

At the regular meeting of the Town Board of the Town of Elmira, Chemung County, New York held Monday, August 16, 2021 at 7:00 PM at 1255 West Water Street, Elmira, NY, there were present:

Supervisor: David Sullivan  
Councilmember: Thomas Milliken  
Councilmember: Scott Bush  
Councilmember: Albert Lucarelli  
Deputy Supervisor Ron Allison

Others present  
Town Clerk- Tammy Stein  
Attorney- Scott Moore  
Police Chief- Robert Richards  
Code Enforcement Officer- Eric Crandall  
Highway Superintendent- Matt Mustico  
Recreation Coordinator- Patty Carozza

Supervisor Sullivan called the Town Board meeting to order at 7pm and asked others to stand for the Pledge of Allegiance

### **Public Hearing**

At 7:00pm Town Attorney Scott Moore read proof of the publication of notice of August 6, 2021 of notice of public hearing for the purpose to amend the Ordinance of Chapter 210, Vehicle and Traffic Section 210-4 F, G, H. the hearing was declared open and anyone wishing to present written or oral comments in against amending the Ordinance was invited to do so. Steven Becraft of Chapman Place spoke in favor of the amendment stated that the parking on Chapman Place has been a problem and seems to be getting worse. He informed the board that people park everywhere and sometimes you can't get into or out of your driveway. Mr. Becraft is concerned because he believes cars are speeding on the road. When no one wished to speak in opposition, the hearing was declared closed at 7:04 pm.

### **Resolution #132-21**

#### **Minutes**

#### **By Mr. Allison**

#### **Seconded by Mr. Lucarelli**

Motion was made to approve the minutes of the regular meeting of July 12 ,2021 and the July 19, 2021 workshop.

Aye- Bush, Milliken, Lucarelli, Allison, Sullivan

No- None

### **Additions to Agenda**

Supervisor Sullivan added an executive session to discuss a personnel matter to the end of the meeting.

Supervisor Sullivan introduced Head of Chemung County Soil & Water, Mark Watts to speak. Mr. Watts thanked the Town Board for all their help with the great projects in the Town of Elmira. He announced he was retiring at the end of this year and introduced Karen Tillotson who will be replacing him. The Town Board thanked Mark for his dedication to the Town of Elmira

and welcomed Karen to the Team.

**Resolution #133-21**

**Audit of Bills**

**By Mr. Bush**

**Seconded by Mr. Lucarelli**

Resolved that all claims in the total amount of \$214,342.23 were audited and approved for payment when in funds.

Aye-Bush, Milliken, Lucarelli, Allison, Sullivan

No- None

**Department Reports**

Police Chief- Robert Richards discussed the number of calls, stops and arrests that were made in July. He informed the Board that him and Officer Marrone conducted road assistance for the Angel Awareness ride that started on W. Water Street. He purchased 2 more Axon Body Camera's and the charger. Chief Richards updated the Board on the Radar Trailer and stated it is working great and the reports are very useful. He stated David Cook started Academy and is doing well, James Samuelson has started covering shifts and is settling in very well.

Chief Richards and the Board discussed the placement of the Radar Trailer around the Town. Supervisor Sullivan thanked Chief Richards for all his work and on behalf of the Town Board congratulated him on passing the Chief's exam.

Highway Superintendent- Matt Mustico stated last week he turned in the CHIPS paperwork and the Town should be receiving reimbursement in September. He has more to submit and we should be receiving that reimbursement in November. The Highway department has been screening gravel to use on Demerest, which will be started after NYSEG finishes the beginning of September. They have been working on roadside mowing, and will start mowing the detention ponds soon. Matt informed the board he is pleased they are considering enforcing odd/ even parking on Chapman Place and Wesley Place. It will make it much easier for trucks and emergency personnel to get through.

Code Enforcement Officer- Eric Crandall stated that July was a heavier month with a little over \$1600.00 collected. He was pleased to announce the electric car charger has been getting more activity, it is being used 3-4 times a week. Eric informed the board of a house fire on Country Club.

Recreation Coordinator- Patty Carozza discussed the rentals at the Community Center. She stated that the Summer Camps went well this year and the counselors that worked were excellent with the kids, and the kids really enjoyed them. Supervisor Sullivan thanked Patty for stepping up and doing a great job with the camps.

**Communication**

Chris Denton: Letter regarding Airbnb's, Supervisor Sullivan said the letter will be referred to the Planning Board.

**Resolution #134-21**

**Financial Report**

**By Mr. Allison**

**Seconded by Mr. Milliken**

Supervisor Sullivan reviewed the Town's Financial position as of July 31, 2021 and stated we

are in a good financial position. The July 2021 bank statements and year to date Fund Balance reports were provided to the board. Motion was made to accept the Supervisor’s report for July 2021.

