

At the regular meeting of the Town Board of the Town of Elmira, Chemung County, New York held Thursday, December 27, 2018 at 5:00 PM at 1255 West Water Street, Elmira, NY, there were present:

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

Others present
Town Clerk- Jo Ann Sherwood
Attorney- Scott Moore
Code Enforcement Officer- Chip LeValley
Community Safety Officer - Eric Crandall
Highway Superintendent- Matthew Mustico
Buildings and Grounds Caretaker- Scott Eschbach
Recreation Director- Patricia Carozza

Resolution #127-18

Minutes

By Mr. Allison

Seconded by Mrs. Krusen

Motion was made to accept the minutes of November 19, 2019.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #128-18

Financial Report

By Mr. Bush

Seconded by Mrs. Krusen

Supervisor Sullivan reviewed the Town Financial position as of November 30, 2018 and stated the expenses and revenues were per budget plan. The November 2018 YTD bank statements and fund balance reports were provided to the board. Motion was made to accept the Supervisor's report for the month of November 2018.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #129-18

By Mr. Bush

Seconded by Mrs. Krusen

Resolved that all claims in the total amount of \$108,672.69 were audited and approved for payment when in funds.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Communications:

NYS DOT Re: Speed Limit Bowlby Road

NYS DOT Re: Speed Limit Gunderman Road

Betty Bonsignore, Elmira, NY Re: Thank you note and update on how she is doing.

Ron Hartman, Longmeadow Tenants, Re: Demarest Parkway road conditions

Department Reports

Police Chief Peter Michalko is on vacation but he submitted his written monthly report. He also provided the board with information on two part time officers he wishes to hire in January to cover vacations and weekends. Both officers are retired police officers. The Personnel committee will interview them in January.

Highway Superintendent Matt Mustico reported that his crews were still doing leaf pickup and they will continue as long as weather is good. He stated the sweeper was out as well cleaning the roads. Matt stated the drainage problem on Jenkins Road has been fixed and the Ferndale Road project should be done tomorrow. Matt met with FEMA regarding storm damage this summer. They will be here in January to gather information they need for the grant application from FEMA.

Code Enforcement Officer Chip LeValley- reported that one new home is almost complete and will be requiring a Certificate of Occupancy.

Community Safety Officer Eric Crandall reported that they have received a request to amend the noise ordinance in regard to garbage trucks doing pickup early in the morning. He stated the

board could restrict the time to be certain time hours of when a commercial collector is unable to pick up garbage. He has researched various towns' ordinances. This amended request for noise restriction is in regards to commercial vehicles only. The Town of Amherst has a good template that we could use as a reference. A public hearing will be set for this issue.

Recreation Director Patty Carozza reported that normally December is a light month. She had four rentals for December. She has already started taking reservations for rentals for January. The ARC group will be adding a day to their rental schedule starting in January. They will be renting three days a week now. Patty stated she is bit concerned that they are taking up three full days a week permanently and that ties up the center from others renting the hall. She would like to do a trial period of this to see how this affects the rentals. She suggested a six-month trial.

Mr. Sullivan suggested a one-year trial.

Buildings and Grounds Caretaker Scott Eschbach reported the pool was closed up December 4th. He stated winter is a slow time for the parks.

Discussion:

Supervisor Sullivan reported he has hired a deputy clerk to replace Lori Rupp who is retiring. The new deputy clerk has seven years of experience working in the Town of Big Flats Clerk's office.

Supervisor Sullivan reported Sue Walton has requested a contract for the Concession stand for 2019-2020 at a fee of \$2,150 per season. This is the same fee as the previous contract.

Supervisor Sullivan reported that the Roof Bond was done through Chemung Canal Trust Company for five years for \$100,000 at 3.25%. He hopes to get the project completed in the spring.

