

Journal of Proceedings

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

September 26, 2017

**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, September 26, 2017 at 6:35 p.m.

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

ABSENT: *None*

OFFICIALS: *Mayor William Aiello; Al Utecht, 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.*

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

**READING, CORRECTING & APPROVAL OF THE MINUTES OF THE
PREVIOUS REGULAR MEETING**

A motion to approve the minutes of the September 12, 2017 meeting was made by Alderman Gonzalez, seconded by Alderman Crawford. Voice vote, ayes all. Motion carried.

COMMITTEE REPORTS & UNFINISHED COUNCIL BUSINESS

Report from Committee of the Whole on PL #84-17, to authorize the Mayor to enter into an agreement with Cattaraugus County for the development of a public farmers' market. Committee recommends approval. Referred to City Attorney for Resolution.

COMMUNICATIONS FROM THE MAYOR

Mayor Aiello welcomed Bob Ring, the City's new Director of Public Works, and Keri Kerper, the City's new Community Development Program Coordinator.

MISCELLANEOUS COMMUNICATIONS

Application for a Liquor License – Kaldan, LLC (Parkwood Tavern) – 659 East State Street

CITY OFFICIAL REPORTS

None

PROPOSED LEGISLATION AND REFERRALS

PL #81-17: (Aiello) That the Common Council authorizes the Mayor to enter into an agreement with Clark Patterson Lee for engineering services in connection with Walkable Olean – Phase II, Main Street (North Union to Front Street). Referred to Committee of the Whole Tuesday, October 10, 2017 by Council President.

PL #82-17: (Aiello) To amend the City of Olean's Fair Housing Plan and approve the appointment of Keri Kerper as the Fair Housing Officer. Referred to Regular Meeting

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Tuesday, September 26, 2017 for Resolution by Council President.

PL #83-17: (Aiello) To approve the appointment of Keri Kerper as the Equal Employment Opportunity and Wage Rate Officer for the City of Olean. Referred to Regular Meeting Tuesday, September 26, 2017 for Resolution by Council President.

PL #84-17: (Aiello) To authorize the Mayor to enter into an agreement with Cattaraugus County for the development of a public farmers' market. Referred to Committee of the Whole Tuesday, September 26, 2017 by Council President.

PUBLIC COMMENT/INPUT

George Carlson of North 19th Street stated that a Code Enforcement issue that he had addressed at a previous meeting has been taken care of. He expressed concern regarding weeds growing at the eastern entrance to the City. Alderman Andreano clarified that they are in the Town, not the City.

Jaelyn Freel of 329 North 12th Street, a student from Olean High School, stated that there is junk and debris piling up in her neighbor's backyard, as well as more dogs than the Code allows. She stated that they have been in contact with Code Enforcement and the Police Department and no resolution has been come to regarding the situation.

FINANCE / BILLS

By Alderman Witte, Seconded by Alderman Crawford

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 \$2,137,211.60 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.

RESOLUTIONS

RESOLUTION #80-17

PL #82-17

By Alderman Witte, Seconded by Alderman Andreano

TO AMEND THE CITY OF OLEAN'S FAIR HOUSING PLAN AND APPROVE THE APPOINTMENT OF KERI KERPER AS THE FAIR HOUSING OFFICER

***WHEREAS**, the City of Olean understands the importance of taking action to further fair housing in the community and is committed to meeting its responsibilities in this respect as a recipient of Federal Community Development Block Grant Funds; and*

***WHEREAS**, to ensure that residents are aware of fair housing provisions under Federal and State law and of the processes and assistance available to obtain compliance with existing statutes, the City has developed a Fair Housing Plan describing the procedures developed to further fair housing in the community; and*

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WHEREAS, the City's Fair Housing Plan recognizes that public knowledge of fair housing provisions is the first step in expanding equal opportunity by appointing a new Fair Housing Officer, providing information to the public, and promoting Fair Housing Activities and available resources; and

WHEREAS, the City will provide information and assistance to individuals who feel that they have been the victims of discrimination in regard to housing by receiving complaints and contacting the Department of HUD and/or the New York State Division of Human Rights to review the particulars of the complaint, or if the complainant decides to take his/her case directly to Federal Court, the City will consult with the County Bar Association on the appropriate procedures to be followed and the procedure for securing affordable legal services if the individual is of low- or moderate-income; and

WHEREAS, the City of Olean Common Council adopted a Fair Housing Plan on April 26, 2017 which has been reviewed and revised, as necessary;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Olean hereby approves and adopts the amended City of Olean Fair Housing Plan to promote fair housing activities within the City of Olean.

BE IT FURTHER RESOLVED, that the Common Council approves the Mayoral appointment of Keri Kerper as the City's Fair Housing Officer.

RESOLVED, that this Resolution is effective immediately.

ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #81-17

PL #83-17

By Alderman George, Seconded by Alderman Crawford

TO APPROVE THE APPOINTMENT OF KERI KERPER AS THE EQUAL EMPLOYMENT OPPORTUNITY AND WAGE RATE OFFICER FOR THE CITY OF OLEAN

RESOLVED, that the Common Council approves the Mayoral appointment of Keri Kerper as the Equal Employment Opportunity and Wage Rate Officer for the City of Olean.

RESOLVED, that this Resolution is effective immediately.

ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #82-17

PL #84-17

By Alderman Dougherty, Seconded by Alderman George

TO AUTHORIZE THE MAYOR TO ENTER INTO AN AGREEMENT WITH CATTARAUGUS COUNTY FOR THE DEVELOPMENT OF A PUBLIC FARMERS' MARKET

WHEREAS, the County of Cattaraugus has funds which it wishes to use for economic development purposes; and

WHEREAS, the City of Olean is desirous of revitalizing the downtown North Union Street are in the City by developing a public Farmers' Market; and

WHEREAS, the City has been awarded a grant in the amount of \$220,000 from the New York State Regional Economic Development Council for revitalization purposes; and

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WHEREAS, the Cattaraugus County Legislature has, by Resolution No. 310-2017, adopted July 26, 2017, authorized the provision of funds to the City for the purpose of providing financial assistance for the public Farmers' Market project;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council authorizes the Mayor to enter into an agreement with Cattaraugus County for the development of a public Farmers' Market.

RESOLVED, that this Resolution is effective immediately.

ROLL CALL, AYES ALL. MOTION CARRIED.

ADJOURNMENT

Motion to adjourn was made by Alderman Gonzalez, seconded by Alderman Andreano. Voice vote, ayes all. Motion carried. Meeting adjourned at approximately 6:50 p.m.

Alexander Utecht, City Clerk

Mayor William J. Aiello

Paul Gonzalez, Council President

I hereby approve the foregoing minutes

Dated: ____/____/_____

**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