

Journal of Proceedings

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

June 9, 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 March, June 9, 2026 at 6:00 p.m.

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

ABSENT: *None*

OFFICIALS: *Mayor Amy Sherburne; Lens Martial, City Clerk; Allison Barnish, City Auditor; Michael Morgan, City Attorney; James Sprague, Director of Public Works; Kris Shewairy, Youth and Recreation Supervisor, 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 26, 2026 Regular Meeting was made by Alderman Robinson, seconded by Alderman Keary. Voice vote, ayes all. Motion carried.

COMMITTEE REPORTS & UNFINISHED COUNCIL BUSINESS

None

COMMUNICATIONS FROM THE MAYOR

Special Proclamation for Juneteenth

Special Proclamation for LGBTQ+ Pride Month

Director Sprague advised the City has received a grant up to \$2 million as well as interest-free financing up to \$2.776 million for the Lead Service Line Inventory and Replacement occurring throughout the City.

MISCELLANEOUS COMMUNICATIONS

None

CITY OFFICIAL REPORTS

Monthly Report of the City Auditor – month ended May 2026

Financial Summary as of May 31, 2026

PROPOSED LEGISLATION AND REFERRALS

PL #62-26: (Sherburne) To authorize the Mayor to enter into a Professional Services Agreement between the City of Olean, Neighborhood Evolution, LLC and Chuck Banas Design for professional engineering services for the Comprehensive Zoning Code Update. Referred to Strategic Planning Committee by Council President.

Journal of Proceedings

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

June 9, 2026

PUBLIC COMMENT/INPUT

Alderman Anastasia explained he received the good news that St. John's Parish on North Union Street, which has been in Olean since 1896, is no longer going to be closed by the diocese and will not merge with St. Mary's. Alderman Anastasia explained he received memos from the City Attorney that make him feel as though he cannot speak with City employees and he would like to discuss this further.

Cara Chapman of 135 South 5th Street explained the house next to her is not well kept and should be dealt with by Code Enforcement. She explained there are a lot of feral cats in her neighborhood that are causing issues. She explained the City should be focusing on getting businesses to come here to help get taxes down rather than spending money to get people to move here.

Robert Kennedy of Seneca Avenue explained he has filed a complaint with the Attorney General's office about his interaction with a member of the Olean Police Department. He explained he is still willing to paint bridges in the City if the Mayor's family is still willing to buy paint. He explained he has seen people smoking around the entrances to the Municipal Building and the City needs to do something about this.

FINANCE / BILLS

None

RESOLUTIONS

RESOLUTION #46-26 **REVISED** **PL #40-26**

By Alderman Bennion, Seconded by Alderman Robinson

TO AMEND THE CITY OF OLEAN CODE OF ORDINANCES SECTION 24-136, SEASONAL RESTRICTIONS, TO AMEND PARKING RESTRICTIONS FOR STREET SWEEPING

BE IT RESOLVED, that the City of Olean Code of Ordinances Section 24-136 is hereby amended as follows:

Sec. 24-136. Seasonal restrictions

The standing or parking of vehicles upon the streets of the City shall be prohibited from May 15 until October 15 in each year, according to the following biweekly schedule:\

No parking shall be permitted from 12:00 a.m. until 6:00 a.m. on the following streets in the City:

a. Week A:

Sunday night/Monday morning: Center Street; School Street; Genesee Street; Inwood Drive; Woodview Avenue; Woodview Court; Oviatt Street; Hamilton Avenue; Euclid Avenue; VanBuren Avenue; Willow Street; Rosedale Terrace; East and West Baldwin Avenue; Madison Avenue; Delaware Avenue; (from North Union Street to Olean Creek); Root Street; East Connell Street; Brookview Avenue; Gardiner Avenue; East and West Forest Avenue; East and West Water Street; East and West Elm Street; East and West Oak Street; E Pine Street; Thorn Street; West Arland Avenue; Highland Terrace; Stardust Lane; Skyview Drive; Satellite Circle; Gemini Drive.

Monday night/Tuesday morning: Higgins Avenue; North 4th Street (from Wayne St to Spruce St); Spruce Street; North 1st Street (from Wayne Street to North Union Street); Keating Avenue; Maple Street; Walnut Street; River

Journal of Proceedings

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

June 9, 2026

Street (from East Forest Avenue to Pine Street); Martin Street; North Barry Street (from Main Street to Delaware Avenue); Main Street; Front Street (from Main Street to School Street); Fifth Avenue; Fourth Avenue; Third Avenue; Second Avenue; First Avenue; Fairview Avenue.

Tuesday night/Wednesday morning: Wayne Street; Buffalo Street (from 12th Street to City line); Homer Street; Fountain Street; Johnson Street; Franklin Street; Coleman Street; North and South 5th Street; North and South 6th Street; North and South 7th Street; North and South 8th Street.