Resolution #130-18

Set date for Organizational Board Meeting for January 2, 2019

By Mr. Milliken

Seconded by Mr. Allison

Motion was made to set the date of January 2, 2019 at 4:30 P.M. for the 2019 Organization Meeting.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #131-18

Set date for January Board Meeting

By Mr. Bush

Seconded by Mrs. Krusen

Motion was made to set the date of January 22 at 7:00 P.M. for the regular January Town Board Meeting.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #132-18

Amend 2018 Budget Pilot accounts

By Mr. Allison

Seconded by Mrs. Krusen

Resolved that revenue account A.0000.1081 be increased by \$150 and revenue account B.0000.1081 be increased by \$6,735 to recognize PILOT payments.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #133-18

Amend 2018 Budget appropriations accounts

By Mr. Allison

Seconded by Mr. Bush

Resolved that appropriations account A.1010.5430 Misc. Expense be increased by \$510 and appropriations account B.3120.5400 Contractual Expense be increased by \$6,375.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #134-18

Amend 2019 Budget for Pilot accounts

By Mr. Allison

Seconded by Mr. Milliken

Resolved that revenue account A.0000.101 be decreased by \$186 and revenue account B.0000.1081 be increased by \$6,735 to recognize PILOT payments.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #135-18

Amend 2019 Budget appropriations accounts

By Mr. Allison

Seconded by Mr. Milliken

Resolved that appropriations account A.1010.5430 Misc. Expense be decreased by \$186 and appropriations account B.3620.5400 Contractual account be increased by \$6,735.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #136-18

Approve Dog Contract for 2019

By Mr. Bush

Seconded by Mrs. Krusen

Motion was made to approve the contract between the City of Elmira and the Town for Dog Control for 2019 in the amount of \$23,113.20.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #137-18

Approve contract with Cyberlink Computing for 2019

By Mr. Allison

Seconded by Mr. Milliken

Motion was made to approve the contract with Cyberlink Computing for computer support for 2019 in the amount of \$5,040.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #138-18

Approve 2019-2020 Concession Stand Agreement

By Mrs. Krusen

Seconded by Mr. Bush

Motion was made to approve the agreement with Susan Walton to operate the concession stand for 2019-2020 at a fee of \$2,150 per season.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #139-18

Authorize highway superintendent to declare 2008 Ford F150 surplus

By Mr. Milliken

Seconded by Mr. Allison

Whereas Highway Superintendent Matthew Mustico has advised the Town Board that the 2008 Ford F150 truck is no longer operational by the Highway Department and can be declared surplus;

Now Therefore Be It Resolved, that the Town Board of the Town of Elmira does hereby declare the 2008 Ford F150 truck surplus with the disposition to be handled by the Highway Superintendent and

Be It Further Resolved, that all proceeds shall be remitted to the Town Supervisor.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #140-18

Accept resignation of Corey VonNeida at part time police officer

By Mr. Bush

Seconded by Mrs. Krusen

Motion was made to accept with regrets and appreciation the resignation of Corey VonNeida as part time police officer effective December 11, 2018.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #141-18

Declare surplus assessor copier

By Mr. Bush

Seconded by Mrs. Krusen

Whereas the Town Clerk has advised the Town Board that the Toshiba copier in Assessor's Office is no longer operational and can be declared surplus;

Now Therefore Be It Resolved, that the Town Board of the Town of Elmira does hereby declare the Toshiba Copier surplus with the disposition to be handled by the Town Clerk and

Be It Further Resolved, that all proceeds shall be remitted to the Town Supervisor.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #142-18

Appoint Tammy Stein as Deputy Clerk

By Mr. Allison

Seconded by Mr. Milliken

Motion was made to appoint Tammy Stein as Deputy Clerk effective January 7, 2019 at the salary of \$36,500.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #143-18

Amend 2019 Budget appropriations accounts

By Mr. Allison

Seconded by Mrs. Krusen

Resolved that appropriations account B.1990.5400 contingency contractual be decreased by \$1,500 and appropriations account B.8745.5442 Chemung County River Shed be increased by \$1,500.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

Resolution #144-18

Set Public Hearing to Amend Noise Ordinance

By Mr. Milliken

Seconded by Mrs. Krusen

Motion was made to set the date of January 22, 2018 at 7:00 PM for a public hearing to consider the request to amend the Noise Ordinance to read: for the use of operation of a refuse-collecting vehicle anywhere which, when collecting or compacting, projects sound which is audible on property being used for residential purposes between the hours of 9:00 PM and 7:00 AM of the following day.

Aye- Bush, Milliken, Allison, Krusen, Sullivan

No- None

On a motion by Mr. Bush and seconded by Mrs. Krusen the meeting was adjourned at 5:45 P.M.

JoAnn Sherwood, Town Clerk