

REGULAR MEETING OF THE COMMON COUNCIL

Tuesday, May 11, 2021

Olean Municipal Building – 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 27, 2021 at 6:55 p.m.”

PRESENT: Aldermen Crawford, Witte, Panus, Gonzalez, Barnard, Robinson, and Anastasia

ABSENT: None

OFFICIALS: Mayor William Aiello; Lens Martial, City Clerk; Fred Saradin, City Auditor; Tim Richardson, Fire Chief; Ron Richardson, Police Chief, and Tiffany Taylor, Managerial Confidential Administrative Secretary.

5. COMMITTEE REPORTS AND UNFINISHED COUNCIL BUSINESS

6. COMMUNICATIONS FROM THE MAYOR

7. MISCELLANEOUS COMMUNICATIONS

Application for a Liquor License – Ellman Management Company LLC dba Granny Verona’s – 659 East State Street, Olean

Application for a Liquor License – HK Olean Hotel, LLC (Hampton Inn & Suites Olean) – 110 Jack Murphy Boulevard, Olean

8. CITY OFFICIAL REPORTS

Monthly Report of the City Auditor, month ended April 2021

9. PROPOSED LEGISLATION & REFERRALS

PL #20-21: (Aiello) To authorize the Mayor to execute a Third Party Operator Agreement for the Olean Area Transit System (OATS) extending the existing contract between the City and First Transit Inc. *Referred to Committee of the Whole Tuesday, May 11, 2021 by Council President.*

PL #21-21: (Crawford) To authorize the transfer of \$50,000 from General Fund Contingency to newly created Capital Fund #204 for Inclusive Playground Equipment. *Referred to Committee of the Whole Tuesday, May 11, 2021 by Council President.*

PL #22-21: (Crawford) To authorize the Mayor to execute a Memorandum of Understanding with Bird Rides, Inc. for stand-up electric scooter sharing systems within the City of Olean. *Referred to Committee of the Whole Tuesday, May 25, 2021 by Council President.*

PL #23-21: (Aiello) To amend the tax rate in the 2021-2022 budget to \$15.12 per \$1,000 of assessed valuation. *Referred to Committee of the Whole Tuesday, May 11, 2021 by Council President.*

PL #24-21: (Aiello) To amend Chapter 27, Article II of the City of Olean Code of Ordinances and to update the Water / Sewer Infrastructure and Billing Policy. *Referred to Committee of the Whole Tuesday, May 11, 2021 by Council President.*

PL #25-21: (Aiello) To award the construction portion of the Pedestrian Safety Action Plan Project to Lakeshore Paving, Inc. in the amount of \$233,370.49. *Referred to Committee of the Whole Tuesday, May 11, 2021 by Council President.*

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

11. FINANCE-BILLS

12. RESOLUTIONS

RESOLUTION #24-21

PL #20-21

By Alderman _____, Seconded by Alderman _____

RESOLUTION AUTHORIZING THE MAYOR TO EXECUTE A THIRD PARTY OPERATOR AGREEMENT FOR THE OLEAN AREA TRANSIT SYSTEM (OATS) EXTENDING THE EXISTING CONTRACT BETWEEN THE CITY OF OLEAN AND FIRST TRANSIT, INC.

WHEREAS, in December 2019, the City solicited proposals to continue the public transportation service known as the OATS through a formal Request for Proposals procurement process for services for the period 06/01/2020 – 05/31/2021 with an option to renew for up to three one year extensions; and

WHEREAS, after recommendations by City staff on March 24, 2020 the Common Council via Resolution #21-20 authorized the Mayor to execute a Third Party Operator Agreement with First Transit, Inc. for the operation of the OATS; and

WHEREAS, said Resolution states that the Mayor will not be authorized to approve an extension of the contract without prior Council approval; and

WHEREAS, First Transit, Inc. has provided the required and necessary public transportation service as outlined in the City's original procurement process;

NOW, THEREFORE, **BE IT RESOLVED**, that the Common Council authorizes the Mayor to execute a Third Party Operator Agreement exercising the one year option extending the existing contract between the City of Olean and First Transit, Inc. for the period 06/01/2021 – 05/31/2022.

RESOLUTION #25-21

PL #21-21

By Alderman _____, Seconded by Alderman _____

RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM GENERAL FUND CONTINGENCY TO NEWLY CREATED CAPITAL FUND #204 – INCLUSIVE PLAYGROUND EQUIPMENT

RESOLVED, that the following transfer be authorized:

<i>Account #</i>	<i>Description – General</i>	<i>Transferred From</i>	<i>Transferred to</i>
<i>A-01-5-1990.590</i>	<i>General Fund Contingency</i>	<i>\$50,000</i>	
<i>Capital Fund #204</i>	<i>Inclusive Playground Equipment</i>		<i>\$50,000</i>

BE IT FURTHER RESOLVED, in accordance with Resolution #09-10, that all expenditures from this Capital Fund shall require prior Council approval.

RESOLVED, that this Resolution is effective immediately.

RESOLUTION #27-21

PL #23-21

By Alderman _____, Seconded by Alderman _____

TO AMEND THE TAX RATE IN THE 2021-2022 BUDGET TO \$15.12 PER \$1,000 OF ASSESSED VALUATION

RESOLVED, that the tax rate in the 2021-2022 budget is amended to \$15.12 per \$1,000.

RESOLVED, that this Resolution shall take effect immediately.

RESOLUTION #29-21

PL #25-21

By Alderman _____, Seconded by Alderman _____

**TO AWARD THE CONSTRUCTION PORTION OF THE PEDESTRIAN SAFETY ACTION PLAN
PROJECT TO LAKESHORE PAVING, INC. IN THE AMOUNT OF \$233,370.49**

WHEREAS, the Common Council approved Resolution #15-21 on March 23, 2021 which authorized the City of Olean to enter into a grant agreement with the New York State Department of Transportation for the Construction and Construction Inspection portion of the Pedestrian Safety Action Plan Project; and

WHEREAS, the City of Olean Department of Public Works has received and reviewed bids for the Construction and Construction Inspection portion of the Project and recommends that the phase be awarded to Lakeshore Paving, Inc.;

BE IT RESOLVED, that the Common Council hereby authorizes the award of the Construction and Construction Inspection phase of the Pedestrian Safety Action Plan Project to Lakeshore Paving, Inc. in an amount not to exceed \$233,370.49.

RESOLVED, that the Mayor is hereby authorized to execute any and all necessary contracts, agreements and documents in association with the award of the Construction and Construction Inspection portion of the Project.

RESOLVED, that this Resolution is hereby effective immediately.

13. ADJOURNMENT