

APPROVAL OF MINUTES

2022-379

Joseph Duffy

Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, November 7, 2022.

FIRST PUBLIC COMMENT PORTION

IDENTIFICATION OF CONSENT ITEMS

PERSONNEL ACTIONS

2022-380

Brent Stermer

Receive communication from the City Manager and act on resolution announcing the Personnel Actions for the City of Elmira whereby Suzanne Rundell elected to retire from her position as Grant Administrator, effective November 1, 2022; Molly S. Clune, Horseheads, NY, was appointed to the position of Grant Administrator, effective November 14, 2022, at an annual salary of \$51,385; and Chase J. Hartke, Horseheads, NY, was appointed to the position of Public Works Specialist I, effective November 14, 2022, at an hourly rate of \$17.61, and placing same on file.

2022-381

Council as a Whole

Act on resolution extending appreciation to Suzanne Rundell for her services rendered to the City of Elmira as a Grant Administrator. for the past 10 years and wish her well in her future.

RESOLUTIONS

2022-382

Brent Stermer

Resolution authorizing the Mayor to execute Community Development Block Grant Subrecipient Agreements for the CARES ACT

2022-383

Joseph Duffy

Act on resolution scheduling a public hearing on proposed Local Law No. 5 of 2022 entitled "A Local Law of the City of Elmira, New York, to Override the Tax Levy Limit Established in General Municipal Law Section 3-c" to hear public comments on Monday, December 5, 2022 at

5:30 p.m. in Council Chambers, Second Floor, 317 E. Church Street, Elmira, NY.

2022-384
Nan Moss

Receive communication from the City Manager and act on resolution approving the purchase of three 2024 or later Freightliner 108SD Single Axle Cab and Chassis trucks using ARP funds for two trucks and one truck paid from previously approved City's 2022 Capital Budget and authorizing the Mayor to sign any and all required documents to effect these purchases.

2022-385
Joseph Duffy

Receive communication from the City Manager and act on resolution approving the purchase of a Volvo L20HS Loader utilizing Chemung County's cooperative contract with Sourcewell, approving the purchase of equipment from Postler & Jaeckle to be funded by ARP funds and authorizing the Mayor to sign all required documents to effect the purchase of the equipment.

2022-386
Brent Stermer

Act on resolution referring the proposed closing of Brownlow Lane to the City Planning Commission for its recommendation.

LOCAL LAW

2022-387
Joseph Duffy

Act on resolution for the first reading of proposed Local Law No. 5 of 2022 entitled "A Local Law of the City of Elmira, New York, to Override the Tax Levy Limit Established in General Municipal Law Section 3-c".

AGREEMENTS

2022-388
Tory Kitching

Act on resolution approving a five-year Intermunicipal Agreement (January 1, 2023 through December 31, 2027) between Chemung County, City of Elmira, Town of Elmira, Town of Horseheads, Town of Elmira Heights and Chemung County Sewer and Water District, copy of which is attached hereto and made a part hereof, regarding maintenance of Old Chemung Canal whereby each municipality annually will allocate funds not to exceed \$2,000.00 and authorizing the Mayor the execute the Intermunicipal Agreement; said agreement subject to Corporation Counsel approval.

2022-389
Joseph Duffy

Receive communication from the City Manager and act on resolution approving the Memorandum of Understanding (MOU) between the City and Civil Service Employees Association, Inc., Local 1000, for the City of Elmira CSEA Unit #6531 setting forth and agreeing upon a set of changes and/or amendments to the existing Collective Bargaining Agreement, which expires December 31, 2022, a copy of said MOU is attached hereto and made a part hereof and authorizing the Mayor to execute the MOU.

2022-390
Brent Stermer

Act on resolution approving a Memorandum of Agreement (MOA) between the City and Chemung County wherein City employees and retirees participate in Chemung County's Employee Health Benefit Program effective January 1, 2023, a copy of which is attached hereto and made a part hereof, and authorizing the Mayor to execute the MOA; said MOA subject to Corporation Counsel approval.

2022-391
Joseph Duffy

Receive communication from the City Manager and act on resolution approving an Intermunicipal Agreement between the Town of Erin and the City of Elmira whereby the City's Animal Control Department will provide enforcement of Article 7 of the Agriculture and Markets Law services and sheltering services for the calendar year 2023 in consideration of the Town paying the City the annual sum \$4,300.00 and authorizing the Mayor to execute the Agreement; said Agreement subject to Corporation Counsel approval.

2022-392
Joseph Duffy

Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into a Professional Services Contract between the City and Marc Immerman, MD to provide medical consultation services to the Elmira Fire Department and its Emergency Medical Services Program commencing January 1, 2023 through December 31, 2023 for a fee of \$4,000; said contract subject to Corporation Counsel approval.

2022-393
Nan Moss

Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into a Professional Services Contract between the City and Marc Immerman, MD as a Medical Services Director for the

Elmira Police Department's SWAT Team commencing January 1, 2023 through December 31, 2023 for a fee of \$1,500; said contract subject to Corporation Counsel approval.

2022-394

Brent Stermer

Receive communication from the City Manager and act on resolution accepting Elmira Police Department's DNA testing and analysis grant from Season of Justice approved specifically in the case of Mary Simpson not to exceed the amount of \$4,248.00 to be paid directly to Othram and authorizing the Mayor to sign the attached General Grant Terms, Conditions and Understandings; said agreement subject to Corporation Counsel approval.

2022-395

Nan Moss

Act on resolution approving the Eleventh Amendment commencing January 1, 2023 through December 31, 2024 to the Sales Tax Distribution Agreement dated November 3, 1999 between the City and Chemung County, which Amendment is attached hereto and made a part hereof and authorizing the Mayor to execute said Amendment to the Agreement.

AUDITS

2022-396

Joseph Duffy

Act on Lead Hazard Reduction Grant Program Audit.

2022-397

Brent Stermer

Act on Downtown Revitalization Initiative Program Audit.

2022-398

Nan Moss

Act on Anti Displacement Learning Network Grant Program Audit.

2022-399

Tory Kitching

Act on Community Development Block Grant Program Audit.

2022-400

Tory Kitching

Act on American Rescue Plan Property Rehab Repair Program.

2022-401

Brent Stermer

Act on American Rescue Plan Lost Revenue.

2022-402

Brent Stermer

Act on American Rescue Plan Commercial Property Rehab Program.

2022-403
Nan Moss

Act on Audit.

SECOND PUBLIC COMMENT PORTION

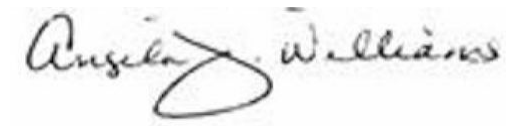
CITY MANAGER REPORT

ADJOURN

2022-404
Tory Kitching

Act on resolution to adjourn.

Respectfully Submitted,

A handwritten signature in black ink that reads "Angela J. Williams". The signature is written in a cursive style with a large, looping initial 'A'.

Angela J. Williams
City Clerk

Elmira City Council



Agenda Summary:	Act on resolution dispensing with the minutes of the Regular Meeting held on Monday, November 7, 2022.
Resolution Number:	2022-379
Sponsor:	Joseph Duffy

ATTACHMENTS

[Beginning Nov 21.docx](#)

November 21, 2022

Minutes of the Council Meeting of the Council of the City of Elmira, New York, held at City Hall in said City of Elmira, this 21st day of November, 2022.

The Mayor called the meeting to order and presided.

The City Clerk called the roll.

PRESENT:

ABSENT:

RESOLUTION

NO. 2022- _____

By Councilmember: _____

RESOLVED, that the reading of the minutes of the Regular Meeting of this Council held November 7, 2022, be dispensed with and stand approved.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Elmira City Council

Agenda Summary:

Receive communication from the City Manager and act on resolution announcing the Personnel Actions for the City of Elmira whereby Suzanne Rundell elected to retire from her position as Grant Administrator, effective November 1, 2022; Molly S. Clune, Horseheads, NY, was appointed to the position of Grant Administrator, effective November 14, 2022, at an annual salary of \$51,385; and Chase J. Hartke, Horseheads, NY, was appointed to the position of Public Works Specialist I, effective November 14, 2022, at an hourly rate of \$17.61, and placing same on file.

Resolution Number:

2022-380

Sponsor:

Brent Stermer

ATTACHMENTS

[Personnel Actions Nov 21.docx](#)

November 21, 2022

**FOR THE AGENDA
COMMUNICATION**

To the Honorable Mayor and Councilmembers

Dear Councilmembers:

This is to announce the personnel actions for the City of Elmira whereby:

RUNDELL, SUZANNE	has elected to retire from her position as Grant Administrator in the Department of Community Development, effective November 1, 2022.
CLUNE, MOLLY S.	Horseheads, NY, has been appointed to the position of Grant Administrator in the Department of Community Development, effective November, 14, 2022, at an annual salary of \$51,385.
HARTKE, CHASE J.	Horseheads, NY, has been appointed to the position of Public Works Specialist I, effective November 14, 2022, at an hourly rate of \$17.61

Respectfully submitted,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION

2022 - ____

By Councilmember: _____

RESOLVED, that the communication from the City Manager announcing the personnel actions for the City of Elmira whereby Suzanne Rundell has elected to retire from her position as Grant Administrator in the Department of Community Development, effective November 1, 2022; Molly S. Clune, Horseheads, NY, has been appointed to the position of Grant Administrator in the Department of Community Development, effective November 14, 2022, at an annual salary of \$51,385; Chase J. Hartke, Horseheads, NY, has been appointed to the position of Public Works Specialist I, effective November 14, 2022, at an hourly rate of \$17.61, and be it further

RESOLVED, that the personnel actions for the City of Elmira be received and placed on file.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Agenda Summary: Act on resolution extending appreciation to Suzanne Rundell for her services rendered to the City of Elmira as a Grant Administrator. for the past 10 years and wish her well in her future.

Resolution Number: 2022-381

Sponsor: Council as a Whole

ATTACHMENTS

[Employee Thank You - Rundell.docx](#)

November 21, 2022

RESOLUTION

NO. 2022 - ____

By Council As A Whole:

WHEREAS, Suzanne Rundell., has elected to retire from her position as Grant Administrator in the Department of Community Development, effective November 1, 2022; and

WHEREAS, Suzanne Rundell began working for the City of Elmira, on May 12, 2012; and

WHEREAS, Suzanne Rundell has been a dedicated and conscientious employee for the City of Elmira for the past 10 years.

NOW, THEREFORE, be it

RESOLVED, that the Elmira City Council hereby extend its appreciation to Suzanne Rundell for her services rendered to the City of Elmira and wishes her well in the future.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Agenda Summary: Resolution authorizing the Mayor to execute Community Development Block Grant Subrecipient Agreements for the CARES ACT

Resolution Number: 2022-382

Sponsor: Brent Stermer

ATTACHMENTS

[Resolution for Mayor to enter in sub-grantee CARES - 2022 11-21.doc](#)

November 21, 2022

RESOLUTION NO. 2022- _____

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE
COMMUNITY DEVELOPMENT BLOCK GRANT
SUBRECIPIENT AGREEMENT FOR THE CARES ACT

By Councilmember _____:

WHEREAS, the City Council of the City of Elmira, New York, by Resolution # 2020-156, dated August 17, 2020 authorized the submission of the City's CARES ACT Community Development Block Grant (CDBG) Award; and

WHEREAS, said application included the allocation of a portion of funds received by the City from HUD to certain subrecipients to carry out eligible activities, subject to approval of the Annual Action Plan by HUD; and

WHEREAS, the City was notified that HUD approved the Annual Action Plan subject to compliance with the Environmental Review Procedures set forth in 24 CFR Part 58; and

WHEREAS, the City of Elmira has completed a Programmatic Environmental Review for the CARES ACT projects and activities set forth in the plan and has determined that the proposed projects and activities will not have an adverse impact on the environment and no further review is needed at this time; and

WHEREAS, in order to implement and undertake the programs and activities contained in the application to HUD, it is necessary for the City to enter into a Subrecipient Agreement with the following organization in the amount specified below:

Elmira Friendship Seventh-day Adventist Church Food Pantry

\$ 5,000

NOW, THEREFORE, be it

RESOLVED, that the Mayor is hereby authorized and directed to execute a Subrecipient Agreement with the above referenced organization in an amount not to exceed as specified and that said agreement is subject to the approval of the Corporation Counsel.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Elmira City Council

Agenda Summary: Act on resolution scheduling a public hearing on proposed Local Law No. 5 of 2022 entitled "A Local Law of the City of Elmira, New York, to Override the Tax Levy Limit Established in General Municipal Law Section 3-c" to hear public comments on Monday, December 5, 2022 at 5:30 p.m. in Council Chambers, Second Floor, 317 E. Church Street, Elmira, NY.

