

Elmira City Council

Meeting Minutes

RE: AGENDA, ELMIRA CITY

Monday, January 31, 2022 – 5:30 PM

COUNCIL MEETING

2022-43

Mayor Mandell

Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, January 18, 2021.

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

Amended Top Sheet Only - January 18, 2021 To January 18, 2022.

2022-44

Joseph Duffy

Act on resolution scheduling a public hearing for the purposes of receiving comments from the public regarding proposed Local Law No. 1 of 2022 to Amend Section 154(h)(1) of the Charter of the City of Elmira on Monday, February 14, 2022 at 5:30 p.m. via telephone conference by dialing 1-415-655-0002; Access Code 715 618 447#.

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

2022-45

Brent Stermer

Act on resolution for a first reading of proposed Local Law #1 of 2022 entitled "A Local Law of the City of Elmira, New York, to Amend Section 154(h)(1) of the Charter of the City of Elmira".

MOTION: Approve SPONSORED BY: Brent Stermer VOTE: 5- 1
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Tory Kitching, Nannette M Moss TOTAL: 5

NAYS: Nick Grasso TOTAL: 1

ABSTAIN: TOTAL: 0

ABSENT: Mark A Franchi TOTAL: 1

2022-46

Mayor Mandell

Act on resolution approving and adopting the Capital Budget for the City of Elmira for the year 2022, a

summary of which is attached hereto.

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 5- 1
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Tory Kitching,
Nannette M Moss TOTAL: 5
NAYS: Nick Grasso TOTAL: 1
ABSTAIN: TOTAL: 0
ABSENT: Mark A Franchi TOTAL: 1

2022-47
Joseph Duffy

**Act on resolution approving and adopting the Operating
Budget for the City of Elmira for the year 2022, a
summary of which is attached hereto.**

MOTION: Approve SPONSORED BY: Joseph H Duffy VOTE: 5- 1
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Tory Kitching,
Nannette M Moss TOTAL: 5
NAYS: Nick Grasso TOTAL: 1
ABSTAIN: TOTAL: 0
ABSENT: Mark A Franchi TOTAL: 1

2022-48
Brent Stermer

**Act on Ordinance to amend Section 14-147(a)(2) of the
City of Elmira Code of Ordinances.**

MOTION: Approve SPONSORED BY: Brent Stermer VOTE: 5- 1
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Tory Kitching,
Nannette M Moss TOTAL: 5
NAYS: Nick Grasso TOTAL: 1
ABSTAIN: TOTAL: 0
ABSENT: Mark A Franchi TOTAL: 1

2022-49
Mayor Mandell

**Receive communication from the City Manager and act on
resolution approving a Supplemental License Agreement
between the City and Eldridge Park Carousel
Preservation Society, Inc. pertaining to the erection of a
spray/splash pad at Eldridge Park and authorizing the
Mayor to execute said Supplemental License Agreement;
said Agreement subject to Corporation Counsel approval.**

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

2022-50
Nan Moss

**Receive communication from the City Manager and act on
resolution approving an intermunicipal agreement
between the City and Chemung County whereby the City**

shall provide maintenance, repair, and replacement services of electronic traffic control devices owned by the County located outside of the City for a one-year term commencing retroactive to January 1, 2022 and expiring on December 31, 2022 and authorizing the Mayor to execute the Agreement; said Agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Nannette M Moss VOTE: 5- 1
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Tory Kitching, Nannette M Moss TOTAL: 5
NAYS: Nick Grasso TOTAL: 1
ABSTAIN: TOTAL: 0
ABSENT: Mark A Franchi TOTAL: 1

2022-51

Tory Kitching

Receive communication from the City Manager and act on resolution regarding an extension of the February 9, 2021 Agreement with New York State Industries for the Disabled, Inc. (NYSID) to continue to provide janitorial services at City Hall, the Department of Public Works building, and 312 Lake Street for 3 additional months retroactive to January 1, 2022 and expiring March 31, 2022 under the same terms and conditions as set forth in the February 9, 2021 Agreement as outlined on the attached Request for Price Concurrence at a cost to the City of \$11,791.05 and authorizing the Mayor to execute said Extension Agreement; said Agreement subject to Corporation Counsel approval.

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

2022-52

Nan Moss

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an Intermunicipal Agreement between the City, County of Chemung and Town of Baldwin whereby the City's Animal Control Department will provide animal control services enforcing Article 26 of the Agriculture and Markets Law at a cost of \$6,250.00 retroactive to January 1, 2022 and expiring December 31, 2022, which amount

**will be paid by Chemung County on behalf of the Town;
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

2022-53
Joseph Duffy

**Receive communication from the City Manager and act on
resolution authorizing the Mayor to execute an agreement
with Chemung County whereby the City will provide to
the County's Rabies Program an animal handler and
specimen services pertaining to dogs, cats, ferrets, wildlife
and other mammals for the calendar year 2022,
commencing retroactive to January 1, 2022 and expiring
December 31, 2022, and for which the County shall pay to
the City for said services the sum of \$5,000.00; 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

2022-54
Brent Stermer

**Receive communication from the City Manager and act on
resolution accepting the proposal submitted by Irrigation
Consulting, Inc. for consultant services for the redesign of
the irrigation system at the Mark Twain Golf Course at a
cost to the City of \$66,500.00 and authorizing the Mayor
to execute an Agreement with Irrigation Consulting, Inc.;
said Agreement subject to Corporation Counsel approval.**

MOTION: Approve SPONSORED BY: Brent Stermer VOTE: 5- 1
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Tory Kitching,
Nannette M Moss TOTAL: 5
NAYS: Nick Grasso TOTAL: 1
ABSTAIN: TOTAL: 0
ABSENT: Mark A Franchi TOTAL: 1

2022-55
Mayor Mandell

Act on Lead Hazard Reduction Grant Program Audit

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

2022-56
Mayor Mandell

**Act on Community Development Block Grant Program
Audit.**

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

2022-57
Tory Kitching

American Rescue Plan - Non Profit Program

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

2022-58
Nan Moss

American Rescue Plan - Business Program

MOTION: Approve SPONSORED BY: Nannette M Moss VOTE: 5- 0
AYES: Daniel Mandell, Brent Stermer, Joseph H Duffy, Tory Kitching,
Nannette M Moss TOTAL: 5
NAYS: TOTAL: 0
ABSTAIN: Nick Grasso TOTAL: 1
ABSENT: Mark A Franchi TOTAL: 1

2022-59
Joseph Duffy

Act on Audit

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

2022-60
Tory Kitching

Act on resolution to adjourn.

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