

REGULAR MEETING OF THE COMMON COUNCIL
JUNE 12, 2024
7:00 PM

PRESENT: Mayor Sandra Magiera
Council Members: John Hill, Kylee Johnson, Barry Smith
Michael Reed, Janet Koch
City Clerk: Tracy Chamberlain
City Comptroller: Robert Earley
Youth Bureau Director: Markie Phillips

Mayor Magiera called the meeting to order at 7:00 PM. After the Pledge of Allegiance, Mayor Magiera asked for a moment of silence in memory of Mecanna Metzler.

Moved by Reed and seconded by Johnson:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of May 22, 2024 and special meeting of May 30, 2024.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch
Nays: None

Agenda Item #3 was withdrawn at this time.

Moved by Johnson and seconded by Smith:

RESOLVED: That we hereby authorize the City Clerk to issue a Fireworks Permit to Seneca Gaming Corporation and Starfire Corporation for a firework display to be held on Thursday, July 4, 2024 at dusk, rain date July 7, 2024.

It was noted the Police Chief, Fire Chief and Building Code Inspector have approved the site and the proper proof of liability insurance and a Federal Explosives License/Permit has been submitted to the City Clerk.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch
Nays: None

Moved by Koch and seconded by Johnson:

RESOLVED: That we hereby authorize the City Clerk to issue a Fireworks Permit to Apollo Canna Co. and Skylighters of New York, LLC for a firework display to be held on Saturday, July 6, 2024.

It was noted the Police Chief, Fire Chief and Building Code Inspector have approved the site and the proper proof of liability insurance and a Federal Explosives License/Permit has been submitted to the City Clerk.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch
Nays: None

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Moved by Reed and seconded by Koch:

RESOLVED: That we hereby authorize Hannah Poling, Recreation Attendant for the Youth Center, to work additional hours (above the regular 15.5 hours) from June 17, 2024 through August 23, 2024 for a maximum of 25 hours per week, at an hourly wage of \$18.03.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

Moved by Johnson and seconded by Hill:

RESOLVED: That we hereby authorize the purchase of a new 2025 FORD E-450 Ambulance, through Sourcewell contract #122123-MDX, from Gorman Emergency Vehicles, Elma, NY in the amount of \$218,048.00 and to include the power lift and gurney in the amount of \$60,145.00 for a total of \$278,193.00, to be paid with the Ambulance Reserve Funds.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

Moved by Koch and seconded by Smith:

RESOLVED: That we hereby waive the agenda rule to consider other items.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

Moved by Johnson and seconded by Smith:

RESOLVED: That we hereby authorize the City Clerk, Tracy Chamberlain, to obtain a credit card for the City of Salamanca business.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

Moved by Hill and seconded by Koch:

RESOLVED: That we hereby confirm the removal of Andrew Button, Salamanca, NY as Department of Public Works Seasonal Part-Time Laborer, effective May 20, 2024, with payment for 8 hours of training at \$17.20 per hour.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

Moved by Smith and seconded by Koch:

RESOLVED: That we hereby accept the resignation of Angelina Cogley, Salamanca, NY as Part-Time Dog Caretaker, effective July 2, 2024.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

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Moved by Johnson and seconded by Koch:

RESOLVED: That we hereby confirm the permanent status, upon completion of probation, for the following:

Firefighters Richard Carson and Tyler Smith, both effective May 22, 2024.

Lieutenants Joseph Gray, Travis Whitehouse, Patrick Steffan and Kyle Gross, all effective May 30, 2024.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

Moved by Hill and seconded by Johnson:

RESOLVED: That we hereby authorize the renewal of the agreement for the City of Olean Community Development, Olean Area Transit System bus services within the City of Salamanca for June 1, 2024 through December 31, 2024, and further authorize the Mayor to sign such agreement.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch

Nays: None

Under Communications from the Mayor and Council:

