

REGULAR MEETING OF THE COMMON COUNCIL
DECEMBER 11, 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
Grant Administrator: Jay Bartoszek
Youth Bureau Director: Markie Phillips
Fire Chief: Tom Sturdevant

Mayor Magiera called the meeting to order at 7:00 PM. After the Pledge of Allegiance there was a moment of silence for the loss of Council Member Reed's brother Thomas Reed.

At this time the Public Hearing on the proposed Local Law for 2024 to increase the salary of certain elected officials of the City of Salamanca was opened. It was noted that this is the public hearing before the Mayor that is required before the final adoption of any Local Law.

Resident Kathi Gimbrone asked what the current and increased amounts would be. It was stated the Mayor will increase from \$12,500 to \$20,000 annually and the Council will increase from \$7,000 to \$8,000 annually.

Ms. Gimbrone asked if the hours will change. Mayor Magiera stated the reason for the requested increase is because she has been working more hours than usual.

Resident Jack Bach stated that even though the Mayors position is part time he is at the building different times of day and Mayor Magiera is always here in the office and puts a lot of hours.

Ms. Gimbrone stated she is not against it, but has contacted the Mayor and has not received a response. Mayor Magiera stated she tries to respond if she know someone has been to the office.

With no other persons wishing to be heard the Public Hearing was closed.

Moved by Johnson and seconded by Reed:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of November 23, 2024 and special meeting of November 25, 2024.

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

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Moved by Hill and seconded by Johnson:

RESOLVED: That we hereby confirm an amended contract between the City of Salamanca and the County of Cattaraugus for distribution of State Finance Law Section 99-h funds to be extended until New York State and the Seneca Nation of Indians enter into a new tribal compact and further authorizing the Mayor to sign such agreement.

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

Moved by Johnson and seconded by Koch:

RESOLVED: That we hereby approve, as presented, the tentative agreement with the Salamanca Professional Firefighters Local 2501 for a successor collective bargaining agreement, for a term of April 1, 2024 through March 31, 2027.

Council Member Koch clarified that she can vote due to change regarding relatives. She also thanked the Department for everything they do.

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

Moved by Reed and seconded by Koch:

RESOLVED: That we hereby authorize the City to apply for Ralph Wilson Jr. Legacy grant fund to be used toward wages of Art's Alive summer theater program staff.

Youth Bureau Director Phillips stated the amount submitted was \$9,844 for the Art's Alive Program Director and an additional youth worker.

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

Moved by Hill and seconded by Reed:

WHEREAS the City of Salamanca is eligible for grant funding under Round 9 of the Restore NY Communities Initiative Municipal Grant Program, and

WHEREAS the City Council has selected 7 projects to be included in an application that will be submitted to Empire State Development Corporation (ESDC) as follows:

Redevelopment of houses at 21 Conrath Avenue, 24 Franklin Avenue, 383 Front Avenue, 121 Front Avenue, 37 Waite Avenue, 77-79 Waite Avenue, and 197-199 Wildwood Avenue. The project will renovate each into residential properties.

WHEREAS this project is consistent with all existing local plans, the proposed financing is appropriate for the project, the project will facilitate effective and efficient use of existing and future public resources so as to promote both economic development and

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preservation of community resources in a manner that will attract, create and sustain employment opportunities in the City of Salamanca.

NOW THEREFORE, BE IT RESOLVED the City of Salamanca Common Council hereby supports and will sponsor an application for Restore NY funding and will administer the grant in accordance with all applicable rules and regulations established by ESDC, with the City matching funds up to \$100,000.00, and

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the applications and any agreements required by ESDC for grant funding that results from the application.

Council Member Koch asked if there is time frame the work needs to be completed by. Grant Writer Bartoszek answered that he does not have a completion timeframe, however it is required to start by September 1, 2025.

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

Moved by Smith and seconded by Johnson:

RESOLVED, that the low numerical bids for general construction work and mechanical work for the City Hall Records Storage Alterations project have been rescinded; and

BE IT FURTHER RESOLVED, that the Council hereby (a) awards the contract for general construction to Kinley Construction, Allegany, NY, in the amount of \$76,215.00 and (b) awards the contract for electrical work to BECC Electric, Fredonia, NY, in the amount of \$13,250.00; and,

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute any necessary documents and/or to undertake all other actions necessary to implement the intent and operation of this resolution.

Such bid tabulations are attached and made part of these minutes.

