

Elmira City Council Meeting Minutes

RE: AGENDA, ELMIRA CITY

Monday, August 15, 2022 – 5:30 PM

COUNCIL MEETING

2022-261

Nan Moss

Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, August 1, 2022.

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

2022-262

Council as a Whole

Receive communication from the City Manager and act on resolution announcing the Personnel Actions for the City of Elmira whereby William R. Solt and Zachary G. Stewart have elected to retire from their positions as Captain in the Elmira Police Department, effective July 31, 2022 respectively; and Jaden R. Wieder, Horseheads, NY has been appointed to the position of Police Officer. effective August 1, 2022. at an annual salary of \$50,863.70.

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

2022-263

Council as a Whole

Act on resolution extending appreciation to Police Captain William R. Solt for his services rendered to the City of Elmira for the past 17 years and wish him well in his future.

MOTION: Approve SPONSORED BY: Council As A Whole VOTE: 5- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi TOTAL: 5
NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0
ABSENT: Tory Kitching, Nannette M Moss TOTAL: 2

2022-264
Council as a Whole

Act on resolution extending appreciation to Police Captain Zachary G. Stewart for his services rendered to the City of Elmira for the past 17 years and wish him well in his future.

MOTION: Approve SPONSORED BY: Council As A Whole VOTE: 5- 0

AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi TOTAL: 5

NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0

ABSENT: Tory Kitching, Nannette M Moss TOTAL: 2

2022-265
Joseph Duffy

Receive communication from the City Manager and act on resolution declaring certain abandoned and impounded vehicles located at the Department of Public Works as surplus property and authorizing the sale of the vehicles in the City's possession set forth on the attached list by way of either an on-line auction by Auctions International or sale of the vehicles to Pick-A-Part in Horseheads, NY.

MOTION: Approve SPONSORED BY: Joseph H Duffy VOTE: 5- 0

AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi TOTAL: 5

NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0

ABSENT: Tory Kitching, Nannette M Moss TOTAL: 2

2022-266
Mayor Mandell

Act on resolution receiving and placing on file the Elmira Police Department Annual Report for year ending December 31, 2021.

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 5- 0

AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi TOTAL: 5

NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0

ABSENT: Tory Kitching, Nannette M Moss TOTAL: 2

2022-267
Mayor Mandell

Act on resolution approving a 3-year grant contract and receipt of funds in the sum of \$305,659.20 from the NYS Office of Victim Services whereby the City provides matching funds in a gross amount of \$91,097.31 with the City's actual cash contribution being \$77,657.31

(\$91,097.13 minus City-in-kind expenses of \$1,740.00 minus Family Services of Chemung County contribution of \$11,700.00) and authorizing the Mayor to execute any and all documents necessary to effect receipt of the grant.

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

2022-268
Council as a Whole

Act on resolution approving an Agreement between the City and Economy Paving Company, Inc. setting forth the negotiated settlement of differences between the City and Economy Paving arising out of the Walnut Street Bridge Project previously awarded to Economy Paving and further authorizing the Mayor to execute the Agreement, copy of which is attached hereto; said Agreement subject to Corporation Counsel approval.

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

2022-269
Joseph Duffy

Receipt of communication from the City Manager and act on resolution authorizing the Mayor to execute an agreement between the City and Captain William Solt setting forth the net payment due Captain Solt at the time of his retirement after deducting health insurance contributions, which Solt is leaving on deposit with the City, a copy of the agreement is attached hereto; said agreement subject to Corporation Counsel approval.

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

2022-270
Brent Stermer

Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into a

Memorandum of Agreement with the Chemung County Department of Youth Bureau & Recreational Services (CCYB) under which CCYB agrees to administer and operate The Spot Program and Super Saturday Program from 2022-2024 school calendars for the Elmira City School District and the City shall share the program cost which shall not exceed the annual sum of \$10,000.00; said agreement subject to Corporation Counsel approval.

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

2022-271
Nan Moss

Act on resolution approving the renewal of the agreement between the City and Southern Tier Counseling Center, LLC, to provide services known as Employee Assistance Program and authorizing the Mayor to sign the contract commencing retroactively from August 1, 2022 and terminating July 31, 2023 at a cost of \$4,301.00.

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

2022-272
Brent Stermer

Receive communication from the City Manager and act on resolution reporting the overtime for the Elmira Fire Department for pay periods 12 and 13 of 2022 in the amount of \$40,207.31.

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

2022-273
Nan Moss

Receive communication from the City Manager and act on

resolution reporting the overtime for the Elmira Fire Department for pay periods 14 and 15 of 2022 in the amount of \$36,811.11.

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

2022-274
Joseph Duffy

Act on Lead Hazard Reduction Grant Program Audit.

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

2022-275
Mayor Mandell

Act on Anti Displacement Learning Network Grant Program Audit.

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

2022-276
Brent Stermer

Act on Downtown Revitalization Initiative Program Audit.

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

2022-277
Nan Moss

Act on Community Development Block Grant Program Audit.

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 5- 0
AYES: Daniel Mandell, Nick Grasso, Brent Stermer, Joseph H Duffy, Mark A Franchi TOTAL: 5

NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: Tory Kitching, Nannette M Moss TOTAL: 2
Sponsored By: Mayor Mandell - CM Moss Absent

2022-278
Mayor Mandell

Act on American Rescue Plan Property Rehab Audit.

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

2022-279
Brent Stermer

Act on Audit.

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

2022-280
Joseph Duffy

Act on resolution to adjourn.

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