- Mayor Magiera noted there will be a parade to honor the Salamanca School Graduating Seniors held on Wednesday, June 26, 2024 at 5:30 PM starting on Main Street and ending at Veteran's Park.
- Mayor Magiera noted the Salamanca Summer Fest will be on Saturday, July 13, 2024 from 11 AM to 5 PM, located on Main Street. There will also be an office furniture/equipment sale held in the Weast Agency building that morning.
- Council Member Hill would like to thank Amherst Paving for the great and quick job of repaving Front Avenue, Sycamore Avenue, East State Street, West State Street and North State Street.
- Council Member Smith thanked everyone that donated toward the clean-up week program. There were 545 participants and 53 sponsors. Clerk Chamberlain noted last year the bill was over \$50,000 with the final cost for the City of over \$27,000.
- Council Member Koch stated that when there is a call for a major issue, the Police Department has been instructed to notify the Police Commission, the Mayor and the Council Members. She noted the reason for this is so that they do not hear about out on the street. She was told there was a City Alderman that interfered with an investigation and it was noted at the Police Commission meeting that if they continue to interfere, they will be arrested. She noted that the information is confidential information not to be shared with the public. Mayor Magiera noted a City Official should not be allowed to be on a scene of an accident or fire. Council Member Koch noted they can not be interfering. She also stated they act as a group and cannot do anything individually.

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Moved by Hill and seconded by Johnson:

RESOLVED: That the bills be paid as warranted and recommended by the appropriate Commissions and/or Department Heads, the City Comptroller and City Clerk and that the report of the Police Chief and Dog Control Officer for the month of April 2024 is hereby accepted and filed.

Vendor Number	Vendor Name	Payment Date	Payment Amount	Number
0618	BREATHING AIR RESOURCES	05/24/2024	998.33	3357
0808	BURT YOUNG SALES CENTER	05/24/2024	1,591.32	3358
0482	FIRE SERVICE SAFETY TESTING INC	05/24/2024	1,382.76	3359
1209	HARLEY KETTLE	05/24/2024	184.99	3360
0065	HULL ELECTRIC, INC	05/24/2024	119.00	3361
1386	MARKIE PHILLIPS	05/24/2024	38.76	3362
0356	NYS ASSESSORS' ASSOCIATION/IAO DUES	05/24/2024	235.00	3363
0774	URBAN AUTO CENTER	05/24/2024	21.00	3364
1048	WITMER PUBLIC SAFETY GROUP, INC	05/24/2024	58.00	3365
0098	WORTH W SMITH	05/24/2024	586.80	3366
1413	ANDREW BUTTON	05/31/2024	137.60	3367
1392	ARMSTRONG BUSINESS SOLUTIONS	05/31/2024	150.45	3368
0080	CATTARAUGUS COUNTY CLERK	05/31/2024	635.00	3369
0349	CATTARAUGUS COUNTY EMERGENCY SERVICES	05/31/2024	25.00	3370
0517	GLOCK PROFESSIONAL, INC	05/31/2024	250.00	3371
0517	GLOCK PROFESSIONAL, INC	05/31/2024	500.00	3372
0517	GLOCK PROFESSIONAL, INC	05/31/2024	250.00	3373
0517	GLOCK PROFESSIONAL, INC	05/31/2024	500.00	3374
0604	LISA CARPENTER	05/31/2024	100.00	3375
0248	NATIONAL FUEL	05/31/2024	214.32	3376
0361	ROBERT ELLIS	05/31/2024	100.00	3377
1069	TIM HAYNOSKI	05/31/2024	77.95	3378
0591	TUSTIN SWIFT	05/31/2024	195.48	3379
0243	WILLIAM HUNT	05/31/2024	100.00	3380
1324	ZACHARY HEMPHILL	05/31/2024	120.00	3381
1071	PETTY CASH- CITY OF SALAMANCA	06/05/2024	347.67	3382
1071	PETTY CASH- CITY OF SALAMANCA	06/06/2024	162.26	3383
1415	BLUE TO GOLD STORE	06/07/2024	188.37	3384
0092	CHAUTAUQUA BRICK CO., INC	06/07/2024	125.95	3385
1417	CHEYLENE COOPER	06/07/2024	25.00	3386
0560	EMERLING FORD, INC	06/07/2024	217.35	3387
0193	GALLS PARENT HOLDINGS, LLC	06/07/2024	712.95	3388
1105	JAMES B SCHWAB CO	06/07/2024	8.96	3389