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

Council Member Smith proposed a resolution with no one seconded the motion for Agenda Item #9.

Moved by Johnson and seconded by Hill:

RESOLVED: That the City of Salamanca elects to participate in the Cattaraugus County Emergency Medical Services Mutual Aid Plan, and agrees to recognize a call for assistance through the Cattaraugus County Communications Center and will comply with the provisions of said plan as now in force and as amended from time to time, and

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BE IT FURTHER RESOLVED, that a copy of this resolution be filed with the Cattaraugus County Office of Emergency Services.

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

Moved by Johnson and seconded by Smith:

RESOLVED: That we hereby authorize the creating of five Civil Service Firefighters positions, with three to replace resigning and retiring officers.

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

Moved by Hill and seconded by Johnson:

WHEREAS, The City of Salamanca is a local public employer, which has adopted a deferred compensation plan pursuant to Section 5 of the New York State Finance Law; and

WHEREAS, the purpose of such plan is to provide employees with a convenient and tax-favored method of saving on a regular and long-term basis, and thereby provide for their retirement, and

WHEREAS, this plan is now due for renewal under procedures set forth by the New York State Deferred Compensation Board, and

WHEREAS, this process resulted in the receipt of 4 proposals, and

WHEREAS, the proposals were reviewed by a Deferred Compensation Committee

NOW, upon recommendation of the Deferred Compensation Committee be it RESOLVED, that the Common Council of the City of Salamanca is hereby authorized to contract for a 5-year period with Empower Retirement in conjunction with Empower Trust Company as Trustee and the 457 Plan Service Group.

It is noted this is contingent upon approval of the City Attorney. Clerk Chamberlain stated this renewal is required and there is no cost to the City, it is employee participation.

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

Moved by Reed and seconded by Johnson:

RESOLVED: That we hereby assume the property of Jodi Peterson at 81 Division Street, with the need for emergency demolition.

It was noted this was purchased at a City auction four years ago and he has not done any repairs.

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

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Moved by Reed and seconded by Johnson:

RESOLVED: That we hereby accept the quote of Ricoh USA, Inc., Atlanta, GA for the buyout of the Ricoh IMC4500 copy machine in the amount of \$1,779.63.

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

Moved by Hill and seconded by Reed:

WHEREAS, until 2024, cities, villages and towns had not received an increase in unrestricted state aid (AIM funding) in 15 years, significantly impacting their ability to provide essential services to their residents; and

WHEREAS, after a prolonged period without financial support, local governments finally received an increase of \$50 million in unrestricted state aid; and

WHEREAS, local officials express their gratitude for the \$50 million increase in unrestricted state aid, recognizing it as a positive step towards addressing long-standing funding challenges; and

WHEREAS, the State has referred to this new aid as Temporary Municipal Assistance, suggesting that such increase may not continue, jeopardizing the sustainability of crucial municipal programs and services; and

WHEREAS, the property tax cap further limits the ability of local governments to properly fund the programs and services their residents need; and

WHEREAS, increased and ongoing state aid for local governments is vital for maintaining infrastructure, public safety, housing and other municipal services; and

WHEREAS, the challenges of inflation, the increasing costs of labor and supplies, and the end of extraordinary federal aid only accentuate the need for consistent and predictable funding to effectively plan for the future and meet the growing needs of their residents;

NOW, THEREFORE, BE IT RESOLVED, that the City of Salamanca calls upon the Governor and the State Legislature to commit to continuing the additional \$50 million in unrestricted state aid in the 2025-26 State Budget and beyond, and

BE IT FURTHER RESOLVED, that the City of Salamanca urges state officials to recognize the need for a long-term plan that ensures consistent and predictable increases in financial support for local governments that keep pace with inflation.

A copy of this resolution shall be sent to Governor Kathy Hochul, Senate Majority Leader Andrea Stewart-Cousins, Assembly Speaker Carl Heastie, Senator George Borrello, Assemblymember Joseph M. Giglio and the New York State Conference of Mayors (NYCOM).

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

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Moved by Johnson and seconded by Reed:

RESOLVED: That the following appointment by the Mayor is hereby approved:

LIBRARY BOARD OF TRUSTEES

Appointment of Gina Valent, Salamanca, NY, to fill the unexpired term of Patricia Magara who resigned, beginning on December 12, 2024 and ending January 31, 2026.

