street Corridor Enhancement project

Please find enclosed a resolution authorizing additional funding for the federal-aid project known as the West Martin Luther King Jr. Street Corridor Enhancement project, CP 790, PIN 395050.

This project was authorized by Common Council on August 7th, 2013 at a not to exceed amount of $750,000 for total project costs, including design, construction and construction inspection. Of this amount, 80% is federal aid eligible, meaning the City’s share of the project would be $150,000. Over the past few years and as the scope of work has been refined under direction from the Board of Public Works, costs estimates have been updated and refined, pushing expected total project costs higher. During the last update of the Ithaca-Tompkins County Transportation Council’s Transportation Improvement Program, additional funding became available and staff took the initiative to secure additional federal funding in the amount of $220,000, which requires both committing this funding in the first instance, as well as matching it with a local share of 20% or $55,000. The attached resolution takes both these action and authorizes the Mayor to sign the Supplemental Agreement with the New York State Department of Transportation for the total project addition of $275,000.

To more generally update you on the project, the Board of Public Works has selected a preliminary design and completed the environmental review. In coordination with NYSDOT, the City has granted design approval and is proceeding into final design. I am coordinating directly with property owners in the corridor for some possible changes to driveways and sidewalks, as well with the adjacent Brindley Street bridge project. We are looking to complete final design this fall, bid the project over the winter and move to construction in 2018. If you have any specific questions about the project or would like to review drawings, please let me know. You can reach me directly at 274-6535 or TLogue@cityofithaca.org.

"An Equal Opportunity Employer with a commitment to workforce diversification."
An Ordinance to Amend Chapter 181 of the City of Ithaca Municipal Code entitled “Fire Prevention”, related to Food Trucks and Other Mobile or Temporary Cooking Operations

WHEREAS, the Ithaca Fire Department is interested in addressing certain fire and safety issues raised by the increasing number of Mobile Food Vending operations within the City; and

WHEREAS, Mobile Food Vending operations are not regulated by any existing state or local laws; and

WHEREAS, there have been reported injuries to operators and the public as the result of fires, explosions and accidental carbon monoxide poisonings, involving Mobile Food Vending operations at various locations in the United States; and

WHEREAS, other municipalities have taken steps to address the fire safety concerns posed by Food Trucks and the equipment that is often used by such vendors; and

WHEREAS, Common Council previously instructed the Fire Chief, in consultation with the City Attorney and other City Departments and relevant authorities, to study and develop fire safety rules for Mobile Food Vending, to examine regulatory measures enacted by other municipalities, obtain feedback from Mobile Food Vendors, and consult with other fire and safety authorities to structure a City-wide system for regulating Mobile Food Vending with regards to fire safety; and

WHEREAS, in the process of developing such fire safety rules for Mobile Food Vending, the Fire Department has identified other sections of Chapter 181 of the City of Ithaca Municipal Code entitled “Fire Prevention” requiring updates and clarification; now, therefore

ORDINANCE NO. 2017-

BE IT ORDAINED AND ENACTED by the Common Council of the City of Ithaca as follows:

Section 1. Findings of Fact. The Common Council finds that:
1. Due to an increasing number of Mobile Food Vending operations within the City, the Ithaca Fire Department has raised legitimate public safety concerns related to the risk of fires, explosions and accidental carbon monoxide poisonings.
2. Mobile Food Vending operations are not currently regulated by any state or local statute.
3. The regulations enacted by this ordinance would implement standards recommended by the National Fire Protection Association for Mobile Food Vending operations in order to allow the City to best protect the public and vendors from the risks associated with Mobile Food Vending.
4. In addition to the Mobile Food Vending fire safety regulations, certain provisions of Chapter 181 “Fire Prevention” are in need of updates and clarification to reflect current practice and fire code standards. These amendments have been included with this ordinance.

Section 2. Chapter 181 of the City of Ithaca Municipal Code entitled “Fire Prevention” is hereby amended to add a new subparagraph to Section 181-9(E)(13). Such subparagraph shall read as follows:

(13) Food Trucks and other Mobile or Temporary Cooking Operations.

