

At the regular meeting of the Town Board of the Town of Elmira, Chemung County, New York held Tuesday, January 19, 2016 at 7:00 PM at 1255 West Water Street, Elmira, NY, there were present:

Supervisor: David Sullivan  
Councilmember: Scott Bush  
Councilmember: Thomas Milliken  
Councilmember: Ronald Allison  
Councilmember: Karen Krusen

Others present  
Town Clerk- Jo Ann Sherwood  
Attorney- Scott Moore  
Chief of Police- Peter Michalko  
Highway Superintendent- Matthew Mustico  
Buildings and Grounds Supervisor- Scott Eschbach

**Resolution #46-16**

**Minutes**

**By Mr. Allison**

**Seconded by Mr. Bush**

Motion was made to approve the minutes of the regular meeting of December 29, 2015 and the organizational meeting of January 4, 2016.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Resolution #47-16**

**Transfers**

**By Mr. Milliken**

**Seconded by Mr. Allison**

Resolved that the following transfers were herewith authorized:

From Line Item	To Line Item	Amount	Reason
DB5130.20	DB5130.40	1,679.13	Under Appropriated
DB9060.81	DB9060.80	313.10	Under Appropriated
SM3120.10	SM3120.12	1,751.61	Under Appropriated
SM3120.10	SM3120.13	2,439.04	Under Appropriated
SM3120.45	SM3120.41	350.07	Under Appropriated
SM3120.45	SM3120.43	126.12	Under Appropriated
SM9060.80	SM9030.80	569.96	Under Appropriated
SP0599.00	SP7110.11	3,687.59	Under Appropriated
SP0599.00	SP9010.80	1,744.63	Under Appropriated
SP7110.41	SP7110.20	71.59	Under Appropriated
SP7110.41	SP9030.80	421.63	Under Appropriated

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Resolution #48-16**

**Financial Report**

**By Mr. Allison**

**Seconded by Mr. Bush**

Motion was made to accept and approve the Supervisor's report for the month of December 2015.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Resolution #49-16**

**Audit of Bills**

**By Mr. Bush**

**Seconded by Mrs. Krusen**

Resolved that claims #7623 through #7695 in the total amount of \$170,394.33 were audited and approved for payment when in funds.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Department Reports:**

Highway Superintendent Matthew Mustico reported that his highway crew finished the extension work of the main sewer line for the west end highway garage. Proposals were to be in for the completion work but there is some more paperwork that needs done. It is in the best interest for the town to have a contractor do this final phase vs the town doing the work especially in regards to a warranty. They are doing an inventory of East Hill street signs and then they will be doing one down here. The reason for this inventory is that all signs need to be compliant by 2018. Matt stated that he is sketching out a proposed plan for his road work for this year. Mr. Bush requested they put up No Dumping Signs on East Hill. Matt stated that most of time people don't press charges when they find out who it is that is dumping illegally. Hopefully signs will help.

Police Chief Peter Michalko gave a report on his December written report. He stated calls were down but traffic tickets were up.

Buildings and Grounds Custodian Scott Eschbach stated he is completing some miscellaneous items around the grounds. He has been painting at the TCC and did some work for lower parking at pool area trying to make it a more defined parking area. Delineators will be put up in spring. Renewing of all pool bench bases will be done. He has been doing work at both the East and West end garages. Mandatory Carbon monoxide detectors were installed in both garages. NYSEG installed a new gas line today from the street to the town hall. An outside meter was installed as well.

**Discussion:**

Mrs. Krusen reported that the property maintenance committee met on Wednesday January 13 to discuss the rental housing registration. To date eighteen registrations have been turned in so far. The committee is pleased with that turnout. The committee stated now they need to make sure they are updated if there are any problems with renters after the registration is in place. Any Police reports will let them know of any situations. There will be another reminder in February and in March to let landlords know they must register, otherwise they will have to pay the fee. Right now that fee is being waived. The committee will now meet every other month with the next meeting scheduled for March.

Farm animals in residential district- The Planning board discussed this at their last meeting. They recommended the board review the City of Auburn resolution. One suggestion is to do a blanket prohibition; no animals at all that are wild could be kept. Another suggestion was if there are certain situations in which it is okay to have certain animals. Such as reptiles. The board discussed where to have a permit required for animals. This permit would include coop regulations and the amount of animals for that coop. After discussion the consensus was to do a complete ban on certain animals. Town would have to draft an ordinance and have a public hearing on this. Atty. Moore will draft up an ordinance to cover this. This will cover outside animals. The question was brought up what if someone asks to be grandfathered in. Atty. Moore will check on this.

Chapman Place parking- The town received communication from the county legislator that represents this area with residents requesting odd/even parking on this street. The enforcement for this is not part of Traffic District #1. The Sheriff's department would be in charge of enforcing this area if we had a local law covering this. Because of trees on the street the road cannot be made wider.

DOT Shared Service request- The Town received an agreement request from the State that if we have an emergency we can call the state and they are able to come and help. It is recommended to have this in place.

**Public Comments:** none

**Resolution 50-16**

**Set meeting date for February Town Board meeting**

**By Mr. Milliken**

**Mr. Allison**

Motion was made to set the date of Thursday, February 18, 2016 for the regular meeting of the Town Board.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Resolution #51-16**

**Approve contract with STEG**

**By Mr. Bush**

**Seconded by Mr. Milliken**

Motion was made to approve the contract with Southern Tier Economic Growth effective January 1, 2016 through December 31, 2016 in the amount of \$2,500.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Resolution #52-16**

**Approve expenditure of highway monies for 2016**

**By Mr. Milliken**

**Seconded by Mrs. Krusen**

Motion was made to accept the agreement for the Expenditure of Highway Monies from the Highway Superintendent for 2016.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Resolution #53-16**

**Authorize Highway Superintendent to sign shared service agreement with NYSDOT**

**By Mr. Bush**

**Seconded by Mr. Allison**

Motion was made to authorize the highway superintendent to sign the shared service agreement with NYSDOT for the exchange or lending of materials or equipment which shall promote and assist the maintenance of State and Municipal roads and highways and provide a cost savings by maximizing the effective utilization of both parties' resources.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

**Resolution #54-16**

**Restore Tax Assessment Pilot Agreement**

**By Mr. Bush**

**Seconded by Mr. Allison**

Resolved that the Town will enter into a pilot agreement for the tax assessment case regarding property tax index #2015-1931 and that the entity will pay a fee of \$500 annually effective with the 2016-2017 School Tax Year and the 2017 County and Town Tax Year.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

On a motion by Mrs. Krusen and seconded by Mr. Bush the board went into an executive session at 7:47 PM to discuss litigation.

On a motion by Mr. Allison and seconded by Mr. Milliken the board went out of executive session at 7:56 PM.

On a motion by Mr. Milliken and seconded by Mrs. Krusen the meeting was adjourned at 8:00 PM.

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Jo Ann Sherwood, Town Clerk