

REGULAR MEETING OF THE COMMON COUNCIL

Tuesday, April 24, 2018

Olean Municipal Building - Council Chambers – 6:35 p.m.

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, April 10, 2018 at 6:40 p.m.”

PRESENT: Aldermen Crawford, Witte, Andreano, Gonzalez, Dougherty, Smith, and George

ABSENT: None

OFFICIALS: Mayor William Aiello; Lens Martial, City Clerk; Nicholas DiCerbo, Jr., City Attorney; Fred Saradin, City Auditor; Keri Kerper, Community Development Program Coordinator; Bob Ring, Director of Public Works; Bob Bell, Fire Chief; Jeff Rowley, Police Chief, and Tiffany Taylor, Managerial Confidential Administrative Secretary

5. COMMITTEE REPORTS AND UNFINISHED COUNCIL BUSINESS

6. COMMUNICATIONS FROM THE MAYOR

Special Proclamation for Arbor Day – April 27, 2018, and Tree City USA

7. MISCELLANEOUS COMMUNICATIONS

8. CITY OFFICIAL REPORTS

Monthly Report of the City Auditor – month ended March 2018

9. PROPOSED LEGISLATION & REFERRALS

PL #42-18: (Aiello) To authorize the Mayor to sign and submit a grant application to Kaboom for the Play Everywhere Challenge, supported by the Ralph C. Wilson, Jr. Foundation for the Whitney Avenue Trailhead Parklet Project in an amount not to exceed \$80,000. *Referred to Regular Meeting Tuesday, April 24, 2018 for Resolution by Council President.*

PL #43-18: (Aiello) To increase various fees as reflected in the 2018-2019 Budget. *Referred to Regular Meeting Tuesday, April 24, 2018 for Resolution by Council President.*

PL #44-18: (Crawford) To amend the City of Olean Code of Ordinances Section 24-135 to prohibit parking and install “No Parking Here to Corner” signs on the east side of North Tenth Street for a distance of approximately 55 feet from its intersection with Wayne Street. *Referred to Public Safety Committee by Council President.*

PL #45-18: (Crawford) To order the removal of the structure located at 1210 Reed Street. *Referred to City Operations Committee by Council President.*

PL #46-18: (Crawford) To order the removal of the structure located at 305 North Seventh Street. *Referred to City Operations Committee by Council President.*

PL #47-18: (Aiello) To amend the City of Olean’s Local Highway Inventory as per recommendations submitted by the New York State Department of Transportation. *Referred to City Operations Committee by Council President.*

PL #48-18: (Aiello) To authorize the sale of 105 South Thirteenth Street to a private entity. *Referred to Committee of the Whole Tuesday, April 24, 2018 by Council President.*

PL #49-18: (Crawford) To authorize the transfer of \$97,000 from General Fund Contingency, \$30,000 from Water Fund Contingency, and \$30,000 from Sewer Fund Contingency to Vehicle Replacement Fund (Capital Fund #102) for the purchase of a new Department of Public Works truck and backhoe. *Referred to Committee of the Whole Tuesday, April 24, 2018 by Council President.*

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

11. FINANCE-BILLS

By Alderman George, Seconded by Alderman Smith

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 \$923,733.34 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.

12. RESOLUTIONS

RESOLUTION #42-18

PL #42-18

By Alderman _____, Seconded by Alderman _____

**TO AUTHORIZE THE MAYOR TO SIGN AND SUBMIT A GRANT APPLICATION TO KABOOM FOR
THE PLAY EVERYWHERE CHALLENGE, SUPPORTED BY THE RALPH C. WILSON, JR.
FOUNDATION, FOR THE WHITNEY AVENUE TRAILHEAD PARKLET PROJECT IN AN AMOUNT NOT
TO EXCEED \$80,000**

WHEREAS, the City of Olean Common Council is desirous of undertaking a project to create the Trailhead Parklet (“Trailhead Parklet Project”) to transform underutilized City owned property along Whitney Avenue into a public playground; and

WHEREAS, the Ralph C. Wilson, Jr. Foundation supports the Kaboom for the Play Everywhere Challenge, a grant opportunity for up to \$80,000 in funding for community-driven, scalable solutions for integrating play into everyday life; and

WHEREAS, said grant has potential opportunity for funding with no local match;

RESOLVED, that the Common Council authorizes the Mayor to sign and submit a grant application to Kaboom for the Play Everywhere Challenge, supported by the Ralph C. Wilson, Jr. Foundation, for the Whitney Avenue Trailhead Parklet Project in an amount not to exceed \$80,000.

RESOLVED, that this Resolution is effective immediately.

