

REGULAR MEETING OF THE COMMON COUNCIL
JUNE 28, 2023
7:00 PM

PRESENT: Mayor Sandra Magiera
Council Members: John Hill, Kylee Johnson, Barry Smith,
Michael Reed, Janet Koch
City Clerk: Tracy Chamberlain
Grant Writer: Sandra Brundage
BPU General Manager: Dennis Hensel
BPU Electric Department Supervisor: Jeffrey Pond Jr.
Police Commission Member: Robert Kennedy

Mayor Magiera called the meeting to order at 7:08 PM. After the Pledge of Allegiance, Mayor Magiera asked for a moment of silence.

Moved by Johnson and seconded by Smith:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of June 14, 2023, with the following changes added as suggested by Council Member Koch under public discussion:

Therefore, there is no legal charges to be places for the courts to proceed **on any dispensary. Resident Adam Hasley is concerned with illegal sales to minors and how this can be enforced **in the City. Code Enforcement Officer Smith noted that there is concern, from a medics' perspective, with the ingredients in the products being sold **in the City. After discussion Mayor Magiera stated unfortunately the City's hands are tied, however, she will contact the SNI for information on their regulations **concerning dispensaries the City.

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

Moved by Johnson and seconded by Smith:

RESOLVED: That we hereby accept the sole bid of Plyler Entry Systems, Jamestown, NY, replacement of seven (7) Fire Station overhead garage doors and openers with Firehouse accessory traffic lighting in the amount of \$41,025.00.

Such bid is attached and made part of these minutes. Grant Writer Brundage noted this project will be reimbursed through the US Department of Energy grant.

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

Moved by Koch and seconded by Reed:

RESOLVED: That we hereby authorize the City to submit a Game Time Challenge Course Youth 2000 Fitness equipment grant application for funds of \$50,000.00 for the purchase of replacement fitness equipment at the Youth Center, with the City to provide \$9,062.00, for a total project cost of \$59,062.00, and

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BE IT FURTHER RESOLVED: That the we hereby authorize the Mayor to sign required documents.

Grant Writer Brundage noted the Youth Bureau staff has been working on this grant. It will replace equipment that was donated in 2009. She also noted there are funds in the 2023-24 Budget to cover the amount.

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

Moved by Koch and seconded by Smith:

RESOLVED: That we hereby authorize the sale of the following properties to the highest bidder from the property sale auction held on June 17, 2023. These are to be sold according to the Property Auction Terms and Conditions, with the purchaser to pay all closing fees/costs, deed filing fees, the cost of the Seneca Nation Indian Lease Assignment and cost related to recording paperwork with Cattaraugus County:

	Acct #	Property Address	Tax Map #	Name of Bidder	Bid Amount
1	00817	40 Conrath Ave	73.073-4-17	Melinda Palmer	\$8,500.00
2	00896	126 Division Street	73.079-10-22	Heather Jackson	\$14,000.00
3	01041	193 Elm Street	73.072-1-25	Andrew Hutchison	\$6,000.00
4	01293	356 Front Ave	73.070-1-8	Kamryn Flagg	\$9,000.00
5	01302	420 Front Ave	73.069-2-10	Jeffrey Giammaresi	\$9,500.00
6	01515	51 High Street	73.070-2-17	Carlyn Larkin	\$5,700.00
7	03252	726 Wildwood Ave	73.073-8-11	Charles Westfall	\$12,500.00
8	Next Four parcels sold as one				
	00719.2	a. Clifton St	73.057-1-15.1	Tim Haynoski	\$7,200.00
	00719.4	b. Clifton St	73.057-1-16		
	01594	c. Highland Ave	73.057-1-5		
	01595	d. 269 Highland Ave	73.057-1-4		
9	01596	Highland Ave Lot	73.057-1-3	Louis & Dawn Fish	\$1,000.00
10	01597	Highland Ave Rear Lot	73.057-1-14	Dale Forrester	\$300.00
11	Next five parcels sold as one				
	02723	a. East State St	73.063-2-6	Josh Becker	\$4,500.00
	02721	b. East State St	73.063-2-8		
	02802	c. West State St	73.063-2-9		
	02804	d. West State St	73.063-2-10		
	02805	e. West State St.	73.063-2-11		

