

REGULAR MEETING OF THE COMMON COUNCIL  
APRIL 10, 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  
Human Resource Trainee: Elizabeth Downie  
Grant Administrator: Jay Bartoszek

Mayor Magiera called the meeting to order at 7:06 PM. After the Pledge of Allegiance, Mayor Magiera asked for a moment of silence.

Moved by Koch and seconded by Reed:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of March 27, 2024.

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

Moved by Johnson and seconded by Smith:

RESOLVED: That we hereby amend the resolution of March 27, 2024 to state increase the Dog Control Officer's wage to \$300.00 weekly, to coincide with his current contract, retro-effective January 1, 2024.

It was noted this is due to the original contract being an annual wage split to weekly payment with an estimate of 20 hours.

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

Moved by Smith and seconded by Reed:

RESOLVED: That the following Ordinance # 1 for 2024 is hereby adopted:

NOW THEREFORE BE IT ORDAINED,

1. That Chapter 54, Article II, Section 54.24, Subdivision D of the City of Salamanca Municipal Code be and hereby is amended to provide as follows:

§ 54.24-D Redemption Fees

The Owner of a seized and impounded dog may redeem the dog within the times, following notification if required, as provided by Section 117 of the Agriculture and Markets Law, by paying the costs of seizure of the dog, the costs of licensing of the dog, and the cost of impoundment of the dog, to wit:

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- (1) First impoundment: \$20 for each 24 hours or part thereof.
  - (2) Second impoundment within one year of the first impoundment of any dog owned by that person: \$30 for each 24 hours or part thereof.
  - (3) Third impoundment within one year of the first impoundment of any dog owned by that person: \$40 for each 24 hours or part thereof.
  - (4) Any other impoundment not subject to Subdivision (2) or (3), above: \$20 for each 24 hours or part thereof of seizure.
2. That Section 54.24-D is hereby repealed.
  3. This ordinance shall become effective upon publication as set forth in the City Charter.

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

Moved by Hill and seconded by Koch:

RESOLVED: That we hereby confirm the appointment of Eric Rachow, Salamanca, NY as Department of Public Works Full Time Class B Driver, effective April 2, 2024, according to the current union contract, with no April 1, 2024 annual wage increase.

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

Moved by Hill and seconded by Johnson:

RESOLVED: That we hereby accept the sole bid of Beichner Waste Services, Sinclairville, NY for the City Cleanup days garbage pick-up, in the amount of \$244.00 per ton, \$45 per freon item and \$25.00 per television or computer equipment.

There was some discussion regarding the cost for television and computer equipment. It was noted that residents can take such items to the Cattaraugus County transfer station at no charge for the first and a fee for additional.

It was agreed to exclude the pickup of televisions and computer equipment.

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

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Moved by Hill and seconded by Johnson:

RESOLVED: That we hereby accept the sole bid of Kiss My Grass Lawn Care, LLC, Salamanca, NY for the mowing of the Wildwood Cemetery for 2024, in the amount of \$3,000.00 per mow and further authorize the Mayor to sign an agreement for such mowing.

There was some discussion regarding the increase in cost. It was noted that the budget would need to be amended due to the increase. It was requested that the contractor only mow twice per month.

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

Mayor Magiera announced the following appointment

SALAMANCA HOUSING AUTHORITY

Appointment of Jeffrey Sherwood, Salamanca, NY, to fill the unexpired term of Edward Dry, beginning on April 10, 2024 and ending March 10, 2027.

Moved by Smith and seconded by Hill:

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

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

Moved by Hill and seconded by Koch:

RESOLVED: That we hereby approve the attached separation payment of Gordon Sullivan and approve the signing of such document.

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

Under Communications from the Mayor and Council:

- Clerk Chamberlain provided the Council with a quote to consider on updating the City Municipal Code Book. This would include creating a digital document and incorporating all changes made since 1977.
- There was a consensus of the Common Council to advertise for seasonal Part-time DPW Laborers to work up to 30 hours per week from April to November.

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- Council Member Smith stated it is good to see the contractors working on the Veteran's Park Archway.
- Council Member Reed noted some trees were removed on Summit Street due to being in the way of power lines and could become a hazard. He stated the City and BPU can look into possibly replacing the trees through a program that splits the cost.
- Mayor Magiera noted that the Senior Center has asked to have some dimmer light switches installed. It was suggested to have them get quotes for the work to be done. If it is too costly the City may not be able to cover the cost.
- Mayor Magiera stated that Ross and Cheryl Ledsome have decided to resign as volunteers for the annual Falling Leaves Festival. The committee is looking into getting new volunteers to help. The Council wants to thank Mr. Ledsome for all they have done over the years.