Resolution Number: 2022-383

Sponsor: Joseph Duffy

ATTACHMENTS

[resolution sch PH LL#5 of 2022 - property tax cap 11.21.2022.doc](#)

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

RESOLVED, that the proposed ***Local Law No. 5 of 2022, “A Local Law of the City of Elmira, New York, to Override the Tax Levy Limit Established in General Municipal Law Section 3-c”***, be received and ordered printed in the minutes; and be it further

RESOLVED, that a public hearing be held on said local law before this Council on Monday, December 5, 2022 in the Council Chambers, Second Floor, City Hall, 317 East Church Street, Elmira, NY at 5:30 p.m., and that notice of such hearing be published once in the Elmira Star Gazette at least five (5) days before said hearing.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Agenda Summary: Receive communication from the City Manager and act on resolution approving the purchase of three 2024 or later Freightliner 108SD Single Axle Cab and Chassis trucks using ARP funds for two trucks and one truck paid from previously approved City's 2022 Capital Budget and authorizing the Mayor to sign any and all required documents to effect these purchases.

Resolution Number: 2022-384

Sponsor: Nan Moss

ATTACHMENTS

[resolution purchase of 3 plow trucks dept of public works 11.21.2022.docx](#)
[resolution purchase of 3 plow trucks dept of public works 11.21.2022.docx](#)

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Councilmembers:

The Department of Public Works is recommending the City purchase new 2024 or later Freightliner 108SD Single Axle Cab and Chassis. ARP funds will be used to purchase two (2) trucks. The Council previously approved 2022 Capital Budget provides for the purchase of one (1) truck. All three trucks will be purchased based on the Onondaga County Contract. Accordingly, the City does not need to solicit new bids.

The following resolution authorizes the purchase of the three (3) trucks which will be paid for as stated above.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

RESOLVED, that the communication from the City manager regarding the City's purchase of three (3) 2024 or later Freightliner 108SD Single Axle Cab and Chassis, be received and placed on file; and be it further

RESOLVED, that the City Council of the City of Elmira, New York does hereby approve the purchase of three trucks using APR funds for two trucks and one truck paid for from the previously approved City's 2022 Capital Budget; and be it further

RESOLVED, that the Mayor is hereby authorized to sign any and all required documents to effect these purchases.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Councilmembers:

The Department of Public Works is recommending the City purchase new 2024 or later Freightliner 108SD Single Axle Cab and Chassis. ARP funds will be used to purchase two (2) trucks. The Council previously approved 2022 Capital Budget provides for the purchase of one (1) truck. All three trucks will be purchased based on the Onondaga County Contract. Accordingly, the City does not need to solicit new bids.

The following resolution authorizes the purchase of the three (3) trucks which will be paid for as stated above.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

RESOLVED, that the communication from the City manager regarding the City's purchase of three (3) 2024 or later Freightliner 108SD Single Axle Cab and Chassis, be received and placed on file; and be it further

RESOLVED, that the City Council of the City of Elmira, New York does hereby approve the purchase of three trucks using APR funds for two trucks and one truck paid for from the previously approved City's 2022 Capital Budget; and be it further

RESOLVED, that the Mayor is hereby authorized to sign any and all required documents to effect these purchases.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Agenda Summary: Receive communication from the City Manager and act on resolution approving the purchase of a Volvo L20HS Loader utilizing Chemung County's cooperative contract with Sourcewell, approving the purchase of equipment from Postler & Jaeckle to be funded by ARP funds and authorizing the Mayor to sign all required documents to effect the purchase of the equipment.

Resolution Number: 2022-385

Sponsor: Joseph Duffy

ATTACHMENTS

[resolution purchase of equipment bldgs & grounds sourcewell and ARP funds 11.21.2022.docx](#)

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Councilmembers:

The Buildings & Grounds/Sanitation Supervisor and City Chamberlain are recommending that the City purchase certain equipment for the Buildings and Grounds Department utilizing Chemung County's cooperative contract with Sourcewell. To be purchased is a Volvo L20HS Loader at a cost of \$81,678.00. Additionally, another piece of equipment, a Chiller and maintenance from Postler & Jaeckle, is recommended to be purchased and funded with ARP funds at a cost of \$84,838.00.

The following resolution authorizes the use of the County's cooperative contract and further authorizes the purchase of the above equipment for the City's Buildings and Grounds Department.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

RESOLVED, that the communication from the City manager regarding the City's purchase of equipment for its Buildings and Grounds Department , be received and placed on file; and be it further

RESOLVED, that the City Council of the City of Elmira, New York does hereby approve the purchase of a Volvo L20HS Loader totaling \$81,678.00 utilizing Chemung County's cooperative contract with Sourcewell and further approves the purchase of an additional piece of equipment from Postler & Jaeckle at a cost of \$84,838.00 to be funded with ARP funds; and be it further

RESOLVED, that the Mayor is hereby authorized to sign all required documents to effect the purchase of the equipment.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Elmira City Council

Agenda Summary:	Act on resolution referring the proposed closing of Brownlow Lane to the City Planning Commission for its recommendation.
Resolution Number:	2022-386
Sponsor:	Brent Stermer

ATTACHMENTS

[resolution proposed closing of Brownlow Lane to County Bldg & Grounds referral to City Planning Commission 11.21.2022.doc](#)
[Brownlow Lane-Alley map.pdf](#)

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

WHEREAS, the City is the owner of a lane titled “Brownlow Lane” extending from Madison Avenue westerly to William Street as shown on the attached map; and

WHEREAS, Chemung County Buildings and Grounds’ building abuts the Lane to the south; and

WHEREAS, the City has no use or need for the continuation of the Lane; and

WHEREAS, the County has requested that the City close the Lane and convey it to the County;

NOW, THEREFORE, BE IT

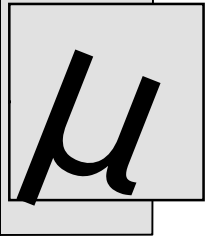
RESOLVED, that the City Council of the City of Elmira, New York hereby refers the proposed closing of Brownlow Lane to the City Planning Commission for its recommendation.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	



PROPOSED CLOSING OF BROWNLOW PLACE



City of Elmira Parcel



Proposed Alley Closing

300

463

300

E CHURCH ST

MADISON AV

WILLIAM ST

ALLEY

BROWNLOW PLACE

416

210

450

224

452

456

458

460

219

222

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220

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213

207-213

216-222

27

Elmira City Council

Agenda Summary: Act on resolution for the first reading of proposed Local Law No. 5 of 2022 entitled "A Local Law of the City of Elmira, New York, to Override the Tax Levy Limit Established in General Municipal Law Section 3-c".

Resolution Number: 2022-387

Sponsor: Joseph Duffy

ATTACHMENTS

[resolution LL#5 of 2022 - property tax cap first reading 11.21.2022.doc](#)

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

Council as a whole presented the following proposed Local Law No. 5 of 2022, entitled "**A LOCAL LAW of the City of Elmira, New York, To Override the Tax Levy Limit Established in General Municipal Law Section 3-c**", for a first reading at this meeting of the City Council on Monday, November 21, 2022.

LOCAL LAW NO. 5 OF 2022
A LOCAL LAW OF THE CITY OF ELMIRA, NEW YORK,
TO OVERRIDE THE TAX LEVY LIMIT ESTABLISHED
IN GENERAL MUNICIPAL LAW SECTION 3-c.

BE IT ENACTED by the Council of the City of Elmira, New York, as follows:

Section 1. Legislative Intent.

It is the intent of this local law to allow the City of Elmira to adopt a budget for the fiscal year commencing January 1, 2023 that requires a real property tax levy in excess of the "tax levy limit" as defined by General Municipal Law section 3-c.

Section 2. Authority.

This local law is adopted pursuant to subdivision 5 of General Municipal Law section 3-c, which expressly authorizes a local government's governing body to override the property tax cap for the coming fiscal year by the adoption of a local law approved by a vote of sixty percent (60%) of said governing body.

Section 3. Tax Levy Limit Override.

The City Council of the City of Elmira, New York, County of Chemung is hereby authorized to adopt a budget for the fiscal year commencing January 1, 2023 that requires

a real property tax levy in excess of the amount otherwise prescribed in General Municipal Law section 3-c.

Section 4. Severability.

If a court determines that any clause, sentence, paragraph, subdivision, or part of this local law or the application thereof to any person, firm or corporation, or circumstance is invalid or unconstitutional, the court's order or judgment shall not affect, impair, or invalidate the remainder of this local law, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, or part of this local law or in its application to the person, individual, firm or corporation or circumstance, directly involved in the controversy in which such judgment or order shall be rendered.

Section 5. Effective Date. This local law shall take effect immediately upon filing with the Secretary of State.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Agenda Summary: Act on resolution approving a five-year Intermunicipal Agreement (January 1, 2023 through December 31, 2027) between Chemung County, City of Elmira, Town of Elmira, Town of Horseheads, Town of Elmira Heights and Chemung County Sewer and Water District, copy of which is attached hereto and made a part hereof, regarding maintenance of Old Chemung Canal whereby each municipality annually will allocate funds not to exceed \$2,000.00 and authorizing the Mayor the execute the Intermunicipal Agreement; said agreement subject to Corporation Counsel approval.

Resolution Number: 2022-388

Sponsor: Tory Kitching

ATTACHMENTS

[resolution 5-yr intermunicipal agmt old chemung canal Lenox Ave with 5 municipalities 11.21.2022.doc](#)
[5-yr intermunicipal agmt multiple municipalites old chemung canal maintenance 2023-2027.pdf](#)

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

WHEREAS, the City previously entered into a Intermunicipal Agreement with the County of Chemung, Town of Elmira, Village of Elmira Heights, and the Town of Horseheads regarding the maintenance of Old Chemung Canal from Lenox Avenue, south to Diven Creek then east en route to Newtown Creek; and

WHEREAS, the prior agreement will expire December 31, 2022; and

WHEREAS, a new Intermunicipal Agreement is being proposed for a term of five (5) years beginning January 1, 2023 through December 31, 2027; and

WHEREAS, the Agreement provides that each municipality annually will allocate funds not to exceed \$2,000.00;

NOW, THEREFORE, BE IT

RESOLVED, that the City Council of the City of Elmira, New York does hereby approve an Intermunicipal Agreement between the County of Chemung, the City of Elmira, Town of Elmira, Town of Horseheads, and Village of Elmira Heights, which shall also include the Chemung County Sewer and Water District, copy of said Intermunicipal Agreement is attached hereto and made a part hereof and authorizing the Mayor to execute the Intermunicipal Agreement; said agreement to be subject to the approval of the Corporation Counsel.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

FIVE-YEAR (5) INTER-MUNICIPAL AGREEMENT

2023 Through 2027

Subject: Maintenance of Old Chemung Canal from Lennox Ave. south to Diven Creek, then east en route to Newtown Creek. Also, it will include the detention basin behind Hardinge Brothers Factory

Municipalities and Agencies involved:

Chemung County

Town of Elmira

Village of Elmira Heights

City of Elmira

Town of Horseheads

Chemung Co. SWCD

The following municipalities, namely, Chemung County, City of Elmira, Town of Elmira, Town of Horseheads, and the Village of Elmira Heights, agree to the following:

1. Become an equal partner to assist in maintaining the Old Chemung Canal as described above.
2. Allocate funds each year not to exceed \$2,000.00 from each municipality for the maintenance account to maintain a balance of \$10,000.00.
3. Provide input on what should be done along the Canal each year.
4. Provide support to answer residents' concerns along the canal system regarding maintenance of the Canal.
5. Provide equipment and staffing (based on availability) to accomplish maintenance work. (Work completed by municipalities reimbursed)

The Agency of Chemung County Soil & Water District would agree to the following:

1. Bill, collect and maintain an Old Chemung Canal Maintenance account. A \$10,000.00 maintenance savings account for yearly expenses. The Certificate of Deposit for \$50,000.00 was not renewed and deposited into the maintenance account. (2020 by Mark Watts) See attached
2. Coordinate work for the Old Chemung Canal.
3. Provide each municipality with an annual report and budget on completed work and the amount spent.

Upon Signature below, the above-described municipalities and agencies agree to this.

_____	<u>Chairman</u> _____	_____
Chemung County SWCD Thomas Rhodes	Title	Date

_____	<u>County Executive</u> _____	_____
Chemung County Christopher Moss	Title	Date

_____	<u>Mayor</u> _____	_____
City of Elmira Daniel J. Mandell	Title	Date

_____	<u>Supervisor</u> _____	_____
Town of Elmira David Sullivan	Title	Date

_____	<u>Mayor</u> _____	_____
Village of Elmira Heights Margaret Smith	Title	Date

_____	<u>Supervisor</u> _____	_____
Town of Horseheads Donald Fischer	Title	Date

Agenda Summary:

Receive communication from the City Manager and act on resolution approving the Memorandum of Understanding (MOU) between the City and Civil Service Employees Association, Inc., Local 1000, for the City of Elmira CSEA Unit #6531 setting forth and agreeing upon a set of changes and/or amendments to the existing Collective Bargaining Agreement, which expires December 31, 2022, a copy of said MOU is attached hereto and made a part hereof and authorizing the Mayor to execute the MOU.

