

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

COMMON COUNCIL CHAMBERS COUNTY OF CATTARAUGUS STATE OF NEW YORK

A Regular Meeting of the Olean Common Council of the City of Olean was held on Tuesday, March 22, 2011 at 8:10 p.m.

PRESENT: *Aldermen Brady, McLaughlin, Williams, Kamery, Jones and Steffen*

ABSENT: *Alderman Finch*

OFFICIALS: *Mayor Linda Witte, Alexander Utecht, City Clerk; Wendy Peterson, City Attorney; Fred Saradin, Auditor; Nancy Champlin, Assessor; Tom Windus, Department of Public Works Director and Bob Bell, Fire Chief*

At this time a prayer was given by Alderman Steffen, followed by a salute to the flag.

COMMITTEE REPORTS & UNFINISHED COUNCIL BUSINESS

Report from the Committee of the Whole on PL#11-11, to amend the Pavilion and Facility Rental Fees and Recreation admission fees. Committee recommends approval. Referred to City Attorney for resolution.

Report from the Committee of the Whole on PL#18-11, to transfer \$200,000 from General Fund Contingency to the Maintenance of Streets Account to repair potholes. Committee recommends approval. Referred to City Attorney for resolution.

Report from the Committee of the Whole on PL#08-11, Tax Reduction Law of 2011. Motion was denied.

COMMUNICATIONS FROM THE MAYOR

Certificate of Appointment, Theresa Raftis, Board of Assessment Review

Special Proclamation for National Red Cross Month, March 2011

Special Proclamation for Women's History Monty

Special Proclamation In Recognition of the History of the Star Spangled Banner

Mayor Witte announced that Alderman Finch has been missed a great deal on the Council and she is hopeful of his quick recovery and return to the Council.

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

MISCELLANEOUS COMMUNICATIONS

Renewal of a liquor license for The Press Box, 1110 West State Street, Olean

CITY OFFICIAL REPORTS

Monthly Report of the City Auditor Month Ended January 31, 2011

Monthly Report of the City Auditor Month Ended February 28, 2011

Quarterly Report of the City Auditor Nine Months Ended February 28, 2011

PROPOSED LEGISLATION AND REFERRALS

PL#18-11: (Jones) to transfer \$200,000 from General Fund Contingency to the Maintenance of Streets Account to repair potholes

PL#19-11: (Witte) to authorize the Mayor to sign an agreement with Emminger, Newton, Pigeon & Magyar, Inc. for the citywide reassessment project

PUBLIC COMMENT/INPUT

Alderman Steffen stated that he would like to echo the Mayor's previous comments regarding Alderman Finch.

FINANCE / BILLS

By Alderman Jones Seconded by Alderman McLaughlin

The Auditor has processed bills and claims against the City of Olean as per list submitted to each Alderman and recommends payment thereof.

WHEREAS, the Auditor has presented to the Common Council, bills and claims against the City of Olean totaling \$951,045.69 for the budget and recommends payment thereof,

NOW, THEREFORE, BE IT RESOLVED, that the same be and are hereby audited and allowed, and the Auditor is hereby authorized and directed to draw warrants for the payment thereof at the amounts set opposite each respective claim.

ROLL CALL, AYES ALL. MOTION CARRIED.

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

RESOLUTIONS

**RESOLUTION#10-11
PL#11-11**

By Alderman Kamery Seconded by Alderman Williams

**RESOLUTION TO ESTABLISH NEW ADMISSION FEES FOR
PARKS AND RECREATION FACILITIES**

WHEREAS, the City of Olean wishes to change the existing admission fees for parks and recreation facilities for residents of the City of Olean, and

WHEREAS, it has been several years since increases in fees were made,

BE IT RESOLVED, that the City of Olean hereby changes and initiates the following admission fees for the residents of the City of Olean parks and facilities:

William O. Smith Recreation Center:

<i>Recreation Center Pool</i>	
<i>Child/Senior Citizen</i>	<i>\$1.50</i>
<i>Adult</i>	<i>\$2.50</i>
<i>Family</i>	<i>\$8.00</i>
<i>Season Swim Pass</i>	
<i>Child/Senior Citizen</i>	<i>\$30.00</i>
<i>Adult</i>	<i>\$50.00</i>
<i>Family</i>	<i>\$75.00</i>
<i>Swim Lessons</i>	<i>\$20.00 per session</i>
<i>Ice Skating Charges</i>	
<i>Child/Senior Citizen</i>	<i>\$2.00</i>
<i>Adult</i>	<i>\$4.00</i>
<i>Family</i>	<i>\$10.00</i>
<i>College Student with ID</i>	<i>\$2.00</i>
<i>Season Ice Skating Passes</i>	
<i>Child/Senior Citizen</i>	<i>\$80.00</i>
<i>Adult</i>	<i>\$115.00</i>
<i>Family</i>	<i>\$165.00</i>
<i>Skate Rental</i>	<i>\$2.00</i>
<i>Skate Sharpening</i>	<i>\$5.00</i>
<i>Adult Skate & Shoot</i>	<i>\$6.00 to \$7.50</i>