(a) A Mobile or Temporary Cooking Operation, as used in this Chapter, is defined as any cooking facility, apparatus or equipment, being operated on a one-time or interim basis, or for less than 90 days in the same location, other than at a fixed location, building or structure which has been inspected and permitted under another section of this code, regulation or statute, inclusive of self-propelled trucks and vehicles, trailered units, push carts, equipment located under cover of awnings, canopies or pop-up tents, or other structures for which a building permit has not been issued.

(b) A Food Truck, as used in this Chapter, is defined as any motor vehicle, trailer or enclosed cart, which a person or persons may enter and work inside, and from which food is prepared, cooked and served.

(c) Any Food Truck used for the preparation and serving of food within the City of Ithaca must obtain and display an operating permit as described in this Chapter.

(d) The required operating permit shall be obtained from the Chief of the Fire Department or the Chief’s designee. This Food Truck operating permit is separate from, and shall be obtained in addition to, any other permit that may be required or issued by New York State, Tompkins County, or the City of Ithaca.

(e) Regulations governing the operation and use of Mobile or Temporary Cooking Operations, and specifically Food Trucks shall be as specified in §81-10 of this Article, the Uniform Fire Code of New York State, and the International Fire Code.

(f) Validity of operating permit. An operating permit for a Food Truck shall expire on December 31st of the year of issuance, provided that the Food Truck is operated, maintained, tested, and inspected in accordance with the requirements of this Article.

(g) The operating permit issued by the Ithaca Fire Department shall be posted in public view from the exterior of the Food Truck for which the operating permit was issued.

Section 3. Chapter 181 of the City of Ithaca Municipal Code entitled “Fire Prevention” is hereby amended to add a new Section 181-10 entitled “Mobile or Temporary Cooking Operations”. Such section shall read as follows:
§181-10 Mobile and Temporary Cooking Operation Fire Safety
A. The following provisions shall apply to any Mobile or Temporary Cooking Operation, generally:

1. Tents, booths, tables, Food Trucks and equipment associated with a Mobile or Temporary Cooking Operation shall be placed so as not to obstruct fire lanes, fire hydrants, fire department connections or required egress paths.

2. All tents and membrane structures and their appurtenances; sidewalls, drops and tarpaulins, floor coverings, bunting and combustible decorative materials shall meet the flame propagation performance requirements of National Fire Protection Association (NFPA) standard NFPA 701 or equivalent.

3. Cooking appliances shall be isolated from the public by at least 5 feet or a suitable barrier placed between the cooking appliance and the public.

4. Open flame or other devices emitting flame, fire, heat or any flammable or combustible liquids, gas, charcoal or other cooking device shall not be permitted inside or located within 20 feet of a tent or membrane structure unless otherwise approved by the Fire Department.

5. Fryers or other appliances having combustible liquids heated by LPG, electricity or solid fuels shall not be permitted under tents or other membrane structures.

6. Portable Fire Extinguisher Requirements:
   a. Each Mobile or Temporary Cooking Operation shall have at least one 2A:20BC rated fire extinguisher on site.
   b. Fire Extinguishers shall be located so as to be conspicuous and easily accessible for use.
   c. Fire Extinguishers shall be fully charged and bear a current inspection tag or a receipt of purchase within the last 12 months.
   d. A class K Fire Extinguisher shall be required for any Mobile or Temporary Cooking Operation using a deep fat fryer.

7. Electric Generator Requirements.
   a. Portable generators shall be U.L. listed.
   b. Portable generators shall be marked to show that the neutral is bonded to the frame.
   c. Generators shall be separated from tents and other membrane structures by a minimum of 20 feet, unless otherwise approved by the Ithaca Fire Department, and protected from contact by the public by fencing, enclosure or other approved means. Fuel supplies shall be properly stored, in approved containers and away from sources of ignition.
   d. Refueling shall be conducted only when generator is shut down and engine surface has cooled below the auto ignition temperature of the fuel.
   e. Generator exhausts shall be directed away from mobile cooking operations, air intakes, exits and openings, and in such a manner that the public is not adversely affected by the exhaust.
   f. Vehicle mounted generators or on-board generators must be grounded as specified in the National Electrical Code provisions pertaining to Portable and Vehicle-Mounted Generators.
8. Electrical System Requirements.
   a. The electrical distribution and wiring systems shall be in good condition.
   b. All electrical cords shall be listed for outdoor use and maintained in good condition without splices, deterioration or damage.
   c. All connections shall be protected from rain or water.
   d. Extension cords shall be plugged directly into an approved receptacle, power tap or multi plug adapter and except for approved multi plug extension cords, shall serve only one portable appliance.
   e. The ampacity of the extension cord shall be not less than the rated capacity of the portable appliance supplied by the cord.