Appointment of Timothy Baird, Salamanca, NY, to replace the unexpired term of Kari Kennedy who resigned, beginning on December 12, 2024 and ending January 31, 2027.

YOUTH BOARD

Appointment of Michala Redeye, Salamanca, NY, to fill the unexpired term of Edward Dry, who resigned, beginning on November 14, 2024 and ending February 28, 2025.

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

Nays: None

Moved by Koch and seconded by Hill:

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

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

Nays: None

Moved by Koch and seconded by Hill:

RESOLVED: That we hereby appoint Logan Grinols, Salamanca, NY, as Provisional Part-time Dispatcher, effective December 22, 2024, contingent on being reachable on a Civil Service list, according to the current union contract.

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

Nays: None

Communications from the Mayor and Council:

- Council Member Hill congratulated the Salamanca Varsity Football team and Cheerleaders on a great season.
- Mayor Magiera thanked everyone for taking care of things and providing meals while she has been out of the office for medical reasons. She stated she has a great team, work together, help each other out and is proud of everyone.
- Mayor Magiera thanked Council Member Koch for her dedication for eight years of service to the residents of Salamanca and appreciates all the time she has put in to the City.

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- Council Member Koch thanked the City of Salamanca citizens of Ward 5 for the support. She noted she really enjoyed it and tried to vote and bring up things that are for the City. She loves the City and feels the employees are spectacular, even though she sometimes questions things. She appreciated all the Councils and Mayors she sat with.
- Fire Chief Sturdevant also thanked Council Member Koch.

Moved by Johnson and seconded by Hill:

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 reports of the Police Chief and Dog Control Officer for the month of October 2024 and the City Clerk, City Comptroller, Fire Chief and City Judge for the month of November 2024 is hereby accepted and filed.

Vendor Number	Vendor Name	Payment Date	Payment Amount	Number
0814	AIR CLEANING SYSTEMS, INC.	11/15/2024	2,665.00	4108
0970	BILLIE JO BLISS	11/15/2024	46.74	4109
1012	CATTARAUGUS COUNTY DPW	11/15/2024	254.56	4110
0939	ALLEGANY FARM & HOME	11/21/2024	499.80	4111
1097	BREEZELINE	11/21/2024	152.47	4112
0186	CASELLA WASTE SYSTEMS, INC.	11/21/2024	98.54	4113
0122	ELAN FINANCIAL SERVICES	11/21/2024	2,162.40	4114
0193	GALLS PARENT HOLDINGS, LLC	11/21/2024	411.04	4115
1205	HIGHMARK BCBSWNY (MEDICARE 286543)	11/21/2024	415.00	4116
1330	HOME DEPOT CREDIT CARD SERVICES	11/21/2024	779.87	4117
1045	LAWLEY BENEFITS CONSULTING	11/21/2024	1,500.00	4118
0318	OLEAN GENERAL HOSPITAL PHARMACY	11/21/2024	87.56	4119
0776	RICOH USA, INC. (PO BOX 827577)	11/21/2024	281.73	4120
0765	SEWING TECHNOLOGY UNIFORM INC	11/21/2024	67.90	4121
1059	STAPLES	11/21/2024	776.25	4122
1069	TIM HAYNOSKI	11/21/2024	130.52	4123
0912	U.S. BANK EQUIPMENT FINANCE	11/21/2024	129.05	4124
1489	VALPRO SANITARY PRODUCTS INC.	11/21/2024	558.82	4125
1392	ARMSTRONG BUSINESS SOLUTIONS	11/27/2024	150.45	4126
0192	CATTARAUGUS COUNTY HEALTH DEPARTMENT	11/27/2024	1,048.36	4127
0465	DALE WYMER THE PHONE GUY	11/27/2024	75.00	4128
0200	EMPIRE ANIMAL RESCUE SOCIETY	11/27/2024	7,470.00	4129
0831	METROPOLITAN TELECOMMUNICATIONS	11/27/2024	2,398.20	4130
0286	MICHAEL FOREMAN	11/27/2024	87.77	4131
0570	SCOTT J COLLINS	11/27/2024	1,459.00	4132
1069	TIM HAYNOSKI	11/27/2024	61.97	4133
1246	ALTA CONSTRUCTION EQUIPMENT NEW YORK, LLC	11/27/2024	279.24	4134

