

REGULAR MEETING OF THE COMMON COUNCIL

Tuesday, October 14, 2025 – 6:00 p.m.

Council Chambers – Olean Municipal Building

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 23, 2025 at 6:35 p.m.”

PRESENT: Aldermen Robinson, Bennion, Keary, Forney, McCall, Crawford, and Anastasia

ABSENT: None

OFFICIALS: Mayor William Aiello; Frank Caputo, City Clerk; Lens Martial, City Auditor; Bridget Marshall, City Attorney; James Sprague, Director of Public Works; Gregg Piechota, City Assessor, and Michiko McElfresh, Mayor’s Secretary.

5. COMMITTEE REPORTS AND UNFINISHED COUNCIL BUSINESS

6. COMMUNICATIONS FROM THE MAYOR

7. MISCELLANEOUS COMMUNICATIONS

8. CITY OFFICIAL REPORTS

Monthly Report of the City Auditor – month ended September 2025

Fiscal Summary as of September 30, 2025

9. PROPOSED LEGISLATION & REFERRALS

104-25: (Aiello) To authorize the Mayor to enter into a contract between the City of Olean and the Cattaraugus County Land Bank for reimbursement of demolition costs. *Referred to Committee of the Whole Tuesday, October 14, 2025 by Council President.*

PL #105-25: (Aiello) To adopt the Cattaraugus County Office of Emergency Services Emergency Services Mutual Aid Plan. *Referred to Committee of the Whole Tuesday, October 14, 2025 by Council President.*

PL #106-25: (Aiello) To authorize the transfer of funds from Capital Fund #193 to Capital Funds #225 and #241, and to authorize and direct the City Auditor to close Capital Funds #193 and #225. *Referred to Regular Meeting Tuesday, October 14, 2025 for Resolution by Council President.*

PL #107-25: (Aiello) To support Senate Bill S.8481 and Assembly Bill A.8996 authorizing local governments to opt out of mandates under the Climate Leadership and Community Protection Act (CLCPA). *Referred to Committee of the Whole Tuesday, October 14, 2025 by Council President.*

PL #108-25: (Aiello) To support Senate Bill S.1945 and House of Representatives Bill H.R.3699, the Energy Choice Act, in opposition to government-mandated natural gas bans. *Referred to Committee of the Whole Tuesday, October 14, 2025 by Council President.*

PL #109-25: (Bennion) To authorize the installation of Salvation Army directional signs at the corners of East State Street and Font Street, and Delaware Avenue and Front Street. *Referred to Regular Meeting Tuesday, October 14, 2025 for Resolution by Council President.*

PL #110-25: (Bennion) To amend the City of Olean Code of Ordinances to remove Section 10-27, Ambulance Board. *Referred to Committee of the Whole Tuesday, October 14, 2025 by Council President.*

10. FINANCE-BILLS

11. RESOLUTIONS

RESOLUTION #85-25

PL #87-25

By Alderman _____, Seconded by Alderman _____

TO AUTHORIZE THE REMOVAL OF UNUSED, NON-WORKING LIGHTING ON NORTH UNION STREET

RESOLVED, that the Common Council authorizes the removal of unused, non-working lighting on North Union Street.

RESOLVED, that this Resolution is hereby effective immediately.

RESOLUTION #102-25

PL #104-25

By Alderman _____, Seconded by Alderman _____

TO AUTHORIZE THE MAYOR TO ENTER INTO A CONTRACT BETWEEN THE CATTARAUGUS COUNTY LAND BANK CORPORATION AND THE CITY OF OLEAN FOR REIMBURSEMENT FOR THE DEMOLITION OF PROPERTIES WITHIN THE CITY OF OLEAN

WHEREAS, the properties located at 330 North 10th Street, 316 Laurel Avenue, and 311 South Third Street within the City of Olean require demolition due to various critical Code Enforcement issues making the dwellings uninhabitable, being posted dangerous buildings and meeting the definition of blighted properties; and

WHEREAS, the Cattaraugus County Land Bank Corporation has offered to reimburse the City of Olean in the amount of seventy-four thousand four hundred dollars (\$74,400) for the demolition services performed at said properties;

BE IT RESOLVED, that the Common Council of the City of Olean authorizes the Mayor to execute a contract between the Cattaraugus County Land Bank and the City of Olean for reimbursement of the demolition of the properties located at 330 North 10th Street, 316 Laurel Avenue, and 311 South Third Street, Olean.

RESOLVED, that this Resolution is hereby effective immediately.