Resolution Number:

2022-389

Sponsor:

Joseph Duffy

ATTACHMENTS

[resolution CSEA MOU 2022-2026 CBA 11.21.2022.docx](#)
[MOU between City and CSEA for CBA 2023-2026.docx](#)

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Councilmembers:

The current Collective Bargaining Agreement (CBA) between the City of Elmira and Civil Service Employees Association, Inc., Local 1000 AFSCME, AFL-CIO (“CSEA”) for the City of Elmira CSEA Unit #6351, expires on December 31, 2022. Negotiations for a new contract have been conducted and the City and CSEA have agreed upon a set of changes and/or amendments to the expiring CBA. The following Resolution approves modifications to the expiring CBA with all other provisions, including Appendices, MOUs, and other attachments to the expiring CBA save for those enumerated in the MOU shall remain in full force and effect.

The following resolution authorizes the Mayor to execute a Memorandum of Understanding with the CSEA. A copy of the Memorandum of Understanding is attached to the Resolution.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022-_____

By Councilmember _____:

RESOLVED, that the communication from the City Manager regarding the approval of a Memorandum of Understanding between Civil Service Employees Association, Inc., Local 1000 AFSCME, AFL-CIO (“CSEA”), for the City of Elmira CSEA Unit #6531 and the City of Elmira, be received and placed on file, and be it further

RESOLVED, that the City Council of the City of Elmira, New York does here approve the Memorandum of Understanding (MOU) mutually agreeing upon set of changes and/or amendments to the existing Collective Bargaining Agreement with CSEA, which expires December 31, 2022, which modifications to said CBA are outlined in the Memorandum of Understanding between the City and CSEA, a copy of which is attached hereto and made a part hereof, and be it further

RESOLVED, that the Mayor be and is hereby authorized to execute the Memorandum of Understanding.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

**MEMORANDUM OF UNDERSTANDING BETWEEN
CIVIL SERVICE EMPLOYEES ASSOCIATION, INC. LOCAL 1000 AFSCME,
AFL-CLO FOR THE CITY OF ELMIRA UNIT #6351
AND
CITY OF ELMIRA**

This Memorandum of Understanding (“MOU”) dated _____, 2022, memorializes the Agreement of the City of Elmira (hereinafter “City”), and Civil Service Employees Association, Inc. Local 1000 AFSCME, AFL-CLO, for the City of Elmira CSEA Unit #6351, (hereinafter “CSEA”) to a now mutually agreed upon set of changes and/or amendments to their currently existing collective bargaining agreement (“CBA”) which expires December 31, 2022. This MOU contains the entirety of the parties’ agreements which modify their expiring CBA and all other provisions, including Appendices, MOUs and other attachments to their CBA expiring December 31, 2022, save for those enumerated herein shall remain in full force and effect.

WHEREAS, the City is a municipal corporation and the CSEA is the duly recognized bargaining agent for employees in various job titles, whose relationship is governed primarily by the collective bargaining agreement between the parties expiring on December 31, 2022; and

WHEREAS, the parties have sought in their many bargaining sessions, and have fully explored and bargained over the financial and other issues that were the concerns of both parties; and

WHEREAS, the parties, following many bargaining sessions have reached a set of mutual agreements and understandings that will result in modifying and/or amending in ways, expressed hereinbelow, the expiring CBA.

NOW, THEREFORE, in view of the above recital, the City and the CSEA agree as follows:

1. That the parties’ new CBA’s term shall begin and become effective on January 1, 2023, and expire on December 31, 2026.

2. That the health care coverage provided unto the CSEA by the City is Blue Cross/Blue Shield Excellus PPO 3. If there is another health insurance option offered by the County with similar benefits, the City will be allowed to change plans if benefits will remain the same. The bi-weekly contributions payable by CSEA members for health insurance will be effective January 1, 2023 as follows:

2023	Individual \$45, Family \$65
2024	Individual \$50, Family \$70
2025	Individual \$55, Family \$75
2026	Individual \$60, Family \$80

3. That pay raises provided by the City to the CSEA shall be 3% for calendar year 2023, effective January 1, 2023; 3% for calendar year 2024; 3.5% for calendar year 2025; and 3.5% for the calendar year of 2026.

4. If a disagreement arises as to any of the terms or meanings or applications of this MOU, the parties agree that the mechanism for resolution shall be chosen by either party.

5. The parties further agree that this MOU shall be merged into the parties' CBA, incorporated by this reference, in full, the same as if it was fully set out therein, and shall operate to amend the expiring CBA by replacing the provisions amended or altered and ensure that all other provisions, attachments, appendices, MOUs, and other documents merged into the parties' expiring CBA shall remain in full force and effect.

6. The City and the CSEA understand that this Memorandum of Understanding must be approved by the Elmira City Council and ratified by CSEA before becoming final and binding upon the parties.

7. The parties agree that the provisions contained in this MOU reflect the entirety of their agreement to modify and create their revised CBA. Whenever a term or terms of this MOU conflict with provisions of the now existing and expiring CBA of the parties (including all attachments, appendices, supplements, etc., merged into the CBA), the provisions contained in this MOU shall govern for all purposes.

IN WITNESS WHEREOF, the parties by their signatures acknowledge their agreement this ____ day of _____, 2022.

CITY OF ELMIRA, NEW YORK

By: _____
Daniel J. Mandell, Jr.
Mayor
Resolution No. 2022 - _____

Dated: _____, 2022

**CIVIL SERVICE EMPLOYEE
ASSOCIATION LOCAL 1000
CITY OF ELMIRA UNIT #6351**

By: _____
Julie Elwood
President

Dated: _____, 2022

Agenda Summary: Act on resolution approving a Memorandum of Agreement (MOA) between the City and Chemung County wherein City employees and retirees participate in Chemung County's Employee Health Benefit Program effective January 1, 2023, a copy of which is attached hereto and made a part hereof, and authorizing the Mayor to execute the MOA; said MOA subject to Corporation Counsel approval.

Resolution Number: 2022-390

Sponsor: Brent Stermer

ATTACHMENTS

[resolution city-county MOA participation 2023 county employee health benefit program 11.21.2022.docx](#)
[city-county MOA county employee health benefit program 2023.pdf](#)

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

WHEREAS, the County of Chemung permits City employees and retirees to participate in Chemung County's Employee Health Benefit Program; and

WHEREAS, Chemung County's Employee Health Benefit Program is presently administered by Excellus Blue Cross/Blue Shield; and

WHEREAS, the County and the City desire to enter into a Memorandum of Agreement with respect to the City's participation in Chemung County's Employee Health Benefit Program effective January 1, 2023; and

NOW, THEREFORE, BE IT

RESOLVED, that the City Council of the City of Elmira, New York does hereby approve a Memorandum of Agreement between the County and the City regarding the City's participation in the County's Employee Health Benefit Program effective January 1, 2023, a copy of said Memorandum being attached hereto and made a part hereof; and be it further

RESOLVED, that the Mayor be and is hereby authorized to execute the Memorandum of Agreement; said Agreement to be subject to the approval of the Corporation Counsel.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

**Memorandum of Agreement
Between
The County of Chemung
And
The City of Elmira, NY**

WHEREAS, the parties above-named, hereinafter referred to as “Chemung County” and “City,” agree that it would be mutually beneficial to permit City’s employees and retirees to participate in Chemung County’s Employee Health Benefit Program; and

WHEREAS, Chemung County’s program is presently administered by Excellus Blue Cross Blue Shield;

NOW, THEREFORE, in consideration of the premises, mutual promises and covenants, the Parties agree as follows:

1. The City, its active employees and retirees will join the Employee Health Benefit Program of Chemung County, effective January 1, 2023, PPO3 Option.
2. The City represents that it has authority for its employees and retirees to join Chemung County’s Employee Health Benefit Program, and while its employees and retirees are covered under the program the County’s obligation to the City will only be to provide coverage level afforded by the program (PPO3 Option) as administered by Excellus Blue Cross Blue Shield, in exchange for the City providing premium payment for City employees and retirees (hereinafter “Enrollees”) as set forth herein.
3. The County will hold the City harmless and indemnify the City for any and all claims submitted for duly authorized Enrollees, and for whom the City timely paid premiums at the coverage level requested by the City, as set forth herein. The City will hold the County harmless, and indemnify the County for any and all litigation that may ensue by Enrollees contesting the validity of this Agreement, and for the level/limit of coverage provided by the County’s Employee Health Benefit Program administered by Excellus Blue Cross Blue Shield (including, but not limited to deductibles, co-insurance, co-pays, covered services, choice of provider, approval/pre-approval for procedures, and so forth), as the County’s financial and coverage obligations are limited to the coverage provided by and through the Employee Health Benefit Program (including updates and changes as may be adopted as provided for herein).
4. Chemung County shall send the City a monthly total bill that shall reflect the coverage levels requested by the City based on the applicable premium rates determined by Chemung County after consultation with Excellus Blue Cross Blue Shield. The monthly report will also contain the monthly difference between premiums and claims.
5. The anticipated monthly premium rate charge per Enrollee for each succeeding calendar year will be given to the City on or before the 1st of November of each year.

6. Except as provided in Paragraph "3" above, the City will be billed on the 20th of the month, one month in advance, and payment is due to Chemung County by the end of the premium month being invoiced.
7. This Agreement may be terminated by either party upon written notice.
 - a. Chemung County shall not terminate this Agreement on less than six (6) months written notice, unless the City defaults in its obligations under this Agreement, in which case termination shall be effective immediately.
 - b. The City may terminate this Agreement for any reason or for no reason, and termination shall be effective on the date specified in the City's prior written notice of termination which date shall not be more than six (6) months from the date of said notice.
 - c. In the event of termination of this Agreement by any party, the City shall no longer be obligated to pay premiums to Chemung County after the effective date of cancellation, and Chemung County shall no longer be obligated to pay claims that are received after the effective date of termination. The City agrees that it is obligated to pay any and all claims run out due after the date of termination for each City employee or retiree. Chemung County shall provide to the City, upon termination, a breakout of claims run out.
8. This contract shall be deemed executory only to the extent of the monies appropriated and available for the purpose of the contract, and no liability on account thereof shall be incurred beyond the amount of such monies. It is understood that the City represents it will appropriate or make available monies for the purpose of the contract.
9. The County's health insurance coverage, provided under this Agreement to the City in accordance with the Employee Health Benefit Program, may be altered by Chemung County in accordance with any changes adopted by the Chemung County Legislature or as required by law. Advance notice will be provided to the City and its participating municipalities of any changes to the Chemung County Insurance Plans.
10. Chemung County shall provide a year end audit settlement to the City of Elmira which will indicate the difference between premiums paid and claims paid at the end of the calendar year. If the City of Elmira has a credit at year end, the credit may be applied to the next month's premium. If there is a debt at year end, the debt will need to be settled within the first quarter of the following year (i.e. March 31st). Chemung County will impose a 2% administration fee on the monthly charge premium to offset the cost of administering the plan.
11. The Parties agree to comply with all laws, rules and regulations relative to this Agreement.

IN WITNESS WHEREOF, the Parties have caused this Agreement to be executed by their duly authorized representatives on the date opposite their respective signatures.

DATED: _____

COUNTY OF CHEMUNG, NY

BY: _____
Its County Executive
Resolution No.

DATED: _____

CITY OF ELMIRA, NY

BY: _____
Its Mayor
Resolution No.

Agenda Summary:

Receive communication from the City Manager and act on resolution approving an Intermunicipal Agreement between the Town of Erin and the City of Elmira whereby the City's Animal Control Department will provide enforcement of Article 7 of the Agriculture and Markets Law services and sheltering services for the calendar year 2023 in consideration of the Town paying the City the annual sum \$4,300.00 and authorizing the Mayor to execute the Agreement; said Agreement subject to Corporation Counsel approval.

Resolution Number:

2022-391

Sponsor:

Joseph Duffy

ATTACHMENTS

[resolution town of erin article 7 services 2023 agmt 11.21.2022.doc](#)

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Councilmembers:

The City provides animal control services to the Town of Erin (“Town”). The Town is requesting enforcement of Article 7 of the Agriculture and Markets Law of the State of New York providing sheltering services for Town dogs. The Article 7 Agreement expires December 31, 2022. The Town wishes to renew Article 7 services for the calendar year 2023, commencing January 1, 2023 through December 31, 2023. The Town will pay the City \$4,300.00 for the calendar year 2023, payable in monthly installments of \$358.33.

