At the workshop of the Town Board of the Town of Elmira, Chemung County, New York held Monday July 14,2025 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

**Discussion**

Supervisor Gerould stated she’d like to make an addition to the agenda, adding a discussion about 20 year retirement for the Traffic Officers, an inspection of the Town pool, and to add a resolution regarding Forest Lawn Cemetery.

Attorney Moore spoke to the Town Board about Forest Lawn Cemetery. He explained that the cemetery designated grave plots along Roman Road and when a survey was done it was determined that those plots are in the town right of way. Attorney Moore stating that he recommends that the Town convey 12-15 feet of that right of way to Forest Lawn as well as a section at the bottom curve. Attorney Moore has prepared a deed to coney the portion to Forest Lawn cemetery subject to a board resolution and a permissive referendum.

Attorney Moore spoke about Domestic Partnership. The Town Board talked about adding this service to the Clerk’s Office.

Supervisor Gerould spoke about approving a camp ordinance for the Town stating there has been an issue with homeless camps along the river. Adopting an ordinance would allow for increased enforcement.

Supervisor Gerould spoke about a social media Policy

Supervisor Gerould informed the Town Board that the shared service agreement with Chemung County for Bookkeeping will increase in 2026.

Supervisor Gerould updated the Town Board on the 20 year retirement for the Traffic officers. Town Clerk Stein has been working on this for a few years and last year it was passed by the Senate and held up in Assembly. It was still active this year but the Assembly have concerns regarding the Traffic District and Police Officer title and their job description. Town Clerk Stein is in communication with Assemblymen Friends office regarding this.

Supervisor Gerould informed the Town Board that an email was received stating that an inspection needs to be completed for the pool from NYS Office of parks, Recreation and Historic Preservation.

**Resolution #109-25**

**Reappoint Chris Longwell, Zoning Board**

**By Mr. Allison Seconded by Mr. Bush**

Motion was made to reappoint Chris Longwell as a Zoning Board of Appeals member with a term expiring 5/31/2030.

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

**Resolution #110-25**

**Amend Resolution 66-25 to increase the cost, Hybrid Building Solutions**

**By Mr. Bush Seconded by Mr. Allison**

Whereas the East Hill salt barn is in need of replacement, and

Whereas resolution 66-25 was approved in the amount of $155,150.00 per the quote received, and

Whereas an increase of $7,790.00 was submitted June 27, 2025 due to a Canadian Tariff charge, and

Resolved the Town Board amends resolution 66-25 to add the Tariff charge to the today, and

Further Resolved the board approves the contract with Hybrid Building Solutions to replace the frame not to exceed $162,940.00.

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

**Resolution #111-25**

**Release and Conveyance of property for Forest Law Cemetery**

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

WHEREAS the Town of Elmira hereby authorizes release and conveyance of a portion of a highway easement known as Romen Road, located in the Town of Elmira and set forth on a survey prepared by Twin Tiers Land Surveying dated February 11, 2025 and revised on May 20, 2025 and July 8, 2025 and designated Parcel B and more fully described as beginning at a point located N 71º00’20” W a distance of 25.36 feet from an iron pin marking the intersection of the centerline of Romen Road and the northerly boundary of Jerusalem Hill Road and N 06º24’00”E a distance of 80.76 feet along the purportedly westerly boundary of Romen Road; thence running N 06º24’00”E a distance of 1300.59 feet along the purportedly westerly boundary of Romen Road to a point; thence running on a curve to the right with a radius of 110.39 feet, an arc length of 26.84 feet, a chord length of 26.77 feet and a chord bearing N 30º04’23” E to a point; thence running S 06º24’00” W a distance of 1325.11 feet to a point; thence running N 83º36’00” W a distance of 10.75 feet to the point and place of beginning, to Forest Lawn Memorial Park Association, Inc., subject to permissive referendum and; WHEREAS, the Romen Road highway easement runs from its intersection with Jerusalem Hill Road north along the easterly boundary of the Forest Lawn cemetery and exists by use pursuant to NY Highway Law § 189; and WHEREAS, Dutcher v. Town of Shandaken, 23 AD3d 781 (3rd Dept. 2005), holds that only the width of said use for highway purposes may be included in said highway easement; and WHEREAS, the Town of Elmira Highway Superintendent has determined that the above descripted portion of Roman Road has not been used or improved for highway purposes; and

WHEREAS, Forest Law Memorial Park Association, Inc. prior to the designation of the highway easement had laid out and sold grave sites in areas that are within the designated width of Romen Road; NOW THEREFORE, BE IT RESOLVED, that, subject to permissive referendum, Ann M. Gerould, Supervisor of the Town of Elmira, for and on its behalf, be and hereby is authorized to release and convey the premises described above to Forest Lawn Memorial Park Association, Inc. for good and valuable consideration including the conveyance by Forest Lawn Memorial Park Association, Inc. of a portion of property for highway purposes abutting Jerusalem Hill Road in accordance with the law in such cases made and provided, and BE IT FURTHER RESOLVED, Ann M. Gerould, Supervisor of the Town of Elmira, is hereby authorized to execute all documents that may be required to consummate the release and conveyance, and transfer of all rights, title and interest of the Town of Elmira, in said property. Aye- Bush, Gerould, Milliken, Allison, Lucarelli No- None

Motion was made by Councilmember Bush at 8:18pm and seconded by Councilmember Milliken to adjourn the workshop. All in favor, Motion Carried

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Tammy Stein, Town Clerk