

**REGULAR CITY COUNCIL MEETING
COUNCIL CHAMBERS
AUGUST 5, 2024 @ 6:30 PM**

AGENDA

1. Roll Call
2. Invocation
3. Pledge of Allegiance
4. Approval of Minutes
5. Approval of Claims Register
6. Visitor Comments - agenda items only*
7. Announcements – Mayor and Council Members
8. Committee Reports
9. Manager’s Message
10. Old Business:
11. New Business:
 - a. Resolution – Adopt the City of Corning’s 2024 Title VI Plan
 - b. Resolution – Approve Street Closing for Frederick Carder Elementary School Halloween Parade
 - c. Resolution – Approve the Mayor’s Reappointment of Joe Carey to the Loan Review Committee
 - d. Resolution – Approve the Mayor’s Reappointment of Jeff Clark to the Loan Review Committee
 - e. Resolution – Approve the Mayor’s Reappointment of Courtney DeRusha to the Historic Preservation Commission
 - f. Resolution – Authorize the Settlement of Assessment for Property Located at 1 Steuben Street
12. Visitor Comments – Any matters**
13. Emergency Matters: Emergency matters are defined as any matter that must be acted upon before the next scheduled City Council meeting.
14. Adjournment

* Answers/concerns will be addressed during the applicable agenda item

** Answers/concerns will be addressed within two (2) weeks in writing or verbally by an authorized official or Department Head

Date: August 5, 2024

**RESOLUTION
ADOPTING THE CITY OF CORNING'S
2024 TITLE VI PLAN**

Motion by Councilmember _____

WHEREAS, the New York State Department of Transportation's (NYSDOT) Office of Diversity and Opportunity requires municipalities who receive federal financial assistance adopt a Title VI Plan; and

WHEREAS, the Title VI Plan, ensures that no person is excluded from participation in, denied benefits of, or otherwise be subjected to discrimination under any City services and activities based on race, color or national origin, as protected by Title VI of the Civil Rights Act of 1964 and Federal Transit Law under Title 49 Part 21; and

WHEREAS, the City of Corning must update and approve its Title VI Plan every three years and submit it to the NYSDOT Office of Diversity and Opportunity; and

NOW, THEREFORE BE IT RESOLVED, that the Corning City Council approves and adopts the 2024 Title VI Plan.

Seconded by Councilmember _____

	AYE	NAY
Coccho		
Hunt		
Clark		
Muccini		
ReSue		
Paterson		
Telehany		
Hyde		
Boland		
Totals		

AUGUST 5, 2024

**A RESOLUTION FOR STREET CLOSING
FOR FREDERICK CARDER ELEMENTARY SCHOOL
HALLOWEEN PARADE**

Motion by Councilmember _____

BE IT RESOLVED that the City Council hereby authorizes a street closing as follows for the 2024 Frederick Carder Elementary School Halloween Parade:

Street State Street (Carder School to West Fourth St.) Date & Time: October 31, 2024 from 1:30 pm - 2:30 pm

BE IT FURTHER RESOLVED that the 2024 Frederick Carder Elementary School Halloween Parade be deemed a Special Event in accordance with Chapter 194 of the City Code entitled, "Special Events".

Seconded by Councilmember _____

	AYE	NAY
Coccho		
Hunt		
Clark		
Muccini		
ReSue		
Paterson		
Telehany		
Hyde		
Boland		
Totals		

Dated: August 5, 2024

By Mayor Boland

**A RESOLUTION TO
REAPPOINT JOE CAREY TO THE LOAN REVIEW COMMITTEE**

BE IT RESOLVED that the Corning City Council hereby approves the reappointment of Joe Carey to the Loan Review Committee, for the term ending June 30, 2026.

Seconded by Councilmember _____

	AYE	NAY
Coccho		
Hunt		
Clark		
Muccini		
ReSue		
Paterson		
Telehany		
Hyde		
Boland		
Totals		

Dated: August 5, 2024

By Mayor Boland

**A RESOLUTION TO
REAPPOINT JEFF CLARK TO THE LOAN REVIEW COMMITTEE**

BE IT RESOLVED that the Corning City Council hereby approves the reappointment of Jeff Clak to the Loan Review Committee, for the term ending June 30, 2026.

Seconded by Councilmember _____

	AYE	NAY
Coccho		
Hunt		
Clark		
Muccini		
ReSue		
Paterson		
Telehany		
Hyde		
Boland		
Totals		

Dated: August 5, 2024

By Mayor Boland

**A RESOLUTION TO
REAPPOINT COURTNEY DeRUSHA TO THE HISTORIC PRESERVATION COMMISSION**

BE IT RESOLVED that the Corning City Council hereby approves the reappointment of Courtney DeRusha, 122 East 4th Street, Corning, New York to the Historic Preservation Commission, for the term ending June 30, 2029.