The following resolution authorizes the City to enter into the Intermunicipal Agreement with the Town of Erin to provide Article 7 services.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022 – _____

By Councilmember _____:

RESOLVED, that the communication from the City Manager regarding an Intermunicipal Agreement with the Town of Erin (“Town”) whereby the City of Elmira shall provide enforcement of Article 7 of the Agriculture and Markets Law of the State of New York in the Town and sheltering for Town dogs, be received and placed on file; and be it further

RESOLVED, that the City Council of the City of Elmira, New York does hereby approve an Intermunicipal Agreement between the Town of Erin and the City of Elmira whereby the City, through its Animal Control Department, shall provide enforcement of Article 7 of the Agriculture and Markets Law services and sheltering services for the calendar year 2023, commencing from January 1, 2023 through December 31, 2023, and in consideration thereof, the Town will pay the City the annual sum of \$4,300.00 in monthly installments of \$358.33; and be it further

RESOLVED, that the Mayor be and is hereby authorized to execute the Intermunicipal Agreement between the Town and the City; said agreement to be subject to the approval of the Corporation Counsel.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Agenda Summary:	Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into a Professional Services Contract between the City and Marc Immerman, MD to provide medical consultation services to the Elmira Fire Department and its Emergency Medical Services Program commencing January 1, 2023 through December 31, 2023 for a fee of \$4,000; said contract subject to Corporation Counsel approval.
Resolution Number:	2022-392
Sponsor:	Joseph Duffy

ATTACHMENTS

[resolution EFD emergency medical services advisor 2023 agmt dr immerman 11.21.2022.doc](#)

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Councilmembers:

The City of Elmira Fire Department provides emergency medical services to residents of the city. Since 2002, the City has retained the services of an emergency medical services director to assist the department in evaluating and developing EMS programs, providing quality control, and the training and education of Fire Department personnel. The Fire Chief has recommended that the City continue to retain the services of Marc Immerman, M.D. of 23 Halderman Hollow Road, Elmira, NY 14903. Dr. Immerman is certified by the American Board of Emergency Medicine and currently is the AED Medical Director for all fire department based programs in Chemung County. The contractual fee to be paid to Dr. Immerman for his services from January 1, 2023 to December 31, 2023 will be \$4,000. The following resolution authorizes the Mayor to execute a professional services contract with Dr. Immerman.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

RESOLVED, that the communication from the City Manager regarding the retention of Mark Immerman, M.D. to provide medical consultation services to the Elmira Fire Department and its Emergency Medical Services Program, be received and placed on file; and be it further

RESOLVED, that the Mayor be and is hereby authorized to execute a Professional Services Contract between the City and Marc Immerman, M.D., which contract shall provide for consultation services from January 1, 2023 to December 31, 2023 for a fee of \$4,000; said contract to be subject to the approval of the Corporation Counsel.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Elmira City Council

Agenda Summary: Receive communication from the City Manager and act on resolution authorizing the Mayor to enter into a Professional Services Contract between the City and Marc Immerman, MD as a Medical Services Director for the Elmira Police Department's SWAT Team commencing January 1, 2023 through December 31, 2023 for a fee of \$1,500; said contract subject to Corporation Counsel approval.

Resolution Number: 2022-393

Sponsor: Nan Moss

ATTACHMENTS

[resolution EPD SWAT Team Med'l Services Director 2023 agmt dr immerman 11.21.2022.doc](#)

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Councilmembers:

Since September 2015, a certified medic maintaining the necessary certifications has been attached to the City's SWAT Team to provide immediate medical assistance in the event of any injury. For the City and its Police Department to obtain New York State approval, it is necessary that the Department have a medical services director in place to assist the Police Department in evaluating and developing the medic program for the SWAT Team. The Police Chief has recommended that the City retain the services of Marc Immerman, MD of 23 Halderman Hollow Road, Elmira, NY 14903 to serve as Medical Services Director for the Elmira City Police Department SWAT Team for an annual fee of \$1,500.00 from January 1, 2023 through December 31, 2023. Dr. Immerman is certified by the American Board of Emergency Medicine.

The following Resolution authorizes the Mayor to execute a professional services contract with Dr. Immerman.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022 – _____

By Councilmember _____:

RESOLVED, that the communication from the City Manager regarding the retention of Marc Immerman, M.D., as a Medical Services Director for the Elmira City Police Department's SWAT Team, be received and placed on file; and be it further

RESOLVED, that the Mayor be and is hereby authorized to execute an agreement with Marc Immerman, M.D., to provide said services from January 1, 2023 through December 31, 2023 at an annual cost of \$1,500; said agreement to be subject to the approval of the Corporation Counsel.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Agenda Summary:	Receive communication from the City Manager and act on resolution accepting Elmira Police Department's DNA testing and analysis grant from Season of Justice approved specifically in the case of Mary Simpson not to exceed the amount of \$4,248.00 to be paid directly to Othram and authorizing the Mayor to sign the attached General Grant Terms, Conditions and Understandings; said agreement subject to Corporation Counsel approval.
Resolution Number:	2022-394
Sponsor:	Brent Stermer

ATTACHMENTS

[resolution season of justice mary simpson DNA testing grant Othram 11.21.2022.doc](#)
[season of justice grant - dna testing Mary Simpson case 11.2022.pdf](#)

November 21, 2022

FOR THE AGENDA
COMMUNICATION

To the Honorable Mayor and Council

Dear Council Members:

Sergeant William Goodwin of Elmira Police Detective Bureau has notified me that a foundation known by the name “Season of Justice” has approved and awarded the Elmira Police Department grant request for an amount not to exceed \$4,248.00; said grant funds allocated for this grant must be used specifically for DNA testing analysis in the case of Mary Simpson within one year (prior to October 27, 2023). The DNA testing will be conducted by Othram and includes database upload fees for GEDMatch and FamilyTree DNA. Othram will receive the grant funds directly from Season of Justice.

The attached resolution acknowledges receipt of the grant funds directly to Othram for the above purpose only and authorizes the Mayor to sign the attached General Grant Terms, Conditions and Understandings.

Respectfully yours,

P. Michael Collins
City Manager

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

RESOLVED, that the communication from the City Manager informing City Council that the Elmira Police Department's DNA testing and analysis grant submission to Season of Justice has been approved specifically in the case of Mary Simpson, be received and placed on file; and be it further

RESOLVED, that the City Council of the City of Elmira, does accept Elmira Police Department's DNA testing and analysis grant from Season of Justice not to exceed the amount of \$4,248.00 and to be paid directly to Othram; and be it further

RESOLVED, that the Mayor be and is hereby authorized to sign the attached General Grant Terms, Conditions and Understandings; said agreement subject to the approval of Corporation Counsel.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	



GENERAL GRANT TERMS, CONDITIONS AND UNDERSTANDINGS

In addition to the specific terms and conditions in the grant award letter dated October 27, 2022, to which these General Grant Terms, Conditions and Understandings (this "Agreement") are attached and must be fulfilled for funding to be completed. The Season of Justice non-profit is awarding this grant to Sgt. William Goodwin and the Elmira Police Department as the "Grantee" contingent upon the following: (1) This grant is intended to support a specific case for a specific period, and (2) any portion of the grant unexpended at the completion of the project or the end of the stated time periods shall be considered the property of Season of Justice.

1. Grantees that are awarded a grant from the Season of Justice (referred to hereafter as "SOJ") will be expected to communicate with the executive director, whose contact information is included in the grant award letter (the "Executive Director"), in a timely manner. All communications related to the grant must be conducted using an official governmental email address or agency letterhead. No communications to or from a personal email account will be accepted. Grantees and vendor contacts may use voice communication (phone, Zoom, etc.) to seek clarification on items during the process.
2. Grantees or other assigned personnel responsible for the grant receiving process, must agree to furnish a contact person from the chosen vendor lab to SOJ for payment information **within 30 days of October 27, 2022**. SOJ will pay the vendor lab directly. Under no circumstances will monies be sent directly to the Grantee or any other governmental entity. The Grantee shall ensure that the lab contact will communicate with the Executive Director throughout the grant process. All communications between the vendor lab and SOJ will be conducted by official company email or letterhead. **No confidential or case sensitive information shall be submitted to nor will be required by SOJ. (Grantee sends email to ED)**
3. Grantee will notify the Executive Director when material/data is sent to the chosen lab vendor for testing/research. **(Grantee sends email to ED)**
4. A representative from the Grantee's chosen vendor lab will notify (official company email or letterhead) the Executive Director that testing has been completed on material/data sent by the Grantee and all results have been given to the Grantee. **At no time does SOJ want or need confidential lab results.** A general overview of tests/research conducted along with a statement indicating material/data has been sent back to the Grantee (if appropriate) is all that is required from the vendor lab to the Executive Director for this step on the grant process. **(Lab or Grantee sends email to ED)**
5. The Grantee will notify (government email or letterhead) the Executive Director that all information/material/data has been received from the vendor lab, and the results are being reviewed for potential leads in the case. If no new potential leads are found during the review, a notification (government email or letterhead) will be sent to the Executive Director. Upon such notification, the grant will officially be closed by SOJ. **(Email by Grantee to ED)**

6. If the Grantee changes the status of the case as a result of the testing conducted or in any way related to the SOJ grant, the Grantee must notify (government email or letterhead) the Executive Director of any such status changes. *If the Grantee releases a status update to the public/media, and the SOJ grant assisted with the status change, Grantee must ensure that SOJ is acknowledged in any forward-facing media release for the grant funding.* (Email by Grantee to ED containing media release)
7. If no update has been given to SOJ within one year of the original grant approval, the grant will be closed, and all monies not used will revert to SOJ. (Email to Grantee from ED)
8. SOJ will be responsible for only the amount of the grant award that is used by the vendor lab/researcher. If unused grant monies remain after the testing/research is finished, those monies will remain the property of SOJ. If additional testing/research is needed SOJ will not be responsible for any amount above the original amount stated in the initial grant approval letter attached to this document. None of these terms and conditions prevent a Grantee from submitting a second grant application for additional testing/research for the case.
9. All information sent to SOJ from the Grantee will be considered the property of SOJ and can be used by the Executive Director and Board of Directors of SOJ, in their sole discretion. If any confidential information is sent to SOJ related to a grant proposal by the Grantee, a secondary agreement signed by both parties, to bind SOJ to a confidentiality/non-disclosure agreement must be initiated by the Grantee. SOJ assumes no liability for disclosure of any information provided for in the grant application if the Grantee fails to initiate such confidentiality or non-disclosure agreement.
10. SOJ reserves the right to fund or deny funding at the sole direction of its Board of Directors. The Board of Directors is the only entity that can grant funding for a grant proposal.
11. At the end of the grant cycle, a general communication related to the status of the grant, will be sent to the Executive Director. This can be a brief communication stating the grant monies have been spent and as of date of the communication, the case status has not changed or is or is not expected to change in the near future. (Email by Grantee to ED)
12. SOJ reserves the right to disqualify a Grantee from participating in future grants given by SOJ if (1) the Grantee has not fully complied with the terms and conditions of this Agreement; (2) to protect the purpose and objectives of the grant or any other charitable activities of SOJ; or (3) to comply with the requirements of any law or regulation, applicable to the Grantee, SOJ, or entity or subject matter related to the grant.
13. Under no circumstances shall SOJ be liable to the Grantee, the vendor lab or any other third party for damages to property or injuries to or death of any person, penalties, fines or other monetary or non-monetary claims caused by the acts or omissions of Grantee, the vendor lab or any other party or entity associated with the grant application and funding process.

14. This Agreement may not be assigned or transferred by the Grantee without the prior written approval from SOJ.
15. This Agreement shall be governed by and construed in accordance with the laws of the State of Indiana. This Agreement shall not be amended or modified except by written agreement between the parties.

IN WITNESS WHEREOF, the parties hereto have executed this Agreement, and its effectiveness shall commence on the date indicated below.

CITY OF ELMIRA, NY

By: _____

Grantee Signature and Title

Mayor

Resolution No.: 2022 - _____

Daniel J. Mandell, Jr.

Printed Name and Date

November _____, 2022

Brad Schleppi, Executive Director

Date Signed



Grant and Testing Disclosure to Prosecuting Authority

This document is to certify that the receiving agency (grantee) has communicated to the local prosecuting authority that:

1. Season of Justice is a 501(c)3 non-profit, and it will be funding the testing in question.
2. The local prosecuting authority understands the testing will be performed by an outside vendor of the agency's choice, and the prosecuting authority will use the results from the private vendors testing to pursue prosecution if warranted.
3. The agency receiving the SOJ grant has researched and guarantees that the use of private grant funding in support of the case in question meets all legal requirements for their state and local jurisdiction.

Local/State Laboratories Follow-up

The receiving agency (grantee) has researched and completed the due diligence necessary to guarantee the funder that all grant-funded testing is within the lab's technical capabilities and is in accordance with the professional and operating policies. *For example, processing MVAC filters for DNA profiles and/or entering vendor results into CODIS.*

Brad Schleppi, Executive Director

CITY OF ELMIRA, NY

Date

By: _____

Agency Representative
Daniel J. Mandell, Jr./Mayor

Date

Agenda Summary: Act on resolution approving the Eleventh Amendment commencing January 1, 2023 through December 31, 2024 to the Sales Tax Distribution Agreement dated November 3, 1999 between the City and Chemung County, which Amendment is attached hereto and made a part hereof and authorizing the Mayor to execute said Amendment to the Agreement.

