

Elmira City Council

Meeting Minutes

RE: AGENDA, ELMIRA CITY

Monday, December 20, 2021 – 5:30 PM

COUNCIL MEETING

2021-358

Brent Stermer

Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, December 6, 2021.

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

2021-359

Joseph Duffy

Receive communication from the City Manager and act on resolution referring a proposed zoning amendment to allow an apartment building in the district titled Campus IND (C-1) to the City Planning Commission and the County Planning Board for their recommendations.

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

2021-360

Brent Stermer

Receive communication from the City Manager and act on resolution accepting and awarding the bid for the Mark Twain Riverfront Park Sidewalks Project to Edger Enterprises of Elmira, Inc., the lowest bidder meeting all bid specifications, bid tab attached, in the amount of \$727,370.00 and authorizing the Mayor to sign such documents necessary to effect the award.

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

2021-361

Act on resolution approving the Agreement between the

Mayor Mandell

City and Chemung County commencing January 1, 2022 and expiring on December 31, 2024 wherein the County will continue to provide information technology (IT) services to the City under the terms and conditions as set forth in the attached Agreement and authorizing the Mayor to executed the shared services agreement; said Agreement subject to Corporation Counsel approval.

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

2021-362

Nan Moss

Receive communication from the City Manager and act on resolution approving an intermunicipal agreement with the Town of Baldwin, a copy of which is attached hereto, under which the City will enforce Article 7 of the NYS Agriculture and Markets Law in the Town and the City will provide housing for Town dogs for the calendar year 2022 at a cost to the Town of \$2,650.00 to be paid in monthly installments to the City of \$220.83 and authorizing the Mayor to execute the Agreement; said Agreement subject to Corporation Counsel approval.

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

2021-363

Mayor Mandell

Receive communication from the City Manager and act on resolution approving an amendment to each of the two (2) Lease Agreements between the City and Park Outdoor Advertising deleting the provision prohibiting Park Outdoor from advertising actual alcoholic products; said amendments attached hereto.

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

2021-364
Nan Moss

Receive communication from the City Manager and act on resolution accepting the proposal of Insero & Co. CPAs, LLP to perform auditing services for the City, including the Elmira Urban Renewal Agency, for the fiscal years retroactive from 2021 through 2025 and authorizing the Mayor to execute an agreement; said agreement subject to Corporation Counsel approval.

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

2021-365
Brent Stermer

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an agreement between the City and the County whereby the City will provide Hazardous Materials Incident Response to the County and the County will pay the City the annual amount of \$31,000.00 for such services; said agreement subject to Corporation Counsel approval.

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

2021-366
Joseph Duffy

Receive communication from the City Manager and act on resolution reporting the overtime for the Elmira Fire Department for pay periods 23 and 24 of 2021 in the amount of \$36,031.09.

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

2021-367
Mayor Mandell

Act on Anti Displacement Learning Network Grant Program Audit.

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

2021-368

Brent Stermer

Act on Downtown Revitalization Initiative Program Audit.

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

2021-369

Joseph Duffy

Act on Lead Hazard Reduction Grant Program Audit.

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

2021-370

Mayor Mandell

Act on Community Development Block Grant Program Audit.

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

2021-371

Nan Moss

Act on Audit - American Rescue Plan - Tree Bid

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

2021-372

Joseph Duffy

Act on Audit - American Rescue Plan - Non Profit

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

2021-373

Brent Stermer

Act on Audit - American Rescue Plan - Business Plan

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

2021-374

Mayor Mandell

American Rescue Plan - Property Rehab

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

2021-375

Joseph Duffy

Act on Audit

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

2021-376

Nan Moss

Act on resolution to adjourn.

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