B. Food Truck Operating Permit – Food Truck vendors shall be required to obtain, maintain, and display an operating permit. To obtain and maintain an operating permit, Food Trucks shall comply with the following requirements:

1. Demonstrated compliance with the provisions of subparagraph (A) above, applicable to all Mobile or Temporary Cooking Operations.

2. Safety training requirement. All Food Truck vendors shall be required to attend a safety class offered free of charge by the Ithaca Fire Department (“IFD”). Certification will be good for 3 years. At least one person certified by the IFD as having been trained shall be with the Food Truck at all times that it is in operation as a food vending site. Identification will be provided to identify certified workers. Equivalent certification from another fire department or municipality will also be acceptable. Training shall include: Proper use of portable fire extinguishers and extinguishing systems; Proper method of shutting off fuel sources; Proper procedure for notifying the local fire department; Proper refueling; How to perform leak detection; and Fuel properties.

3. Inspection requirement: All Food Truck vendors shall be required to pass an annual fire inspection conducted by the Ithaca Fire Department and obtain an IFD Food Truck Operating Permit, which shall be available for inspection at all times. Vendors may be subject to additional spot check inspections at festivals and other times they are open for business.

4. The following shall be required for all Operating Permit applications submitted on or after January 1, 2018:
   a. Fuel Gas, Liquid Propane Gas (LP-Gas), and Equipment Installation shall meet the requirements NFPA 58 and Annex B of NFPA 96, this Chapter, as well as any other applicable standards as determined by the Ithaca Fire Department.
      i. LP-Gas cylinders shall be secured in the upright position and shall not be transported or stored inside the vehicle.
      ii. The LP-Gas supply system, including the cylinders, shall be installed either on the outside of the vehicle or in a recess or cabinet that is vapor tight to the inside of the vehicle, but accessible from and vented to the outside, with the vents located near the top and bottom of the enclosure and 3 feet horizontally away from any opening into the vehicle that is below the level of the vents.
iii. LP-Gas cylinders shall be mounted securely on the vehicle or within the enclosing recess or cabinet.
iv. If installed on the rear of the Food Truck, LP-Gas cylinders shall be installed above the height of the rear bumper, such that the bottom of the tank(s) is at least 46” above the ground, and all parts of the tank are forward of the edge of the rear bumper.
v. LP-Gas cylinders shall not be installed on the roof of the vehicle.
vi. A flexible connector shall be installed between the regulator outlet and the fixed piping system to protect against expansion, contraction, jarring and vibration strains.
vii. Flexibility shall be provided in the piping between a cylinder and the gas piping system or regulator.
viii. Piping used for LP-Gas shall be listed for use with LP-Gas.
ix. LP-Gas shall not be used to operate equipment unless such equipment is listed for use with LP-Gas.
x. There shall be a quarter turn manual gas ball valve installed within the LP-Gas piping for emergency shut off use. Such valve shall be installed on the exterior of the vehicle and readily accessible.
xii. Gas powered appliances shall be equipped with shut off valves.
xii. LP-Gas systems shall be inspected for leaks prior to each use.

b. Flammable Gas Detector. All enclosed Food Trucks using propane or other flammable gas must be equipped with a flammable gas detector listed for detecting propane or other flammable gases, and must be tested per manufacturer's instructions. Documentation of testing shall be provided to IFD upon request/inspection.
c. Carbon Monoxide Alarm. All enclosed Food Trucks which have a non-electric heat source and where open flames are used, must be equipped with a carbon monoxide alarm listed for detecting carbon monoxide. Carbon monoxide alarms must be tested per manufacturer's instructions. Documentation of testing shall be provided to IFD upon request/inspection.
d. Portable Fire Extinguishers. Portable fire extinguishers shall be located in conspicuous locations where they will be readily accessible and immediately available for use. Portable fire extinguishers shall bear a current inspection tag validated within the past 12 months or a receipt of purchase within the past 12 months shall be available for

“Caution! Be sure all appliance valves are closed before opening container valve. Connections at the appliances, regulators, and containers shall be checked periodically for leaks with soapy water or its equivalent. Never use a match or flame to check for leaks. Container valves shall be closed when the equipment is not in use.”