Resolution Number: 2022-395

Sponsor: Nan Moss

ATTACHMENTS

[resolution 2023-2024 eleventh amendment to sales tax agreement with county 11.21.2022.doc](#)
[eleventh amendment to sales tax agmt with county 2023-2024.pdf](#)

November 21, 2022

RESOLUTION
NO. 2022 - _____

By Councilmember _____:

WHEREAS, the current Sales Tax Agreement between the City of Elmira and County of Chemung will expire on December 31, 2022; and

WHEREAS, the City and the County entered into a Sales Tax Distribution Agreement dated November 3, 1999 (“Agreement”), which has been amended ten (10) times; and

WHEREAS, the County has presented to the City a proposed Eleventh Amendment to the Agreement commencing January 1, 2023 through December 31, 2024; and

WHEREAS, the formula for the allocation of the 2022 sales tax is amended by increasing the allocation to the County by 3.4% and decreasing the allocation to the City, Towns, and Villages by 3.4% and bases the allocation between the City, Towns, and Villages upon populations determined by the 2020 Census; and

WHEREAS, City representatives proposed to the County that the term of the Eleventh Amendment be for one (1) year (2023) to afford the City the opportunity to assess the financial impact of the proposed decrease in the allocation between the County, City, Towns, and Villages after publication of the 2020 Census data; and

WHEREAS, the County declined to do a one-year amendment; and

WHEREAS, New York Tax Law authorizes the City to decline to enter into a sales tax allocation agreement with the County and further authorizes the City to levee a City sales tax on sales revenue generated within the City; and

WHEREAS, the City Council finds that it is not in the City’s financial best interest to levee a City sales tax in lieu of entering into an agreement with the County, leaving the City in no viable position other than to approve the Eleventh Amendment to the Agreement containing the terms imposed by the County;

NOW, THEREFORE, be it

RESOLVED, that the City Council of the City of Elmira, New York, does hereby approve the Eleventh Amendment to the Agreement, which Amendment is attached hereto and made a part hereof; and be it further

RESOLVED, that the Mayor be and is hereby authorized to execute said Eleventh Amendment to the Agreement.

ADOPTED BY THE FOLLOWING VOTE

AYES

NAYS

	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

**ELEVENTH AMENDMENT TO THE
SALES TAX AGREEMENT**

THIS ELEVENTH AMENDMENT made this _____ day of _____, 2022, between

COUNTY OF CHEMUNG, with its principal place of business at 203 Lake Street,
Elmira, New York (hereinafter "**COUNTY**")

and

CITY OF ELMIRA, with its principal place of business at 317 East Church Street,
Elmira, New York (hereinafter "**CITY**");

WITNESSETH:

WHEREAS, Chapters 93 and 94 of the Laws of 1965 authorized both the **COUNTY** and the **CITY** to impose certain taxes on retail sales and other similar transactions and compensating use taxes as herein specified, to be administered by the State Tax Commission, and provide certain priorities and preemptive rights for each of the parties, and pursuant to Tax Law Section 1105, New York State receives an exclusive four percent (4%) tax on taxable sales, and pursuant to Tax Law Sections 1210(27) and 1224(u), the **COUNTY** receives an exclusive one percent (1%) tax on taxable sales; and

WHEREAS the law provides that the **CITY** and the **COUNTY** each are authorized to impose up to three percent (3%) local tax on taxable sales; and

WHEREAS, if the **CITY** does not pre-empt and impose its own 3 percent tax on sales tax collections within the City, the **CITY** is permitted to share in County receipts in accordance with an Agreement with the **COUNTY**, or (in the absence of an agreement) pursuant to the formula set forth in Tax Law Section 1262; and

WHEREAS, pursuant to Tax Law Section 1262, the **COUNTY** is authorized to determine what portion of its three percent (3%) County sales tax collections (hereinafter "total collections") are not needed for County purposes, which moneys are allocated to the **COUNTY**, **CITY**, towns and villages in accordance with Tax Law Section 1262; and

WHEREAS, the COUNTY is desirous of allocating a certain portion of the 3% "total collections" to the CITY and towns and villages, and has approved an agreement allocating such monies in certain percentages to the CITY; and

WHEREAS, the COUNTY and the CITY entered into a Sales Tax Distribution Agreement dated November 3, 1999 (" Agreement") as amended in a First Amendment to Sales Tax Agreement, a Second Amendment to Sales Tax Agreement, a Third Amendment to Sales Tax Agreement, a Fourth Amendment to Sales Tax Agreement, a Fifth Amendment to Sales Tax Agreement, a Sixth Amendment to Sales Tax Agreement, a Seventh Amendment to Sales Tax Agreement, which Agreements provided for the distribution of the County sales tax; a Eighth Amendment to Sales Tax Agreement, which Agreements provided for the distribution of the County sales tax; a Ninth Amendment to Sales Tax Agreement, which Agreements provided for the distribution of the County sales tax ; a Tenth Amendment to Sales Tax Agreement, which Agreements provided for the distribution of the County sales tax dated December 31, 2020, and expiring on December 31, 2022, which Agreement incorporated a new formula for the allocation of the 3 percent of sales tax revenue that is shared among the COUNTY, the CITY, and the towns and villages in the County of Chemung (the 11/3/1999 Agreement) and the Ten amendments are collectively referred to herein as the "Sales Tax Agreement"); and

WHEREAS, the governing bodies of the COUNTY and CITY are now desirous of entering into a new sales tax distribution agreement as set forth herein;

NOW, THEREFORE, in consideration of the mutual covenants herein contained, the parties hereto mutually covenant and agree as follows:

1. During the term of this Agreement, the COUNTY shall continue to impose all of the taxes described in Article 28 of the Tax Law of the State of New York, pursuant to the provisions of Section 1210(a) of said law, at a rate of three percent (3%) and shall not set aside any part thereof for County purposes or educational purposes, except as herein otherwise provided.
2. During the term of this agreement, the CITY shall refrain from imposing any of said

taxes above specified in Item #1, effective January 1, 2023.

3. This agreement shall continue for a term of Two (2) years, commencing January 1, 2023 through December 31, 2024.

4. This agreement may be renewed upon terms as agreed to by the parties, provided, however, that any such renewal terms shall be for a period after December 31, 2024. The COUNTY acknowledges and agrees that if no renewal occurs, the CITY shall then have the right to exercise its right of preemption and in such event, the COUNTY hereby agrees to waive any and all notice requirements pertaining to the CITY'S exercise of its right of preemption.

5. The 3% total collections of said tax imposed, collected and received by the COUNTY shall be allocated and disposed of as follows (chart demonstrating annual allocation using constant projected annual receipts for illustrative purposes attached as "Schedule A").

A. In each of the following years, the following percentage of such total collections shall be set aside for County purposes ("County Rate") and shall be available for any legitimate County purpose:

"County Rate"

2023: 66.70%

2024: 65.45

B. In each of the following years, the following percentages of total collections shall be allocated to the City and towns, with the City and towns receiving their share of such collections

- a. Year 2023: at the following respective percentages ("City Rate" or "Town Rate"), in proportion to the City's share (31.52%) or Towns share (68.48%) of the total County population as determined by the 2020 number of U.S. Census Bureau:
- b. Years 2024: the percentages of total collections shall be allocated to the City and towns, with the City and towns receiving their share of such collections based at

the respective percentages ("City Rate" or "Town Rate"), in proportion to the City's share (city population percentage) or Towns share (town population percentage) of the total County population as determined by the 2020 census finalized by the U.S. Census Bureau

	"City Rate"	"Town Rate"
2023	33.30%	33.30%
2024	34.55%	34.55%

For illustrative purposes, the 3% total collection allocation described above shall be distributed in accordance with the following formula for each year:

Year 2023: City: Total collections x (___% [City population percentage]) x City Rate (Year)
Towns: Total collections x (___% [Town population percentage]) x Town Rate (Year)

Year 2024: Town: Total collections x (city population % determined by 2020 census) [City population percentage]) x City Rate (Year) Towns: Total collections x (Town population % determined by 2020 census [Town population percentage]) x Town Rate (Year)

C. Any village situated in said County within a town shall be paid that amount proportionate to its share of the total full value of taxable real property in the Town as of the 2022 Assessment data and shall remain as such under the term of this agreement.

D. The amounts to be paid under paragraphs (B) and (C) above shall be paid by the COUNTY to the respective municipalities located within said COUNTY within thirty (30) days after receiving the same from the State Comptroller.

6. This agreement is subject to the approval of the State Comptroller of the State of New York.

7. The COUNTY represents and acknowledges to the CITY that the COUNTY is taking into account in the course of preparing and adopting its budget for the year 2023 and 2024, the

possibility that the COUNTY and CITY might enter into an agreement pertaining to the distribution of sales and compensating use tax revenues and providing for the direct cash payments of a portion of such revenues to the CITY in lieu of applying such payments to a reduction of COUNTY taxes levied upon real property in the CITY. By reason thereof, the COUNTY waives any legal notice requirements pertaining to the method of distribution and payment to the CITY.

IN WITNESS WHEREOF, the parties hereto have hereunto set their hands and seals on the date and year first above written.

Date: COUNTY OF CHEMUNG
By _____
Christopher J. Moss
County Executive

Date: CITY OF ELMIRA
By _____
Daniel J. Mandell, Jr.
City Mayor

STATE OF NEW YORK)
) ss.
COUNTY OF CHEMUNG)

On this ____ day of _____, 2022, before me personally came Christopher J. Moss, to me personally known, who being by me duly sworn, did depose and say that he resides in Elmira, New York; that he is the County Executive of the County of Chemung, the municipal corporation described in and which executed the within agreement; that he knows the seal of said corporation; that the seal was so affixed by authorization of the Chemung County Legislature; and that he signed his name thereto by like order.

Notary Public

STATE OF NEW YORK)

) ss.

COUNTY OF CHEMUNG)

On this ____ day of _____ 2022, before me personally came DANIEL J. MANDELL, JR., to me personal known, who being by me duly sworn, did depose and say that he resides in Elmira, New York; that he is the Mayor of the City of Elmira, the municipal corporation described in and which executed the within agreement; that he knows the seal of said corporation; that the seal was so affixed by authorization of the Common Council; and that he signed his name thereto by like order.

Notary Public

EXHIBIT "A"

Allocation Formula

2023 Allocation Formula

Year	County Rate	Municipal Rate	
2023	66.70%	33.30%	
		City Rate	Town Rate
		33.30%	33.30%

2024 Allocation Formula

Year	County Rate	Blended Municipal Rate	
2024	65.45%	34.55%	
		City Rate	Town Rate
		34.55%	34.55%

Agenda Summary: Act on Lead Hazard Reduction Grant Program Audit.

Resolution Number: 2022-396

Sponsor: Joseph Duffy

ATTACHMENTS

[11-21-2022 audit \(LEAD\).doc](#)

November 21, 2022

CITY OF ELMIRA
COMMUNITY DEVELOPMENT- LEAD Hazard Reduction Grant
RESOLUTION NO. 2022-_____

Councilmember _____

RESOLVED, that the bills in the amount of **\$20,435.00** are hereby audited for payment for the LEAD Hazard Reduction Grant, November 21, 2022.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Acct. Name	Payee	Item	Amount
Payroll Expenses	Payroll	Payroll to be reimbursed to CDBG- not to exceed	\$2,800.00
Relocation	City Chamberlain	Clarion stay. See attachment for additional information	\$2,400.00
Lead Testing	Eco- Testing Services LLC	invoice # 1219 See attachment for additional information	\$300.00
Lead Testing	Eco-Testing Services LLC	invoice # 1220 See attachment for additional information	\$300.00
LEAD and Healthy Homes Grant	Griffin Construction of NYS	See Attachment for additional information	\$14,565.00
Recording Fee	Chemung County Clerk	See Attachment for additional information	\$70.00
		TOTAL	\$20,435.00



Agenda Summary: Act on Downtown Revitalization Initiative Program Audit.

Resolution Number: 2022-397

Sponsor: Brent Stermer

ATTACHMENTS

[11-21-2022 audit \(DRI\).doc](#)

November 21, 2022

CITY OF ELMIRA
COMMUNITY DEVELOPMENT- Downtown Revitalization Initiative
RESOLUTION NO. 2022-_____

Councilmember _____

RESOLVED, that the bills in the amount of **\$453.81** they are hereby audited for payment for the Downtown Revitalization Initiative- Activate Buildings Grant, November 21, 2022.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Acct. Name	Payee	Item	Amount
DRI Admin- Purchased Services	LaBella	invoice # 178058	\$ 453.81
		TOTAL	\$ 453.81

Elmira City Council

Agenda Summary: Act on Anti Displacement Learning Network Grant Program Audit.

Resolution Number: 2022-398

Sponsor: Nan Moss

ATTACHMENTS

[11-21-2022 audit \(ADLN\).docx](#)

November 21, 2022

CITY OF ELMIRA
COMMUNITY DEVELOPMENT- ANTI DISPLACEMENT LEARNING NETWORK
RESOLUTION NO. 2022-_____

Councilmember _____

RESOLVED, that the bills in the amount of **\$42,589.41**, they are hereby audited for payment for the Anti Displacement Learning Network grant, November 21, 2022.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Acct. Name	Payee	Item	Amount
N/A (Payment to come from City Chamberlain)	S & A General Contracting	See Attachment for additional information	\$ 19,890.00
N/A (Payment to come from City Chamberlain)	Ben Miller Contracting	See Attachment for additional information	\$ 22,500.00
N/A (Payment to come from City Chamberlain)	AmRent	invoice # 3254486	\$ 25.60
N/A (Payment to come from City Chamberlain)	See Attachment for Additional Information	Mileage Reimbursement	\$ 33.81
N/A (Payment to come from City Chamberlain)	Chemung County Clerk	Mortgage Recording Fees	\$ 140.00
		TOTAL	\$ 42,589.41

Agenda Summary: Act on Community Development Block Grant Program Audit.

