

Journal of Proceedings

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

May 26, 2026

**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, May 26, 2026 at 6:15 p.m.

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

ABSENT: *Alderman Crawford*

OFFICIALS: *Mayor Amy Sherburne; Lens Martial, City Clerk; Allison Barnish, City Auditor; James Sprague, Director of Public Works; Keri Kerper, Community Development Program Coordinator, and Tiffany Taylor, Managerial Confidential Administrative Secretary*

At this time a prayer was given by Mr. Martial, followed by a salute to the flag.

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

A motion to approve the minutes of the May 12, 2026 Regular Meeting was made by Alderman Robinson, seconded by Alderman Bennion. Voice vote, ayes all. Motion carried.

COMMITTEE REPORTS & UNFINISHED COUNCIL BUSINESS

Report from Finance Committee on PL #46-26, to authorize the transfer of \$200,000 from Sewer Fund Balance to a newly created Reserve Fund for costs associated with Intermunicipal Agreement litigation. Committee recommends approval. Referred to City Attorney for Resolution.

Report from Public Safety Committee on PL #51-26, to amend the City of Olean Code of Ordinances Section 13-376, Conditions for maintenance of license, to amend requirements for a contractor's license in accordance with the New York State Correction Law Article 23-A. Committee recommends approval. Referred to City Attorney for Resolution.

Report from Public Safety Committee on PL #54-26, to amend the City of Olean Code of Ordinances Section 24-173, No blocking of driveways, to include 1615 West State Street. Committee recommends approval. Referred to City Attorney for Resolution.

Report from Public Safety Committee on PL #55-26, to amend the City of Olean Code of Ordinances Section 24-134 to prohibit parking on both sides of Forest Hills Ave. for a distance of 150 feet from its intersection with Grandview Avenue. Committee recommends approval. Referred to City Attorney for Resolution.

Report from Committee of the Whole on PL #60-26, to authorize the transfer of \$4,185.81 of uncommitted program income from New York State administered CDBG grants currently on hand from the First Time Homebuyer Account to the Mayor's Celebration Fund. Committee recommends approval. Referred to City Attorney for Resolution.

Report from Committee of the Whole on PL #61-26, to authorize the Mayor to enter into a Product and Services Agreement with TMPA, LLC, d/b/a MakeMyMove for a 12-month talent attraction program with the goal of moving five qualified households

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to live and work in Olean, New York. 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 #56-26: (Anastasia) To amend the City of Olean Code of Ordinances Section 24-134, No Parking Here to Corner, to prohibit parking on the south side of East Pine Street for a distance of 65 feet west from its intersection with Walnut Street. Referred to Regular Meeting Tuesday, June 9, 2026 for Resolution by Council President.

PL #57-26: (Bennion) To amend the City of Olean Charter Section 3.078, Budget Transfers, to require Common Council approval for transfers between individual budget departments. Referred to Regular Meeting Tuesday, June 9, 2026 for Resolution by Council President.

PL #58-26: (Sherburne) To designate the fee for Marcus Park pavilion rental to be \$85 per day. Referred to Regular Meeting Tuesday, May 26, 2026 for Resolution by Council President.

PL #59-26: (Bennion) To amend the City of Olean Code of Ordinances Section 21-35, Maintenance of Sidewalks, to include sidewalk maintenance requirements for shared use paths. Referred to Regular meeting Tuesday, June 9, 2026 for Resolution by Council President.

PL #60-26: (Sherburne) To authorize the transfer of \$4,185.81 of uncommitted program income from New York State administered CDBG grants currently on hand from the First Time Homebuyer Account to the Mayor's Celebration Fund. Referred to Committee of the Whole Tuesday, May 26, 2026 by Council President.

PL #61-26: (Sherburne) To authorize the Mayor to enter into a Product and Services Agreement with TMPA, LLC, d/b/a MakeMyMove for a 12-month talent acquisition program with the goal of moving five qualified households to live and work in Olean, New York. Referred to Committee of the Whole Tuesday, May 26, 2026 by Council President.

FINANCE / BILLS

By Alderman McCall, Seconded by Alderman Forney

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 \$644,371.48 for the budget and recommends payment thereof.

NOW, THEREFORE, BE IT RESOLVED, that the same be and are hereby audited and

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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.