b. Flammable Gas Detector. All enclosed Food Trucks using propane or other flammable gas must be equipped with a flammable gas detector listed for detecting propane or other flammable gases, and must be tested per manufacturer's instructions. Documentation of testing shall be provided to IFD upon request/inspection.
c. Carbon Monoxide Alarm. All enclosed Food Trucks which have a non-electric heat source and where open flames are used, must be equipped with a carbon monoxide alarm listed for detecting carbon monoxide. Carbon monoxide alarms must be tested per manufacturer's instructions. Documentation of testing shall be provided to IFD upon request/inspection.
d. Portable Fire Extinguishers. Portable fire extinguishers shall be located in conspicuous locations where they will be readily accessible and immediately available for use. Portable fire extinguishers shall bear a current inspection tag validated within the past 12 months or a receipt of purchase within the past 12 months shall be available for
inspection. Portable fire extinguishers shall be provided per NFPA 96 for cooking operations and/or any other applicable standard. A “K” type extinguisher shall be provided when vegetable oils and animal oils and fats are used. A minimum of one 2A:10BC portable fire extinguisher shall be provided when a generator or other fuel fired appliance is used.

e. Egress Requirements.
   i. Egress paths and doors within the Food Truck must be unobstructed and available for instant use.
   ii. Appliances must be arranged such that a fire at any appliance will not block egress from the vehicle

f. General Fire Safety.
   i. Food Trucks shall be parked at least 10 feet from buildings, vehicles or combustibles unless otherwise approved by the Fire Chief or designee.
   ii. Wheel chocks shall be provided to prevent Food Trucks from moving.
   iii. Food Trucks shall be parked so as not to block fire hydrants, fire lanes, fire department connections, and exits.
   iv. The inside of any Food Truck must be clean and free of accumulated grease on interior surfaces.

5. Ventilation System Requirements. The following Ventilation System requirements shall go into effect for all Operating Permit applications submitted on or after January 1, 2019, unless these minimum standards are superseded by state or other applicable regulations prior to that date:
   a. Food Trucks which produce smoke or grease laden vapors will be required to have a ventilation hood installed per the applicable requirements of the Mechanical Code of New York State.
   b. Food Trucks which produce steam vapors will be required to have a ventilation hood installed per the applicable requirements of the Mechanical Code of New York State.
   c. Hood/ventilation system must be kept clean and free of grease.
Section 4. Section 181-17(B) entitled “Key Boxes” is hereby amended as follows:

181-17

B. Key boxes shall be required for all new and existing buildings, other than one- or two-family dwellings, that have fire alarm systems, [and/or fire detection systems that are or will be interconnected with the Fire Department. Alarm system interconnects include but are not limited to municipal fire alarm, radio, telephone leased line, telephone dialer or central station systems].

Section 5. Severability. Severability is intended throughout and within the provisions of this Ordinance. If any section, subsection, sentence, clause, phrase, or portion of this Ordinance is held to be invalid or unconstitutional by a court of competent jurisdiction, then that decision shall not affect the validity of the remaining portions of this Ordinance.

Section 6. Effective Date. This ordinance shall take effect on the later of (i) September 6, 2017 and (ii) publication of notice as provided in the Ithaca City Charter.
WHEREAS, the City adopted 2017 Action Plan allocated $50,000 in HOME funds to assist the Lakeview Ithaca project, a 50-unit affordable rental housing building sponsored by Lakeview Health Services, Inc., (Lakeview); and

WHEREAS, on June 22, 2017, Lakeview Health Services, Inc. (Lakeview) declined the HOME funding award for the project due to regulatory requirements triggered by receipt of HOME federal funds, which are projected to create both a financial and administrative burden far in excess of the $50,000 funding award; and

WHEREAS, on June 26, 2017, the City received formal notice that its FY17 HOME award declined by 16% from the prior year’s award, thereby requiring a pro-rata funding reduction in all HOME-assisted projects; and

WHEREAS, the Lakeview award declined to $43,708.16 from $50,000; and

WHEREAS, the Ithaca Urban Renewal Agency (IURA) is designated by the City of Ithaca as the Lead Agency to develop, administer and implement the HUD Entitlement grant program, including funds received through the Home Investment Partnerships (HOME) program; and