Resolution Number: 2022-399

Sponsor: Tory Kitching

ATTACHMENTS

[11-21-2022 audit \(CDBG;HOME\).docx](#)

November 21, 2022

CITY OF ELMIRA
COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM
RESOLUTION NO. 2022-_____

Councilmember _____

RESOLVED, that the bills in the amount of **\$113,219.35** they are hereby audited for payment for the Community Development Block Grant, November 21, 2022.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	

Acct. Name	Payee	Item	Amount
Rehab- Payroll Admin- Payroll	Payroll	Payroll not to exceed	\$18,000.00
Rehab- Mileage	See Attachment for additional information	See Attachment for additional information	\$32.06
Rehab- ADP Admin- ADP	ADP	invoice # 618562788	\$168.60
Rehab- Credit Reports	AmRent	invoice # 3254486	\$156.20
Telephone	City Chamberlain	invoice # 2022-00000077	\$3.09
Postage	City Chamberlain	invoice # 2022-00000076	\$92.40
Lake Street Bridge	City Chamberlain	invoice # 2022-00000074	\$75,000.00
STEG	STEG	Reimbursement for Carbide admin expenses	\$7,500.00
Rehab- Filing Fee	Chemung County Clerk	See Attachment for additional information	\$267.00
FTHB Grant	Attorney- TBD	See Attachment for additional information	\$10,000.00

FTHB- Pre Counseling	Catholic Charities	See Attachment for additional information	\$2,000.00
		TOTAL	\$113,219.35

Agenda Summary: Act on American Rescue Plan Property Rehab Repair Program.

Resolution Number: 2022-400

Sponsor: Tory Kitching

ATTACHMENTS

[ARP PROPERTY REHAB COVER SHEET.pdf](#)

[ARP PROPERTY REHAB BACKUP.pdf](#)

DATE: November 21, 2022

TO: THE HONORABLE MAYOR AND COUNCIL

FROM: AMERICAN RESCUE PLAN

I hereby present to you for examination and audit the following list. These lists and the supporting applications have been examined by the departments concerned and have been certified by them to me. An examination of these claims has been made by the Chamberlain's office for the purpose of ascertaining that the prerequisites to the audit have been complied with.

Property Rehab	\$10,864.00
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GRAND TOTAL PAYMENTS PER ATTACHED COMPUTER LIST:	----- \$10,864.00 =====
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RESOLUTION NO. 2022-

By Councilmember _____

RESOLVED, that the applications in the amount of \$10,864.00
be and they hereby are audited and approved for payment,
when in funds.

ADOPTED BY THE FOLLOWING VOTE:

AYES-----	-----NAYS
_____ COUNCILMEMBER STERMER	_____
_____ COUNCILMEMBER MOSS	_____
_____ COUNCILMEMBER FRANCHI	_____
_____ COUNCILMEMBER KITCHING	_____
_____ COUNCILMEMBER GRASSO	_____
_____ COUNCILMEMBER DUFFY	_____
_____ MAYOR MANDELL	_____

=====

Name	Address	Type of Project	Contractor	Amount of Quote	Amount approved
Baldwin, Robert	302 Guinnip Ave	Roof repairs, electrical work	Baldwin Custom Builders	8,500.00	5,000.00
Baldwin, Robert	1113 Magee St	Bathroom repairs, window installation	Baldwin Custom Builders	7,500.00	5,000.00
Stroman, Olivia	705 Herrick St	sidewalks	Mcdonald Construction	4,320.00	864.00
					<u>10,864.00</u>

Agenda Summary: Act on American Rescue Plan Lost Revenue.

Resolution Number: 2022-401

Sponsor: Brent Stermer

ATTACHMENTS

[ARP LOST REVENUE COVER SHEET.pdf](#)

[ARP LOST REVENUE BACKUP.pdf](#)

DATE: November 21st, 2022

TO: THE HONORABLE MAYOR AND COUNCIL

FROM: AMERICAN RESCUE PLAN

I hereby present to you for examination and audit the following list.
 These lists and the supporting applications have been
 examined by the departments concerned and have been certified by
 them to me. An examination of these claims has been made by the
 Chamberlain's office for the purpose of ascertaining that the
 prerequisites to the audit have been complied with.

Lost Revenue	\$10,833.50
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GRAND TOTAL PAYMENTS PER ATTACHED COMPUTER LIST:	----- \$10,833.50 =====
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RESOLUTION NO. 2022-

By Councilmember _____

RESOLVED, that the applications in the amount of
 be and they hereby are audited and approved for payment,
 when in funds.

\$10,833.50

ADOPTED BY THE FOLLOWING VOTE:

AYES-----	-----	-----NAYS
-----------	-------	-----------

_____	COUNCILMEMBER STERMER	_____
_____	COUNCILMEMBER MOSS	_____
_____	COUNCILMEMBER FRANCHI	_____
_____	COUNCILMEMBER KITCHING	_____
_____	COUNCILMEMBER GRASSO	_____
_____	COUNCILMEMBER DUFFY	_____
_____	MAYOR MANDELL	_____

=====

City of Elmira *LIVE*

Payment Batch Register

Bank Account: ARP 5* - ARP Five Star

Batch Date: 11/21/2022

Type	Date	Number	Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: ARP 5* - ARP Five Star						
Check	11/21/2022	100845	Accounts Payable	FERRARIO FORD LINCOLN MERCURY		10,833.50
	Invoice		Date	Description		Amount
	FE176701		11/10/2022	2012 JEEP COMPASS		10,833.50
ARP 5* ARP Five Star Totals:				Transactions: 1		\$10,833.50
Checks:		1		\$10,833.50		

Elmira City Council



Agenda Summary: Act on American Rescue Plan Commercial Property Rehab Program.

Resolution Number: 2022-402

Sponsor: Brent Stermer

ATTACHMENTS

[ARP COMMERCIAL REHAB COVER SHEET.pdf](#)
[ARP COMMERCIAL REHAB BACKUP.pdf](#)

DATE: November 21st, 2022

TO: THE HONORABLE MAYOR AND COUNCIL

FROM: AMERICAN RESCUE PLAN

I hereby present to you for examination and audit the following list. These lists and the supporting applications have been examined by the departments concerned and have been certified by them to me. An examination of these claims has been made by the Chamberlain's office for the purpose of ascertaining that the prerequisites to the audit have been complied with.

Commercial Property Rehab	\$612,058.85
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GRAND TOTAL PAYMENTS PER ATTACHED COMPUTER LIST:	----- \$612,058.85 =====
--	--------------------------------

RESOLUTION NO. 2022-

By Councilmember _____

RESOLVED, that the applications in the amount of
be and they hereby are audited and approved for payment,
when in funds.

\$612,058.85

ADOPTED BY THE FOLLOWING VOTE:

AYES-----NAYS

_____	COUNCILMEMBER STERMER	_____
_____	COUNCILMEMBER MOSS	_____
_____	COUNCILMEMBER FRANCHI	_____
_____	COUNCILMEMBER KITCHING	_____
_____	COUNCILMEMBER GRASSO	_____
_____	COUNCILMEMBER DUFFY	_____
_____	MAYOR MANDELL	_____

=====

Name	Address	Type of Project	Contractor	Amount of Quote	Amount approved
The Park Church	208 W Gray St	new electrical and & outdoor lights	Vertex / Bouille	32,185.00	25,000.00
Missih LLC	208 Columbia St	porch roof and porch steps	Clastro Contracting	4,010.05	4,010.05
410 W Washington	410 W Washington	new roof	Hale Roofing	125,500.00	25,000.00
Good Granola Company LLC	108 Stephens Place	demo, plumbing and electrical	Bolster	34,541.00	25,000.00
Kylie's Deli	1118 Lake St	new roof and tile	Better Homes	25,000.00	25,000.00
Dough Grinders LLC	600 Pennsylvania	new roof and parking lot	CNG Home Improvements & Stanley	40,058.48	25,000.00
Friendship SDA Food Pantry	1222 Lackwanna Ave	new steps and ramp for elderly	Anderson Martin	35,048.00	25,000.00
Eastern Metal	1400 Sullivan St	parking lot	AL Bacille Paving	35,000.00	25,000.00
Brady's Pub	248 W Water St	new deck	Upstate general contracting	29,500.00	25,000.00
222 William St	222 William St	new roof	Hale Roofing	85,500.00	25,000.00
The Branch Office	406 W Washington	new exterior front & interior remodel	Brent Young	38,660.00	25,000.00
The Sandbox	104 W Miller	Paving	Loveless Blacktop	24,000.00	24,000.00
White Eagle Society	364 Millard St	Paving	Loveless Blacktop	22,770.00	22,770.00
Fernando's Barbershop	1301 College Ave	Furnace/A.C./Paving/Sidewalks/tree services	Armstrong, Ambient, Tubbs Tree Service	30,550.00	25,000.00
Jim's Gym	754 Baldwin	Plumbing and remodelling	Upstate General Contracting	309,000.00	25,000.00
Clinical Social Work and Counseling Services of the Finger Lakes	963 Walnut	Windows	Harold Kautz	29,592.00	25,000.00
Queen City Lodge (Elks)	726 Benjamin St	Roofing, A.C,	Homeview, Hale Roofing	103,945.00	25,000.00
Doug's Barbershop	1455 Lake St	new electrical	Belco Electric	15,237.00	15,237.00
Need Supplied Ministries	1133 Lake St	new soffit, steps, foundation repair, kitchen floor	Stephen Waters	25,000.00	25,000.00
Ultimate Fit Chick	502 W 2nd St	new sidewalk and driveway	Teeter Contracting	25,225.00	25,000.00
Kingsbury Cycling	228 W Water St	paint outside of building	PPW Painting	9,074.80	9,074.80
First Class Auto Detailing	151 W Washington	blacktop, doors, and windows	YMP, Stanley Paving, Overhead Door	31,475.00	25,000.00
Charles Windows	203-205 E Gray St	Paving, fencing	Stanley Blacktop, Balland	26,300.00	25,000.00
DQD Properties LLC	208B W Miller St	General renovations	Thomas Zuhe	13,500.00	13,500.00
New Jerusalem Church	1320 Lackawanna Ave	Air conditioning	Isaac	23,467.00	23,467.00
Community Arts of Elmira Inc	413 Lake Street	Roof replacement	Kenarri	110,000.00	25,000.00
John W Jones Museum	1248-1250 Davis St	Roofing	Blaze Brockway Contracting	35,000.00	25,000.00
TOTAL					612,058.85

Agenda Summary: Act on Audit.

Resolution Number: 2022-403

Sponsor: Nan Moss

ATTACHMENTS

[Cover Sheet.pdf](#)

[Backup Part 1.pdf](#)

[Backup Part 2.pdf](#)

DATE: November 21st, 2022

TO: THE HONORABLE MAYOR AND COUNCIL

FROM: CHARMAIN CATTAN, CITY CHAMBERLAIN

I hereby present to you for examination and audit the following lists. These lists and the supporting vouchers and payrolls have been examined by the departments concerned and have been certified by them to me. An examination of these claims has been made by the Chamberlain's office for the purpose of ascertaining that the prerequisites to the audit have been complied with.

CURRENT BUDGET FUNDS:	\$697,377.42
CAPITAL FUNDS:	\$28,631.69
COMMUNITY DEVELOPMENT;	\$0.00
TRUST & AGENCY FUNDS:	\$0.00
SELF INSURANCE FUNDS:	\$0.00

TOTAL PER ATTACHED COMPUTER LIST:	\$726,009.11
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OTHER PAYMENTS:

PAYROLLS W/E Nov 6th, 2022	\$750,000.00
HAND CHECKS-THRU MACHINE-LISTINGS ATTACHED	\$10,377.76
CAPITAL HAND CHECKS	\$110.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00
	\$0.00

TOTAL OTHER PAYMENTS:	\$760,487.76
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GRAND TOTAL PAYMENTS:	\$1,486,496.87
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RESOLUTION NO. 2022-

By Councilmember _____

RESOLVED, that the bills and the payrolls in the amount of
be and they hereby are audited and approved for payment,
when in funds.