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1033	MAC TRUCK PARTS	06/07/2024	283.69	3390
1418	MICHALA REDEYE	06/07/2024	25.00	3391
1023	RANDOLPH AUTO SUPPLY	06/07/2024	75.38	3392
1046	SANDRA MAGIERA	06/07/2024	41.54	3393
0659	SOUTHWEST SOLUTIONS GROUP, INC	06/07/2024	1,856.82	3394
1069	TIM HAYNOSKI	06/07/2024	44.97	3395
0499	TWIN TIERS OUTERWEAR	06/07/2024	209.98	3396
0166	TYLER TECHNOLOGIES, INC.	06/07/2024	592.00	3397
0367	VERIZON WIRELESS	06/07/2024	936.12	3398
0065	HULL ELECTRIC, INC	06/12/2024	598.09	3399
0633	OCCUSTAR INC.	06/12/2024	4,790.00	3400
1023	RANDOLPH AUTO SUPPLY	06/12/2024	81.95	3401
0469	STRATE WELDING SUPPLY CO., INC.	06/12/2024	2,931.70	3402
0429	VALPRO SANITARY SUPPLIES, INC.	06/12/2024	121.85	3403
0012	ALLIED ALARM SERVICES INC	06/11/2024	5,890.00	3404
1419	BLAIR TECHNOLOGY SOLUTIONS LLC	06/11/2024	49,757.87	3405
0931	RICOH USA (PO BOX 41564)	06/11/2024	57.89	3406
1360	ROOD COMPANY	06/11/2024	79.00	3407
0765	SEWING TECHNOLOGY UNIFORM INC	06/11/2024	375.99	3408
1064	TOLLS BY MAIL PROCESSING CENTER	06/11/2024	5.50	3409
0098	WORTH W SMITH	06/11/2024	68.67	3410
0415	ADAM'S SERVICES, LLC	06/12/2024	181.13	3411
1238	AMAZON CAPITAL SERVICES	06/12/2024	362.77	3412
1211	ASCENDANCE TRUCKS PENNSYLVANIA	06/12/2024	662.86	3413
0432	BEICHER WASTE SERVICES, INC.	06/12/2024	165.54	3414
0055	BOYLE'S MOTOR SALES INC.	06/12/2024	620.18	3415
0448	CJ LOGGING EQUIPMENT & MOTOR SPORTS	06/12/2024	329.89	3416
0434	D & J'S LAWN SERVICE & SNOWPLOWING	06/12/2024	360.00	3417
0900	DECKER TREE SERVICE	06/12/2024	4,500.00	3418
0697	EMERLING CHRYSLER DODGE JEEP RAM	06/12/2024	179.95	3419
0560	EMERLING FORD, INC	06/12/2024	319.70	3420
0237	FASTENAL COMPANY	06/12/2024	214.28	3421
1007	FSC SYSTEMS, LLC	06/12/2024	384.00	3422
0191	GERNATT ASPHALT	06/12/2024	2,370.80	3423
0164	GRAINGER	06/12/2024	642.95	3424
0702	J & J TRUCK SALES & SERVICE	06/12/2024	3,250.00	3425
0277	JAMESTOWN MACADAM, INC	06/12/2024	3,929.50	3426
0175	JAMESTOWN SOAP & SOLVENT, INC.	06/12/2024	199.00	3427
1405	KISS MY GRASS LAWN CARE LLC	06/12/2024	6,000.00	3428
0583	LACAL EQUIPMENT, INC	06/12/2024	2,958.65	3429
0683	LANDPRO EQUIPMENT LLC	06/12/2024	563.71	3430
0248	NATIONAL FUEL	06/12/2024	1,620.59	3431