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0448	CJ LOGGING EQUIPMENT & MOTOR SPORTS	11/27/2024	230.90	4135
0900	DECKER TREE SERVICE	11/27/2024	2,500.00	4136
0237	FASTENAL COMPANY	11/27/2024	97.58	4137
0164	GRAINGER	11/27/2024	1,419.12	4138
1363	INTEGRATED FIRE PROTECTION LLC	11/27/2024	779.00	4139
1084	LANGFORD TESTING & CONSULTING LLC	11/27/2024	1,210.00	4140
0248	NATIONAL FUEL	11/27/2024	2,229.47	4141
1528	NEESON - CLARK ASSOCIATES, INC.	11/27/2024	1,850.00	4142
0515	NOCO ENERGY CORP.	11/27/2024	13,701.95	4143
0230	PERKINS LLC	11/27/2024	363.28	4144
0937	SOUTHWORTH-MILTON, INC	11/27/2024	143.98	4145
0469	STRATE WELDING SUPPLY CO., INC.	11/27/2024	36.00	4146
0014	THE PUMP DOCTOR	11/27/2024	1,268.00	4147
1489	VALPRO SANITARY PRODUCTS INC.	11/27/2024	14.63	4148
0349	CATTARAUGUS CO OFFICE OF EMERGENCY SERVICES	11/27/2024	30.00	4149
0404	MOTOROLA SOLUTIONS, INC.	11/27/2024	356.20	4150
0122	ELAN FINANCIAL SERVICES	11/25/2024	13.00	4151
1007	FSC SYSTEMS, LLC	11/25/2024	837.92	4152
0685	LINSTAR	11/25/2024	3,329.48	4153
1320	POSITIVE CONCEPTS, INC	11/25/2024	165.60	4154
1023	RANDOLPH AUTO SUPPLY	11/25/2024	200.94	4155
0765	SEWING TECHNOLOGY UNIFORM INC	11/25/2024	1,897.92	4156
0774	URBAN AUTO CENTER	11/25/2024	2,290.02	4157
0080	CATTARAUGUS COUNTY CLERK	12/06/2024	620.00	4158
0633	OCCUSTAR INC.	12/06/2024	460.00	4159
0887	STREET COP TRAINING	12/06/2024	1,196.00	4160
1069	TIM HAYNOSKI	12/06/2024	40.67	4161
0893	UPMC HEALTH SERVICES	12/06/2024	723.70	4162
0367	VERIZON WIRELESS	12/06/2024	1,730.70	4163
1211	ASCENDANCE TRUCKS PENNSYLVANIA	12/11/2024	1,881.60	4164
0432	BEICHNER WASTE SERVICES, INC.	12/11/2024	165.54	4165
0915	BLUE COLLAR WORKWEAR	12/11/2024	442.00	4166
0092	CHAUTAUQUA BRICK CO., INC	12/11/2024	229.90	4167
0237	FASTENAL COMPANY	12/11/2024	229.92	4168
1007	FSC SYSTEMS, LLC	12/11/2024	276.00	4169
0164	GRAINGER	12/11/2024	1,172.59	4170
0407	JOHN SIXT & SON INC.	12/11/2024	2,220.83	4171
1091	KURK FUEL COMPANY	12/11/2024	11,565.12	4173
1023	RANDOLPH AUTO SUPPLY	12/11/2024	687.71	4174
0014	THE PUMP DOCTOR	12/11/2024	185.00	4175
0833	U & S SERVICES INC	12/11/2024	7,153.50	4176
0098	WORTH W SMITH	12/11/2024	203.41	4177
0017	ACME BUSINESS MACHINES	12/11/2024	66.26	4178
1202	AMERICAN HEART ASSOCIATION	12/11/2024	436.00	4179

