

Elmira City Council

Meeting Minutes

RE: AGENDA, ELMIRA CITY

Monday, November 20, 2023 – 5:30 PM

COUNCIL MEETING

2023-358

Corey Cooke

Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, November 6, 2023.

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

PUBLIC HEARING for the purpose of receiving comments from the public regarding proposed Local Law #2 of 2023.

2023-359

Nan Moss

Receive communication from the City Manager and act on resolution announcing the Personnel Action for the City of Elmira whereby Jason A. Drake has been appointed to the position of Solid Waste Specialist II, effective November 6, 2023, at an hourly rate of \$18.95.

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

2023-360

Mayor Mandell

Receive communication from the City Manager and act on resolution recommending the appointment of Timothy Blandford to the Board of Assessment Review.

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

2023-361

Receive communication from the Mayor and act on

Mayor Mandell

resolution recommending the reappointment of Anna Eide, Allen C. Smith, and Lynne Rusinko to the Public Arts Commission.

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

2023-362

Joseph Duffy

Receive communication from the City Manager and act on resolution accepting Records of Activities submitted by Councilmembers Moss and Franchi and directing the records be submitted to the New York State Retirement System.

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

2023-363

Joseph Duffy

Receive communication from the City Manager and act on resolution declaring the vehicles set forth on the attached list as surplus property and authorizing the sale of the vehicles by way of either on-line auction by Auctions International, Inc. or sale to Pick-A-Part in Horseheads, NY.

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

2023-364

Mayor Mandell

Act on resolution adopting Local Law #1 of 2023 to amend Section 214 of the City Charter to provide for the payment of compensation to each of the City's Cemetery Commissioners.

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 5- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Mark A Franchi, Nannette M Moss TOTAL: 5
NAYS: TOTAL: 0

ABSTAIN: Joseph H Duffy TOTAL: 1

ABSENT: Tory Kitching TOTAL: 1

2023-365

Corey Cooke

Receive communication from Corporation Counsel and act on resolution authorizing the Mayor to enter into a License Agreement with CASA-Trinity granting a 3-yr revocable license for CASA-Trinity to use City-owned property located at the northwest corner of East Washington Ave and Stowell Street solely for parking purposes and for which CASA-Trinity will pay the City the annual sum of \$1,000.00 commencing retroactively to November 1, 2023 and expiring October 31, 2026; said agreement subject to Corporation Counsel approval.

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

2023-366

Corey Cooke

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an agreement with Dewittsburgh Housing Development Fund Corp by which the City provides additional police services to Dewittsburgh in consideration for the payment of \$154,500.00 for the calendar year 2024; said agreement subject to Corporation Counsel approval.

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

NAYS: TOTAL: 0

ABSTAIN: Nannette M Moss TOTAL: 1

ABSENT: Tory Kitching TOTAL: 1

2023-367

Nan Moss

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an agreement between the City and Chemung County whereby the City provides Hazardous Materials Incident Response to the County and the County will assist the City by paying the annual amount of \$35,000.00 for such services; said agreement subject to Corporation Counsel approval, a copy of which is attached hereto.

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

2023-368
Mayor Mandell

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an intermunicipal agreement between the Town of Baldwin, Chemung County, and City whereby the City will provide animal control services to the Town, enforcing Article 26 of the Agriculture and Markets Law, for the calendar year of 2024 and for which the County will pay the City the sum of \$6,250.00 on behalf of the Town for these services; said agreement subject to Corporation Counsel approval.

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
Placed On Consent

2023-369
Nan Moss

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an intermunicipal agreement between the Town of Erin, Chemung County, and City whereby the City will provide animal control services to the Town, enforcing Article 26 of the Agriculture and Markets Law, for the calendar year 2024 and for which the County will pay the City the sum of \$6,250.00 on behalf of the Town for these services; said agreement subject to Corporation Counsel approval.

MOTION: 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: TOTAL: 0
Placed On Consent

2023-370
Joseph Duffy

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an intermunicipal agreement between the Town of VanEtten, Chemung County, and the City whereby the City will

provide animal control services to the Town, enforcing Article 26 of the Agriculture and Markets Law, for the calendar year 2024 and for which the County will pay the City the sum of \$6,250.00 on behalf of the Town for these services; 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

Placed On Consent

2023-371

Corey Cooke

Act on Downtown Revitalization Initiative Grant Program 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

2023-372

Mayor Mandell

Act on Lead Hazard Reduction Grant Program 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

2023-373

Corey Cooke

Act on Community Development Block Grant Program 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

2023-374

Joseph Duffy

Act on 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

2023-375

Nan Moss

Act on resolution to adjourn.

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