Moved by Koch 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 City Clerk and City Judge for the month of March 2024 is hereby accepted and filed.

| Vendor Number | Vendor Name                           | Payment Date | Payment Amount | Number |
|---------------|---------------------------------------|--------------|----------------|--------|
| 1396          | EMILY WHITE                           | 03/15/2024   | 1,039.67       | 3055   |
| 1071          | PETTY CASH- CITY OF SALAMANCA         | 03/29/2024   | 200.00         | 3116   |
| 0148          | NYCOM                                 | 03/29/2024   | 2,954.00       | 3117   |
| 1393          | PETRUZZI INSURANCE AGENCY             | 03/29/2024   | 179,485.31     | 3118   |
| 0794          | CHAUTAUQUA CO. HUMANE SOCIETY, SPCA   | 03/29/2024   | 50.00          | 3119   |
| 0917          | DANIEL KRUSZYNSKI                     | 03/29/2024   | 389.20         | 3120   |
| 0926          | DYLAN DAVIS                           | 03/29/2024   | 31.00          | 3121   |
| 0638          | RANDOLPH VETERINARY CLINIC            | 03/29/2024   | 485.00         | 3122   |
| 0181          | TRAVIS WHITEHOUSE                     | 03/29/2024   | 190.21         | 3123   |
| 0384          | SALAMANCA PUBLIC LIBRARY              | 04/05/2024   | 55,845.00      | 3124   |
| 0967          | SALAMANCA RAIL MUSEUM                 | 04/05/2024   | 15,000.00      | 3125   |
| 1401          | JULIA WASS                            | 04/05/2024   | 47.27          | 3126   |
| 1069          | TIM HAYNOSKI                          | 04/05/2024   | 37.38          | 3127   |
| 0367          | VERIZON WIRELESS                      | 04/05/2024   | 1,051.39       | 3128   |
| 1402          | WENDEL                                | 04/05/2024   | 8,000.00       | 3129   |
| 0131          | CATTARAUGUS COUNTY TREASURER          | 04/08/2024   | 519,094.56     | 3130   |
| 0159          | AMERICAN LEGION HUGHES SKIBA POST 535 | 04/09/2024   | 1,359.95       | 3131   |
| 1205          | HIGHMARK BCBSWNY (MEDICARE 286543)    | 04/09/2024   | 402.00         | 3132   |
| 1045          | LAWLEY BENEFITS CONSULTING            | 04/09/2024   | 1,500.00       | 3133   |

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|      |                                 |            |           |      |
|------|---------------------------------|------------|-----------|------|
| 0158 | OLEAN TIMES HERALD              | 04/09/2024 | 37.50     | 3134 |
| 1238 | AMAZON CAPITAL SERVICES         | 04/09/2024 | 596.77    | 3135 |
| 0055 | BOYLE'S MOTOR SALES INC.        | 04/09/2024 | 654.74    | 3136 |
| 1007 | FSC SYSTEMS, LLC                | 04/09/2024 | 360.00    | 3137 |
| 0469 | STRATE WELDING SUPPLY CO., INC. | 04/09/2024 | 410.12    | 3138 |
| 0592 | BRANDON SMITH                   | 04/09/2024 | 34.42     | 3139 |
| 1361 | FIREMATIC SUPPLY CO. INC.       | 04/09/2024 | 81.41     | 3140 |
| 0774 | URBAN AUTO CENTER               | 04/09/2024 | 26.00     | 3141 |
| 1029 | 10-75 EMERGENCY VEHICLES        | 04/09/2024 | 161.64    | 3142 |
| 1023 | RANDOLPH AUTO SUPPLY            | 04/09/2024 | 320.66    | 3143 |
| 1216 | STONE HOLLOW TIRE               | 04/09/2024 | 449.94    | 3144 |
| 0774 | URBAN AUTO CENTER               | 04/09/2024 | 21.00     | 3145 |
| 1238 | AMAZON CAPITAL SERVICES         | 04/09/2024 | 645.57    | 3146 |
| 0778 | BRADFORD PUBLISHING COMPANY     | 04/09/2024 | 172.54    | 3147 |
| 0080 | CATTARAUGUS COUNTY CLERK        | 04/09/2024 | 1,890.00  | 3148 |
| 0218 | CITY OF SALAMANCA BPU           | 04/09/2024 | 15,375.77 | 3149 |
| 1105 | JAMES B SCHWAB CO               | 04/09/2024 | 137.98    | 3150 |
| 0248 | NATIONAL FUEL                   | 04/09/2024 | 221.38    | 3151 |
| 0958 | RENAISSANCE LIFE & HEALTH       | 04/09/2024 | 309.85    | 3152 |
| 1023 | RANDOLPH AUTO SUPPLY            | 04/09/2024 | 66.73     | 3153 |
| 0931 | RICOH USA (PO BOX 41564)        | 04/09/2024 | 57.89     | 3154 |
| 0765 | SEWING TECHNOLOGY UNIFORM INC   | 04/09/2024 | 165.98    | 3155 |
| 0429 | VALPRO SANITARY SUPPLIES, INC.  | 04/09/2024 | 88.30     | 3156 |
| 1202 | AMERICAN HEART ASSOCIATION      | 04/09/2024 | 316.00    | 3157 |
| 0432 | BEICHNER WASTE SERVICES, INC.   | 04/09/2024 | 500.00    | 3158 |
| 1400 | CHRIS BISHOP                    | 04/09/2024 | 400.00    | 3159 |
| 0318 | OLEAN GENERAL HOSPITAL PHARMACY | 04/09/2024 | 566.86    | 3160 |
| 1333 | PLYLER ENTRY SYSTEM             | 04/09/2024 | 800.00    | 3161 |
| 0300 | SIRCHIE                         | 04/09/2024 | 161.82    | 3162 |
| 1048 | WITMER PUBLIC SAFETY GROUP, INC | 04/09/2024 | 1,611.00  | 3163 |
| 0098 | WORTH W SMITH                   | 04/09/2024 | 245.71    | 3164 |
| 0807 | ZOLL MEDICAL CORPORATION        | 04/09/2024 | 3,173.00  | 3165 |
| 0545 | AIRLINE HYDRAULICS CORPORATION  | 04/09/2024 | 245.10    | 3166 |
| 1238 | AMAZON CAPITAL SERVICES         | 04/09/2024 | 181.34    | 3167 |
| 0601 | ARMOR CONSTRUCTION, LLC.        | 04/09/2024 | 590.00    | 3168 |
| 0432 | BEICHNER WASTE SERVICES, INC.   | 04/09/2024 | 165.54    | 3169 |
| 0915 | BLUE COLLAR WORKWEAR            | 04/09/2024 | 3,235.03  | 3170 |
| 0915 | BLUE COLLAR -VOID               | 04/09/2024 | 0.00      | 3171 |
| 0055 | BOYLE'S MOTOR SALES INC.        | 04/09/2024 | 95.27     | 3172 |
| 0092 | CHAUTAUQUA BRICK CO., INC       | 04/09/2024 | 126.96    | 3173 |
| 0900 | DECKER TREE SERVICE             | 04/09/2024 | 1,400.00  | 3174 |
| 0237 | FASTENAL COMPANY                | 04/09/2024 | 18.00     | 3175 |
| 0164 | GRAINGER                        | 04/09/2024 | 140.40    | 3176 |

