

Elmira City Council Meeting Minutes

RE: AGENDA, ELMIRA CITY
COUNCIL MEETING

Monday, March 15, 2021 – 5:30 PM

2021-86
Nick Grasso

**Act on resolution dispensing with the minutes of the
Special Meeting held on March 9, 2021.**

MOTION: Approve SPONSORED BY: Nick Grasso VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

**PUBLIC HEARING for the purpose of receiving
comments from the public regarding proposed Ordinance
to Amend "Appendix B-1" - City-Center Form Based
Code of Ordinance of the City of Elmira, as Amended by
Amending the Zoning Map.**

2021-87
Mayor Mandell

**Receive communication from the City Manager and act on
resolution announcing the reappointment of James Brady,
1109 Wildwood Drive, Elmira; and the appointment of
Filomena Jack, 402 Euclid Avenue, Elmira to the Board of
the Elmira Housing Authority, with terms expiring on
March 22, 2026 and March 22, 2022 respectively.**

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-88
Nan Moss

**Act on resolution reporting the results of the Elmira
Housing Authority Election of a Tenant Representative to
the Elmira Housing Authority, held on March 2, 2021,
declaring Leslie Gorton elected with a term to expire
March 22, 2022.**

**Amended Top Sheet Only Revised the Date To March 22,
2023 Respectively.**

MOTION: Approve as Amended SPONSORED BY: Nannette M Moss
VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-89
Council as a Whole

Act on resolution scheduling a public hearing to receive public comment on the City of Elmira's 2021 Annual Action Plan for the Community Development Block Grant and HOME Investment Partnership Programs.

MOTION: Approve SPONSORED BY: Council As A Whole VOTE:
7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-90
Council as a Whole

Receive communication from Corporation Counsel designating the City as the lead agency and further declaring that the proposed Ordinance to amend the Official Zoning Map will not have an adverse impact on the environment and directing the City Manager to file a negative determination pursuant to State Environmental Quality Review Act, 6NYCRR, Part 617.6.

MOTION: Approve SPONSORED BY: Council As A Whole VOTE:
7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-91
Mayor Mandell

Receive communication from the City Manager and act on resolution authorizing the issuance of a City credit card to the City Manager, City Chamberlain and Chief of Police with each card having a maximum credit limit of \$5,000.00 and furthering authorizing the City Manager to issue City credit cards to such other City employees determined by the City Manager to be in need of such a card with a credit limit of \$5,000.00 to be used solely in furtherance of City business.

Withdrawn From Agenda

MOTION: Postpone SPONSORED BY: Daniel Mandell VOTE: 0- 0
AYES: TOTAL: 0
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-92
Mayor Mandell

**Act on resolution adopting Local Law #1 of 2021 to amend
Section 154(h)(1) of the Charter of the City of Elmira.**

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-93
Brent Stermer

**Act on Ordinance to amend "Appendix B-1" - City-Center
Form Based Code of Ordinance of the City of Elmira,
New York, as Amended, by Amending the Zoning Map.**

MOTION: Approve SPONSORED BY: Brent Stermer VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-94
Nan Moss

**Receive communication from Corporation Counsel and
act on resolution approving the settlement of a tax
certiorari proceeding brought in Chemung County
Supreme Court by TG-CoTops Elmira NY LLC which
challenged its City's 2018, 2019 and 2020 Tax Assessment
Rolls (Tax Map # 99.07-6-1) and authorizing Corporation
Counsel to execute the Stipulation of Settlement, a copy of
which is attached hereto and made a part hereof.**

MOTION: Approve SPONSORED BY: Nannette M Moss VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-95
Joseph Duffy

**Receive communication from the City Manager and act on
resolution authorizing the Mayor to execute an agreement
between the City and Elmira Housing Authority (Housing**

Authority) whereby the City agrees to provide additional police patrol services over its baseline services to the Housing Authority for the period April 1, 2021 to March 31, 2022 at a cost of \$55,000.00 paid by the Housing Authority; said agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Joseph H Duffy VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-96
Council as a Whole

Act on Lead Hazard Reduction Grant Program Audit.

MOTION: Approve SPONSORED BY: Council As A Whole VOTE: 6- 0
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 6
NAYS: TOTAL: 0
ABSTAIN: Nick Grasso TOTAL: 1
ABSENT: TOTAL: 0

2021-97
Council as a Whole

Act on Community Development Block Grant Program Audit.

MOTION: Approve SPONSORED BY: Council As A Whole VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-98
Council as a Whole

Act on Audit.

MOTION: Approve SPONSORED BY: Council As A Whole VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2021-99

Act on resolution to adjourn.

Mark Franchi

MOTION: Approve SPONSORED BY: Mark A Franchi VOTE: 7- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,
Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0