\$1,486,496.87

ADOPTED BY THE FOLLOWING VOTE:

AYES-----	-----NAYS
_____ COUNCILMEMBER STERMER	_____
_____ COUNCILMEMBER MOSS	_____
_____ COUNCILMEMBER FRANCHI	_____
_____ COUNCILMEMBER KITCHING	_____
_____ COUNCILMEMBER GRASSO	_____
_____ COUNCILMEMBER DUFFY	_____
_____ MAYOR MANDELL	_____

=====

City of Elmira *LIVE*

Payment Batch Register

Bank Account: GENERAL FUND - GENERAL FUND
Batch Date: 11/21/2022

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: GENERAL FUND - GENERAL FUND					
Check	11/21/2022	201156 Accounts Payable	ADP		2,723.65
	Invoice	Date	Description		Amount
		618562063	11/08/2022 CLIENT#262059		2,723.65
Check	11/21/2022	201157 Accounts Payable	AMES LINEN SERVICE		45.00
	Invoice	Date	Description		Amount
		298153	11/01/2022 BAR TOWELS/ENTERANCE MATS		45.00
Check	11/21/2022	201158 Accounts Payable	AT&T		137.81
	Invoice	Date	Description		Amount
		1176812619	11/08/2022 ACCT#1000-810-0850		137.81
Check	11/21/2022	201159 Accounts Payable	Auto Zone		1,214.56
	Invoice	Date	Description		Amount
		2950564528 +	10/24/2022 PARTS/HARDWARE		1,214.56
Check	11/21/2022	201160 Accounts Payable	CHAMPION FASTENERS		810.40
	Invoice	Date	Description		Amount
		81472 & 81490	08/26/2022 BLANKET FOR HARDWARE SUPPLIES		424.71
		81690+	11/03/2022 BLANKET FOR ELECTRICAL SUPPLIES		175.16
		81409	10/24/2022 PARTS/HARDWARE RFB#2143		210.53
Check	11/21/2022	201161 Accounts Payable	CHASE CARD SERVICES		1,413.27
	Invoice	Date	Description		Amount
		618561987	11/08/2022 CLIENT#262059		1,413.27
Check	11/21/2022	201162 Accounts Payable	CHEMUNG COUNTY CENTRAL SERV-POSTAGE		1,678.38
	Invoice	Date	Description		Amount
		OCTOBER - 2022	11/08/2022 POSTAGE		1,678.38
Check	11/21/2022	201163 Accounts Payable	CHEMUNG COUNTY INSURANCE DEPARTMENT		385,500.41
	Invoice	Date	Description		Amount
		NOVEMBER 2022	11/08/2022 HEALTH INSURANCE		377,392.39
		NOVEMBER 2022.	11/08/2022 ADMIN FEE		5,660.89
		NOVEMBER, 2022	11/08/2022 ROBIN OAKES HEALTH INSURANCE		2,447.13
Check	11/21/2022	201164 Accounts Payable	CHEMUNG COUNTY TRANSFER		11,808.61
	Invoice	Date	Description		Amount
		135413, 135432	11/24/2022 GARBAGE COLLECTION FEES- ELMIRA & HERITAGE		10,511.30
		135415	10/24/2022 GARBAGE COLLECTION FEES- ELM HEIGHTS		680.30
		135414	11/08/2022 CUST#TI-00038		617.01
Check	11/21/2022	201165 Accounts Payable	CONSTELLATION ENERGY SERVICES OF NEW YORK, INC.		10,537.82
	Invoice	Date	Description		Amount
		63752682801	11/10/2022 2530739-41493		10,537.82
Check	11/21/2022	201166 Accounts Payable	CSEA EMPLOYEE BENEFIT FUND		7,253.32
	Invoice	Date	Description		Amount
		VISION - NOV	11/08/2022 PLATINUM VISION		7,253.32
Check	11/21/2022	201167 Accounts Payable	CULLIGAN		151.75

	Invoice	Date	Description	Amount
	272X30527800	10/31/2022	WATER AND COOLER RENTAL	41.75
	272X30551602	11/08/2022	ACCT#272-00120501-7	110.00
Check	11/21/2022	201168 Accounts Payable	CUSTOM PEST CONTROL	50.00
	Invoice	Date	Description	Amount
	124061	11/04/2022	PEST CONTROL AT 312 BUILDNG	50.00
Check	11/21/2022	201169 Accounts Payable	DATAFLOW, INC	74.95
	Invoice	Date	Description	Amount
	393102-IN	11/08/2022	CUST#1238	74.95
Check	11/21/2022	201170 Accounts Payable	DATAPILOT	1,990.00
	Invoice	Date	Description	Amount
	9855297	11/08/2022	1yr software/maintenance	1,990.00
Check	11/21/2022	201171 Accounts Payable	DAVIS ULMER	823.00
	Invoice	Date	Description	Amount
	1052-F153669	11/02/2022	COMPRESSOR REPAIR	823.00
Check	11/21/2022	201172 Accounts Payable	DIRECT ENERGY BUSINESS MARKETING, LLC	593.78
	Invoice	Date	Description	Amount
	HS23307802	11/08/2022	ACCT#695586-3081	593.78
Check	11/21/2022	201173 Accounts Payable	ELMIRA WATER BOARD	169,977.20
	Invoice	Date	Description	Amount
	C33219GG	11/08/2022	LEAD SERVICE LINE REPLACEMENT	169,977.20
Check	11/21/2022	201174 Accounts Payable	ENTERPRISE FM TRUST	17,582.84
	Invoice	Date	Description	Amount
	FBN4598935	11/08/2022	CUST#479407 - MONTHLY LEASES	17,582.84
Check	11/21/2022	201175 Accounts Payable	FERRARIO FORD LINCOLN MERCURY	1,391.86
	Invoice	Date	Description	Amount
	33071, 33045	10/05/2022	OUTSIDE REPAIRS	977.14
	96170	11/08/2022	EPD CASE #5463-22	414.72
Check	11/21/2022	201176 Accounts Payable	FIRST UNUM LIFE	600.71
	Invoice	Date	Description	Amount
	11/1-11/30/22	11/08/2022	POLICY#0461461-001	600.71
Check	11/21/2022	201177 Accounts Payable	GRASS LANDS EQUIPMENT CO.	634.61
	Invoice	Date	Description	Amount
	1324614, 1324615	10/13/2022	TORO PARTS/MTGC	634.61
Check	11/21/2022	201178 Accounts Payable	H.A. WEIGAND INC	695.04
	Invoice	Date	Description	Amount
	120708	10/24/2022	SIGN MATERIALS/POSTS/HARDWARE	695.04
Check	11/21/2022	201179 Accounts Payable	HAMILTON MEATS, INC.	31.80
	Invoice	Date	Description	Amount
	51382	10/31/2022	reBURGERS/SAUSAGE/CHICKEN/DOGS	31.80
Check	11/21/2022	201180 Accounts Payable	HESELSON'S	209.98
	Invoice	Date	Description	Amount
	24421	11/28/2022	CSEA CARHARTT WINTER GEAR	209.98
Check	11/21/2022	201181 Accounts Payable	HIVIS SUPPLY	618.62
	Invoice	Date	Description	Amount
	397850B	11/01/2022	BLANKET FOR SAFETY SUPPLIES	618.62
Check	11/21/2022	201182 Accounts Payable	HORIZON SOLUTIONS CORP.	64.20
	Invoice	Date	Description	Amount
	5606904-00	10/24/2022	LAFRANCE 2022 Fire Ext Inspections/Recharges	64.20
Check	11/21/2022	201183 Accounts Payable	I. D. BOOTH, INC.	55.05
	Invoice	Date	Description	Amount

	1389877,1390824	11/10/2022	ELECTRIAL SUPPLIES	55.05
Check	11/21/2022	201184 Accounts Payable	IPS GROUP, INC	3,282.79
	Invoice	Date	Description	Amount
	INV77983	10/31/2022	PARKING METER PARTS	49.50
	INV77859	11/08/2022	PARKING METER CHARGES	3,233.29
Check	11/21/2022	201185 Accounts Payable	JEMCO WATER TREATMENTS SERVICES, INC	1,725.00
	Invoice	Date	Description	Amount
	71438	11/01/2022	WATER TREATMENT FOR CITY OWNED BOILERS	1,725.00
Check	11/21/2022	201186 Accounts Payable	JH DESIGN	90.00
	Invoice	Date	Description	Amount
	10953	11/08/2022	3/11/22 MVA - EPD #205	90.00
Check	11/21/2022	201187 Accounts Payable	JOE JOHNSON EQUIPMENT, INC.	206.11
	Invoice	Date	Description	Amount
	P42354	10/20/2022	MISC PARTS FOR SANITATION FLEET	206.11
Check	11/21/2022	201188 Accounts Payable	JOHN D MCCRACKEN	67.07
	Invoice	Date	Description	Amount
	WALMART	11/08/2022	OFFICE BLINDS & MOUNT TAPE	67.07
Check	11/21/2022	201189 Accounts Payable	KELLEY BROTHERS	215.46
	Invoice	Date	Description	Amount
	7-2232575	10/31/2022	BLANKET FOR KEYS, LOCKS, DOOR SUPPLIES	23.89
	7-117605	11/02/2022	BLANKET FOR KEYS, LOCKS, DOOR SUPPLIES	191.57
Check	11/21/2022	201190 Accounts Payable	LINDE GAS & EQUIPMENT INC	591.80
	Invoice	Date	Description	Amount
	31526135 +	09/29/2022	WELDING SUPPLIES	591.80
Check	11/21/2022	201191 Accounts Payable	LOWE'S COMPANIES, INC.	1,422.79
	Invoice	Date	Description	Amount
	23069	10/31/2022	BLANKET FOR BUILDING MATERIALS	1,007.76
	41326	11/02/2022	BLANKET FOR TOOLS, PAINT, IRRIGATION & MOWER PARTS	130.04
	41327	10/26/2022	BLANKET FOR PLANTS, FLOWERS & MULCH	284.99
Check	11/21/2022	201192 Accounts Payable	MCCARTHY TIRE SERVICE	336.60
	Invoice	Date	Description	Amount
	35-53098	11/02/2022	OUTSIDE REPAIRS	336.60
Check	11/21/2022	201193 Accounts Payable	MCDONALD EXCAVATING, INC.	120.00
	Invoice	Date	Description	Amount
	56703	10/31/2022	TOPSOIL RFB#2274	120.00
Check	11/21/2022	201194 Accounts Payable	MIKE CICORA'S PEST CONTROL	250.00
	Invoice	Date	Description	Amount
	10/7/2022-	10/07/2022	PEST CONTROL AT CITY BUILDINGS	250.00
Check	11/21/2022	201195 Accounts Payable	MULTI MEDIA SERVICES	115.40
	Invoice	Date	Description	Amount
	85456	11/08/2022	Appearance Tickets	115.40
Check	11/21/2022	201196 Accounts Payable	MUNICIPAL EMERGENCY SERVICES, INC.	646.78
	Invoice	Date	Description	Amount
	1773345,	11/08/2022	1778065,1783332	646.78
Check	11/21/2022	201197 Accounts Payable	NAPA AUTO PARTS	2,936.16
	Invoice	Date	Description	Amount
	74423 & 4, 74428	10/24/2022	OIL FOR PUMP STATION SOURCEWELL#032521-GPC	1,932.99
	074208 +	10/21/2022	PARTS/BLANKET PO SOURCEWELL CONTRACT	1,003.17
Check	11/21/2022	201198 Accounts Payable	NYS DEC	450.00
	Invoice	Date	Description	Amount
	10/24/2022-	11/02/2022	NYS PESTICIDE LICENSE RENEWAL-POWELL	450.00

Check	11/21/2022	201199 Accounts Payable	NYS GOLF ASSOCIATION	66.00
	Invoice	Date	Description	Amount
	24680-021	10/31/2022	GOLF TOURNAMENT HANDICAP	66.00
Check	11/21/2022	201200 Accounts Payable	NYSEG	221.30
	Invoice	Date	Description	Amount
	11/3/22	11/08/2022	ACCT#1005-1984-374	221.30
Check	11/21/2022	201201 Accounts Payable	OTIS ELEVATOR	740.00
	Invoice	Date	Description	Amount
	nfb15947001	10/17/2022	ELEVATOR REPAIR	740.00
Check	11/21/2022	201202 Accounts Payable	Passport Labs, Inc	428.55
	Invoice	Date	Description	Amount
	INV-1034051	11/08/2022	TICKET PROCESSING FEE	428.55
Check	11/21/2022	201203 Accounts Payable	PAWS OF NY	1,068.00
	Invoice	Date	Description	Amount
	OCTOBER - 2022	11/08/2022	ACCT#126	1,068.00
Check	11/21/2022	201204 Accounts Payable	PBA	7,500.00
	Invoice	Date	Description	Amount
	10/20/22	11/08/2022	CITY USE OF MONKEY RUN FACILITY	7,500.00
Check	11/21/2022	201205 Accounts Payable	PENN DETROIT DIESEL-ALLISON	1,458.11
	Invoice	Date	Description	Amount
	4411795	11/02/2022	SELECTOR FOR TRUCK #145	1,458.11
Check	11/21/2022	201206 Accounts Payable	PEOPLEREADY INC	4,626.62
	Invoice	Date	Description	Amount
	27753024	11/01/2022	TEMP SERVICES	2,758.46
	3095-2855	11/08/2022	TEMP SERVICES	1,868.16
Check	11/21/2022	201207 Accounts Payable	POINT SPRING & DRIVESHAFT CO.	3,708.23
	Invoice	Date	Description	Amount
	152800 +	09/06/2022	HEAVY DUTY PARTS RFB#2077R	3,708.23
Check	11/21/2022	201208 Accounts Payable	RAINBOW LETTERING	78.00
	Invoice	Date	Description	Amount
	DR1875	11/08/2022	RAINBOW Shirt Embroidery	78.00
Check	11/21/2022	201209 Accounts Payable	RINWALSKE GARAGE	5,134.94
	Invoice	Date	Description	Amount
	11/7/22	11/08/2022	REPAIRS TO EPD FORD ESCAPE	810.63
	2k205	11/08/2022	3/11/22 MVA - EPD #205	4,324.31
Check	11/21/2022	201210 Accounts Payable	SAFE	2,822.00
	Invoice	Date	Description	Amount
	11/15/22	11/08/2022	WORKERS COMP LIABILITY	2,822.00
Check	11/21/2022	201211 Accounts Payable	SAFETY KLEEN	294.11
	Invoice	Date	Description	Amount
	90070764	10/21/2022	PARTS WASHER SERVICE	294.11
Check	11/21/2022	201212 Accounts Payable	SAM'S CLUB DIRECT	1,009.28
	Invoice	Date	Description	Amount
	10/25, 10/23	10/23/2022	MISC FOOD & PACKAGING SUPPLIES	159.42
	10/31 & 10/28	10/28/2022	MISC FOOD & PACKAGING SUPPLIES	320.88
	065431	11/08/2022	TV & MOUNT	528.98
Check	11/21/2022	201213 Accounts Payable	SCHLATHER, STUMBAR, PARKS & SALK, LLP	1,393.75
	Invoice	Date	Description	Amount
	6936	11/08/2022	STROBRIDGE ESTATE V. ELMIRA	1,393.75
Check	11/21/2022	201214 Accounts Payable	SOUTHERN TIER SENTRY HARDWARE	27.57
	Invoice	Date	Description	Amount