PUBLIC COMMENT/INPUT

Robert Kennedy of Seneca Avenue explained he has been here several times regarding an issue he had with a police officer. He explained he feels that his rights have been violated and he feels he has suffered because he filed a complaint. He asked why the Council has not looked into this.

RESOLUTIONS

RESOLUTION #47-26

PL #46-26

By Alderman McCall, Seconded by Alderman Bennion

**RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM SEWER FUND BALANCE TO
A NEWLY CREATED CAPITAL FUND FOR COSTS ASSOCIATED WITH INTERMUNICIPAL
AGREEMENT LITIGATION**

RESOLVED, that the Common Council hereby authorizes the creation of the following Capital Fund:

Capital Fund #257 – IMA Litigation.

RESOLVED, that the following transfer be authorized into the newly created Reserve Fund:

Account #	Description – General	Transferred From	Transferred to
G-07-3-909.000	Sewer Fund Balance	\$200,000	
Capital Fund #257	IMA Litigation		\$200,000

BE IT FURTHER RESOLVED, that this Resolution is effective immediately.
ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #59-26

PL #58-26

By Alderman Robinson, Seconded by Alderman Bennion

**TO DESIGNATE THE RENTAL FEE FOR MARCUS PARK PAVILION RENTAL TO BE \$85 PER
DAY**

RESOLVED, that the rental fee for the Marcus Park Pavilion shall be \$85 per day.

RESOLVED, that this Resolution is hereby effective immediately.
ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #61-26

PL #60-26

By Alderman Robinson, Seconded by Alderman Anastasia

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**RESOLUTION AUTHORIZING THE TRANSFER OF FUNDS FROM THE FIRST TIME HOME
BUYER ACCOUNT TO THE MAYOR’S CELEBRATION FUND**

RESOLVED, that the following transfer of uncommitted program income from New York State administered CDBG grants currently on hand be authorized for expense related to the 250th Anniversary / Fourth of July celebration:

<u>Account</u>	<u>Description-General</u>	<u>Transferred from</u>
<u>Transferred to</u>		
CB1-1-200.000	First Time Homebuyer	\$4,185.81
A-01-5-1210.465	Mayor - Celebrations	
\$4,185.81		

BE IT FURTHER RESOLVED, that this Resolution will be effective immediately.
ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #62-26
PL #61-26

By Alderman Robinson, Seconded by Alderman Keary

**TO AUTHORIZE THE MAYOR TO ENTER INTO A PRODUCT AND SERVICES AGREEMENT
WITH TMPA, LLC, D/B/A MAKEMYMOVE FOR A 12-MONTH TALENT ATTRACTION
PROGRAM WITH THE GOAL OF MOVING FIVE QUALIFIED HOUSEHOLDS TO LIVE AND
WORK IN OLEAN, NEW YORK**

WHEREAS, the City of Olean Common Council enacted a Local Law to establish a City of Olean Room Occupancy Tax with the purpose of raising funds to promote tourism, economic development and enhance the general economy of the City of Olean; and

WHEREAS, MakeMyMove is an economic development platform that helps communities grow by recruiting talented people and their families to relocate in direct relation to the City of Olean’s goal of stimulating economic growth and expanding the City’s tax base; and

WHEREAS, the MakeMyMove platform is an eligible expense for Room Occupancy Tax revenue;

BE IT RESOLVED, that the Common Council authorizes the Mayor to enter into a Product and Services Agreement with TMPA, LLC, d/b/a MakeMyMove for a 12-month talent attraction program with the goal of moving five qualified households to live and work in Olean, New York.

RESOLVED, that this Resolution is hereby effective immediately.
ROLL CALL, AYES ALL EXCEPT ALDERMAN ANASTASIA, WHO VOTED NO. MOTION CARRIED,

ADJOURNMENT

*Motion to adjourn was made by Alderman Robinson, seconded by Alderman Forney.
Voice vote, ayes all. Motion carried. Meeting adjourned at approximately 6:35 p.m.*

Lens Martial, City Clerk

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Mayor Amy Sherburne

Vernon Robinson, Jr., Council President

I hereby approve the foregoing minutes
Dated: ____/____/____

STATE OF NEW YORK
COUNTY OF CATTARAUGUS
CITY OF OLEAN

I, Lens Martial, 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