WHEREAS, the City’s HUD Citizen Participation Plan requires a public hearing and Common Council approval for a substantial amendment to the Action Plan, such as reallocation of more than $25,000; and

WHEREAS, at their July 27, 2017 meeting, the Ithaca Urban Renewal Agency (IURA) recommended reallocating funds awarded to Lakeview to restore funding cuts to other HOME-assisted projects; now, therefore be it

RESOLVED, That the Common Council for the City of Ithaca hereby adopts the IURA-recommended program amendment #1 to the FY17 HUD Action Plan to reallocate HOME funding as follows:

<table>
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<tr>
<th>Project Name</th>
<th>Sponsor</th>
<th>Funding Change</th>
<th>Final Funding</th>
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<td>Lakeview Ithaca</td>
<td>Lakeview Health Services</td>
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<tr>
<td>Housing Scholarship Program</td>
<td>The Learning Web</td>
<td>Increase: $8,253.89</td>
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<tr>
<td>Security Deposit Assistance 2017-18</td>
<td>Catholic Charities of Tompkins/Tioga</td>
<td>Increase: $5,379.52</td>
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<td>Increase: $20,007.80</td>
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### FY 2017 ACTION PLAN - Proposed Amendment #1
HUD Entitlement Program, City of Ithaca, NY

#### ANTICIPATED FUNDING AVAILABLE

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<td>$611,371</td>
<td>$323,050</td>
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#### AWARDED FUNDING - SUBMITTED ACTION PLAN TO HUD

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### Economic Development

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### Economic Development Subtotals

- **Housing Subtotals:** $1,144,421
- **Economic Development Subtotals:** $561,371
- **Public Facilities Subtotals:** $160,000
- **Public Services Subtotals:** $30,000
- **Administration & Loan Subtotals:** $160,000
- **Unallocated HOME Funds:** $160,000

### Administration & Loan Fund

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#### Administration & Loan Subtotals

- **Total:** $1,144,421

### Public Facilities

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### Administrative & Loan Fund Subtotals

- **Total:** $1,144,421

### Administration & Loan Fund Subtotals

- **Total:** $1,144,421

### Public Services

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### Public Services Subtotals

- **Total:** $1,144,421

### Administration & Loan Subtotals

- **Total:** $1,144,421

### Unallocated HOME Funds

- **Total:** $1,144,421

### Administration

- **Total:** $1,144,421

### Acronyms

- **CDBG** = Community Development Block Grant
- **HOME** = Housing Investment Partnerships Program
- **CDBG PI** = CDBG Program Income
- **LM** = Loan Market
- **ABHI** = Affordable Housing Initiative
- **FTS** = Full Time Equivalent
- **CHDO** = Community Housing Development Organization
- **CBDO** = Community Based Housing Organization

Note: Lakeview Health Services, Inc. declined HOME funding assistance for the Lakeview Ithaca housing project due to regulatory requirements triggered by HOME funding. The project is anticipated to proceed without HOME assistance.
13. **INDIVIDUAL MEMBER – FILED RESOLUTIONS:**

13.1 **Alderman Fleming – Common Council Statement in Response to Events on August 12, 2017, in Charlottesville, Virginia**

WHEREAS Members of the Common Council of the City of Ithaca want to go on record opposing hate speech and violence; now, therefore be it

RESOLVED, That we adopt the following statement and pledge:

Those of us striving to build a community based on equality and justice were appalled and deeply troubled by the “Unite the Right” rallies that took place in Charlottesville, Virginia recently. Images of armed, torch-carrying protestors marching through the grounds of the University of Virginia chanting hate-filled slogans are disturbing and haunting, and doubly so because those Grounds are public space dedicated to the pursuit of truth and respect for reason. We abhor and condemn the motives and sentiments of groups espousing white supremacy, Nazism, and anti-Semitism. The murder of one person by a domestic terrorist was criminal and inexcusable. The related accidental deaths of two troopers were tragic.

We admire the City Council of Charlottesville for its decision to remove the statue of Robert E. Lee from a city park and to allocate four million dollars to correct racial disparities. They have shown courage in making these decisions and we support them wholeheartedly as they work to repair the morale and fabric of their city.