Aye- Bush, Milliken, Lucarelli, Allison, Sullivan

No- None

**Discussion**

Supervisor Sullivan stated that the at the first budget workshop, the Board discussed the Park and Police Budget. There is no plan for a tax increase this year, the department heads are doing great at minimizing spending and working within their budget.

Councilmember Lucarelli asked Supervisor Sullivan about the LED lighting update. Supervisor Sullivan stated that they should be starting in September and it is expected to take about 1-2 months to do the change out.

**Resolution #135-21**

**Amend Ordinance, Chapter 210, Vehicle and Traffic Section 210-4 F, G, H**

**By Mr. Lucarelli**

**Seconded by Mr. Milliken**

WHEREAS, the Town Board of the Town of Elmira has been made aware of a problem of parking congestion on Chapman Place and Wesley Place in the Town of Elmira;

WHEREAS, at various times the road is nearly impassable for vehicles, especially emergency response vehicles;

WHEREAS, residents in the area have raised concerns about the difficulty to safely travel on Chapman Place and Wesley Place at various times;

WHEREAS, Town Board seeks to expand the enforcement of the Parking, Standing and Stopping on Public Streets Ordinance to permit the Highway Superintendent or his/her designee to enforce the Ordinance.

NOW, THEREFORE, the Town Board of the Town of Elmira following a public hearing after due notice hereby adopts the following amendment to the Town of Elmira Parking Standing and Stopping on Public Streets Ordinance found at Chapter 210 – Vehicle and Traffic Ordinance, Section 210-4 F, G and H as follows:

Paragraph F shall be amended to read:

F. **Odd Even Parking.** From November 1<sup>st</sup> to April 1<sup>st</sup>, no vehicle shall be or remain parked on streets within Traffic District No. 1 or Chapman Place or Wesley Place within the Town of Elmira between the hours of 2:00 a.m. and 7:00 a.m., except as follows:

- (a) On days with even numbers according to the calendar, on the side of any street on which the properties bear even street numbers.
- (b) On days with odd numbers according to the calendar, on the side of any street on which the properties bear odd street numbers.

- (c) No vehicle shall be continuously on any street covered by this paragraph in the same location for more than 48 hours.

Paragraph G shall become paragraph H.

A new paragraph G shall read:

**G. Enforcement.** The Traffic Officers in Traffic District No. 1 are authorized to enforce the regulations of this ordinance within the Traffic District No. 1 boundaries. The Highway Superintendent or his designees are authorized to enforce the regulations of this ordinance within the Town boundaries.

Aye- Bush, Milliken, Lucarelli, Allison, Sullivan

No- None

**Resolution #136-21**

**Appoint Ben Terwilliger as Camp Counselor for the 2021 Season**

**By Mr. Allison**

**Seconded by Mr. Bush**

Motion was made to appoint Ben Terwilliger as Camp Counselor for the 2021 Season with a rate subject to the number of days and times of the camp.

Aye- Bush, Milliken, Lucarelli, Allison, Sullivan

No- None

**Resolution #137-21**

**Appoint Robert Richards as permanent Police Chief for Traffic District #1**

**By Mr. Milliken**

**Seconded by Mr. Bush**

Whereas Robert Richards has been provisional Police Chief since February 16, 2021;

Whereas Chief Richards took the Police Chief exam, and the results for the Police exam were certified stating that Chief Richards was number one on the list:

Now, Therefore the Town Board made a motion to appoint Robert Richards as permanent Police Chief for Traffic District #1.

Aye- Bush, Milliken, Lucarelli, Allison, Sullivan

No- None

**Public Comment**

Joe Colletta- Hendy Ave. expressed to the board he is glad that the radar trailer is here. He'd like to see it used on Hendy Ave. as he believes that people speed on that road often.

Frank Messina- Larchmont Rd. informed the board about his opinion regarding doing presentations during Town Board meetings.

Ronald McConnell- W. Water Street spoke regarding the Airbnb and asked the Town Board to look into the codes of other Town's.

Steven Becraft- Chapman Place spoke regarding the speeding and patrolling on Chapman Place.

**August 16, 2021**

**Page 5**

Motion was made by Councilmember Bush at 7:41 pm and seconded by Councilmember Lucarelli to enter into an executive session to discuss a personnel matter.

Motion was made by Councilmember Bush at 8:13pm and seconded by Councilmember Lucarelli to exit executive session and reconvene the Town Board meeting.

Motion was made by Councilmember Milliken at 8:19pm and seconded by Councilmember Allison to adjourn the Town Board meeting. All in favor, Motion Carried