

At the regular meeting of the Town Board of the Town of Elmira, Chemung County, New York held Monday June 19, 2017 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
Code Enforcement Officer - Chip LeValley
Chief of Police- Peter Michalko
Highway Superintendent- Matthew Mustico
Buildings and Grounds Caretaker- Scott Eschbach

Resolution #78-17

Minutes

By Mr. Allison

Seconded by Mrs. Krusen

Motion was made to approve the minutes of the regular meeting of May 15, 2017.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #79-17

Financial Report

By Mr. Bush

Seconded by Mrs. Krusen

Motion was made to approve the Supervisor's report for May 2017.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #80-17

Audit of Bills

By Mr. Allison

Seconded by Mr. Milliken

Resolved that claims in the total amount of \$118,914.87 were audited and approved for payment when in funds.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Discussion:

Agreement with West Elmira Recreation Corp. - Board will have Recreation Commission review agreement at their next monthly meeting.

Handbook update- some minor changes were made to the handbook and this is being referred to the Personnel Committee for review.

Roof replacement- Foor & Associates submitted a report and estimate on a proposed new roof for the town hall building. Estimated cost is \$136,000. Board will review this at the next Town Board workshop to be held on July 24th.

Department Reports:

Code Enforcement Officer Chip LeValley reported that May has been a busy month with issues coming forth upon the planning board and the county planning board. He stated he is busy issuing permits and he is still receiving tall grass complaints.

Supervisor Sullivan stated that the town has some abandoned properties that are really in bad shape and we have to sometimes wait three years before we can proceed to demolish them. One of them being 77 Carrollton Ave. It has been abandoned for about seven years now due to the deaths of the owners. The mortgage company was making payments for the taxes but did not for 2017. The house is falling into disrepair. Supervisor Sullivan asked if instead of demolishing the house is there a way we can keep the house up to date with maintenance so that when it does become able to be sold it would be up to code requirements. Maintenance would include painting and other necessary repairs to keep it up to date for when they will sell it. There is a maintenance company that is now doing the mowing. Town Attorney Moore stated that the first step that has to happen is the bank will probably need to do a foreclosure.

Attorney Moore stated that the town really shouldn't take action on a privately owned home. Chip stated that there are twelve homes in the town that are empty and we are mowing nine of these properties. He stated he has found that it is tough to find out who actually holds the mortgage on these properties. Attorney Moore stated that the County clerk will have a record of who the mortgage company is on these properties. The NYS Zombie law requires mortgage companies to handle foreclosures. Scott will check into what other steps we can take to expedite this situation.

Chief Peter Michalko submitted his monthly written report and gave a brief report on this. He stated that on May 8th we took ownership of a 2013 Dodge Charger.

Highway Superintendent Matt Mustico reported his crew is working on Mill Hill and Watercure Hill roads. The guard rail has been put up on Mill Hill Rd. Matt stated the Jenkins Road Bridge is complete. Matt also stated that paving will begin tomorrow on W. Clinton and W. First streets. He stated the Pickle ball court just needs to be blacktopped. Matt attended Cornell Road School last week.

Buildings and Grounds caretaker Scott Eschbach stated there has been a lot of mowing being done with the recent weather. One property is difficult to mow in the back of the property because of flooding from all the recent rain we have had. Hendy Field Day was held last week in the park and was very successful. Scott stated he is busy getting the pool ready, and waiting for the Chemung County Health Dept. to do their inspection. He has done tile repair work in the girls shower area and painted deck signs. He also has added a new lifeguard chair in the wading pool area. Scott reported that there will be a Cal Ripken Western State baseball tournament in the park during the Fourth of July weekend. He reported that the fencing for the pickle ball court is still not complete yet. He is waiting to get with contractors.

Public Comment

Joel Robinson, Crestwood Road, stated there is excessive noise on his street and he read parts of the town noise ordinance. He stated that garbage trucks that come around early in the morning from 2-4 AM. He stated that fireworks being set off at the country club are also a problem. He asked the board if they were aware that the Country Club is having a concert on July 9th. He has concerns on noise and traffic. He questioned whether the town did enforce the noise ordinance. He asked if he was supposed to call the police early in the morning to complain about the noise from the garbage trucks. Supervisor Sullivan stated he has talked to Casella and they said they would wait until 6:30 AM to start the garbage pickup. Mr. Robinson stated the garbage truck knocked over a sign and broke the culvert on the corner of his road. The Board will look into the concert being planned by the Country Club. Mr. Sullivan will call Casella again.

Charlene Prior, Country Club Drive stated there is a huge pot hole in front of 95 Country Club Drive. Highway Superintendent Matt Mustico stated he will attend to that when they receive their blacktop.

Carol Cavalier, W. First Street complained about the house next door to her. When the town does the mowing it creates clumps in the yard. She is trying to sell her house and feels the house next door is a hindrance to that. Also the back yard grass is very tall. Mr. Sullivan stated the grass needs to be mowed but we need to wait for it to dry out first before someone can get in there. She suggested mowing more frequently so it isn't so clumped.

Resolution #81-17

Appoint Lifeguard for 2017

By Mrs. Krusen

Seconded by Mr. Bush

Resolved that the following be hired as lifeguards for the 2017 Pool Season; Grace Archer, Joshua Arnold, Martin Cain, Abigail Duvall, Madison Duvall, Carter Frame, Sofia Harris, Julia Holleran, Natalie Hughes, Andrew Johnson, Christopher Knuth, Olivia Manning, Sarah Paltrowitz, James Parker, Connor Prunoske, Tyler Prunoske, Chelsea Ryan, Loren Sayers, Ilana Sobel, Jack Sobel, Bianca Summerville, Theo Summerville, Alexandra Wakefield, Alexis Boorse, Caylee Boorse, Cassidy Bowes, Lillian Cadwallader, Nicholas Cain, Alexis Ess, Peter Grella, Sarah Manning, Erin Murray, Claire Touschner, Anna Devlin, Gavin Hillman, at the rate of \$9.70 per hour.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #82-17

Authorize Supervisor to sign agreement with West Elmira Recreation Corporation

By Mr. Allison

Seconded by Mrs. Krusen

Resolved that the Supervisor is authorized to sign an agreement with West Elmira Recreation Corporation effective June 19, 2017 through June 18, 2018.

Aye- Bush, Allison, Milliken, Krusen, Sullivan

No- None

Resolution #83-17

Set dates for 2018 Preliminary Budget workshops

By Mr. Milliken

Seconded by Mrs. Krusen

Motion was made to set the dates of July 24 and July 31 at 7:00 P.M. for 2018 Preliminary Budget workshops.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

On a motion by Mr. Bush and seconded by Mrs. Krusen the meeting was adjourned at 7:39 P.M.

Jo Ann Sherwood, Town Clerk