In light of these events, as elected representatives of the City of Ithaca we pledge the following:

- The Mayor, City Attorney, and IPD will review the City's policies regarding permits for public assembly. The goal of this review is to maintain or develop policies that promote safety and reduce the potential for conflict while respecting free speech and the right to peaceably assemble. Key issues to examine will be how to separate protestors and counter-protestors, what constitutes justification for denying a permit, and whether or to what extent weapons will be permitted at public assemblies. Following the review the Mayor, IPD Chief, or the City Attorney will report to Council and may make recommendations to Council for amending current policies regarding permits for public assembly.

- In the interest of public safety we will continue to advocate for strong gun control laws in New York State.

- We will collaborate with our counterparts across local governments to implement programs and policies to address racial disparities in education, housing, public health, and safety.

- We will support Tompkins County officials and local historic organizations in efforts to educate the public through programs and signage about the history of slavery, oppression, and racism in Tompkins County.
- We will ask the Public Art Commission to review all public art in the City and to make recommendations for altering, moving, or destroying public art that could be reasonably interpreted as advocating or promoting racism or intolerance.

Above all, we remain committed to our values and will continue to seek “to make Ithaca a model community; a great place to create, dream, live, learn, work, and play” for all persons.

The Mayor, senior staff, all city employees, and City volunteers will work to ensure that the culture in Ithaca is one in which hate speech will not be welcomed or respected and people have the will and means to live together peaceably.
Alderson Murtagh - Resolution to Select Artwork for a Painted Intersection at Utica and Jay Streets

WHEREAS, in 2010, the City of Ithaca Public Art Commission (PAC) created a mural and street art program to beautify blank walls within the city, while providing local artists from all sections of the community an opportunity to showcase their work; and

WHEREAS, the Board of Public Works adopted a policy to modify City intersections through mural installations on the street surface in November 2011; and

WHEREAS, the city’s first painted intersection was installed as part of Porchfest in 2016 at the intersection of Auburn, W. Lewis, and Adams Streets; and

WHEREAS, the organizers of Porchfest have submitted a new proposal to paint the intersection of Utica and Jay Streets during this year’s event; and

WHEREAS, the artwork will be installed by artist Ana Goldsmith during Porchfest on September 24, 2017 and will involve interested members of the community; and

WHEREAS, the proposed location is an intersection of two local, non-arterial streets and meets the requirements for painted intersections identified by the Board of Public Works; and

WHEREAS, in lieu of the PAC’s standard public outreach for mural projects, the Porchfest organizers will take the following steps to notify the neighborhood and address any questions or concerns:

- Notify all households and businesses within two standard city blocks of the proposed project at least 30 days before the project installation date;
- Submit a petition of support from all adjacent residents and at least 80% of the residents within two standards city blocks of the proposed project; and
- Work with all affected neighbors to resolve any concerns that may arise regarding the project; and

WHEREAS, the PAC has not reviewed Ana Goldsmith’s proposal but has expressed an interest in seeing more painted intersections throughout the city; now, therefore be it

RESOLVED, That the City of Ithaca Common Council selects Ana Goldsmith’s design to be installed at the intersection of Utica and Jay Streets and to be added to the City of Ithaca’s public art collection; and, be it further

RESOLVED, That the selected artist may proceed with the installation of her mural upon the submission of a petition of support from area residents as required by the Board of Public Works and the execution of an agreement with the City as reviewed by the City Attorney.
Intersection Repair Proposal
for Ithaca’s Porchfest, September 24, 2017

Proposed Location: intersection of Utica and Jay Streets, Ithaca, NY

Organizers: Porchfest Organizers Lesley Greene, Andy Adelewitz & Gretchen Hildreth; Bike Walk Tompkins Director Vikki Armstrong; Public Art Commission member Caleb Thomas; Artists Nina Widger & Ana Goldsmith

Contact: Lesley Greene 607.220.8822 info@porchfest.org
Vikki Armstrong 607.592.6631 varmstrong2424@gmail.com

Project Summary: Porchfest is a community music festival that was started in Ithaca, NY in September 2007 and has now spread to over 80 cities across the US and Canada. Porchfest is organized by and beloved by the community in which it exists and is both a true outgrowth and a creator of community spirit. Porchfest has added to Ithaca as a vibrant, desirable community in which to live, as well as having starting a significant and positive international movement.