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12	Next two parcels sold as one		Aaron Crane	\$900.00
	02736 a. East State Street	73.064-1-24		
	02735 b. East State Street	73.064-1-25		
13	00460 Center Street	73.053-1-2	Melinda Palmer	\$1,000.00
14	01153.1 Fair Oak Street Lot	73.061-1-13.1	Karina Lingenfelter	\$14,000.00
15	02728 East State St	73.063-2-4	John Williams	\$1,500.00
16	02816 West State St	73.063-2-18	Jack Redeye	\$500.00
17	Next three parcels sold as one			
	01956.2 235 Main St	73.071-1-1.1	Gordon Brown	\$100,000.00
	01956.1 231 Main St	73.071-1-1.3		
	02869.A West State St (Rear of Main)	73.071-1-1.2		
18	02654 East State St	73.072-1-16	Carlyn Larkin	\$850.00
19	02645 East State St	73.072-1-8	Josh Becker	\$300.00
20	01930 Main St	73.072-2-20	Jack Redeye	\$5,000.00
21	02251.R Parkway Drive	73.080-2-28	Aaron Crane	\$400.00
22	00770 Clinton St	73.080-2-5	Hunter Palmer- Baker	\$2,000.00
23	01771 Lexington Ave	73.080-4-21	Lori & Terry Koniak	\$1,000.00
24	01113 Fairmount Ave	73.080-4-29	Josh Becker	\$6,900.00
25	00403 Carlton Ave	73.080-6-14	John Santiago	\$850.00
26	00391 Carlton Ave	73.080-6-4	Gina Hill	\$2,200.00
27	01680.R Jewett Ave	82.023-2-42	Dale Forrester	\$100.00
28	00970 East Street	82.023-2-48	Michael Williams	\$300.00
29	Next two parcels sold as one			
	02521.C Scenic Drive	82.023-3-3	Hunter Palmer- Baker	\$5,600.00
	02521.1B Scenic Drive	82.023-3-4		
30	Next three parcels sold as one			
	02521.A Scenic Drive	82.023-3-7	Jack Redeye	\$20,000.00
	01111 Fairmount Ave	82.023-3-8		
	01112 Fairmount Ave	82.023-3-9		
31	02278 Parkway Drive	82.024-2-8	Melinda Palmer	\$4,000.00

Council Member Reed asked about removing properties with structures in need of demolition. After some discussion, the Council decided before future auctions, that properties should be looked into with Code Enforcement. The Council can then choose to demo structures before offering the property for sale.

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

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Moved by Koch and seconded by Johnson:

RESOLVED: That we hereby amend the starting date for Jordan Grinols for Full-time Police Officer from the Civil Service eligible list to June 29, 2023 and Zachary Hemphill for Full-time Police Officer from the Civil Service eligible list to June 29, 2023.

It is noted these officers were originally appointed at the April 12, 2023 Council meeting. This revision is due to the required Police Registry paperwork for the Police Academy.

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

Moved by Hill and seconded by Smith:

RESOLVED: That we hereby appoint the following:

LIBRARY BOARD OF TRUSTEES

Appointment of Patricia Magara, Salamanca, NY, to fill the unexpired term of Nan Miller, who resigned, beginning June 29, 2023 and ending January 31, 2026.

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

Moved by Hill and seconded by Johnson:

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

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

Moved by Reed and seconded by Hill:

RESOLVED: That we hereby confirm the appointments of Gorge Jimenez, Salamanca, NY as Part-time DPW Laborer effective May 30, 2023 at minimum wage of \$14.20 at 30 hours per week and Jerome Strang, Salamanca, NY as Part-time Laborer effective July 5, 2023 at minimum wage \$14.20 at 30 hours per week

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

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Moved by Koch and seconded by Smith:

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 8, 2023 at dusk.

It was noted the Police Chief, Fire Chief and Building Code Inspector have approved the location 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

Under Communications from the Mayor and Council:

- Mayor Magiera noted that the Council needs to decide if the light poles should be removed from the parking lot on the corner of Clinton Street and Main Street. She noted the lights are not functioning and need to be painted. General Manager Hensel noted that new fixtures could be installed on the side of the Theater building to help with security.

Moved by Hill and seconded by Johnson:

RESOLVED: That we hereby authorize the removal of the light poles in the parking lot on the corner of Clinton Street and Main Street and obtain quotes for installation of fixtures on the Ray Evans Seneca Theater.

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

- Mayor Magiera stated she has a lot to discuss and would like to hold a work session. She noted the City did not receive the records management grant, however a new records room needs to be built.
- Council Member Smith read the attached letter from Empire Animal Rescue Society (EARS). He noted there were 19 animals taken care of at the spay/neuter clinic. Dog Control Officer Tim Haynoski noted that it went good for the first event. Council Member Smith thanked DCO Haynoski for his help.
- Clerk Chamberlain provided the Council with the bids received for City Hall window replacement. This will appear on the July 12th Council Agenda.

Moved by Smith 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 for the month of May 2023 are hereby accepted and filed.