RESOLUTION #103-25

PL #105-25

By Alderman _____, Seconded by Alderman _____

**TO ADOPT THE CATTARAUGUS COUNTY OFFICE OF EMERGENCY SERVICES EMERGENCY
MEDICAL SERVICES MUTUAL AID PLAN**

WHEREAS, all Emergency Medical Service (EMS) Agencies in Cattaraugus County share a common goal of providing patients with efficient, quality care; and

WHEREAS, the Cattaraugus County Emergency Medical Services Mutual Aid Plan is designed to allocate Mutual Aid resources in an efficient, patient-oriented manner with the primary objective of the plan to be property emergency medical care for the sick and injured persons;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council hereby adopts the Cattaraugus County Office of Emergency Services Emergency Medical Services Mutual Aid Plan.

RESOLVED, that this Resolution is hereby effective immediately.

RESOLUTION #104-25

PL #106-25

By Alderman _____, Seconded by Alderman _____

**RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM CAPITAL FUND #193 TO CAPITAL
FUNDS #225 AND #241, AND TO AUTHORIZE AND DIRECT THE CITY AUDITOR TO CLOSE
CAPITAL FUNDS #193 AND #225**

RESOLVED, that the following transfers be authorized:

<u>Account</u>	<u>Description-General</u>	<u>Transferred from</u>	<u>Transferred to</u>
Capital Fund #193	Washington Street Project	\$137,917	
Capital Fund #225	Laurens Street Project		\$125,748
Capital Fund #241	Wayne Street Project		\$12,169

RESOLVED, that the Common Council authorizes and directs the City Auditor to close the following Capital Funds:

Capital Fund #193 – Washington Street;

Capital Fund #225 – Laurens Street Project.

BE IT FURTHER RESOLVED, that this Resolution will be effective immediately.

RESOLUTION #105-25

PL #107-25

By Alderman _____, Seconded by Alderman _____

RESOLUTION IN SUPPORT OF S.8481 AND A.8996 AUTHORIZING LOCAL GOVERNMENTS TO OPT OUT OF MANDATES UNDER THE CLIMATE LEADERSHIP AND COMMUNITY PROTECTION ACT (CLCPA)

WHEREAS, the New York State Legislature has enacted the Climate Leadership and Community Protection Act (CLCPA), which includes mandates and benchmarks related to electrification and climate standards in new construction and local code enforcement; and

WHEREAS, Senate Bill S.8481, sponsored by Senators Gallivan and Borrello, and Assembly Bill A.8996, sponsored by Assemblymember Bologna, would authorize local governments to opt out of certain mandates and benchmarks arising under the CLCPA and associated universal electrification requirements by filing a resolution with the Department of Environmental Conservation; and

WHEREAS, the City of Olean recognizes the importance of environmental stewardship and sustainability but also acknowledges the unique challenges faced by rural municipalities with limited staffing, resources, and infrastructure; and

WHEREAS, the additional unfunded mandates created under the CLCPA, if enforced at the municipal level, would impose an excessive administrative and financial burden on the City of Olean and its Code Enforcement Officers, thereby threatening the City ability to provide fair, timely, and effective code enforcement services; and

WHEREAS, electric-only infrastructure mandates pose unique hardships for rural communities, including but not limited to:

- Higher costs of compliance in areas where natural gas, propane, or fuel oil are the more reliable and affordable energy sources;
- Increased strain on electric grids that are already vulnerable in rural regions with limited transmission capacity and frequent outages;
- Greater risks to public safety during power outages, particularly in cold winter months when homes and businesses require dependable heating alternatives;
- Disproportionate economic impacts on residents with lower incomes, farmers, and small businesses who may not be able to afford the high upfront costs of electric-only systems;
- A lack of available contractors, suppliers, and infrastructure upgrades necessary to realistically transition rural housing and commercial stock to all-electric systems within the timelines set by the CLCPA; and

WHEREAS, the CLCPA is not protective of rural communities such as Olean; and

WHEREAS, resiliency and energy choice are critical to the health, safety, and well-being of rural communities, and the preservation of multiple fuel options — including electricity, natural gas, propane, and fuel oil — is necessary to ensure that residents, farmers, and businesses can withstand prolonged outages and supply disruptions; and

WHEREAS, housing affordability is of particular concern in the City of Olean and similar rural communities, and the additional construction costs imposed by electric-only requirements would make it more difficult for young families, seniors, and working residents to build or maintain affordable housing; and

WHEREAS, the Common Council finds that providing local governments with the ability to opt out of these mandates ensures that home rule is preserved, local circumstances are respected, and affordability and public safety remain at the forefront of community decision-making; and

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Olean hereby expresses its strong support for Senate Bill S.8481 and Assembly Bill A.8996, and calls upon the New York State Legislature to advance and enact this legislation; and

BE IT FURTHER RESOLVED the City Clerk is hereby directed to transmit a certified copy of this resolution to Governor Hochul, Senator Gallivan, Senator Borrello, Assemblymember Bologna, Assemblymember Sempolinski, the New York State Conference of Mayors, and any other parties deemed appropriate.