Seconded by Councilmember _____

	AYE	NAY
Coccho		
Hunt		
Clark		
Muccini		
ReSue		
Paterson		
Telehany		
Hyde		
Boland		
Totals		

Dated: August 5, 2024

**RESOLUTION
AUTHORIZING THE SETTLEMENT OF ASSESSMENT
FOR PROPERTY LOCATED AT 1 STEUBEN STREET**

BE IT RESOLVED that the Corning City Council hereby authorizes the City Manager to execute a stipulation of settlement for Tax Map 318.10-01-001.200 (1 Steuben Street) owned by World Kitchen, LLC to reduce the 2023 assessment from \$4,700,000 to \$3,500,000 and the 2024 assessment from \$4,000,000 to \$3,500,000; and

BE IT FURTHER RESOLVED that the Corning City Council hereby authorizes the Finance Director to issue a refund of \$12,046.54 for 2023 and \$5,214.21 for 2024 with \$15,000 being charged to Line Item # A0.1230.4930 (Tax Certiorari) and \$2,260.75 charged to Reserve #A0.0899.0891 (Tax Certiorari Reserve).

Seconded by Councilmember _____

	AYE	NAY
Coccho		
Hunt		
Clark		
Muccini		
ReSue		
Paterson		
Telehany		
Hyde		
Boland		
Totals		

RECORDS

City of Corning, New York
REGULAR MEETING, JULY 1, 2024

MINUTES OF THE REGULAR MEETING HELD JULY 1, 2024 IN COUNCIL CHAMBERS.

Present: Mayor William M. Boland Jr., Deputy Mayor Hunt, Councilmembers Coccho, Clark, Paterson, Telehany and Hyde, City Manager Mark Ryckman, City Clerk Mary M. Farmer.

Absent: Councilmembers Muccini and ReSue

Mayor Boland called the meeting to order at 6:30 p.m. and Clerk Farmer took the roll call. The Invocation was given by Councilmember Hyde and the Pledge of Allegiance was led by Councilmember Clark.

DECLARATION OF INDEPENDENCE

In Congress, July 4, 1776

The unanimous Declaration of the thirteen united States of America, When in the Course of human events, it becomes necessary for one people to dissolve the political bands which have connected them with another, and to assume among the powers of the earth, the separate and equal station to which the Laws of Nature and of Nature's God entitle them, a decent respect to the opinions of mankind requires that they should declare the causes which impel them to the separation.

We hold these truths to be self-evident, that all men are created equal, that they are endowed by their Creator with certain unalienable Rights, that among these are Life, Liberty and the pursuit of Happiness. --That to secure these rights, Governments are instituted among Men, deriving their just powers from the consent of the governed... [list of grievances against the crown] ... And for the support of this Declaration, with a firm reliance on the protection of divine Providence, we mutually pledge to each other our Lives, our Fortunes and our sacred Honor.

Written by the Committee of Five: John Adams (MA), Benjamin Franklin (PA), Thomas Jefferson (VA), Robert R. Livingston (NY), and Roger Sherman (CT).

Adams and Jefferson died on the same day, July 4, 1826, 50 years to the day of the Declaration.

Constitution

The Preamble

We the People of the United States, in Order to form a more perfect Union, establish Justice, ensure domestic Tranquility, provide for the common defense, promote the general Welfare, and

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City of Corning, New York
REGULAR MEETING, JULY 1, 2024

secure the Blessings of Liberty to ourselves and our Posterity, do ordain and establish this Constitution for the United States of America.

Superseded the Articles of Confederation on March 2, 1787.

Originally including seven articles, the Constitution defines the structures of the federal government. The Constitution of the United States is the oldest and longest-standing written and codified national constitution in force in the world.

The Constitution has since incorporated 27 amendments, beginning with the first ten amendments known collectively as the Bill of Rights.

Amendment I

Congress shall make no law respecting an establishment of religion or prohibiting the free exercise thereof; or abridging the freedom of speech, or of the press; or the right of the people peaceably to assemble, and to petition the Government for a redress of grievances.

Motion by Councilmember Paterson

Resolved that the minutes of the regular meeting held on June 3, 2024, be approved as furnished to Council members and recorded by the Clerk.

Seconded by Councilmember ReSue

(7 Ayes 0 Nays)
2 Absent

ADOPTED

Motion by Councilmember Hyde

Resolved that the bills in the amount of \$380,465.98 approved by the City Manager, be approved by the City Council, and authorized paid as audited as follows:

ACCOUNT	EXPENSE
General Fund	\$ 128,905.74
CIDMA Enhanced	\$ 1,513.21
CIDMA Garage	\$ 768.00
CIDMA Bridge	\$ 1,996.00
CEATS	\$ 19,318.84
Water Fund	\$ 6,760.02
Sewer Fund	\$ 5,865.68
<u>Capital Fund</u>	<u>\$ 215,337.59</u>
Total	\$ 380,465.98

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REGULAR MEETING, JULY 1, 2024

Seconded by Councilmember Coccho

(7 Ayes 0 Nays) ADOPTED
2 Absent

Visitor Comments – agenda items only*

Stuart Sammis and Andy Rochester, organizers of the first annual Crystal City Oktober Fest for the Corning Rotary Club spoke about the upcoming event and thanked Council for their support.

