

# **Journal of Proceedings**

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

March 26, 2019

***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, March 26, 2019 at 6:55 p.m.*

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

***ABSENT:*** None

***OFFICIALS:*** Mayor William Aiello; Lens Martial, City Clerk; Nicholas DiCerbo, Jr., City Attorney; Keri Kerper, Community Development Program Coordinator; Bob Ring, Director of Public Works; Jeff Rowley, Police Chief; Bob Bell, Fire 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 March 12, 2019 meeting was made by Alderman Dougherty, seconded by Alderman Witte. Voice vote, ayes all. Motion carried.*

***COMMITTEE REPORTS & UNFINISHED COUNCIL BUSINESS***

*Report from Committee of the Whole on PL #26-19, to amend the water rates, pursuant to Section 27-22, and sewer rates, pursuant to Section 27-167(A) of the City of Olean Code of Ordinances, to raise water rates 1 ½ % and sewer rates 1 ½ %. Committee recommends approval. Referred to City Attorney for Resolution.*

***COMMUNICATIONS FROM THE MAYOR***

*None*

***MISCELLANEOUS COMMUNICATIONS***

*None*

***CITY OFFICIAL REPORTS***

*None*

***PROPOSED LEGISLATION AND REFERRALS***

*PL #26-19: (Aiello) To amend the water rates, pursuant to Section 27-22, and sewer rates, pursuant to Section 27-167(A) of the City of Olean Code of Ordinances, to raise water rates 1 ½ % and sewer rates 1 ½ %. Referred to Committee of the Whole Tuesday, April 26, 2019 by Council President.*

***PUBLIC COMMENT/INPUT***

*Alderman Andreano reminded the public of an open Neighborhood Taskforce meeting to be held on Wednesday, April 27, 2019 at 6:00 p.m. in Room 119 of the Olean*

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*Municipal Building.*

*Alderman Crawford offered prayers to Alderman Dougherty and his family during this difficult time.*

*Alderman Dougherty thanked friends, family and neighbors for their help, support and prayers during this time, and commended the staff of Olean General Hospital and Oishei Children's Hospital in Buffalo for the excellent care that they are providing for his son.*

*Mark Crino of 105 Grant Court, Olean, explained that he is here again to discuss the Charter for Compassion that the Council had officially associated the City with by Resolution during a prior meeting. He expressed that it is incorrect for the Council to speak for the City as a whole when it comes to an organization that has views that are not expressed by all citizens or religions. He explained that he is not against the Charter, and that he feels that there are good intentions, but as a government body, the Council should not get involved with anything regarding religion. He asked that the Council reopen the discussion and reverse the decision.*

*Kevin Bartholomew of 737 Bishop Street questioned what the cost would be to broadcast the meeting live for those who do not have Spectrum Cable. Alderman Gonzalez replied that it was quoted at \$10,000 last year, and Alderman Dougherty expressed that the meeting is currently being live streamed on his YouTube channel.*

*Mike Barnes of 314 North 11<sup>th</sup> Street explained that the City has been doing a good job taking down zombie houses, but he feels that the City needs to do a better job of addressing blight such as junk and garbage on porches and in yards. He explained that there is a property with a hoarding issue close to his home, and it is not fair to taxpayers to have to live near a property such as this. He explained that Codes and the Alderman have been contacted, but that the resident is a renter. He explained that he feels that the landlord should be held responsible and forced to clean up. He suggested also bringing back the City-wide Cleanup Week to try and aide with the issue.*

## **FINANCE / BILLS**

*By Alderman Crawford, 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 \$1,097,862.94 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 #25-19**

**PL #26-19**

*By Alderman Dougherty, Seconded by Alderman George*

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***TO AMEND THE WATER RATES, PURSUANT TO SECTION 27-22, AND SEWER RATES, PURSUANT TO SECTION 27-167(A) OF THE CITY OF OLEAN CODE OF ORDINANCES, TO RAISE WATER RATES 1 ½ % AND SEWER RATES 1 ½ %***

***WHEREAS***, the Common Council will adopt the 2019-2020 Budget reflecting an increase of water and sewer rates 1 ½ % each; and

