

**Village of Elmira Heights
Regular Board Meeting
September 2, 2025
7:00 PM**

Members Present: Mayor Smith (arrived late), Deputy Mayor/Trustee Patelunas, & Trustees Aiosa, Fuhlhage, & Churches

Others Present: Clerk Martone, Attorney Pautz, Police Chief Noonan, Fire Chief Cadek, Street Superintendent Vanderhoff, Richard Bidwell, Barbara Day

VILLAGE BOARD MEETING

Deputy Mayor Patelunas led The Pledge of Allegiance and called the Village Board Meeting to Order at 7:45 PM.

1. Trustee Aiosa made a motion to resolve to accept the minutes of the August 5, 2025 Regular Board Meeting.

Second by Trustee Fuhlhage

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Abstain	
	Mayor Smith	Absent	Motion Carried.

2. Trustee Fuhlhage made a motion to approve audit # 4 in the amount of \$125,079.83; claim numbers 169 - 210, and checks numbered 23698 – 23738.

Second by Trustee Aiosa

Roll call vote:	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Aye	
	Mayor Smith	Absent	
	Deputy Mayor Patelunas	Aye	Motion Carried.

3. Department Official Remarks

Street Superintendent Vanderhoff read his report, which is on file.

Fire Chief Cadek read his report, which is on file.

Police Chief Noonan read his report, which is on file.

4. Trustee Fuhlhage made a motion to put the following reports on file for the month of August 2025.

Fire Department

Police & Summary

Street Department

Gas and Diesel Consumption

Second by Trustee Aiosa

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Roll call vote: Trustee Aiosa Aye
 Trustee Fuhlhage Aye
 Trustee Churches Aye
 Mayor Smith Absent
 Deputy Mayor Patelunas Aye Motion Carried.

5. Trustee Aiosa made a motion to resolve to hire an Administrator for the CDBG Microenterprise Program.

Second by Trustee Fuhlhage

Roll call vote: Trustee Aiosa Aye
 Trustee Fuhlhage Aye
 Trustee Churches Aye
 Mayor Smith Absent
 Deputy Mayor Patelunas Aye Motion Carried.

6. Trustee Fuhlhage made a motion to rescind item number 11 from the August 5th, 2025 Regular Board Meeting where a 2019 Chevrolet Tahoe was deemed surplus, to be returned to the Elmira Heights Police Department fleet.

Second by Trustee Aiosa

Roll call vote: Trustee Aiosa Aye
 Trustee Fuhlhage Aye
 Trustee Churches Aye
 Mayor Smith Absent
 Deputy Mayor Patelunas Aye Motion Carried.

7. Trustee Aiosa made a motion to authorize the Clerk to move \$758.46 from A1990.4 (Contingency) to A9050.8 (Unemployment Insurance).

Second by Trustee Fuhlhage

Roll call vote: Trustee Aiosa Aye
 Trustee Fuhlhage Aye
 Trustee Churches Aye
 Mayor Smith Absent
 Deputy Mayor Patelunas Aye Motion Carried.

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8. Trustee Fuhlhage made a motion to resolve to authorize the Village Court to apply for the JCAP Grant.

Resolution 2025-0014

WHEREAS, the Village of Elmira Heights authorizes the Elmira Heights Village Court to apply for a JCAP grant in the 2025-2026 grant cycle up to \$30,000.00, and;

WHEREAS, the Village of Elmira Heights has expressed a desire to make application for grant monies through said Justice Court Assistance Program for the purpose of shredding and scanning of court records, courtroom enhancements, furniture for the court, and;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor of the Village of Elmira Heights be and hereby is authorized to serve application.

Second by Trustee Aiosa

Roll call vote:	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Aye	
	Mayor Smith	Absent	
	Deputy Mayor Patelunas	Aye	Motion Carried.

9. Person recognizing the Board on non-agenda items.

Richard Bidwell of 204 W. 11th Street was addressed by the Board. Mr. Bidwell was present at last month's meeting and had expressed concern about issues regarding a nearby veterinary clinic. He stated that the parking has been resolved as well as placement of the dumpsters; however, the collection time for the dumpsters is still a disruption, the fence has not yet been moved nor a see-through panel installed, and the apron of his driveway is still collecting water.

10. Remarks: Mayor, Trustees

Attorney Pautz updated the Board on the purchase of the Golos building, and suggested a resolution authorizing the Mayor to proceed.

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11. Trustee Aiosa made a motion to resolve to approve the purchase of the Golos building located at 110-112 East 9th Street.

