

Elmira City Council

Meeting Minutes

RE: AGENDA, ELMIRA CITY

Monday, December 2, 2024 – 5:30 PM

COUNCIL MEETING

2024-372

Nick Grasso

Act on resolution dispensing with the minutes of the regular Meeting held on Monday, November 18th, 2024.

MOTION: Approve SPONSORED BY: Nick Grasso VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

Public Hearing for Written and Oral Comments on the City of Elmira's Application Under Round 9 of the RESTORE NY Communities Program.

2024-373

Mayor Mandell

Act on resolution for a first reading of a proposed Local Law No. 3 of 2024 entitled "Regulating the Unlicensed Cannabis Sales in the City of Elmira".

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 6- 1
AYES: Daniel Mandell, Corey Cooke, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 6
NAYS: Nick Grasso TOTAL: 1
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-374

Joseph Duffy

Act on resolution scheduling a public hearing on December 16, 2024 at 5:30 p.m. to receive public comments on proposed Local Law No. 3 of 2024 entitled "Regulating the Unlicensed Cannabis Sales in the City of Elmira".

MOTION: Approve SPONSORED BY: Joseph H Duffy VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-375

Receive communication from the City Manager and act on

Gary Brinn

resolution accepting the proposal from LaBella to provide professional engineering services to assess the fire damage to the Washington Ave bridge and to develop a plan for its reopening at a cost to the City of \$39,500.00.

MOTION: Approve SPONSORED BY: Gary Brinn VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-376

Mayor Mandell

Receive communication from the City Manager and act on resolution accepting on behalf of the Elmira Police Department, the Norfolk Southern Project Title Utility Task Vehicle Grant in the amount of \$24,326.00, authorizing the Mayor to execute necessary documentation to effect the receipt of the grant, and authorizing the City Chamberlain to accept the grant funds.

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-377

Joseph Duffy

Act on resolution adopting Local Law #2 of 2024 to override the tax levy limit established in General Municipal Law Section 3-c.

MOTION: Approve SPONSORED BY: Joseph H Duffy VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-378

Nan Moss

Act on resolution authorizing the Mayor to execute a contract with Erway Ambulance Service, Inc. whereby Erway will submit to third parties bills on behalf of the City of Elmira for certain emergency medical services rendered by the City of Elmira from January 1, 2025 through December 31, 2025 for the consideration of \$1.00 and expressing the City's sincere thanks and appreciation to Erway for its thoughtful assistance.

MOTION: Approve SPONSORED BY: Nannette M Moss VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-379
Corey Cooke

Receive communication from the City Manager and act on resolution accepting the sole bid of Postler & Jaeckle Corporation (P&J) meeting all bid specifications for HVAC maintenance and plumbing repairs in the total bid amount of \$52,270.00, to be paid by the City, a copy of the bid summary sheet is attached hereto, and authorizing the Mayor to execute an agreement with P&J commencing January 1, 2025 and expiring December 31, 2027; said agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Corey Cooke VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-380
Joseph Duffy

Receive communication from the City Manager and act on resolution accepting the bid of NuVista Designs General Contractors, LLC in the amount of \$90,000.00, the lowest bidder meeting all bid specifications as outlined on the attached bid summary, for partial roof replacement at the Mark Twain Golf Course Club House and authorizing the Mayor to sign such documents necessary to effect the award.

MOTION: Approve SPONSORED BY: Joseph H Duffy VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-381
Corey Cooke

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an agreement with Dewittsburgh Housing Development Fund Corporation whereby the City will provide additional police services through its Police Department to

Dewittsburgh for the sum of \$154,500.00 to be paid to the City commencing January 1, 2025 and expiring December 31, 2025; 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, Gary Brinn, Jackie Wilson TOTAL: 6
NAYS: TOTAL: 0
ABSTAIN: Nannette M Moss TOTAL: 1
ABSENT: TOTAL: 0

2024-382
Jackie Wilson

Receive communication from the City Manager and act on resolution approving an Agreement between the Town of Erin and the City whereby the City's Animal Control Department will provide enforcement of Article 7 of the Agriculture and Markets Law services commencing January 1, 2025 through December 31, 2025 for the annual sum of \$4,500.00 to be paid by the Town to the City and authorizing the Mayor to execute the Agreement; said Agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Jackie Wilson VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-383
Nan Moss

Receive communication from the City Manager and act on resolution approving an intermunicipal agreement between the Town of Baldwin and the City whereby the City's Animal Control Department will provide enforcement of Article 7 of the Agriculture and Markets Law services commencing January 1, 2025 through December 31, 2025 for the annual sum of \$2,750.00 to be paid by the Town to the City and authorizing the Mayor to execute the Agreement; said Agreement subject to Corporation Counsel approval.

Amended

MOTION: Approve SPONSORED BY: Nannette M Moss VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0

ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-384
Mayor Mandell

Receive communication from the City Manager and act on resolution authorizing the Mayor to execute an Agreement with Chemung County under which the City will provide to the County's Rabies Program animal handler and specimen services for the calendar year 2025, commencing January 1, 2025 through December 31, 2025, and the County to pay the City for said services in the amount of \$5,400.00; said Agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-385
Jackie Wilson

Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into an Agreement with Chemung County Parks, Recreation and Youth Bureau, through its Cohesion Program operating from January 1, 2025 through December 31, 2027, to operate a Summer Cohesion Program within the City, with the City sharing in the annual expense not to exceed the sum of \$14,500.00; said Agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Jackie Wilson VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy, Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-386
Gary Brinn

Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into an Agreement with Chemung County Department of Youth Bureau and Recreational Services (CCYB), under which CCYB agrees to administer and operate The Spot Program and Super Saturday program for school calendar years commencing January 1, 2025 and expiring December 31, 2027 with the City sharing in the program cost not to exceed the annual sum of \$10,000.00; said

Agreement subject to Corporation Counsel approval.

MOTION: Approve SPONSORED BY: Gary Brinn VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-387
Mayor Mandell

Overtime Report Elmira Police Department.

MOTION: Approve SPONSORED BY: Daniel Mandell VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-388
Nick Grasso

Act on Lead Hazard Reduction Grant Program Audit.

MOTION: Approve SPONSORED BY: Nick Grasso VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-389
Corey Cooke

Act on Community Development Block Grant Program Audit.

MOTION: Approve SPONSORED BY: Corey Cooke VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-390
Nan Moss

Act on Audit.

MOTION: Approve SPONSORED BY: Nannette M Moss VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0

2024-391

Jackie Wilson

Act on resolution to adjourn.

MOTION: Approve SPONSORED BY: Jackie Wilson VOTE: 7- 0
AYES: Daniel Mandell, Corey Cooke, Nick Grasso, Joseph H Duffy,
Nannette M Moss, Gary Brinn, Jackie Wilson TOTAL: 7
NAYS: TOTAL: 0
ABSTAIN: TOTAL: 0
ABSENT: TOTAL: 0