***WHEREAS***, a public hearing was held on March 26, 2019 in the Council Chambers at 6:15 p.m. pursuant to Sections 27-22(1) and 27-167(1) of the City of Olean Code of Ordinances; and

***WHEREAS***, water services provided by the City of Olean shall from time to time in each case be established by the Common Council pursuant to Chapter 27, Article II, Division 1, Section 27-22; and

***WHEREAS***, sewer services provided by the City of Olean shall from time to time in each case be established by the Common Council pursuant to Chapter 27, Article III, Division 5, Section 27-167;

***RESOLVED***, that water services provided within the boundaries of the City, water rates shall be as follows:

*Monthly:*

**RESIDENTIAL RATES**

***WATER:***

<i>First</i>	<i>2,600 gallons</i>	<i>.00976 cents per gallon</i>
<i>Next</i>	<i>10,000 gallons</i>	<i>.00795 cents per gallon</i>
<i>Next</i>	<i>15,000 gallons</i>	<i>.00728 cents per gallon</i>
<i>Thereafter;</i>		<i>.00654 cents per gallon</i>

***SEWER:***

*.00953 cents per gallon*

**COMMERCIAL RATES**

***WATER:***

<i>First</i>	<i>2,600 gallons</i>	<i>.00976 cents per gallon</i>
<i>Next</i>	<i>10,000 gallons</i>	<i>.00898 cents per gallon</i>
<i>Next</i>	<i>15,000 gallons</i>	<i>.00814 cents per gallon</i>
<i>Thereafter;</i>		<i>.00654 cents per gallon</i>

***SEWER:***

*.00953 cents per gallon*

**INDUSTRIAL**

***WATER:***

<i>First</i>	<i>75,000 gallons</i>	<i>.007243 cents per gallon</i>
<i>Next</i>	<i>150,000 gallons</i>	<i>.006534 cents per gallon</i>
<i>Next</i>	<i>375,000 gallons</i>	<i>.004956 cents per gallon</i>
<i>Next</i>	<i>600,000 gallons</i>	<i>.004775 cents per gallon</i>

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*Next* 6,285,000 gallons .003912 cents per gallon  
*Thereafter;* .003432 cents per gallon

*SEWER:*

.00781 cents per gallon

## RESIDENTIAL RATES OUTSIDE THE CITY

*WATER:*

*First* 2,600 gallons .01465 cents per gallon  
*Next* 10,000 gallons .01192 cents per gallon  
*Next* 15,000 gallons .01092 cents per gallon  
*Thereafter;* .0098 cents per gallon

*SEWER:*

.0143 cents per gallon

## COMMERCIAL RATES OUTSIDE THE CITY

*WATER:*

*First* 2,600 gallons .01465 cents per gallon  
*Next* 10,000 gallons .01347 cents per gallon  
*Next* 15,000 gallons .01221 cents per gallon  
*Thereafter;* .0098 cents per gallon

*SEWER:*

.0143 cents per gallon

## INDUSTRIAL RATES OUTSIDE THE CITY

*WATER:*

*First* 75,000 gallons .010865 cents per gallon  
*Next* 150,000 gallons .009800 cents per gallon  
*Next* 375,000 gallons .007434 cents per gallon  
*Next* 600,000 gallons .007162 cents per gallon  
*Next* 6,285,000 gallons .005868 cents per gallon  
*Thereafter;* .005148 cents per gallon

*SEWER:*

.011715 cents per gallon

***IT IS FURTHER RESOLVED***, that the water rates and sewer rates set forth above shall take effect April 1, 2019 and will be reflected in the billing sent out beginning June 1, 2019.

***ROLL CALL, AYES ALL. MOTION CARRIED.***

## ***ADJOURNMENT***

*Motion to adjourn was made by Alderman Crawford, seconded by Alderman Andreano. Voice vote, ayes all. Motion carried. Meeting adjourned at approximately 7:15 p.m.*

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\_\_\_\_\_  
*Lens Martial, City Clerk*

\_\_\_\_\_  
*Mayor William J. Aiello*

\_\_\_\_\_  
*John Crawford, 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.*

\_\_\_\_\_  
*Lens Martial, City Clerk*