Resolution 2025-0015

**RESOLUTION APPROVING THE PURCHASE OF A CERTAIN PARCEL OF LAND
WITHIN THE VILLAGE OF ELMIRA HEIGHTS**

WHEREAS, the Village Board is considering the purchase (the “Action”) of a certain parcel of land located at 110-112 E. 9th Street, in the Village of Elmira Heights (the “Village”), having tax map parcel number 79.06-2-39 (the “Property”) for the Village’s future use;

WHEREAS, in consideration of the purchase of the Property, the Village Board has examined a proposed purchase agreement by and between the Village and Golos Printing, Inc. (the “Purchase Agreement”) and the addendum to the purchase agreement thereto (the “Addendum” and together with the Purchase Agreement, the “Agreement”);

WHEREAS, pursuant to Article 8 of the Environmental Conservation Law, Chapter 43-B of the Consolidated Laws of New York, as amended (the “SEQR Act”) and the regulations adopted pursuant thereto by the Department of Environmental Conservation of the State of New York, being 6 NYCRR Part 617, as amended (the “Regulations”), the Village Board desires to determine whether the a Action may have a “significant effect on the environment” (as said quoted term is defined in the SEQR Act and the Regulations) and therefore require the preparation of an environmental impact statement;

WHEREAS, to aid the Village Board in determining whether the Action may have a significant effect upon the environment, an environmental assessment form (the “EAF”) has been presented to and reviewed by the Village Board, copies of which are on file in the office of the Village Clerk;

WHEREAS, pursuant to the Regulations, the Village Board has examined the EAF in order to make a determination as to the potential environmental significance of the Action; and

WHEREAS, pursuant to the Regulations, the Village Board has considered the Project in light of the actions included on the Type I list specified in Section 617.4 of the Regulations and in light of the actions included on the Type II list specified in Section 617.5 of the Regulations; and

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NOW, THEREFORE, BE IT RESOLVED that the Village Board classifies the Action as an “Unlisted Action” (as said quoted term is defined in the Regulations) for the purposes of this review; and

BE IT FURTHER RESOLVED that based upon an examination of the EAF, and based further upon the Village Board’s knowledge of the area surrounding the Property and such further investigation of the Action and its environmental effects as the Village Board has deemed appropriate, the Village Board finds that the Action **will not** result in any significant adverse environmental impacts; and

BE IT FURTHER RESOLVED that the Village Board will not require the preparation of an environmental impact statement with respect to the Action; and

BE IT FURTHER RESOLVED that the information available concerning the Action was sufficient for the Village Board to make its determination; and

BE IT FURTHER RESOLVED that the Mayor is hereby directed to sign the EAF and issue the Negative Declaration pursuant to 6 NYCRR § 617.12(a)(1); and

BE IT FURTHER RESOLVED that the purchase price of the Property pursuant to the Agreement reflects the fair market value of the Property; and

BE IT FURTHER RESOLVED that in light of the foregoing, the agreement, is hereby in all respects, approved; and

BE IT FURTHER RESOLVED that the Mayor and Attorneys of the Village are hereby authorized and directed on behalf of the Village Board to execute and deliver any and all documents deemed necessary to effectuate the Action, including, but not limited to, the deed, recording documents, statements, notes, mortgages, guarantees, and any other documents which may be necessary or appropriate to consummate the transactions contemplated hereby, and to pay all necessary and proper expenses associated with the foregoing Action and to carry out the intent and accomplish the purpose of these resolutions (this “Resolution”); and

BE IT FURTHER RESOLVED that this resolution shall take effect immediately.

Second by Trustee Fuhlhage

Roll call vote:	Trustee Aiosa	Aye
	Trustee Fuhlhage	Aye
	Trustee Churches	Aye
	Mayor Smith	Absent
	Deputy Mayor Patelunas	Aye

Motion Carried.

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Mayor Smith arrived at this point in the meeting, prior to executive session, and so items initially tabled were reopened and moved.

12. Trustee Patelunas made a motion to resolve to accept the minutes of the July 10, 2025 Special Board Meeting.

Second by Trustee Churches

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Abstain	
	Trustee Fuhlhage	Abstain	
	Trustee Churches	Aye	
	Mayor Smith	Aye	Motion Carried.

13. Trustee Patelunas made a motion to resolve to accept the minutes of the August 21, 2025 Special Board Meeting.

Second by Trustee Churches

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Abstain	
	Trustee Fuhlhage	Abstain	
	Trustee Churches	Aye	
	Mayor Smith	Aye	Motion Carried.

14. Trustee Fuhlhage made a motion to go into executive session at 8:28 PM to discuss personnel matters.

Second by Trustee Aiosa

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Aye	
	Mayor Smith	Aye	Motion Carried.

15. Trustee Patelunas made a motion to add to the agenda the authorization for the Mayor to execute an MOA with the Elmira Heights PBA.

Second by Trustee Aiosa

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Aye	
	Mayor Smith	Aye	Motion Carried.

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16. Trustee Patelunas made a motion to authorize the mayor to execute the MOA between the Village of Elmira Heights and the Elmira Heights PBA for a term of three years from June 1, 2025 – May 31, 2028

Second by Trustee Aiosa

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Aye	
	Mayor Smith	Aye	Motion Carried.

17. Trustee Patelunas made a motion to come out of executive session at 8:56 PM.

Second by Trustee Fuhlhage

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Aye	
	Mayor Smith	Aye	Motion Carried.

18. Trustee Patelunas made a motion to adjourn the September 2, 2025 regular board meeting at 8:58 PM.

Second by Trustee Fuhlhage

Roll call vote:	Trustee Patelunas	Aye	
	Trustee Aiosa	Aye	
	Trustee Fuhlhage	Aye	
	Trustee Churches	Aye	
	Mayor Smith	Aye	Motion Carried.

Respectfully Submitted By,

Amanda Martone
Village Clerk