At the workshop of the Town Board of the Town of Elmira, Chemung County, New York held Monday May 12, 2025 at 7:00pm at 1255 West Water Street, Elmira, NY, there were present:

Supervisor Ann Gerould

Deputy Supervisor Ron Allison

Councilmember Thomas Milliken

Councilmember: Scott Bush

Councilmember: Albert Lucarelli

Others present

Town Clerk- Tammy Stein

Attorney- Scott Moore

Supervisor Gerould called the workshop to order at 7:00pm and lead attendees in the Pledge of Allegiance

Supervisor Gerould stated that the scheduled presentation regarding social media will be tabled until the June workshop.

**Discussion**

Attorney Moore spoke to the Town Board regarding the request from Frank Pierce involving the right of way on the Forrest Lawn Cemetery. He explained that Roman Rd which is adjacent to the cemetery is a road by use. The road used to be a 1 lane and over time has become a two lane. Plots have been sold in the right of way and Mr. Pierce on behalf of the cemetery is asking the town to deed them the right of way for that purpose. The Town Board discussed Attorney Moore doing a quick claim deed. Supervisor Gerould will discuss the survey with Mr. Pierce for the area the cemetery wishes to own.

Attorney Moore spoke about the battery storage law explaining that NYSERDA has made 11 changes to their existing law. The Town Board discussed keeping the current law the same or to amend the current law. The Board discussed a peer review and having a representative from NYSERDA attend a meeting.

**Resolution #85-25**

**By Mr. Bush Seconded by Mr. Lucarelli**

**Accept Bid for 2025 Paving**

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

Whereas the Town received two bids;

Dalrymple Gravel & Contracting Co, inc.

Type 6 $79.80 Type 3 Binder $69.95

Elmira Road Material LLC

Type 6 $73.45 Type 3 Binder $67.87

Whereas Elmira Road Material, LLC has submitted the low Bid according to all specifications of $73.45 Type 6 and $67.87 Type 3 Binder per ton and;

Whereas the bids were read discussed and considered,

Now therefore Be It Resolved, that Elmira Road Materials LLC be awarded the bid of $73.45 and $67.87 per ton.

Aye- Bush, Gerould, Milliken, Allison, Lucarelli No- None

**Resolution #86-25**

**Approve Budget Amendment**

**By Mr. Allison Seconded by Mr. Milliken**

Motion was made to approve the following Budget amendment

A0000.4089 Federal Aid, Other to revenue $167,334.84

A.9512.5900 General- Transfers, other funds to expense $167,334.84

DB.0000.3960 Highway- State Aid to revenue $167,334.84

DB.5130.5200 Highway- Equipment to expense $167,334.84

Burr Truck 2026 Volvo Chassis- Cab

Aye- Bush, Gerould, Milliken, Allison, Lucarelli No- None

Councilmembers Bush and Lucarelli spoke about funding for the salt barn, heat system, roof and a new dump truck for the Highway Department. Attorney Moore will look into bonding options.

Motion was made by Councilmember Bush at 8:28pm and seconded by Councilmember Milliken to adjourn the workshop. All in favor, Motion Carried

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Tammy Stein, Town Clerk