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1091 KURK FUEL COMPANY  
0248 NATIONAL FUEL  
1023 RANDOLPH AUTO SUPPLY  
1216 STONEY HOLLOW TIRE  
1081 SUPERIOR AUTO SUPPLY INC  
1093 U.S. JETTING, LLC  
0491 UNIFIRST CORPORATION  
0429 VALPRO SANITARY SUPPLIES, INC.

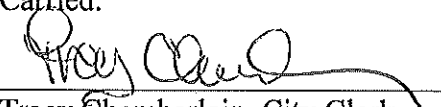
Special Accounts

Date Account Name  
04/10/2024 Pooled Cash- Private Purpose Youth Center

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

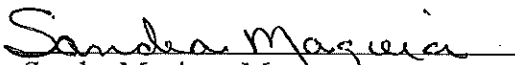
Moved by Smith and seconded by Koch:

RESOLVED: That we hereby adjourn – 7:4  
Carried.

  
\_\_\_\_\_  
Tracy Chamberlain, City Clerk

Dated: April 16, 2024

THE ABOVE RESOLUTIONS, AND ORDINANCES  
BY THE COMMON COUNCIL, ARE HEREBY ADOPTED

  
\_\_\_\_\_  
Sandra Magiera, Mayor

Dated: April 18, 2024



5786 Route 380 \* Sinclairville, N.Y. 14782 \* 716-962-1020

City of Salamanca  
Cleanup Days Bid  
Attn: Tracy Chamberlain, City Clerk  
225 Wildwood Ave.  
Salamanca, NY 14779

March 19, 2024

On behalf of Beichner Waste Services, Inc., I am pleased to submit a quote for the City of Salamanca Cleanup Days Bid as follows:

Trash: \$244.00 per ton

Freon Appliances: \$45.00 each

Televisions or Computer Equipment: \$25.00 each

Thank you for the opportunity.

Sean Dixon, Owner

Beichner Waste Services, Inc.

April 4/2024

To Whom it May Concern

Kiss My Grass will mow Wildwood Cemetery  
bi-weekly for \$3000 per mow.

  
KISS MY GRASS Lawn Care, LLC  
649 East State St.  
Salamanca, NY 14779

716-801-0732

info@kissmygrassny.com



ROBERT EARLEY  
CITY COMPTROLLER

225 WILDWOOD AVE  
SALAMANCA, NY 14779

Employees Name:  
Separation Type  
Date of Separation

Gordan Sullivan  
Termination  
3/21/2024

Separation Payouts are as followed as of:

|                          | Hours | Allowed | Rate     | Payment    |
|--------------------------|-------|---------|----------|------------|
| Sick Time                | 95    | 0%      | \$21.770 | \$0.00     |
| Vacation Time            | 67    | 100%    | \$21.770 | \$1,458.59 |
| Comp Time                | 0     | 100%    | \$21.770 | \$0.00     |
| Holiday Time             | 8     | 100%    | \$21.770 | \$174.16   |
| Total Separation Payment |       |         |          | \$1,632.75 |

Kyle J. Johnson  
Council President's Signature

4/18/24  
Date

[Signature]  
Supervisor's Signature

4/12/24  
Date

Sandra Maguia  
Mayor's signature

4/10/24  
Date

[Signature]  
Comptroller's signature

4/10/24  
Date

\* Signature means that there is an agreement with these amounts.