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0568	NEW ENTERPRISE STONE & LIME CO., INC	06/12/2024	481.60	3432
1393	PETRUZZI INSURANCE AGENCY	06/12/2024	37.00	3433
1023	RANDOLPH AUTO SUPPLY	06/12/2024	1,238.13	3434
0624	STAYER GREENHOUSE LLC	06/12/2024	268.00	3435
1216	STONE HOLLOW TIRE	06/12/2024	513.20	3436
1416	THE PLUMBER'S CHOICE	06/12/2024	343.40	3437
0491	UNIFIRST CORPORATION	06/12/2024	686.24	3438
0429	VALPRO SANITARY SUPPLIES, INC.	06/12/2024	617.60	3439
1238	AMAZON CAPITAL SERVICES	06/11/2024	2,244.17	3440
0778	BRADFORD PUBLISHING COMPANY	06/11/2024	100.40	3441
0794	CHAUTAUQUA CO. HUMANE SOCIETY INC.	06/11/2024	25.00	3442
1414	CINDY SMITH	06/11/2024	35.40	3443
0218	CITY OF SALAMANCA BPU	06/11/2024	11,438.26	3444
0465	DALE WYMER THE PHONE GUY	06/11/2024	185.50	3445
0200	EMPIRE ANIMAL RESCUE SOCIETY	06/11/2024	5,761.25	3446
1099	GENERAL CODE	06/11/2024	2,360.00	3447
0709	HODGSON RUSS, LLP	06/11/2024	8,806.00	3448
1105	JAMES B SCHWAB CO	06/11/2024	49.14	3449
1045	LAWLEY BENEFITS CONSULTING	06/11/2024	1,500.00	3450
0568	NEW ENTERPRISE STONE & LIME CO., INC	06/11/2024	722.40	3451
1380	PITNEY BOWES BANK INC PURCHASE POWER	06/11/2024	1,009.75	3452
0931	RICOH USA (PO BOX 41564)	06/11/2024	104.63	3453
0624	STAYER GREENHOUSE LLC	06/11/2024	635.00	3454
1069	TIM HAYNOSKI	06/11/2024	35.12	3455
0166	TYLER TECHNOLOGIES, INC.	06/11/2024	7,703.00	3456
0367	VERIZON WIRELESS	06/11/2024	113.97	3457

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch
Nays: None

Moved by Reed and seconded by Johnson:

RESOLVED: That the following appointments by the Mayor are hereby approved:

SALAMANCA YOUTH BOARD

Appointment of Billie Breazeale, Salamanca, NY, for a five year term beginning on June 13, 2024 and ending February 28, 2029.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch
Nays: None

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Public Discussion:

- Comptroller Robert Earley stated he is working with the auditors to start at the end of June. He thanked the Council for being patient with the Comptrollers office. They are working on the computer system upgrades to include tax payment services and an auction process. It was noted the property list for tax foreclosure will go to the Council and after transfer deeds to the City are filed, the property auction can be held.

Moved by Reed and seconded by Hill:

RESOLVED: That the Mayor and Council enter into executive session for the purpose of discussing contracts under the provisions of the State's Open Meetings Law.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch
Nays: None

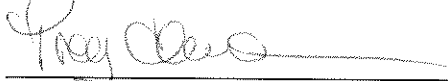
Moved by Reed and seconded by Hill:

RESOLVED: That the Mayor and Council reconvene after approximately thirty-five minutes in executive session.

Adopted Ayes: Hill, Johnson, Smith, Reed, Koch
Nays: None

Moved by Reed and seconded by Hill:

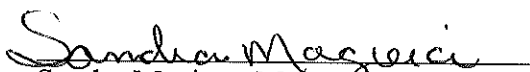
RESOLVED: That we hereby adjourn – 8:10 PM.
Carried.



Tracy Chamberlain, City Clerk

Dated: June 17, 2024

THE ABOVE RESOLUTIONS, AS ADOPTED BY THE COMMON COUNCIL,
ARE HEREBY APPROVED.



Sandra Magiera, Mayor

Dated: June 19, 2024

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EMERGENCY VEHICLES
Celebrating 30 Years
1981 - 2011

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A Division of Gorman Enterprises

Complete Service & Parts Support

6. DISCLAIMER OF CONSEQUENTIAL DAMAGES: COMPANY EXPRESSLY DISCLAIMS ANY LIABILITY FOR CONSEQUENTIAL OR INCIDENTAL DAMAGES WHICH MAY BE SUSTAINED BY BUYER, INCLUDING BUT NOT LIMITED TO THOSE ARISING FROM THE USE, INABILITY TO USE, MAINTENANCE OR REPAIR OF THE AMBULANCE, WHETHER UNDER THEORIES OF BREACH OF EXPRESS OR IMPLIED WARRANTY, NEGLIGENCE, STRICT LIABILITY, OR OTHERWISE.

7. CANCELLATION: This contract is not subject to cancellation by Buyer, unless for material breach by Company, except upon payment to Company of reasonable cancellation charges, which shall take into account expenses already incurred and commitments made by Company and Company's anticipated profit.

8. FORCE MAJEURE: The seller shall not be charged with liquidated damages or any excess cost when delay in delivery of goods is due to:

Any preference or priority of an allocation order duly issued by a government agency.

