

REGULAR MEETING OF THE COMMON COUNCIL

Tuesday, September 24, 2019

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, September 10, 2019 at 6:45 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 Stephen, Community Development Program Coordinator; Bob Ring, Director of Public Works, and Tiffany Taylor, Managerial Confidential Administrative Secretary.

5. COMMITTEE REPORTS AND UNFINISHED COUNCIL BUSINESS

6. COMMUNICATIONS FROM THE MAYOR

7. MISCELLANEOUS COMMUNICATIONS

Liquor License Change – Olean Fraternal Order of Eagles, Aerie #616 – 1315 East State Street, Olean

8. CITY OFFICIAL REPORTS

Monthly Report of the City Auditor – month ended August 2019

Quarterly Report of the City Auditor – three months ended August 31, 2019

9. PROPOSED LEGISLATION & REFERRALS

PL #72-19: (Smith) To amend the City of Olean Code of Ordinances Section 21-62, Tree Removal – Required of Property Owners. *Referred to Regular Meeting Tuesday, October 8, 2019 for Resolution by Council President.*

PL #73-19: (Aiello) To amend the City of Olean Code of Ordinances Section 24-155 to prohibit parking on the north side of South Street for a period of time longer than two hours between the hours of 8:00 a.m. and 5:00 p.m. Monday through Friday. *Referred to Regular Meeting Tuesday, October 8, 2019 for Resolution by Council President.*

PL #74-19: (Dougherty) To amend the City of Olean Code of Ordinances Section 24-135 to prohibit parking on the east side of North Barry Street for a distance of 20 feet from the south curblineline of Tompkins Street. *Referred to Regular Meeting Tuesday, October 8, 2019 for Resolution by Council President.*

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

11. FINANCE-BILLS

By Alderman _____ Seconded by Alderman _____

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 \$936,400.39 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

LOCAL LAW #01-2019

PL #66-19

By Alderman _____, Seconded by Alderman _____

A LOCAL LAW GRANTING PARTIAL EXEMPTION ON REAL PROPERTY TAXATION TO CERTAIN SENIOR CITIZENS

BE IT ENACTED by the Common Council of the City of Olean as follows:

Section 1. Legislative Intent It is the intent of this legislation to continue to provide a real property tax exemption to certain senior citizens in accordance with Section 467 of the Real Property Tax Law and to distribute the exemption in a more equitable manner. In addition, it is the intent of this legislation to permit an offset to the income used in the determination of applicants' eligibility for the senior citizen exemption to be offset by medical and prescription drug expense.

Section 2. Senior Citizen Real Property Tax Exemption. Effective January 1, 2020, the City of Olean shall grant a real property tax exemption to certain individuals sixty-five (65) years of age or over, in accordance with Section 467(1)(b) of the Real Property Tax Law.

Section 3. Maximum Income Eligibility Level. Effective January 1, 2020, the maximum income eligibility level as described in Section 467 of the Real Property Tax Law is hereby established as follows:

| | |
|------------------------------------|---------------------------------|
| \$18,500 or less | = 50% of assessed value exempt |
| \$18,501 but less than \$18,500 | = 45% of assessed value exempt |
| \$19,500.01 but less than \$20,500 | = 40% of assessed value exempt |
| \$20,500.01 but less than \$21,500 | = 35% of assessed value exempt |
| \$21,500.01 but less than \$22,400 | = 30% of assessed value exempt |
| \$22,400.01 but less than \$23,300 | = 25% of assessed value exempt |
| \$23,500.01 but less than \$24,200 | = 20% of assessed value exempt |
| \$24,200.01 but less than \$25,100 | = 15% of assessed value exempt |
| \$25,100.01 but less than \$26,000 | = 10% of assessed value exempt. |

Section 4. Offset for Medical Expenses. Any income used in the determination of applicants' eligibility for the exemption hereby granted shall be offset by all medical and prescription drug expenses actually paid which were not reimbursed or paid for by insurance.

Section 5. Real Property Tax Law. All other provisions of Section 467 of the Real Property Tax Law of the State of New York shall be in effect for the purposes of City real property taxation in the City of Olean.

Section 6. Severability. If any provision of this Local Law shall be adjudged by any court of competent jurisdiction to be invalid, then such adjudication, shall not affect, impair or invalidate the remainder thereof, but shall be confined in its operation to the particular provision directly involved in the controversy in which such judgment shall have been rendered.

Section 7. Effective Date. This Local Law shall take effect January 1, 2020.

RESOLUTION #70-19

PL #67-19

By Alderman _____. Seconded by Alderman _____

TO AWARD THE WASHINGTON STREET AND NORTH 4TH STREET WATERLINE REPLACEMENT PROJECT

WHEREAS, the City of Olean desires to undertake a capital improvement project generally consisting of the installation of approximately 2,700 linear feet of 4-inch and 8-inch water main along various roads in the City including, but not limited to, Washington Street and North 4th Street, the installation of new water service lines to existing homes and businesses, and road improvements; and

WHEREAS, on July 9, 2019, the Common Council approved a bond resolution in order to obtain funding for said project; and

WHEREAS, the City of Olean has requested bids for the contract related to the Washington Street and North 4th Street Waterline Replacement Project; and

WHEREAS, upon full review of said bids, the City is desirous of awarding the contract to the lowest responsible bidder as defined by Local Law #06-2015;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council hereby awards the Washington Street and North 4th Street Waterline Replacement Project to J.D. Northrup Construction, for an amount not to exceed \$1,096,642.50.

RESOLVED, that this Resolution is effective immediately.

13. ADJOURNMENT