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

<i>depends on length of session</i>		
<i>Child Skate & Shoot</i>		\$5.00 p/session
<i>Ice Time (per hour)</i>		
<i>Prime Time</i>		\$140 hr.
<i>Non-Prime Time</i>		\$130 hr.
<i>(M-F 7 a.m. to 3 p.m. & Sat/Sun 7-8 a.m.)</i>		
<i>Non-Prime Time –Youth Hockey Only</i>		\$115 hr.
<i>(Sat/Sun 7 a.m. to 10 a.m.)</i>		
<i>Games</i>		\$150 hr.
<i>Tournaments</i>		\$115 hr.
<i>Shows</i>		
<i>Set-up/Tear-down</i>		\$350 p/day
<i>Show Days</i>		\$700
		Or
<i>Per Booth Fee</i>		
<i>1 booth</i>		\$20
<i>2 booths</i>		\$30
<i>3 booths</i>		\$40
<i>Each additional booth</i>		plus \$10
<i>Clean-up Fee</i>		\$250 p/day
<i>Activity Room Fee</i>		\$10 p/hr. or \$50 p/day
<i>Non-Ice Related Sports Events: Decided per event with Council approval.</i>		
<i>Summer Recreation Program:</i>		
<i>One child</i>		\$17.00
<i>Two children</i>		\$30.00 (same family)
<i>Three children</i>		\$40.00 (same family)
<i>Adult Field Usage - Leagues:</i>		
<i>Fee per League</i>		\$150 p/season
<i>Light Fee</i>		\$150 p/month
		OR
		\$30 p/game
<i>Tournament Fee</i>		\$100 p/ 2 day
<i>tournament plus light School Baseball Maintenance Fee</i>		\$150 p/season
<i>Gargoyle Park:</i>		
<i>Rental</i>	<i>Event Day</i>	\$500
	<i>Set-up/Tear-down</i>	\$100
	<i>Security Deposit</i>	\$200
<i>Groups over 300 Trash Disposal Fee</i>		
		\$200
<i>War Veteran's Park Pavilion:</i>		
<i>Rental of pavilion</i>	<i>One-half</i>	\$75
	<i>Whole</i>	\$150
<i>Groups over 300</i>		
		\$400
<i>Security Deposit</i>		\$200

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

Extra charge for restrooms: \$15 p/hr.

Forness Park Pavilion:

Pavilion #1 \$50

Pavilion #2 \$50

Franchot Park Pavilion:

Small Pavilion \$55

Large Pavilion \$85

Extra charge for restrooms: \$15 p/hr.

Franchot Gazebo

\$20

Lincoln Park & Pavilion:

Gazebo \$35 (2 hr. period)

Park \$150 p/day

John J. Ash Community Center:

Rental Fee \$30 p/hr.

Shows: *Non-show Day* \$125

Show Day \$250

Bradner Stadium:

Concerts & Large Events (over 500 people) \$1,500 plus expenses

(Security if required at renter's expense)

Sporting Events *User Fee* \$100 p/game plus expenses

Lighting Fee \$150 per day

Restrooms/Locker Rooms \$50 p/game

Field Lined \$200 p/game

Staffing *Daytime* \$50 p/hr.

Evening \$100 p/hr.

Miscellaneous Fees:

Electric at War Vets (parking lot)
Per Day \$25

Alcohol Waiver
Person Renting Park \$15

Block/Street \$35

RESOLVED, that this resolution will be effective immediately.
ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #12-11

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

PL #15-11

By Alderman Jones Seconded by Alderman McLaughlin

AUTHORIZING THE TRANSFER OF FUNDS FROM THE FIRE DEPARTMENT OVERTIME AND AMBULANCE RESERVE TO VEHICLE REPLACEMENT FUND TO HELP OFF SET THE COST OF THE PURCHASE OF A FIRE ENGINE

BE IT RESOLVED, that \$50,000.00 from line item 3410.101 (Fire Department Over Time) and \$125,000 from Capital Fund 118 (Ambulance Reserve) shall be transferred to line item CF#102 (Vehicle Replacement Fund) to help off set the cost of the purchase of a new fire engine.

BE IT FURTHER RESOLVED, that this resolution will be effective immediately.

