

# Elmira City Council

## Meeting Minutes

RE: AGENDA, ELMIRA CITY  
COUNCIL MEETING

Monday, November 6, 2023 – 5:30 PM

2023-339

Mayor Mandell

**Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, October 23, 2023.**

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

**PUBLIC HEARING for the purpose of receiving comments from the public regarding proposed Local Law #1 of 2023 amending Section 214 of the City Charter to provide payment of compensation to each of the City's Cemetery Commissioners.**

2023-340

Joseph Duffy

**Receive communication from the City Manager and act on resolution retaining the firm of Precision Trenchless, LLC to perform inspection services and recommendations on permanent repairs to the City's interceptor sewer and various levee penetrations (flood control conduits) at a cost to the City of \$104,966.00.**

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

2023-341

Mayor Mandell

**Act on resolution for a first reading of proposed Local Law #2 of 2023 to override the tax levy limit established in General Municipal Law Section 3-c.**

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 4- 2  
AYES: Daniel Mandell, Joseph H Duffy, Mark A Franchi, Nannette M Moss TOTAL: 4  
NAYS: Corey Cooke, Nick Grasso TOTAL: 2  
ABSTAIN: TOTAL: 0

ABSENT: Tory Kitching TOTAL: 1

2023-342

Joseph Duffy

**Act on resolution scheduling a public hearing on November 20, 2023 at 5:30 p.m. to receive public comments on proposed Local Law #2 of 2023 to override the tax levy limit established in General Municipal Law Section 3-c.**

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

2023-343

Nan Moss

**Receive communication from the City Manager and act on resolution approving payment of a stipend to the City's Domestic Violence Coordinator in the amount of \$8,007.59 for the 2024 calendar year and authorizing the Mayor to sign any documents to effect the State Office of Victim Services' subsidy payment to the City.**

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

2023-344

Mayor Mandell

**Act on Ordinance amending the Official Map of Streets of the City of Elmira closing, discontinuing, and abandoning a portion of Howard Street as shown on the attached map.**

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

2023-345

Joseph Duffy

**Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into agreements with multiple low bidders meeting all bid specifications for groundskeeping products for the Mark Twain Golf Course for the calendar year 2024 listed on the attached bid summary sheet.**

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

2023-346  
Joseph Duffy

**Receive communication from the City Manager and act on resolution approving a 4-year agreement between the City and West Hill Fire District #3 for fire protection and other emergency services for the annual lump sum payment to the City of \$27,013.00, as outlined in the attached agreement, and authorizing the Mayor to execute the agreement commencing January 1, 2024 and expiring December 31, 2027; said agreement subject to Corporation Counsel approval.**

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

2023-347  
Mayor Mandell

**Act on resolution authorizing the Mayor to execute a License/Security Agreement pertaining to the second-floor apartment at the Mark Twain Golf Course granting permission to Dan Gosnell to reside in the apartment for a monthly rental fee of \$500.00 per month paid to the City and to render security services at the golf course as requested by the golf course manager; said Agreement commences November 1, 2023 and is subject to Corporation Counsel approval.**

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 4- 1  
AYES: Daniel Mandell, Joseph H Duffy, Mark A Franchi, Nannette M Moss TOTAL: 4  
NAYS: Nick Grasso TOTAL: 1  
ABSTAIN: Corey Cooke TOTAL: 1  
ABSENT: Tory Kitching TOTAL: 1

2023-348  
Nan Moss

**Act on resolution approving a Memorandum of Agreement (MOA) between the County and City regarding the City's participation in the County's Employee Health Benefit Project effective January 1, 2024, a copy of which is attached hereto and made as part**

**hereof, and authorizing the Mayor to execute the MOA;  
said MOA subject to Corporation Counsel approval.**

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

2023-349  
Mayor Mandell

**Receive communication from the City Manager and act on  
resolution approving a new contract between the City and  
Golf Professional James J. Turcsik, Jr. for a four-year  
contract effective March 1, 2024 through December 15,  
2027, a copy the proposed contract is attached hereto and  
made a part hereof, and authorizing the Mayor to execute  
the agreement; said agreement subject to Corporation  
Counsel approval**

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

2023-350  
Mayor Mandell

**Act on resolution authorizing the Mayor to execute a  
Payment in Lieu of Taxes agreement (PILOT), a copy of  
which is attached hereto and made a part hereof, to  
support the construction of a new three-story, 58-unit  
building project located at 182 Washington Avenue by a  
housing development fund company; said PILOT subject  
to Corporation Counsel approval.**

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 4- 2  
AYES: Daniel Mandell, Corey Cooke, Joseph H Duffy, Nannette M  
Moss TOTAL: 4  
NAYS: Nick Grasso, Mark A Franchi TOTAL: 2  
ABSTAIN: TOTAL: 0  
ABSENT: Tory Kitching TOTAL: 1

2023-351  
Corey Cooke

**Act on Community Development - Downtown  
Revitalization Initiative Audit.**

MOTION: Approve SPONSORED BY: Corey Cooke VOTE: 6- 0  
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,  
Mark A Franchi, Nannette M Moss TOTAL: 6

NAYS: TOTAL: 0  
ABSTAIN: TOTAL: 0  
ABSENT: Tory Kitching TOTAL: 1

2023-352  
Mayor Mandell

**Act on Community Development - Anti Displacement  
Learning Network Audit.**

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

2023-353  
Corey Cooke

**Act on Community Development - Lead Hazard  
Reduction Grant Audit.**

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

2023-354  
Joseph Duffy

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

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

2023-355  
Nan Moss

**Act on American Rescue Plan Broadband Audit.**

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

2023-356  
Corey Cooke

**Act on Audit.**

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

Mark A Franchi, Nannette M Moss TOTAL: 6  
NAYS: TOTAL: 0  
ABSTAIN: TOTAL: 0  
ABSENT: Tory Kitching TOTAL: 1

2023-357  
Nan Moss

**Act on resolution to adjourn.**