Wednesday night/Thursday morning: North Barry Street (East State Street to dead end); South Barry Street; North Clinton Street; South Clinton Street; Fulton Street; East Riverside Drive (from South Union Street to end of curbing); Indiana Avenue; Bradley Drive; Carolina Street; Vermont Street; Virginia Street; East and West Ohio Street; York Street; Garfield Court; Grant Court; Monroe Terrace; West Riverside Drive; Martha Avenue; North 1st Street (from State Street to Wayne Street); South 1st Street; North and South 2nd Street; North and South 3rd Street; North 4th Street (from State to Reed Street); South 4th Street (from State Street to Green Street).

Thursday night/Friday morning: North and South Union Street; East and West State Street.

b. Week B:

Sunday night/Monday morning: Front Street; (from School Street to East State Street); Prospect Avenue; Grandview Avenue; Seneca Avenue; Garden Avenue; Bishop Street; Griffin Street; Plum Street; Goodrich Avenue; Brook Street; Prince Street; Crown Street (from Queen Street to King Street); Bell Street; Delaware Avenue (from Queen Street to Gulf Street); Kingston Drive; Division Street; East Spring Street; Forness Avenue.

Monday night/Tuesday morning: Rowland Avenue; Hoop Street; Grossman Avenue; Osgood Avenue; Jefferson Street; Richmond Avenue; Niagara Street; North and South Clark Street; Orchard Avenue; Chestnut Street; King Street; Queen Street; Alder Street; Stowell Avenue; Duke Street; Charles Street; James Street.

Tuesday night/Wednesday morning: Worden Avenue; Winters Avenue; North and South 9th; North and South 10th Street; North and South 11th Street; North and South 12th Street; Putnam Street (between 11th Street and 12th Street); North and South 13th Street; North and South 14th Street; North 15th Street; South 16th Street; North and South 17th Street; North and South 18th Street; North and South 19th Street; North 20th Street; North 21st Street; North 24th Street; South 25th Street; South 26th Street.

Wednesday night/Thursday morning: Whitney Avenue; Reed Street (from 7th Street to 13th Street); W Sullivan Street; Laurens Street; Washington Street; Buffalo Street (from Washington Street to Wayne Street); West Henley Street; Irving Street; West Greene Street; Hamilton Street; Tompkins Street; Laurel Avenue; Times Square; South Street; East Henley Street; East Greene Street; Adams Street; Franchot Boulevard.

Thursday night/Friday morning: North and South Union Street; East and West State Street.

RESOLVED, that this Resolution shall be effective immediately.

ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #50-26

PL #49-26

Journal of Proceedings

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

June 9, 2026

By Alderman Crawford, Seconded by Alderman Anastasia

TO AUTHORIZE THE MAYOR TO EXECUTE THE INTERMUNICIPAL AGREEMENT FOR THE ALLEGHENY RIVER VALLEY TRAIL BETWEEN THE CITY OF OLEAN, TOWN OF OLEAN, AND TOWN OF ALLEGANY

WHEREAS, the Town of Allegany, City of Olean and Town of Olean have maintained joint use of the Allegheny River Valley Trail, and feel it necessary to adopt an updated intermunicipal agreement; and

WHEREAS, an intermunicipal cooperative approach has been determined to be the most appropriate method of accomplishing this; and

WHEREAS, said Intermunicipal Agreement has the following purposes:

1. Create a mechanism for the project sponsor to construct the project in adjacent municipalities and secure leases on private property in the various municipalities;
2. Establish a cooperative partnership between the municipalities for the management of the trail;
3. Facilitate development and implementation of management decisions through a process that best combines the resources and authorities of all the parties to this agreement for the purpose of improving conditions along the trail; and
4. Ensure that outstanding natural and other features are protected from the adverse impacts of recreational use and provide sustainable public recreation, provide for public safety, and maintain reasonable uses and access for recreation and other sustainable uses;

NOW, THEREFORE, BE IT RESOLVED, that the Common Council of the City of Olean authorizes the Mayor to execute the Intermunicipal Agreement for the Allegheny River Valley trail between the City of Olean, Town of Olean, and Town of Allegany.

RESOLVED, that this resolution be effective immediately.

ROLL CALL, AYES ALL EXCEPT ALDERMAN BENNION, WHO VOTED NO. MOTION CARRIED.