RESOLUTION #106-25

PL #108-25

By Alderman _____, Seconded by Alderman _____

**TO SUPPORT SENATE BILL S. 1945 AND HOUSE OF REPRESENTATIVES BILL H.R. 3699, THE
ENERGY CHOICE ACT, IN OPPOSITION TO GOVERNMENT-MANDATED NATURAL GAS BANS**

WHEREAS, affordable and reliable energy is essential to the health, safety, and economic prosperity of New York families, businesses, and communities; and

WHEREAS, natural gas remains a dependable, cost-effective, and clean-burning energy source used by millions of New Yorkers to heat their homes, cook their food, and power their businesses; and

WHEREAS, in 2019, New York State enacted the **Climate Leadership and Community Protection Act (CLCPA)**, which mandates aggressive emissions reductions and serves as the foundation for sweeping energy restrictions, including efforts to phase out natural gas; and

WHEREAS, building on the CLCPA, Governor Kathy Hochul and the New York State Legislature in 2023 enacted provisions in the state budget banning natural gas and other fossil fuel hookups in most new residential and commercial buildings, effective 2026 for smaller buildings, and 2029 for larger buildings, thereby eliminating consumer choice and limiting access to affordable energy; and

WHEREAS, Governor Hochul has publicly supported these bans and related measures as part of her administration's climate and energy agenda, despite widespread concerns that such mandates will increase costs, strain grid reliability, and restrict energy diversity; and

WHEREAS, these top-down policies undermine affordability, threaten reliability during peak demand, and strip away the freedom of consumers and businesses to choose the energy sources that best meet their needs; and

WHEREAS, Congressman Nick Langworthy of New York and Senator Jim Justice of West Virginia introduced the **Energy Choice Act (H.R. 3699, S. 1945)**, federal legislation that ensures state and local governments cannot restrict consumer access to natural gas and other affordable energy sources, thereby protecting freedom of choice for New Yorkers and all Americans; and

WHEREAS, the Energy Choice Act would safeguard households, small businesses, hospitals, farmers, and manufacturers from harmful government overreach and preserve access to an "all-of-the-above" energy strategy that strengthens reliability and affordability;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Olean strongly supports the Energy Choice Act as introduced by Congressman Langworthy (H.R. 3699) and Senator Justice (S. 1945) and stands firmly opposed to New York State's natural gas bans, the CLCPA-driven restrictions, and other state energy mandates that eliminate consumer choice; and

BE IT FURTHER RESOLVED, that the City of Olean Common Council urges Congress to pass the Energy Choice Act to defend consumer choice, protect energy affordability, and preserve reliable access to natural gas for New Yorkers; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Congressman Nick Langworthy, Senator Jim Justice, the New York Congressional delegation, Senators Chuck Schumer and Kirsten Gillibrand, Governor Kathy Hochul, and leadership of the New York State Legislature.

RESOLUTION #107-25

PL #109-25

By Alderman _____, Seconded by Alderman _____

TO AUTHORIZE THE INSTALLATION OF SALVATION ARMY DIRECTIONAL SIGNS AT THE CORNERS OF EAST STATE STREET AND FRONT STREET, AND DELAWARE AVENUE AND FRONT STREET

RESOLVED, that the Common Council authorizes the installation of Salvation Army directional signs at the corners of East State Street and Front Street, and Delaware Avenue and Front Street.

RESOLVED, that the cost of such signage and installation shall be the responsibility of the Salvation Army.

RESOLVED, that Salvation Army officials shall coordinate with the Department of Public Works to arrange for installation and placement of said signage, to be at the discretion of Public Works and in accordance with New York State Department of Transportation standards.

RESOLVED, that this Resolution shall be effective immediately

12. PUBLIC COMMENT/INPUT (3 MINUTE LIMIT PER SPEAKER)

13. ADJOURNMENT