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Vendor Number	Vendor Name	Payment Date	Payment Amount	Number
0193	GALLS PARENT HOLDINGS, LLC	06/19/2023	145.40	1868
9014	HUNT ENGINEERS ARCHITECTS & LAND SURV	06/19/2023	9,000.00	1869
0481	MIKE P QUIGLEY	06/19/2023	3,800.00	1870
0526	PATROLPC	06/19/2023	564.26	1871
0931	RICOH USA (PO BOX 41564)	06/19/2023	57.89	1872
0575	SHERWIN-WILLIAMS	06/19/2023	157.00	1873
0098	WORTH W SMITH	06/19/2023	32.98	1874
1171	COURTNEY JAMES	06/20/2023	130.40	1876
1205	HIGHMARK BCBSWNY (MEDICARE 286543)	06/26/2023	2,412.00	1877
1134	PROFESSIONAL AMBULANCE BILLING LLC	06/26/2023	8,541.84	1878
1046	SANDRA MAGIERA	06/26/2023	131.92	1879
0412	TOM STURDEVANT	06/26/2023	24.27	1880
0544	ROBERT CARPENTER	06/27/2023	139.98	1881
1239	ASAP OF OLEAN	06/30/2023	998.11	1882
1097	BREEZELINE	06/30/2023	351.40	1883
0081	CATTARAUGUS COUNTY REAL PROPERTY	06/30/2023	2,787.00	1884
8078	CROSBY-O'MANN, INC	06/30/2023	683.60	1885
1105	JAMES B SCHWAB CO	06/30/2023	30.79	1886
0831	METROPOLITAN TELECOMMUNICATIONS	06/30/2023	2,781.68	1887
0570	SCOTT J COLLINS	06/30/2023	1,459.00	1888
0415	ADAM'S SERVICES, LLC	06/30/2023	175.00	1889
0278	AIRGAS USA, LLC	06/30/2023	189.04	1890
1238	AMAZON CAPTIAL SERVICES	06/30/2023	315.46	1891
0055	BOYLE'S MOTOR SALES INC.	06/30/2023	457.48	1892
0366	BRUTE SPRING & EQUIPMENT INC.	06/30/2023	1,196.60	1893
0565	CAPPELLINO CHEVROLET	06/30/2023	14,817.00	1894
0571	CYNCON EQUIPMENT, INC	06/30/2023	61.48	1895
0164	GRAINGER	06/30/2023	35.00	1896
0175	JAMESTOWN SOAP & SOLVENT, INC.	06/30/2023	1,877.60	1897
1091	KURK FUEL COMPANY	06/30/2023	14,285.00	1898
0563	M.I.S. OF AMERICA, INC.	06/30/2023	306.00	1899
0248	NATIONAL FUEL	06/30/2023	884.02	1900
0568	NEW ENTERPRISE STONE & LIME CO., INC	06/30/2023	6,651.62	1901
0515	NOCO ENERGY CORP.	06/30/2023	14,552.24	1902
0469	STRATE WELDING SUPPLY CO., INC.	06/30/2023	36.84	1903
1052	TWIN TIERS OVERHEAD DOORS, INC.	06/30/2023	724.09	1904
0491	UNIFIRST CORPORATION	06/30/2023	257.98	1905
0429	VALPRO SANITARY SUPPLIES, INC.	06/30/2023	386.80	1906
0017	ACME BUSINESS MACHINES	06/30/2023	119.41	1907
0278	AIRGAS USA, LLC	06/30/2023	214.14	1908
0581	BOUND TREE MEDICAL, INC.	06/30/2023	311.63	1909

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0383	FLEETPRIDE	06/30/2023	192.29	1910
0074	GORMAN ENTERPRISES	06/30/2023	1,788.00	1911
0619	INCIDENT RESPONSE & MITIGATION SERVICES	06/30/2023	240.00	1912
0499	TWIN TIERS OUTERWEAR	06/30/2023	70.00	1913
0807	ZOLL MEDICAL CORPORATION	06/30/2023	448.00	1914
1029	10-75 EMERGENCY VEHICLES	06/30/2023	579.40	1915
0494	AMCHAR WHOLESALE INC.	06/30/2023	3,177.00	1916
0956	APPLIED CONCEPTS, INC	06/30/2023	2,350.00	1917
0326	AUSTIN LOCKSMITH, INC	06/30/2023	3.00	1918
0116	BKG TRUCK REPAIR LLC	06/30/2023	250.00	1919
1012	CATTARAUGUS COUNTY DPW	06/30/2023	139.12	1920
1196	DYNASTY CONSTRUCTION	06/30/2023	93,223.50	1921
0122	ELAN FINANCIAL SERVICES	06/30/2023	130.00	1922
0193	GALLS PARENT HOLDINGS, LLC	06/30/2023	120.69	1923
1178	LEXIPOL LLC	06/30/2023	12,691.44	1924
1023	RANDOLPH AUTO SUPPLY	06/30/2023	93.96	1925
0765	SEWING TECHNOLOGY UNIFORM INC	06/30/2023	1,999.73	1926
0300	SIRCHIE	06/30/2023	1,162.04	1927

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

Public Discussion:

- BPU General Manager Hensel stated that the installation of the new pumps has been completed at the Front Avenue pump station.
- Police Commission Member Kennedy let the Council know that he will be having a tree removed at the back of his property that borders Crowley Park. He noted the fence may be damaged. There was a consensus of the Council that the DPW Superintendent should be contracted to arrange to move the fence while the tree is removed. Council Member Koch thanked him for informing the Council of his plans.

