

Elmira City Council

Meeting Minutes

RE: AGENDA, ELMIRA CITY
COUNCIL MEETING

Monday, January 3, 2022 – 5:30 PM

2022-1

Tory Kitching

Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, December 20, 2021.

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

2022-2

Mayor Mandell

Act on resolution scheduling a public hearing to receive comments from the public on the proposed 2022 Operating Budget and 2022 Capital Budget on Tuesday, January 18, 2022 in City Council Chambers, 317 E. Church Street, Elmira, NY at 5:30 p.m.; said hearing notice to be published once in the Elmira Star-Gazette at least five (5) days before said hearing.

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

2022-3

Mayor Mandell

Act on resolution reappointing Talima Aaron of 902 Maple Avenue, Elmira, NY as a Commissioner of the Cemetery Commission for a three-year term retroactive to January 1, 2022 and expiring December 31, 2024.

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

2022-4

Tory Kitching

Act on resolution establishing June 19th of each year as Juneteenth National Independence Day and declaring said

day to be a paid holiday for all officers and employees of the City of Elmira.

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

2022-5
Joseph Duffy

Receive communication from the City Manager and act on resolution authorizing the City Chamberlain to transfer from the general fund balance to the Insurance Reserve Fund the sum of \$276,068.13 thereby increasing the Fund to a total of \$400,000.00.

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

2022-6
Brent Stermer

Receive communication from the City Manager and act on resolution authorizing the continued retention of LaBella Associates, D.P.C. to provide professional services for the Downtown Revitalization Initiative Activate Buildings Program; said services not to exceed \$20,716.00, which amount is in addition to the amount approved by City Council pursuant to Resolution No. 2018-167 and authorizing the Mayor to execute an extension agreement with LaBella; said agreement subject to Corporation Counsel approval.

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

2022-7
Joseph Duffy

Act on resolution authorizing and directing the Mayor and City Chamberlain to enter into agreement(s) on behalf of City of Elmira from banks to act as official depositories for funds of the City for the year 2022; said agreement(s) subject to Corporation Counsel approval.

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

2022-8
Nan Moss

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an intermunicipal agreement between the City and the Town of Erin, a copy of which is attached, whereby the City Animal Control Department shall provide enforcement of Article 7 of the Agriculture and Markets Law services and sheltering services for the calendar year 2022 commencing retroactively from January 1, 2022, and the Town will pay the City the annual sum of \$4,300.00 in monthly installments of \$385.33; said agreement subject to Corporation Counsel approval.

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

2022-9
Brent Stermer

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an intermunicipal agreement between the City and the Town of Chemung, a copy of which is attached, whereby the City Animal Control Department shall provide enforcement of Articles 7 and 26 of the Agriculture and Markets Law services for the calendar year 2022 commencing retroactively from January 1, 2022 through December 31, 2022 with the Town agreeing to pay the City the annual sum of \$10,300.00 in monthly installments of \$858.33; said agreement subject to Corporation Counsel approval.

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

2022-10

Joseph Duffy

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an intermunicipal agreement between the City and the Town of Southport , a copy of which is attached, whereby the City Animal Control Department shall provide enforcement of Articles 7 and 26 of the Agriculture and Markets Law services for the calendar year 2022 commencing retroactively from January 1, 2022 through December 31, 2022 with the Town agreeing to pay the City the annual sum of \$38,048.20 in monthly installments of \$3,170.68; said agreement subject to Corporation Counsel approval.

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

2022-11

Nan Moss

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an intermunicipal agreement between the City and the Town of Elmira, a copy of which is attached, whereby the City Animal Control Department shall provide enforcement of Articles 7 and 26 of the Agriculture and Markets Law services for the calendar year 2022 commencing retroactively from January 1, 2022 through December 31, 2022 with the Town agreeing to pay the City the annual sum of \$23,113.20 in monthly installments of \$1,926.10; said agreement subject to Corporation Counsel approval.

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

2022-12

Tory Kitching

Act on resolution designating Economic Opportunity Program of Chemung County (EOP) as the City's Displacement and Homeless Prevention Program Administrator for an initial term of two (2) years

commencing February 1, 2022 through February 29, 2024, whereby EOP will provide services set forth in the attached budget proposal for a one-time service fee of \$329,120.00 to be paid from the \$1 Million Dollars Community Block Grant Program and HOME Investment Partnership Grant and authorizing the Mayor to execute an agreement with EOP; said agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Tory Kitching VOTE: 5- 1
AYES: Brent Stermer, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 5
NAYS: Nick Grasso TOTAL: 1
ABSTAIN: Daniel Mandell TOTAL: 1
ABSENT: TOTAL: 0
Due to technical difficulties, Councilmember Franchi was not on transmission, therefore was absent for the previous resolutions until this one which he came on at 5:41 pm.

2022-13
Mayor Mandell

Receive communication from the City Manager and act on resolution reporting the overtime for the Elmira Police Department for pay periods 21-26 of 2021, in the amount of \$68,752.22.

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
Consent

2022-14
Brent Stermer

Act on Lead Hazard Reduction Grant 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

2022-15
Joseph Duffy

Act on Community Development Block Grant Program Audit.

MOTION: 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

2022-16
Joseph Duffy

American Rescue Plan - Business Program

MOTION: 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

2022-17
Brent Stermer

American Rescue Plan - Non Profit Program

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

2022-18
Mayor Mandell

American Rescue Plan - Property Rehab

MOTION: SPONSORED BY: Daniel Mandell VOTE: 5- 0
AYES: Brent Stermer, Joseph H Duffy, Mark A Franchi, Tory Kitching,
Nannette M Moss TOTAL: 5
NAYS: TOTAL: 0
ABSTAIN: Daniel Mandell, Nick Grasso TOTAL: 2
ABSENT: TOTAL: 0

2022-19
Nan Moss

Capital 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

2022-20
Brent Stermer

American Rescue Plan - Tree Bid

MOTION: Approve SPONSORED BY: Brent Stermer VOTE: 6- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy,

Mark A Franchi, Tory Kitching TOTAL: 6
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2022-21

Tory Kitching

Act on Audit

MOTION: Approve SPONSORED BY: Tory Kitching 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

2022-22

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