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0382	AUTOZONE, INC.	12/11/2024	33.80	4180
0099	BARMORE & SELLSTROM	12/11/2024	327.90	4181
0529	ESO SOLUTIONS, INC.	12/11/2024	4,800.00	4182
0469	STRATE WELDING SUPPLY CO., INC.	12/11/2024	85.87	4183
0098	WORTH W SMITH	12/11/2024	100.40	4184
0807	ZOLL MEDICAL CORPORATION	12/11/2024	749.00	4185
0778	BRADFORD PUBLISHING COMPANY	12/11/2024	40.31	4186
0218	CITY OF SALAMANCA BPU	12/11/2024	12,719.45	4187
1382	COLLIERS INTERNATIONAL VALUATION & ADVISORY	12/11/2024	2,050.00	4188
0738	INSCALE ARCHITECTS	12/11/2024	165.00	4189
0248	NATIONAL FUEL	12/11/2024	119.78	4190
1380	PITNEY BOWES BANK INC PURCHASE POWER	12/11/2024	2,024.75	4191
1059	STAPLES	12/11/2024	2,004.42	4192
0340	THE PAPER FACTORY	12/11/2024	162.95	4193
1069	TIM HAYNOSKI	12/11/2024	69.99	4194
1388	UBEO, LLC	12/11/2024	8.86	4195
0098	WORTH W SMITH	12/11/2024	32.48	4196
1238	AMAZON CAPITAL SERVICES	11/22/2024	2,461.13	8000009
1238	AMAZON CAPITAL SERVICES	11/27/2024	51.70	8000010
1238	AMAZON CAPITAL SERVICES	12/11/2024	322.67	8000011

CAPITAL PROJECT FUND CHECKING

1530	SNOW CONSTRUCTION	11/27/2024	6,375.00	1012
1530	SNOW CONSTRUCTION	12/09/2024	6,375.00	1013
0404	MOTOROLA SOLUTIONS, INC.	12/26/2024	90,115.00	1014

Special Revenue

ABRAM LOEB	11/22/2024	37500	1063
SENECA SALAMANCA CHAMBER OF COMMERCE	11/22/2024	1,000.00	1064

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

Nays: None

Public Discussion:

- Resident John Bach noted there was NYS DOT equipment installed on a parking sign, which was removed by the Police Department. It was noted there are a few throughout the City and someone will contract the NYS DOT. Mr. Bach discussed various issues, such as 19-21 Summit Street parking, shopping carts and graffiti.
- Resident Kathi Gimbrone noted that the snow shows people are accessing vacant houses and campers, which the Police and Code Enforcement could investigate. She discussed issues with snow removal and parking issues.
- Ms. Gimbrone thanked the City for the updated Action Plan. She asked if meetings are held that stakeholders are included.

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- Mr. Bach noted that he has tried to contact various state officials and has not gotten responses.
- Newly elected as NYS Assemblyman, Jack Sempolinski, introduced himself and stated he looks forward to working with the City.

Moved by Reed and seconded by Johnson:

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

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

Nays: None

Moved by Koch and seconded by Reed:

RESOLVED: That the Mayor and Council reconvene after approximately fifteen minutes in executive session.

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

Nays: None

No formal action was taken.

Moved by Koch and seconded by Johnson:

RESOLVED: That we hereby adjourn -- 8:08 PM.

Carried.



Tracy Chamberlain, City Clerk

Dated: December 30, 2024

THE ABOVE RESOLUTIONS, AS ADOPTED BY THE COMMON COUNCIL AND
LOCAL LAW #2 FOR 2024, ARE HEREBY APPROVED.

Sandra Magiera, Mayor

Dated: January , 2025



**Alterations - Records Storage
City of Salamanca
Salamanca, New York**

November 8, 2024

BID TABULATION - GENERAL CONSTRUCTION

Contractor	Addendum No. 1	Addendum No. 2	Addendum No. 3	Base Bid	Acknowledgments	Non-Collusion Certificates	T.E.R.O. Requirements	BID BOND
Kirst Construction 7170 Boston State Road North Boston, NY 1411-0171								
* Kinley Contractors 2383 West Five Mile Road Allegany, NY 14706	✓	✓	✓	76,215. ⁰⁰	✓	✓	✓	✓
Dynasty Construction 206 South First St. Corry, PA 16407	✓	✓	✓	62,000. ⁰⁰	✓	✓	✓	✓



**Alterations - Records Storage
City of Salamanca
Salamanca, New York**

November 8, 2024

BID TABULATION - ELECTRICAL

Contractor	Addendum No. 1	Addendum No. 2	Addendum No. 3	Base Bid	Acknowledgments	Non-Collusion Certificates	T.E.R.O. Requirements	BID BOND
Ahlstrom Schaeffer Electric 46 Hopkins Ave. Jamestown, NY 14701	✓	✓	✓	15,877. ⁰⁰	✓	✓	✓	✓
Dynasty Construction 206 South First St. Corry, PA 16407	✓	✓	✓	15,800. ⁰⁰	✓	✓	✓	✓
BECC Electric 69 Orchard Street Fredonia, NY 14063	✓	✓	✓	13,250. ⁰⁰	✓	✓	✓	✓

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