

At the regular meeting of the Town Board of the Town of Elmira, Chemung County, New York held Monday, May 15, 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
 Buildings and Grounds Caretaker- Scott Eschbach
 Recreation Director- Patty Carozza

Public Hearing- Agreement with ExteNet Systems, Inc. for telecommunications services
 Richard Lambert of ExteNet Systems gave a brief synopsis of what was covered by the agreement. He stated it was a franchise agreement for a telecommunication system. Their main goal is to install a system on current utility poles in the town to better serve their customers. There will be 26 poles used in the town and 29 used in the City of Elmira. This is a five year agreement with a five year renewal option. The Town will receive 5% of fees annually. At 7:25 P.M., Town Attorney Scott Moore read proof of publication of notice of May 1, 2017 of notice of public hearing to consider the agreement between the Town of Elmira and ExteNet Systems Inc. for telecommunications services. The hearing was declared open and anyone wishing to present written or oral comments in favor was invited to do so. When no one wished to speak in favor of the agreement, those wishing to speak in opposition were invited to do so. When no one wished to speak in opposition, the hearing was declared closed at 7:26 P.M.

Resolution #73-17

Minutes

By Mr. Bush

Seconded by Mrs. Krusen

Motion was made to approve the minutes of the regular meeting of April 17, 2017.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution 74-17

Financial Report

By Mr. Allison

Seconded by Mr. Milliken

Supervisor Sullivan stated that through April of this year the expenditures were at 33%. He stated the department heads were doing a good job with their budgets.

Bank Balances	April 30, 2017	April 30, 2016	Change
Money Market	1,622,157.00	1,941,746.00	(319,589.00)
Highway Checking	1,119.00	33,006.00	(31,887.00)
General Checking	97,551.00	102,920.00	(5,369.00)
Payroll Checking	27,563.00	34,856.00	(7,292.00)
Tax Checking	76.00	32.00	44.00
Bail II Checking	1,400.00	3,000.00	(1,600.00)
Fines Checking	7,438.00	10,160.00	(2,722.00)
Bail Checking	1,600.00	7,100.00	(5,500.00)
License Checking	783.00	671.00	112.00
Fines II Checking	<u>7,496.00</u>	<u>12,357.00</u>	<u>(4,861.00)</u>
	1,767,183.00	2,145,847.00	(378,665.00)

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #75-17

Audit of Bills

By Mr. Bush

Seconded by Mrs. Krusen

Resolved that claims in the total amount of \$55,578.17 were audited and approved for payment when in funds.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Communications:

Concerned Resident, Elmira, NY Re: Barking Dogs

We will notify Dog Control about this complaint.

Discussion:

Comprehensive Plan- Supervisor Sullivan stated that it is recommended that municipalities produce or update their comprehensive plan. These plans outline a long-term vision. He stated that some of the smaller towns are doing this and recommended to the Board that a workshop be held to explore this further.

Agreement with West Elmira Recreation Corp. - Attorney Moore would like to review the draft of this agreement before the board acts on it. This was tabled for his review.

Environmental Management Council- Supervisor Sullivan is working with Marcia Metcalf on possibly obtaining a Clean Energy Grant for LED lighting in the town buildings.

Department Reports

Highway Superintendent Matt Mustico reported that Jenkins Road Bridge was paved last week. He rented a paver and a crew for this project. Matt stated that Chemung Supply will be installing guide rail next week on Jenkins Road and repairing guard rail on Mill Hill Road as well. Matt reported that the Black Top Bids were opened last week and Dalrymple was the low bidder of \$69.75/ton. However they are unable to start until July. West Clinton Street was milled today but won't be paved until July. Matt reported that Duke Carroll was very pleased with the work that was done on Hillcrest Road and it worked well with the last storm. The extra stone helped. Matt also stated that his crew put a French drain in on the baseball field and dug a trench for wiring for the field. They will next work on the pickle ball court project. He met with Mrs. Kakretz regarding ditch work behind her property on Underwood Avenue and stated when the weather clears and the area dries out, they will move the ditch back. Matt stated the new Chemung County Compost Pit is open from 9-3 Tuesday through Friday and 10-4 on Saturdays. They are closed on Mondays.