Ithaca’s Porchfest celebrated its tenth anniversary in September 2016, and as part of the celebration, we created an “intersection repair”, i.e. permanently painted intersection, modeled on projects done successfully in numerous locations in Portland Oregon over the past 12 years and approved for Ithaca by the City’s Board of Public Works in 2011. The 2016 intersection repair project was a wonderful success. Hundreds of people helped paint the mural that day, and it has been enjoyed by the neighborhood ever since.

This year’s design is being created by lead artist Ana Goldsmith, a Fall Creek resident who has lived in Ithaca for seventeen years. Ana is an art teacher in the Ithaca City School District. She has a Bachelor’s of Fine Art from the Edna Manley College of Visual and Performing Art in Kingston, Jamaica, and a Master’s from Elmira College. Her work includes community murals at South Hill Elementary, the logo for Congo Square Market, and the backdrop mural for Ithaca’s Reggae Fest, among other community projects. Her design for Porchfest uses bold colors and geometric shapes and inspired by elements of the event: a central face / earth that representing humanity, arrows that represent community, and patterns that represent the vibrations of music and art, all surrounded by a warm border. Sketch attached.

Nina Widger, the artist who designed and organized the execution of last year’s Porchfest intersection painting, is consulting on the project. The painting will take place at Porchfest on Sunday September 24th.

We are in the process of following BPW guidelines to get permissions from adjacent landowners for the location of this year’s painting (see attached BPW resolution). The selected location, the intersection of
Utica and Jay, meets the criteria as an intersection of two local, non-arterial roadways with low traffic volume.

Paint: Pavement grade Sherwin Williams Pro-Industrial/Pro Park Waterborne Traffic Marking Paint available in primary colors, black and white. Colors needed will be blended from those.

Square Footage & Approx Cost: $500 paint & brushes to cover 700 square foot area. (Based on approx 30 ft diameter area. The paint covers 100 sq ft per gallon at approx $50 a gallon. Rough estimate is a need for 8 gallons (1 black, 1 white, 2 blue, 2 yellow, 2 red) plus rollers & brushes).

Attachments:
- Sketch of Proposed Intersection Repair Design
- One Pager Ana Goldsmith Portfolio
- Intersection Snapshot
- Board of Public Works Resolution for Intersection Repair

Additional Information about Porchfest:
http://www.porchfest.org/
https://www.facebook.com/porchfest/?fref=ts

A Bit More About Intersection Repair
What is Intersection Repair? The term was coined in Portland, Oregon, where neighborhood groups have painted giant murals onto ordinary local road intersections and transformed them into vibrant community spaces. These projects create pride of place and a sense of community in addition to creating safer traffic patterns and slower speeds in the neighborhoods. Portland has implemented these projects for well over a decade, with dozens of examples. http://www.cityrepair.org/
http://www.cityrepair.org/street-painting-examples/

In March 2011, in response to a Street Films video about Portland’s intersection repair shown at the Streets Alive! Film Festival, Ithacans requested the ability to do intersection repair in our community. http://www.streetfilms.org/intersection-repair/. In November 2011, Ithaca’s Board of Public Works passed a resolution for a process to do intersection repairs in Ithaca.
WHEREAS, in 2010, the City of Ithaca Public Art Commission (PAC) created a mural and street art program to beautify blank walls within the city, while providing local artists from all sections of the community an opportunity to showcase their work; and

WHEREAS, the Board of Public Works adopted a policy to modify City intersections through mural installations on the street surface in November 2011; and

WHEREAS, as part of Streets Alive! Southside, Marshall McCormick has submitted a proposal for a painted intersection at Fair and South Streets; and

WHEREAS, the artwork will be installed by artist Sean Chilson during Streets Alive! on September 17, 2017; and

WHEREAS, the proposed location is an intersection of two local, non-arterial streets and meets the requirements for painted intersections identified by the Board of Public Works; and

WHEREAS, in lieu of the PAC’s standard public outreach for mural projects, the project organizers have taken the following steps to notify the neighborhood and address any questions or concerns:

- Notified all households and businesses within two standard city blocks of the proposed project at least 30 days before the project installation date;
- Submitted a petition of support from all adjacent residents and at least 80% of the residents within two standards city blocks of the proposed project; and
- Worked with all affected neighbors to resolve any concerns that may arise regarding the project; and