Alderman Kamery questioned the funding to purchase the fire truck and Alderman Jones explained that there was \$153,000 in CF#102 of which the City was not aware. Additionally, the Council transferred \$150,000 into that account in 2010. Since then the City had purchased a few vehicles that included a couple of them for the Water and Sewer departments. The cost for those specific vehicles was reimbursed to that fund in the amount of \$68,682.15. The transfers in this resolution along with deposits made from a couple of vehicle auctions afford the City to purchase the fire truck without bonding.

After further discussion, Alderman Kamery was still not satisfied with the explanation.

ROLL CALL, AYES ALDERMAN MCLAUGHLIN, ALDERMAN WILLIAMS, ALDERMAN JONES AND ALDERMAN STEFFEN. NAYES: ALDERMAN BRADY AND ALDERMAN KAMERY. MOTION CARRIED.

RESOLUTION #13-11

PL #16-11

By Alderman Jones Seconded by Alderman Steffen

RESOLUTION ACCEPTING THE MOST RESPONSIBLE BID FROM P&G EMERGENCY FOR THE PURCHASE OF A FIRE ENGINE

WHEREAS, the Fleet Management Committee recommends that certain vehicles be purchased; and

WHEREAS, the Common Council approved Resolution 12-11 transferring funds into the Vehicle Replacement Account to assist and cover the cost of purchasing a fire engine.

NOW, THEREFORE, BE IT RESOLVED, the Fire Chief is hereby authorized

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

to accept the most responsible bid from P&G Emergency in the amount of \$265,449.00 with funds to be appropriated from the Vehicle Replacement Account.

RESOLVED, that this resolution will be effective immediately.

ROLL CALL, AYES ALDERMAN MCLAUGHLIN, ALDERMAN WILLIAMS, ALDERMAN JONES AND ALDERMAN STEFFEN. NAYES: ALDERMAN BRADY AND ALDERMAN KAMERY. MOTION CARRIED.

RESOLUTION#14-11

PL#17-11

By Alderman McLaughlin Seconded by Alderman Jones

RESOLUTION ADOPTING THE VISION & MISSION STATEMENTS IN CONNECTION WITH THE DEVELOPMENT OF THE MULTI-YEAR CAPITAL PLAN

WHEREAS, the Common Council is obligated, due to its deficit financing, to develop a comprehensive capital plan; and

WHEREAS, those involved in the capital planning process will be the Mayor, Strategic Planning Committee members, Common Council, Department Heads, City Attorney and the public; and

WHEREAS, the capital plan shall include assets greater than \$10,000 which fall within the following categories: property, buildings, vehicles/equipment, infrastructure, and human; and

WHEREAS, the capital plan will be reviewed quarterly in March, June, September, and December at which time public input will be solicited.

WHEREAS, the capital plan shall be reviewed and adopted no later than December 15 of each year.

NOW, THEREFORE, BE IT RESOLVED, *that the City of Olean Common Council, with consideration of the aforementioned process, adopts the following as its Vision Statement:*

The City of Olean is an important regional center that attractively blends urban amenities, small town character and charm, and a sense of history, with beautiful natural surroundings. The City is a vital and dynamic place that is content and comfortable with its roles as a small city that serves the commercial, service and cultural center for surrounding towns and counties. Strong partnerships with educational institutions support a creative, learning community that attracts students, employers, workers and retirees. A strong focus on and commitment to Olean's residential character is an essential aspect of the City's identity.

Journal of Proceedings

OF THE COMMON COUNCIL OF THE CITY OF OLEAN, N.Y.

March 22, 2011

IT IS FURTHER RESOLVED, that the City of Olean Common Council, adopts the following as its Mission Statement:

The City of Olean will provide, maintain and improve for its citizens, visitors and businesses public infrastructure and capital assets that will support an identified range of public services without overburdening taxpayers or disrupting vital services. In combination with the City's Comprehensive Development Plan 2005-2025 and via a capital planning process that will include public participation, the City will prioritize its capital needs, in relation to its fiscal constraints, to better utilize its capital dollars to support and invest in the future economic and environmental health of our community.

RESOLVED, that this resolution shall be effective immediately.
ROLL CALL, AYES ALL. MOTION CARRIED.

ADJOURNMENT

Motion to adjourn was made by Alderman Williams, seconded by Alderman Steffen. Voice vote, ayes all. Motion carried. Meeting adjourned at approximately 8:30 p.m.

Alexander Utecht, City Clerk

Mayor Linda L. Witte

Council President Frank Steffen

I hereby approve the foregoing minutes
Dated: March 24, 2011

STATE OF NEW YORK
COUNTY OF CATTARAUGUS
CITY OF OLEAN

I, Alexander Utecht, City Clerk of the City of Olean, do hereby certify that the foregoing minutes of the Common Council of the City of Olean is the true and correct copy of the whole thereof.

Alexander Utecht, City Clerk