Announcements:

Committee Reports:

Manager's Message:

RESOLUTION APPROVING PERMIT FOR ALCOHOL CONSUMPTION FOR WILLIAM STULL GRADUATION PARTY

Motion by Deputy Mayor Hunt

BE IT RESOLVED that the City Council hereby approves a permit for the consumption of alcohol in accordance with Chapter 62 of the Code of the City of Corning, entitled "Alcoholic Beverages", for William Stull's Graduation to be held in Denison Park on July 12, 2024 from 12:00 pm – 9:00 pm

Seconded by Councilmember Paterson

	AYE	NAY
Coccho	X	
Hunt	X	
Clark	X	
Muccini	ABSENT	
ReSue	ABSENT	
Paterson	X	
Telehany	X	
Hyde	X	
Boland	X	
Total		

(7 Ayes 0 Nays)
2 Absent

ADOPTED

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City of Corning, New York
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RESOLUTION APPROVING PARKING LOT CLOSING FOR 2024 ROTARY CLUB OF CORNING' S OKTOBER FEST

Motion by Councilmember Hyde

BE IT RESOLVED that the City of Corning Council hereby authorizes the following parking lot to be closed for the Rotary Club of Corning's 2024 Oktober Fest:

PARKING LOT

Parking Lot # 9

DATE & TIME

October 11, 2024 @ 5:00 pm to
October 13, 2024 @ 12:00 noon

BE IT FURTHER RESOLVED that this event in Civic Center Plaza shall be deemed a Special Event in accordance with Chapter 194 of the City Code entitled, "Special Events".

Seconded by Councilmember Telehany

	AYE	NAY
Coccho	X	
Hunt	X	
Clark	X	
Muccini		ABSENT
ReSue		ABSENT
Paterson	X	
Telehany	X	
Hyde	X	
Boland	X	
Total		

(7 Ayes 0 Nays)
2 Absent

ADOPTED

A RESOLUTION TO AUTHORIZE OPEN CONTAINERS DURING THE 2024 ROTARY CLUB OF CORNING' S OKTOBER FEST

Motion by Councilmember Clark

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BE IT RESOLVED that the City Council hereby grants permission for the possession of open containers in public during the Rotary Club of Corning's 2024 Oktober Fest in accordance with §62-2 of Chapter 62 of the Code of the City of Corning entitled, "Alcoholic Beverages" with the following conditions:

1. The open container waiver is granted for this event on Saturday, October 12, 2024 for 10:00 A.M. to 6:00 P.M.; and
2. The consumption of alcohol will only be allowed within the event space as approved by the New York State Liquor Authority; and
3. Each establishment serving alcohol will provide the City with proof of insurance of a comprehensive general liability policy with a minimum of \$1,000,000 coverage for personal injury and \$100,000 property damage, which includes liquor liability coverage and also names the City of Corning an additionally insured.

Seconded by Councilmember Coccho

	AYE	NAY
Coccho	X	
Hunt	X	
Clark	X	
Muccini	ABSENT	
ReSue	ABSENT	
Paterson	X	
Telehany	X	
Hyde	X	
Boland	X	
Total		

(7 Ayes 0 Nays)
2 Absent

ADOPTED

Visitors Comments – Any matters**

Lynne Ricotta, 76 West 4th Street has noticed there are garbage cans on Market Street but no recycling bins. She recommends designated recycling bins made of open mesh be placed near trash containers and always be at special events.

Vinnie Azzarelli, 74 E. Market Street talked about new NYS laws on pot shops, and he is concerned about the illegal pot shop on Market Street.

Joe Tobias, 401 W. 1st Street provided updates from the Steuben County Legislature. He reminded everyone about the 4-H Summer Showcase from July 25 through July 28, the Veggie

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Van will be at the Corning Senior Center from 10-12pm every Tuesday, Emilee's Challenge Van is available, and Sheriff Allard has received a grant for over \$660,000 for records management. In addition, he added the State has passed new legislation on Sticker Shops and the Steuben County Attorney is working on a local law on regulating and enforcement.

Rick Edwards, 76 W. 4th Street, is concerned about the diverse conditions of the City sidewalks and how dangerous some are. He would like the City to take them by eminent domain to correct the problem.

Steve Breinager, 37 E. Market Street is very concerned about the condition of 31 E. Market Street. He said it is a blighted derelict building. He said he has talked with several authorities, and no one knows what to do.

Sloba Breinager, 37 E. Market Street, said the illegal sticker shop at 31 E. Market Street is affecting kids 12-14 years of age. She sees the middle schoolers smoking and then riding off on their bikes.

Emergency Matters: None

Motion by Councilmember Clark

RESOLVED, with there being no further business, the meeting was adjourned at 6:50 p.m.

Seconded by Deputy Mayor Hunt

RESPECTFULLY SUBMITTED: _____

Mary M. Farmer
City Clerk

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4	5 6:30 PM Council Meeting	6 5:00 PM Planning Commission	7	8	9	10
11	12 *CANCELLED 2:00PM Loan Review Committee *CANCELLED 3:30 PM Design Review Committee *CANCELLED 5:00 PM Historic Preservation Commission	13	14	15	16	17
18	19	20	21	22	23	24
25	26 4:00 PM Agenda Deadline	27 5:00 PM Zoning Board Of Appeals	28	29	30	31