WHEREAS, the PAC has not reviewed Sean Chilson’s proposal but has expressed an interest in seeing more painted intersections throughout the city; now, therefore be it

RESOLVED, That the City of Ithaca Common Council selects Sean Chilson’s design to be installed at the intersection of Fair and South Streets and to be added to the City of Ithaca’s public art collection; and, be it further

RESOLVED, That the selected artist may proceed with the installation of his mural upon the execution of an agreement with the City as reviewed by the City Attorney.
Intersection Repair Proposal
for Ithaca’s Streets Alive! Southside, September 17th, 2017

Proposed Location: intersection of Fair & South Streets, Ithaca, NY

Organizers: Community Organizers Marshall McCormick & Jennifer Dotson; Bike Walk Tompkins Director Vikki Armstrong; Artist Sean Chilson

Contact: Marshall McCormick 607.80.0455 moamick@gmail.com

Project Summary: For a Streets Alive! Ithaca event, a stretch of streets is closed to cars for a few hours on a weekend and the entire community is invited to walk, bicycle, dance, play and socialize in the street. Streets Alive! Ithaca has been inspired by a growing movement to create space for healthy activity and promote active transportation in urban places. In the past 5 years, over 65 cities in North America and around the world have successfully launched Streets Alive! initiatives, also known as Open Streets, Sunday Parkways, and Ciclovia. Some cities have had Streets Alive! style events for decades.

Streets Alive! is a community festival & advocacy event that started in 2012. With 10 successful Streets Alive! events in Ithaca, it has become a summer staple in the community, attracting thousands of people to each event.

The artwork that has been created for the “intersection repair”, i.e. permanently painted intersection, modeled on projects done successfully in numerous locations in Portland Oregon over the past 12 years and approved for Ithaca by the City’s Board of Public Works in 2011. The City’s first 2016 intersection repair project with Prochfest was a wonderful success. Hundreds of people helped paint the mural that day, and it has been enjoyed by the neighborhood ever since.

The Streets Alive! mural has been designed by Sean Chilson, a local artist and Ithaca area resident that frequents the Titus Flats Skate Park. Sean has had his work featured in several local galleries and painted one of the many electrical boxes in the City’s inaugural 21 Boxes (at W MLK Jr. & Corn St.). Sean also completed the “Love Conquers All” mural on the Green St. parking garage in 2012. The design for the Streets Alive! intersection repair draws it’s inspiration from many of the neighborhood assets including the animals, people, trees, and water from the adjacent Titus Triangle park.

Attached is a sketch of the design as well as the included signatures required from adjacent residents and folks along each block. The selected location, the intersection of Fair & South, meets the criteria as an intersection of two local, non-arterial roadways with low traffic volume.

Paint: Pavement grade Sherwin Williams Pro-Industrial/Pro Park Waterborne Traffic Marking Paint available in primary colors, black and white. Colors needed will be blended from those.
Square Footage & Approx Cost: $600 paint & brushes to cover 800 square foot area. The paint covers 100 sq ft per gallon at approx $50 a gallon. Rough estimate is a need for 8 gallons (2 black, 1 white, 2 blue, 2 yellow, 2 red) plus rollers & brushes.

Attachments:
- Sketch of Proposed Intersection Repair Design
- Signatures from neighbors within 2 blocks of the intersection
- Board of Public Works Resolution for Intersection Repair

A Bit More About Intersection Repair
What is Intersection Repair? The term was coined in Portland, Oregon, where neighborhood groups have painted giantmurals onto ordinary local road intersections and transformed them into vibrant community spaces. These projects create pride of place and a sense of community in addition to creating safer traffic patterns and slower speeds in the neighborhoods. Portland has implemented these projects for well over a decade, with dozens of examples. http://www.cityrepair.org/
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In March 2011, in response to a Street Films video about Portland’s Intersection repair shown at the Streets Alive! Film Festival, Ithacans requested the ability to do intersection repair in our community. http://www.streetfilms.org/intersection-repair/. In November 2011, Ithaca’s Board of Public Works passed a resolution for a process to do intersection repairs in Ithaca.
Park
brown line
blue body
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<th>Address</th>
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<td>Michael Lorette</td>
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<td>Emma Newman</td>
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<td>104 Fair St. #2</td>
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<td></td>
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<td><strong>!!!</strong></td>
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