

REGULAR MEETING OF THE COMMON COUNCIL

Tuesday, September 10, 2019 – 6:35 p.m.

Olean Municipal Building - Council Chambers

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, August 27, 2019 at 7:00 p.m.”

PRESENT: Alderman Crawford, Witte, Andreano, Gonzalez, Smith, and George

ABSENT: Alderman Dougherty

OFFICIALS: Mayor William Aiello; Lens Martial, City Clerk; Nicholas DiCerbo, Jr., City Attorney; Fred Saradin, City Auditor; Bob Bell, Fire Chief; Jeff Rowley, Police Chief; and Tiffany Taylor, Managerial Confidential Administrative Secretary

5. COMMITTEE REPORTS AND UNFINISHED COUNCIL BUSINESS

Report from City Operations Committee on PL #66-19, to enact a local law to grant a partial exemption on real property taxation to certain senior citizens. Committee recommends approval. Referred to City Attorney for Resolution.

6. COMMUNICATIONS FROM THE MAYOR

7. MISCELLANEOUS COMMUNICATIONS

Liquor License Renewal – Christopher Columbus Club – 540 North Union Street, Olean

8. CITY OFFICIAL REPORTS

9. PROPOSED LEGISLATION & REFERRALS

PL #69-19: (Aiello) To authorize the implementation and funding in the first instance 100% of the federal-aid and State “Marchiselli” Program aid eligible costs, of a transportation federal-aid project known as “Walkable Olean Phase III – East State Street Complete Street Project”, and appropriating funds therefore. *Referred to Committee of the Whole Tuesday, September 10, 2019 by Council President.*

PL #70-19: (Aiello) To authorize the Mayor to sign an agreement between the City of Olean and the State of New York in connection with 2019 Accelerated Transit Capital funds for the Olean Area Transit System. *Referred to Committee of the Whole Tuesday, September 10, 2019 by Council President.*

PL #71-19: (Aiello) To authorize the transfer of 301 West Oak Street to the Cattaraugus County Land Bank, Inc. *Referred to Committee of the Whole on Tuesday, September 10, 2019 by Council President.*

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

11. FINANCE / BILLS

12. RESOLUTIONS

RESOLUTION #72-19

PL #69-19

By Alderman _____, Seconded by Alderman _____

AUTHORIZING THE IMPLEMENTATION, AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE “MARCHISELLI” PROGRAM-AID ELIGIBLE COSTS, OF A TRANSPORTATION FEDERAL-AID PROJECT KNOWN AS “WALKABLE OLEAN PHASE III – EAST STATE STREET COMPLETE STREET PROJECT”, AND APPROPRIATING FUNDS THEREFORE

WHEREAS, a Project for Walkable Olean Phase III – East State Street Complete Street Project, P.I.N. 5763.54 (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 Common Council of the City of Olean desires to advance the Project;

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

RESOLVE, that the Common Council hereby authorizes the City of Olean to pay in the first instance 100% of the federal and non-federal share of the cost of the engineering work for the Project or portions thereof; and it is further

RESOLVED, that in the event that the full federal and non-federal share costs of the project exceeds the amount appropriated, the Common Council of the City of Olean shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the Director of Public Works 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 and/or Marchiselli 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 and state-aid eligible Project costs and all Project costs within appropriations therefore 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 #73-19

PL #70-19

By Alderman _____, Seconded by Alderman _____

TO AUTHORIZE THE MAYOR TO SIGN AN AGREEMENT BETWEEN THE CITY OF OLEAN AND THE STATE OF NEW YORK IN CONNECTION WITH ACCELERATED TRANSIT CAPITAL FUNDS FOR THE OLEAN AREA TRANSIT SYSTEM

WHEREAS, the City of Olean submitted a request for Accelerated Transit Capital (ATC) grant funds to the New York State Department of Transportation (NYSDOT), for projects relating to public mass transportation service [Replacement Bus Shelter and Three Lot K Buses] for the Olean Area Transit System; and

WHEREAS, the City of Olean was awarded the following;

Project 1:	2018 ATC:	PIN 582475	\$23,385.63	
				Funding previously approved for two replacement buses
	2019 ATC:	PIN 582475	\$3,120.37	
				Displacement of local share for two replacement buses
Project 2:	2019 ATC:	PIN 582476	\$13,253	
				Displacement of local share for one additional bus
Project 3:	2019 ATC:	PIN 582479	\$5,430	
				100% funding for replacement of South Union St. bus shelter

For a total of \$45,189 in said funding by NYSDOT; and

WHEREAS, the City of Olean and the State of New York are entering into a contract agreement which authorizes the undertaking of the projects and acceptance of said grant funds.

BE IT RESOLVED, that the Mayor, City of Olean, is authorized to sign any contracts or agreements between the City of Olean, NYSDOT and any third party subcontractor and/or vendor necessary to complete the public transportation projects, subject to the approval of the City of Olean Attorney.

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

RESOLUTION #74-19

PL #71-19

By Alderman _____, Seconded by Alderman _____

**TO AUTHORIZE THE TRANSFER OF 301 WEST OAK STREET TO THE CATTARAUGUS COUNTY
LAND BANK, INC.**

WHEREAS, the Cattaraugus County Land Bank, Inc. (“Land Bank”) has submitted to the Common Council a proposal to rehabilitate the City-owned property located at 301 West Oak Street, Olean (s/b/l 94.040-3-4) (the “Property”) into a single-family dwelling;

RESOLVED, that the Common Council declares that the City Property identified as 301 West Oak Street (s/b/l 94.040-3-4) as surplus property that is no longer needed for public or municipal purposes; and further,

RESOLVED, that the Common Council determines that the sale of the Property to the Cattaraugus County Land Bank, Inc. for the purpose of rehabilitation into a single-family owner occupied dwelling is in the best interests of the City; and

RESOLVED, that the City will transfer and convey its rights, title and interest in the real property identified as 301 West Oak Street (s/b/l 94.040-3-4) to the Cattaraugus County Land Bank, Inc.

RESOLVED, that the deed shall contain a covenant restricting the use of the property to a single family residence.

RESOLVED, that this Resolution is effective immediately.

13. ADJOURNMENT