	82013 & 82064	10/27/2022	BLANKET FOR PARTS, SUPPLIES, HARDWARE	18.51
	81998	10/26/2022	BLANKET FOR PARTS, HARDWARE & TOOLS	8.99
Check	11/21/2022	201215 Accounts Payable	STAPLES BUSINESS ADVANTAGE	1,493.60
	Invoice	Date	Description	Amount
	8068063321+	09/28/2022	OFFICE SUPPLIES	305.59
	8068063321	10/28/2022	OFFICE SUPPLIES	146.35
	8068140152+	11/02/2022	COPY PAPER	236.41
	8068148780	11/07/2022	OFFICE SUPPLIES	75.26
	3520942469	11/08/2022	Blanket PO Office Supplies	318.99
	3520868802	11/08/2022	Blanket PO Office Supplies	47.49
	3521330044	11/08/2022	CUST RCH 1876707	363.51
Check	11/21/2022	201216 Accounts Payable	STAPLES CONTRACT & COMMERCIAL	2,700.00
	Invoice	Date	Description	Amount
	3520783051	11/08/2022	Office Supplies	2,700.00
Check	11/21/2022	201217 Accounts Payable	Stark Technologies	6,104.63
	Invoice	Date	Description	Amount
	SQI-0002284	10/15/2022	GENERATOR REPAIR AT DPW (EMERGENCY)	6,104.63
Check	11/21/2022	201218 Accounts Payable	STEWART P. WILSON	13,691.40
	Invoice	Date	Description	Amount
	447753 +	10/24/2022	FUEL-BLANKET PO RFB# 2402 RES#22-187	12,465.85
	452143	10/31/2022	FUEL-BLANKET PO RFB# 2402 RES#22-187 MTGC	1,225.55
Check	11/21/2022	201219 Accounts Payable	SUBURBAN PROPANE	2,082.18
	Invoice	Date	Description	Amount
	STATEMENT-10/31	11/08/2022	ACCT#2223-229957	2,082.18
Check	11/21/2022	201220 Accounts Payable	TIME WARNER CABLE	49.95
	Invoice	Date	Description	Amount
	143746101110122	11/08/2022	ACCT#143746101	49.95
Check	11/21/2022	201221 Accounts Payable	TIME WARNER CABLE	404.99
	Invoice	Date	Description	Amount
	12573110122	11/01/2022	INTERNET SERVICES AT MTGC	404.99
Check	11/21/2022	201222 Accounts Payable	UniFirst Corporation	333.96
	Invoice	Date	Description	Amount
	3442625-3442624	11/03/2022	FLOOR MATS FOR BUILDINGS	169.96
	3440356, 3442623	10/27/2022	LAUNDRY SERVICE	164.00
Check	11/21/2022	201223 Accounts Payable	Upstate Equipment	291.94
	Invoice	Date	Description	Amount
	03-176882,177079	10/26/2022	BOBCAT PARTS	291.94
Check	11/21/2022	201224 Accounts Payable	VASCO BRANDS, INC.	337.03
	Invoice	Date	Description	Amount
	4889B/4899A/4899	11/08/2022	VASCO Cleaning Supplies BPO	337.03
Check	11/21/2022	201225 Accounts Payable	VERIZON (FORMERLY BELL ATLANTIC)	3,772.38
	Invoice	Date	Description	Amount
	607-737-5600-OCT	11/08/2022	ACCT#651-754-337-0001-23	68.92
	607-737-5601-OCT	11/08/2022	ACCT#251-754-338-0001-91	3,463.96
	607-734-2329-OCT	11/08/2022	ACCT#652-110-359-0001-38	239.50
Check	11/21/2022	201226 Accounts Payable	VERIZON WIRELESS	2,405.41
	Invoice	Date	Description	Amount
	9918880533	11/08/2022	9/24 - 10/23/22	2,405.41
Check	11/21/2022	201227 Accounts Payable	W. W. GRAINGER	31.33
	Invoice	Date	Description	Amount
	9484818183	10/19/2022	HAMMER MASONRY DRILL	31.33
Check	11/21/2022	201228 Accounts Payable	WARD APPARATUS LLC	256.75
	Invoice	Date	Description	Amount

	2653	10/26/2022	PARTS FOR EFD TRUCKS	204.71
	2655	11/08/2022	WARD Helmet Shields	52.00
Check	11/21/2022	201229 Accounts Payable	WEST INFORMATION PUBLISHING GROUP	823.99
	Invoice	Date	Description	Amount
	847352496	11/08/2022	LIBRARY PLAN 10/1 - 10/31/22	436.99
	847244394	11/08/2022	WESTLAW CHARGES 10/1 - 10/31/22	387.00
Check	11/21/2022	201230 Accounts Payable	WEX BANK	77.90
	Invoice	Date	Description	Amount
	84820467	11/08/2022	ACCT - CITY OF ELMIRA	77.90
Check	11/21/2022	201231 Accounts Payable	XEROX CORPORATION	296.94
	Invoice	Date	Description	Amount
	017385203	11/08/2022	ACCT#726368111	93.38
	017385204	11/08/2022	CUST#726368160	22.83
	017385206	11/08/2022	CUST#726246770	44.60
	017385205	11/08/2022	CUST#726246168	21.45
	504079182	11/08/2022	CUST#954822383	114.68
Check	11/21/2022	201232 Accounts Payable	DJOY'S MANAGEMENT	368.00
	Invoice	Date	Description	Amount
	TM#89.15-3-68	11/08/2022	SANITATION OPT-OUT	368.00
Check	11/21/2022	201233 Accounts Payable	HAROLYN GIORDANO	92.00
	Invoice	Date	Description	Amount
	TM#99.05-2-47	11/08/2022	SANITATION OPT-OUT	92.00
Check	11/21/2022	201234 Accounts Payable	THE SETH HOUSE	62.00
	Invoice	Date	Description	Amount
	TM#89.18-6-26	11/08/2022	SANITATION OPT-OUT	62.00
GENERAL FUND GENERAL FUND Totals:			Transactions: 79	\$697,377.42
Checks:	79	\$697,377.42		

City of Elmira *LIVE*

Payment Batch Register

Bank Account: CAP CHECK - CAPITAL CHECKING
Batch Date: 11/21/2022

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: CAP CHECK - CAPITAL CHECKING					
Check	11/21/2022	104653 Accounts Payable	CHAPEL LUMBER COMPANY		540.00
	Invoice	Date	Description		Amount
		2210-069564	10/17/2022 MISC BUILDING MATERIALS		85.00
		2210-071040	11/10/2022 CHAPEL Ceiling tiles station 3		455.00
Check	11/21/2022	104654 Accounts Payable	DALRYMPLE GRAVEL COMPANY		11,474.34
	Invoice	Date	Description		Amount
		17018	10/23/2022 Hot Mix Asphalt RFB# 2392		1,906.02
		17128	10/30/2022 HOT MIX ASPHALT RFB#2392 ROLLOVER FUNDS		9,568.32
Check	11/21/2022	104655 Accounts Payable	EASTERN METAL		6,750.59
	Invoice	Date	Description		Amount
		71763	11/01/2022 ROLL UP SIGNS FOR ROAD PROGRAM		6,750.59
Check	11/21/2022	104656 Accounts Payable	HUNT ENGINEERS, ARCHITECTS & LAND S		7,600.00
	Invoice	Date	Description		Amount
		45404	11/01/2022 ENGINEERING SERVICES RES# 2021-330		7,600.00
Check	11/21/2022	104657 Accounts Payable	I. D. BOOTH, INC.		1,707.47
	Invoice	Date	Description		Amount
		S1395259.001	11/02/2022 STORMWATER/ DRAINAGE MATERIALS BLANKET		1,645.66
		1378015,1374334,	11/10/2022 1392536,1392524		61.81
Check	11/21/2022	104658 Accounts Payable	NAPA AUTO PARTS		256.68
	Invoice	Date	Description		Amount
		74837	10/28/2022 OIL FOR PUMP STATION SOURCEWELL#032521-GPC		256.68
Check	11/21/2022	104659 Accounts Payable	PARKWAY PAINTS AND FLOORING		175.61
	Invoice	Date	Description		Amount
		0056258	11/10/2022 PAINT STATION 3		175.61
Check	11/21/2022	104660 Accounts Payable	ZEISER WILBERT VAULT		127.00
	Invoice	Date	Description		Amount
		120209	10/18/2022 DRAINAGE SUPPLIES		127.00
CAP CHECK CAPITAL CHECKING Totals:			Transactions: 8		\$28,631.69
Checks:		8	\$28,631.69		

HAND CHECKS DETAILS
CAPITAL HAND CHECKS DETAIL

\$10,377.76
\$110.00

City of Elmira *LIVE*

Payment Batch Register

Bank Account: GENERAL FUND - GENERAL FUND
Batch Date: 11/04/2022

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: GENERAL FUND - GENERAL FUND					
Check	11/04/2022	201155 Accounts Payable	Positive Concepts/ATPI		331.20
	Invoice	Date	Description		Amount
	0238424-IN	10/11/2022	TRACS paper		331.20
GENERAL FUND GENERAL FUND Totals:			Transactions: 1		\$331.20
Checks:	1		\$331.20		

City of Elmira *LIVE*

Payment Batch Register

Bank Account: GENERAL FUND - GENERAL FUND
Batch Date: 11/03/2022

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: GENERAL FUND - GENERAL FUND					
Check	11/03/2022	201152 Accounts Payable	ERICA LAPIERRE		372.00
	Invoice	Date	Description		Amount
		REIM HOTEL STAY	11/03/2022	REIMBURSEMENT	372.00
Check	11/03/2022	201153 Accounts Payable	JAMES J TURCSIK, JR.		2,341.95
	Invoice	Date	Description		Amount
		WEEK END 11/13	11/03/2022	PER CONTRACT	2,341.95
Check	11/03/2022	201154 Accounts Payable	JAMES J TURCSIK, JR.		3,016.41
	Invoice	Date	Description		Amount
		10/16-10/31/22	11/03/2022	Commission Check	3,016.41
GENERAL FUND GENERAL FUND Totals:			Transactions: 3		\$5,730.36
Checks:		3	\$5,730.36		

City of Elmira *LIVE*

Payment Batch Register

Bank Account: CAP CHECK - CAPITAL CHECKING

Batch Date: 10/25/2022

Type	Date	Number Source	Payee Name	EFT Bank/Account	Transaction Amount
Bank Account: CAP CHECK - CAPITAL CHECKING					
Check	10/25/2022	104643 Accounts Payable	Commonwealth Electrical Inspection Service		110.00
	Invoice	Date	Description		Amount
	9671FF	10/25/2022	Station #5		110.00
CAP CHECK CAPITAL CHECKING Totals:			Transactions: 1		\$110.00
	Checks:	1	\$110.00		

ACH PAYMENTS

GHI DENTAL BILLS FOR THE TWO WEEK PERIOD 10/29/2022 - 11/10/2022

11/1/2022 GHI DENTAL	\$	2,932.80
11/2/2022 GHI DENTAL	\$	1,383.40
	\$	4,316.20

Agenda Summary: Act on resolution to adjourn.

Resolution Number: 2022-404

Sponsor: Tory Kitching

ATTACHMENTS

[Adjournment Nov 21.docx](#)

November 21, 2022

RESOLUTION

NO. 2022 – _____

By: _____

RESOLVED, that the next meeting for City Council will be a Regular Meeting held on Monday, December 5, 2022, at 5:30PM; and be it further

RESOLVED, that this meeting is adjourned.

ADOPTED BY THE FOLLOWING VOTE

AYES		NAYS
	Councilmember Stermer	
	Councilmember Moss	
	Councilmember Franchi	
	Councilmember Kitching	
	Councilmember Grasso	
	Councilmember Duffy	
	Mayor Mandell	