Police Chief Peter Michalko submitted his April monthly written report and gave some comments on this. He reported that his officers covered the April 29th baseball parade and the Jewish festival held Sunday April 30th. Peter stated that on May 8th the 2013 Dodge Charger equipped with police package was delivered. This car should be ready for the road by the end of next week. Peter is requiring his officers to participate in Officer Safety as there is bad heroin going around. All officers are required to double glove for any drug handling and there will be no more field testing. All testing will be done in the office.

Code Enforcement Officer Chip LeValley reported that it was a normal month for April. He received the usual high grass complaints because of the rainy weather.

Buildings and Grounds Caretaker Scott Eschbach stated that mowing is very time consuming right now; often three times a week. He has been doing vacant property mowing and because of the excessive rain that we have been having the mower got stuck in mud last week and had to be towed out by the highway department. The property is still water logged. Scott reported the large soccer field is ready for use but was informed by CVSA that they will not be using this field anymore. The softball field had a batting cage installed and the new baseball field is now being used. However there are still projects need to be finished on this field.

Recreation Director Patty Carozza reported that with all the rainy weather last month there has been having more rentals recently because people needed to have their parties indoors instead. Patty stated they have scheduled a Park Sign Up day on June 3rd from 10-2. She stated that GETA will be there for tennis signups and there will be pool pass/lesson signups as well as Summer Camp registrations. Popcorn and ice cream will be available and there will be door prizes and raffles.

Public Comments:

Charlene Prior Country Club Drive teaches a Matter of Balance class at the TCC center and wanted to thank Patty for all her help and also to Scott for turning the heat up early in the morning at the Center as the participants are mostly elderly and the warm room is appreciated. She stated she would love to have a TV and DVD in the community room as that would help with her class as she does not own a laptop. She also inquired as to what streets were being paved this summer.

Resolution #76-17

Approve Agreement with ExteNet for Right-Of-Way

By Mr. Allison

Seconded by Mr. Milliken

Whereas a resolution was duly adopted by the Town Board of the Town of Elmira for a public hearing to be held by said Board on May 15, 2017 at 7:00 P.M. at 1255 W. Water Street, Elmira, NY to hear all interested parties on proposed right-of-way agreement with ExteNet Systems, Inc. and

Whereas a notice of said public hearing was duly advertised in the Star Gazette, the official newspaper of the Town of Elmira on May 1, 2017; and

WHEREAS said public hearing was duly held on May 15, 2017 at 7:00 P.M. at 1255 W. Water Street, Elmira, NY and all parties in attendance were permitted an opportunity to speak on behalf or in opposition of said proposed agreement, or any part thereof and

WHEREAS, the Town Board of the Town of Elmira after due deliberation finds it in the best interest of the Town to approve said agreement,

NOW THEREFORE BE IT RESOLVED, that the Town Board of the Town of Elmira hereby approves, said right-of-way agreement with ExteNet Systems, Inc.

Aye- Bush, Milliken, Allison, Sullivan Abstain- Krusen No- None

Resolution #77-17

Approve Black Top Bid

By Mr. Bush

Seconded by Mrs. Krusen

Whereas the Town of Elmira has duly advertised for bids for the purchase of Bituminous Plant Mix Paving Materials including paver, roller, laborers, equipment operators and necessary supplies to lay in place said Bituminous Plant Mix Paving Materials and

Whereas Chemung Contracting Corporation has submitted the low Bid according to all specifications of \$69.75 per ton and;

Whereas the bids were read discussed and considered,

Now therefore Be It Resolved, that Chemung Contracting Corporation is awarded the bid of \$69.75 per ton subject to approval by the Town Attorney.

Aye- Bush, Milliken, Allison, Krusen, Sullivan No- None

On a motion by Mr. Allison and seconded by Mr. Bush the board went into an executive session at 7:53 P.M. to discuss personnel matters.

On a motion by Mr. Allison and seconded by Mr. Bush the board went out of executive session at 8:38 P.M.

On a motion by Mr. Milliken and seconded by Mr. Allison the meeting was adjourned at 8:39 P.M.

JoAnn Sherwood, Town Clerk