RESOLUTION #52-26

PL #51-26

By Alderman McCall, Seconded by Alderman Forney

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

RESOLVED, that the City of Olean Code of Ordinances Section 13-376, paragraph (a), is hereby amended as follows:

- (a) The Fire Chief may refuse to issue any license for conviction of any felony if, in the City's sole discretion, it feels that (a) awarding the license to the licensee or independent contractor would pose an unreasonable risk to public safety, property, or welfare to City employees and/or residents, or (b) the felony conviction is directly related to any aspect of the work involved in the contract or license, or after issuance of a license may refuse to issue a renewal license upon the conviction of licensee, or the agent(s) or employee(s) of licensee, of a misdemeanor failure to comply with the laws, rules or regulations of the State of New York, the County of Cattaraugus or the City of Olean in connection with the business of home improvement contracting, including, without limitation, consumer protection laws and/or building construction and permitting laws. In such event the Fire Chief shall provide the applicant/licensee with a statement mailed to the address shown on the

Journal of Proceedings

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

June 9, 2026

license application by (1) U.S. mail certified return receipt requested and by (2) regular mail, each containing the grounds for the proposed action and its proposed effective date. This action shall be final unless the applicant/licensee shall, within 15 days, make written request for reconsideration to the Fire Chief specifying why the action proposed is improper, unwarranted or unjust. The Fire Chief shall consider the matter, make such investigation deemed warranted, and render a written decision within 20 days, the Fire Chief's determination shall be deemed final, unless within 10 days thereafter the applicant shall make a written appeal addressed to the Common Council of the City requesting that the Common Council hear and finally decide the matter. Such hearing shall be within 30 days. The Common Council shall hear the Fire Chief, the licensee and any other interested party and shall render a written decision within 30 days.

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

RESOLUTION #55-26
PL #54-26

By Alderman Robinson, Seconded by Alderman Bennion

**TO AMEND THE CITY OF OLEAN CODE OF ORDINANCES SECTION 24-173, NO
BLOCKING OF DRIVEWAYS, TO INCLUDE 1615 WEST STATE STREET**

RESOLVED, that the City of Olean Code of Ordinances Section 24-173 is hereby amended to include the following:

1615 West State Street.

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

RESOLUTION #56-26
PL #55-26

By Alderman Bennion, Seconded by Alderman Anastasia

**TO AMEND THE CITY OF OLEAN CODE OF ORDINANCES SECTION 24-134 TO RESTRICT
PARKING ON FOREST HILLS AVENUE**

RESOLVED, that the City of Olean Code of Ordinances Section 24-134 is hereby amended to include the following:

Street	Side	Extent
Forest Hills Avenue	Both	150' from its intersection with Grandview Avenue

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

RESOLUTION #57-26
PL #56-26

By Alderman Anastasia, Seconded by Alderman Bennion

**TO AMEND THE CITY OF OLEAN CODE OF ORDINANCES SECTION 24-134 TO RESTRICT
PARKING ON EAST PINE STREET**

RESOLVED, that the City of Olean Code of Ordinances Section 24-134 is hereby amended to include the following:

Journal of Proceedings

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

June 9, 2026

Street	Side	Extent
Pine Street, East	South	65' from its intersection with Walnut Street

RESOLVED, that this Resolution is hereby effective immediately.

ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #58-26

PL #57-26

By Alderman Bennion, Seconded by Alderman Keary

TO AMEND THE CITY OF OLEAN CHARTER SECTION 3.078, BUDGET TRANSFERS, TO REQUIRE COMMON COUNCIL APPROVAL FOR TRANSFERS BETWEEN INDIVIDUAL BUDGET DEPARTMENTS

RESOLVED, that the City of Olean Charter Section 3.078, Budget Transfers, is hereby amended as follows:

Sec. 3.078. Budget transfers.

The city auditor may transfer part or all of any unencumbered balance of an appropriation for an expense item from one line to another within any given budget department but shall not transfer to or from any appropriation for salaries or wages without securing authority therefor by resolution adopted by the common council. The city auditor shall not make or allow to be made any transfer from one budget department, bureau or officer's appropriation to another department, bureau or officer without being authorized so to do by resolution of the common council.

RESOLVED, that this Resolution is hereby effective immediately.

ROLL CALL, AYES ALL. MOTION CARRIED.

RESOLUTION #60-26

PL #59-26

By Alderman Bennion, Seconded by Alderman McCall

TO AMEND THE CITY OF OLEAN CODE OF ORDINANCES SECTION 21-35, MAINTENANCE OF SIDEWALKS, TO INCLUDE SIDEWALK MAINTENANCE REQUIREMENTS FOR SHARED USE PATHS

RESOLVED, that the City of Olean Code of Ordinances Section 21-35, paragraph (a), is hereby amended as follows:

- (a) It is the privilege, and, on notice from the department of public works, it shall be the duty of any owner of any premises or parcel of land within the City to grade and level the sidewalk in front of the premises or parcel between the street line and the curblin. In the case of a shared use path, it shall be the duty of the owner to grade and level the sidewalk to the first longitudinal joint.

RESOLVED, that this Resolution is hereby effective immediately.

ROLL CALL, AYES ALL. 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 6:30 p.m.

Journal of Proceedings

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

June 9, 2026

Lens Marital, City Clerk

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