

Elmira City Council

Meeting Minutes

RE: AGENDA, ELMIRA CITY
COUNCIL MEETING

Monday, September 11, 2023 – 5:30 PM

2023-275

Nan Moss

Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, August 28, 2023.

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

2023-276

Mayor Mandell

Act on resolution withdrawing endorsement of Elmira Police Department departmental flag in 2022.

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

2023-277

Joseph Duffy

Act on resolution amending the Dalrymple Gravel & Contracting Co, Inc. bid to add an additional City road project for 2023 to include hot mix asphalt paving of a portion of College Avenue from Woodlawn Avenue to Thurston Street which is estimated to be \$105,000.00.

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

2023-278

Corey Cooke

Receive communication from Corporation Counsel and act on resolution designating the City as the lead agency pursuant to State Environmental Quality Review Act to file a negative determination that the conveyance of

vacant City surplus property located at 717-725 Dickinson Street to Elmira Downtown Development will not have an adverse impact on the environment.

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

2023-279
Joseph Duffy

Receive communication from Corporation Counsel and act on resolution designating the City as the lead agency pursuant to State Environmental Quality Review Act to file a negative determination pertaining to the proposal for the City to grant a license to New York State Electric & Gas Corporation to install a gas regulator station in City-owned Pulaski Park will not have an adverse impact on the environment.

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

2023-280
Mayor Mandell

Act on resolution accepting Chemung County Community Development Fund grants for Friends of Woodlawn Cemetery, John Johns Museum, Man2Man, and Vietnam Veterans 803 Museum and authorizing the Mayor to execute the Acknowledgement of the Grant Terms and Conditions, a copy of which is attached hereto.

MOTION: Approve SPONSORED BY: Joseph H Duffy VOTE: 5- 0
AYES: Corey Cooke, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 5
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: Daniel Mandell, Nick Grasso TOTAL: 2
Sponsored By: Deputy Mayor Duffy - Mayor Mandell Absent - Amended: Top Sheet Only
John Johns To John Jones

2023-281
Joseph Duffy

Receive communication from the City Manager and act on resolution accepting the sole bid of and awarding a

contract to RS Parker Landscaping for property maintenance (abatelements) services and authorizing the Mayor to execute a contract with RS Parker Landscaping; said contract subject to Corporation Counsel approval.

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

2023-282
Mayor Mandell

Receive communication from the City Manager and act on resolution approving a commission agreement with artist Derek L. Chalfant to create a sculpture, reviewed by the City of Elmira Public Art Commission, to be erected in Mark Twain Riverfront Park as depicted on the attached drawing at a total cost not to exceed \$25,000.00 and authorizing the Mayor to execute the commission agreement; said agreement subject to Corporation Counsel approval.

MOTION: SPONSORED BY: Joseph H Duffy VOTE: 3- 2
AYES: Corey Cooke, Joseph H Duffy, Tory Kitching TOTAL: 3
NAYS: Mark A Franchi, Nannette M Moss TOTAL: 2
ABSTAIN: TOTAL: 0
ABSENT: Daniel Mandell, Nick Grasso TOTAL: 2
Sponsored By: Deputy Mayor Duffy - Mayor Mandell Absent Failed: By The Following Vote: 3 Ayes - 2 Nays

2023-283
Joseph Duffy

Receive communication from the City Manager and act on resolution granting a license to New York State Electric & Gas Corporation (NYSEG) to install a gas regulator station in a portion of Pulaski Park and authorizing the Mayor to enter into and execute the License Agreement with NYSEG, a copy of which is attached hereto and made a part hereof; said License Agreement subject to Corporation Counsel approval.

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

2023-284
Council as a Whole

Receive communication from the City Manager and act on resolution reporting the overtime for the Elmira Fire Department for pay periods 16, 17, and 18 of 2023 in the amount of \$51,415.72.

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

AYES: Corey Cooke, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 5

NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0

ABSENT: Daniel Mandell, Nick Grasso TOTAL: 2

2023-285
Nick Grasso

Act on Lead Hazard Reduction Grant Program Audit.

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

AYES: Corey Cooke, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 5

NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0

ABSENT: Daniel Mandell, Nick Grasso TOTAL: 2

Sponsored By: Deputy Mayor Duffy - CM Grasso Absent

2023-286
Corey Cooke

Act on Anti-Displacement Learning Network Program Audit.

MOTION: Approve SPONSORED BY: Corey Cooke VOTE: 5- 0

AYES: Corey Cooke, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 5

NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0

ABSENT: Daniel Mandell, Nick Grasso TOTAL: 2

2023-287
Mayor Mandell

Act on Downtown Revitalization Initiative Grant Program Audit.

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

AYES: Corey Cooke, Joseph H Duffy, Mark A Franchi, Tory Kitching, Nannette M Moss TOTAL: 5

NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0

ABSENT: Daniel Mandell, Nick Grasso TOTAL: 2

Sponsored By: Deputy Mayor Duffy - Mayor Mandell Absent

2023-288
Nan Moss

Act of Community Development Block Grant Program Audit.

MOTION: Approve SPONSORED BY: Nannette M Moss VOTE: 5- 0

AYES: Corey Cooke, Joseph H Duffy, Mark A Franchi, Tory Kitching,
Nannette M Moss TOTAL: 5
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: Daniel Mandell, Nick Grasso TOTAL: 2

2023-289
Joseph Duffy

Act on American Rescue Plan Lost Revenue Audit.

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

2023-290
Corey Cooke

Act on Audit.

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

2023-291
Nick Grasso

Act on resolution to adjourn.

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