RESOLUTION #43-18

PL #43-18

By Alderman _____, Seconded by Alderman _____

TO INCREASE VARIOUS FEES AS REFLECTED IN THE 2018-2019 BUDGET

RESOLVED, that City of Olean Fees are hereby amended as follows:

<u>Department and Fee Type</u>	<u>Current Fee</u>	<u>New Fee</u>
CLERK		
Dog Licenses	\$10 altered dogs; \$20 non altered dogs	\$15 altered dogs; \$25 non altered dogs
BUILDINGS, FIRE & EMS DEPT		
Building Permit Fee	\$35	\$50 plus sliding scale
Demolition Permit Fee	\$35	\$50 plus sliding scale
Roofing Permit	\$0	\$25
Area Variance Fee	\$20	\$150
Sign Variance Fee	\$25	\$150
Residential Safety Insepction	\$0	\$60
ASSESSOR		
Filing Fee	\$0	\$10

RECREATION CENTER

Hourly Ice Rental Fee	\$115 tournament	\$125 tournament
	\$130 non-prime	\$140 non-prime
	\$140 prime	\$150 prime
	\$150 games	\$160 games

AIRPORT

Old T-Hangar Rents	\$100 / month	\$125 / month
New T-Hangar Rents	\$175 / month	\$200 / month
Main T-Hangar Rents	\$200-\$700 / month	\$225-\$725 / month

DPW

Permit Fees – subway	\$30	\$50
Permit Fees- street	\$50	\$75
Curb Cutting	\$10	\$15
Outlet sewer-tap (residential)	\$150	\$200
Outlet sewer-tap (commercial)	\$425	\$500
Water tap ¾ - 1 inch	\$300	\$400
Water tap 1 ¼ - 2 inch	\$400	\$500
Water Tap 4”	\$600	\$700
Water Tap 8”	\$1,050	\$1,150
Water Tap 12”	\$1,500	\$1,600
White Good Pickup	\$15 + \$10 add'l	\$25 + \$15 add'l
Oversize load – blanket	\$0	\$1,000
Oversize load – individual	\$0	\$150

RESOLVED, that these fee changes will take effect June 1, 2018.

RESOLUTION #47-18

PL #48-18

By Alderman _____, Seconded by Alderman _____

TO AUTHORIZE THE SALE OF 105 SOUTH THIRTEENTH STREET TO A PRIVATE ENTITY

WHEREAS, on October 25, 2016 the Common Council enacted Local Law #01-2016, adopting a policy for the sale or franchise of City-owned property; and

WHEREAS, said Local Law authorizes the Common Council to authorize a private sale of City-owned property not needed for public or municipal purposes, if said sale is in the best interests of the City; and

WHEREAS, Steven L. Shawley, a city business owner and owner of (“Owner”) at 1305 West State Street, has submitted to the Common Council a purchase offer for City owned property (“City Property”) located 105 South Thirteenth Street, and

WHEREAS, the City Property is located adjacent to the property of the Owner and said purchase offer requires the resident to demolish and grade the City Property within 10 months of conveyance to the resident by the City, and

NOW, THEREFORE, BE IT RESOLVED, THAT the Common Council declares that the City Property identified as 105 South Thirteenth Street (s/b/l: 94.064-10-62) as property that is no longer needed for public or municipal purposes; and,

BE IT FURTHER RESOLVED, THAT the Common Council determines that the sale of the property to the Steven L. Shawley, with the condition that the property be demolished and graded within 10 months of conveyance is in the best interests of the City, and

BE IT FURTHER RESOLVED, THAT the City will sell and convey its rights, title and interest in and to the real property identified as 105 South Thirteenth Street (s/b/l: 94.064-10-62) to Steven L. Shawley for \$1.00 and the costs of the conveyance, and

RESOLVED, THAT the deed conveying title to the property shall contain the following restrictive and reversionary language which are intended to run with the land. ;

1. Failure of the Grantee to demolish and grade the property on or before March 24, 2019 without a duly resolved extension of time authorized by the City, shall cause the property to revert back to the Grantor.
2. No Structures of any type may be erected on the property without a duly authorized resolution of the Common Council.

RESOLVED, that the deed shall not be executed and delivered to the Grantee until the time period specified in Local Law 01-2016, for the filing of a petition demanding a public referendum on the proposed sale, has expired.

RESOLVED, that this Resolution is effective immediately.

RESOLUTION #48-18

PL #49-18

By Alderman _____, Seconded by Alderman _____

**RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM GENERAL FUND, WATER FUND
AND SEWER FUND CONTINGENCY TO CAPITAL FUND #102**

WHEREAS, the Common Council has determined the best use for a portion of the remaining 2017-2018 Contingency is for the purchase of a Department of Public Works truck and backhoe;

RESOLVED, that the following transfers be authorized:

<u>Account #</u>	<u>Description – General</u>	<u>Transferred From</u>	<u>Transferred to</u>
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<i>A-01-5-1990.590</i>	<i>General Fund Contingency</i>	<i>\$97,000</i>	
<i>F-06-5-1990.590</i>	<i>Water Fund Contingency</i>	<i>\$30,000</i>	
<i>G-07-5-1990.590</i>	<i>Sewer Fund Contingency</i>	<i>\$30,000</i>	
<i>Capital Fund #102</i>	<i>Vehicle Replacement Fund</i>		<i>\$157,000</i>

BE IT FURTHER RESOLVED, that this Resolution is effective immediately.

13. ADJOURNMENT