

REGULAR MEETING OF THE COMMON COUNCIL

**Tuesday, March 9, 2010
(Pre-Council will be held at 7:15 p.m. in Room 119)**

- 1. ROLL-CALL**
- 2. INVOCATION**
- 3. PLEDGE**
- 4. READING, CORRECTING, AND APPROVAL OF THE MINUTES OF THE PREVIOUS REGULAR MEETING:**

“The Regular Meeting of the Olean Common Council was held on Tuesday, February 23, 2010, at 8:05 p.m.”

PRESENT: Aldermen McElfresh, Kayes, Wangelin, Edstrom, Jones, and Steffen

ABSENT: Alderman Finch

OFFICIALS: Mayor Linda Witte, Alexander Utecht, City Clerk; Wendy Peterson, City Attorney; Nancy Champlin, City Assessor; Mary George, Community Development Program Coordinator; Bob Bell, Fire Chief; Terry Schnell, Police Chief and Ashok Kapoor, Director of Public Works

5. COMMITTEE REPORTS AND UNFINISHED COUNCIL BUSINESS

Report from the Strategic Planning Committee on Wendel Energy Services bill in the amount of \$45,716.48. Committee recommends approval. Referred to the Auditor for execution of payment.

Report from the Committee of the Whole on PL#22-10, to authorize the Mayor to sign the agreement with the New York State Department of Transportation in connection with the Safe Routes to School Project Committee recommends approval. Referred to City Attorney for resolution.

Report from the Committee of the Whole on PL#25-10, authorizing the installation of a “Stop” sign and designating that traffic shall stop before proceeding on Sunrise Drive at its intersection with Van Buren Avenue. Committee recommends approval. Referred to City Attorney for resolution.

6. COMMUNICATIONS FROM THE MAYOR

7. MISCELLANEOUS COMMUNICATIONS

8. CITY OFFICIAL REPORTS

9. PROPOSED LEGISLATION & REFERRALS

PL#27-10: (Wangelin) Amendment to the City of Olean Code of Ordinances, Chapter 24 Traffic, Sec. 24-88. Yield streets designated, to include the following: at the intersection of Adams Street and Fulton Street on the North East side of Adams Street

PL#28-10: (Steffen) amendment to the City of Olean, Code of Ordinance, Section 24-144, Traffic, to delete the following: Elm St. E, South side, Between Walnut St. and River St. Easterly opposite the end of the Cattaraugus County Project Head Start Building, a total distance where parking is prohibited for 76 ft.

10. PUBLIC COMMENT/INPUT (5 MINUTE LIMIT PER SPEAKER)

11. FINANCE-BILLS

12. RESOLUTIONS

RESOLUTION #12-10

PL #22-10

By Alderman Wangelin Seconded by Alderman Edstrom

**AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE
100% OF THE FEDERAL-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID
PROJECT, TO FULLY FUND THE LOCAL SHARE OF FEDERAL-AID ELIGIBLE AND
INELIGIBLE PROJECT COSTS, AND APPROPRIATING FUNDS THEREFOR.**

WHEREAS, a Project, to provide a Safer Environment for City of Olean Children who regularly walk to school , known as the City of Olean Safe Routes to School Project ,

PIN 5759.08 , (the Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 100% Federal funds and 0% Non-Federal funds; and

WHEREAS, the City of Olean desires to advance the Project by making a commitment of 100% of the Non-Federal share of the costs (if any) of the Preliminary Engineering (Design V&VI) and Construction & Construction Inspection phases of the project, PIN 5759.08 .

NOW, THEREFORE, the City Council of the City of Olean, duly convened does hereby

RESOLVE, that the City Council of the City of Olean hereby approves the above-subject project; and it is hereby further

RESOLVED, that the City Council of the City of Olean hereby authorizes the City of Olean to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design V&VI) and Construction & Construction Inspection phases of the Project or portions thereof; and it is further

RESOLVED, that the sum of \$100,000 is hereby transferred from the General Fund Contingency account (line item 1990.590) to Capital Project Fund #147; and it is further

RESOLVED, that said sum of \$100,000 is hereby appropriated from Capital Project Fund #147, and made available to cover the cost of participation in the above phases of the Project; and it is further

RESOLVED, that in the event the amount required to pay in the first instance 100% of the Federal and Non-Federal shares of the cost of the project's Preliminary Engineering (Design V&VI) and Construction & Construction Inspection phases exceeds the amount appropriated, \$ 100,000 and/or 100% of the full Federal and Non-Federal shares of the cost of the Preliminary Engineering (Design V&VI) and Construction & Construction Inspection phases exceeds \$ 395,000, the City of Olean shall convene its City Council as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof, and it is further

RESOLVED, that the Mayor of the City of Olean be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid on behalf of the City of Olean with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the Municipality's first instance funding of Project costs and permanent funding of the local share of Federal-Aid eligible Project costs and all Project costs within appropriations therefor that are not so eligible, and it is further

RESOLVED, that a certified copy of this Resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project, and it is further

RESOLVED, this Resolution shall take effect immediately.

RESOLUTION # 17-10
PL # 25-10

By Alderman McElfresh, Seconded by Alderman Kayes

**DESIGNATING THAT THERE WILL BE A STOP SIGN AT
THE INTERSECTION OF SUNRISE DRIVE AT VAN BUREN AVENUE**

RESOLVED, that a "STOP" sign be installed and that all traffic shall stop before preceding on Sunrise Drive at its intersection with Van Buren Avenue.

RESOLVED, that this resolution will be effective immediately.

13. **ADJOURNMENT**