Unforeseeable cause beyond the control and without the fault, of the ambulance manufacturer, or acts of God or of the public enemy, acts of the purchaser, acts of another contractor in the performance of a contract with the purchaser, fire, flood, epidemics, quarantine restrictions, strikes, freight embargoes, and unusually severe weather; and;

Any delays of subcontractors occasioned by any of the causes specified in the two immediately preceding clauses.

9. TAG-ON CLAUSE: It is the intent of this contract to make available to other New York State ambulance entities, by mutual agreement of the selling "Company", the right to purchase the same or like equipment and or products using the prices quoted in this contract for a period of 3-years from signed contract. The prices are subject to annual manufacturer price increases.

IN WITNESS WHEREOF, Buyer and Company have caused this Agreement to be executed by their duly authorized representatives this _____ day of June, 2024.

By: _____

Title: _____

Of: City of Salamanca

Authorized Signature Only: _____

This contract is not a valid and binding obligation until approved, dated and executed by Gorman Emergency Vehicles,

By: William J. Gorman

Title: Sales Manager

Signature: _____

Date: _____



691 Bulls Road
Elma, NY 14059-9669
www.gormanent.com



Tel (716) 675-3859
NY (800) 652-8577
Fax (716) 675-1861

APPARATUS PROPOSAL – SOURCEWELL CONTRACT #122123-MDX

DATE: May 16, 2024

FOR: City of Salamanca Fire Department – Sourcewell Member #199116

MAILING ADDRESS: 225 Wildwood Avenue, Salamanca, NY 14048

Bidder hereby proposes to manufacture and furnish to Purchaser, subject to Purchaser's acceptance of the Bidder's proposal and the proper execution of the appropriate contract, the following apparatus and equipment to be built in accordance with the attached specifications, whether purchase is made via contract or customer purchase order.

Quantity: One (1) Medix MSV-II 170 Ambulance – 2025 Ford E-450 Gas – Work Order #24Sal170SW

For the sum of: Two Hundred Eighteen Thousand Forty Eight Dollars.
(Plus applicable taxes if any) **Includes Ford fleet rebate*

TOTAL: \$218,048.00

Delivery is to be made subject to all clauses of the attached contract, within approximately 630 calendar days from receipt of signed contract. Company will not be liable for any delay, failure to make delivery, or other default due to strikes or labor unrest, war, riot, federal, state or local government action, fire, flood or other disaster or acts of God, accidents, breakdown of machinery, lack of or inability to obtain materials, parts or supplies, or any other causes or circumstances beyond the reasonable control of Company which prevent or hinder Company's manufacture and/or delivery of the Apparatus. The Bidder's right to withdraw this proposal, if not accepted within thirty (30) days from the above date is hereby acknowledged.

Respectfully submitted by,

William J. Gorman

William J. Gorman
Sales Manager

Offering the most complete fire truck and ambulance sales and service in New York State!
A Division of Gorman Enterprises

PROPOSAL EXPLANATION & OPTIONS

DATE: May 16, 2024

FOR: City of Salamanca Fire Department

PROPOSAL INCLUDES:

- Everything in provided work order #24Sal170SW
- NYS inspection
- Pre-delivery inspection
- Vinyl graphics to match fleet
- Installation of Stryker Power Load system (does NOT include cost of Power Load system)
- Detail
- Delivery to the City of Salamanca Fire Department

PROPOSAL OPTIONS:

- 1. Stryker 6390 Power Load System** **ADD \$29,950.00**
Installation is included in the base price of the ambulance. Should you have a Stryker Power Pro XT cot that requires a Power Load compatibility kit, there will be an additional charge.
- 2. Stryker 6506 Power Pro XT Cot – Mid Configuration** **ADD \$28,130.00**
The mid-level configuration includes the following options: Power/Performance Load compatibility kit, XPS side rail and mattress, 3 stage IV pole on patient right, head end oxygen bottle holder, head end storage flat, pocketed back rest pouch, and equipment hook.
- 3. Stryker 6506 Power Pro XT Cot – High Configuration** **ADD \$30,195.00**
The high-level configuration includes the following options: Knee-Gatch/Trendelenburg, steer lock, Power/Performance Load compatibility kit, XPS side rail and mattress, 3 stage IV pole on patient right, head end oxygen bottle holder, head end storage flat, pocketed back rest pouch, and equipment hook.

PROPOSAL NOTES:

- This is for an near duplicate of the City of Salamanca's most recent ambulance purchase, but with the addition of the upgraded LED scene lights, and blue/white combo center LED dome lights.