Moved by Koch and seconded by Smith:

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

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

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Moved by Johnson and seconded by Reed:

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

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

Moved by Koch and seconded by Smith:

RESOLVED: That the we hereby appoint Lola Shaw, East Otto, NY as Account Clerk/Typist to work with the Assessor, Code Enforcement and City Attorney, effective July 22, 2023 at a wage of \$21.00 per hour at 35 hours per week, according to the Non-Union Employee Benefits, with 8 to 52 weeks of probation, based on Civil Service recommendation.

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

Moved by Hill and seconded by Johnson:

RESOLVED: That the we hereby authorize the Department of Public Works Part-time Non-Union Laborers receive \$17.20 per hour effective July 1, 2023.

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

Moved by Johnson and seconded by Smith:

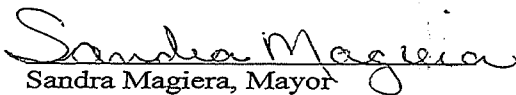
RESOLVED: That we hereby adjourn – 8:26 PM.
Carried.



Tracy Chamberlain, City Clerk

Dated: July 3, 2023

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


Sandra Magiera, Mayor

Dated: July 7, 2023

BID SHEET FOR OVERHEAD GARAGE DOORS

City of Salamanca Municipal Building
Sealed Bids Due: June 21, 2023 at 10:00 AM

This is for purchase and installation of eleven (11) doors at the Salamanca Municipal Building at 225 Wildwood Avenue Salamanca, NY. The cost should include materials and labor according to NYS Prevailing Wage Rates. All bids must be accompanied by a certificate of non-collusion.

Equal Opportunity/Affirmative Action Employer

All qualified contractors will receive consideration without regard to race, color, religion, creed, sex, age, or national origin. The City of Salamanca encourages M/WBE and Section 3 businesses to submit.

For inspection of the location please contact the Fire Chief Tom Sturdevant at 716-945-3311 or DPW Superintendent Robert Carpenter at 716-945-4680.

BID # 1 - FIRE STATION Front Doors

Seven (7) - 12' 0" x 12' 0" - white steel insulated doors to include: Full thermal break, metal/foam/metal panel construction, 1-3/4" panel thickness, R-Value = 16.2, (3) 24 "x 12" windows located at eye level, with 1/2" thick insulated glass, industry standard 10,000 cycle torsion springs, 2" bracket mount track, with 15" radius top track, wood jamb mount, all new exterior weather seals.

Bid Amount \$ 24,750.00

Seven (7) - 12' - commercial grade trolley operators to each include: 1/2" H.P. 230 Single Phase Power, adjustable clutch, emergency disconnect, built-in radio receiver, (1)- Open/Close/Stop wall console, (1)- single button remote control, with U.L. 325 safety compliant photo eyes.

Bid Amount \$ 8,575.00

One (1) - Firehouse Accessory lighting to include: Red/Green traffic light, light to change from flashing red to green when door is completely open, an Open Only green mushroom button, 2nd set of U.L. 325 safety compliant photo eyes, Open/Close/Stop remote control.

Bid Amount for One \$ 1,100.00 Total for Seven (7) doors \$ 7,700.00

Please note the Fire Station has Plymovent Vehicle Exhaust Extraction System for all seven (7) bays.

BID SHEET FOR OVERHEAD GARAGE DOORS

City of Salamanca Municipal Building

Sealed Bids Due: June 21, 2023 at 10:00 AM

BID # 1 - FIRE STATION Front Doors

TOTAL AMOUNT \$ 41,025.00

PRICE GUARANTEE FOR: 3 MONTHS

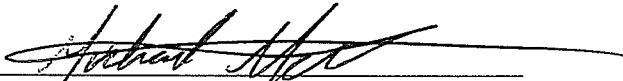
DELIVERY TIME: 3 - 4 WEEKS

BIDDER INFORMATION:

Name of Company: Plyler Entry Systems

Address: 1884 Mason Drive Jamestown N.Y. 14701

Phone: 716-296-0595 Email: mikem@plylerentry.com

Signature: 

Print Name: Michael Mabee

Please submit in a sealed envelope clearly marked as "Overhead Garage Door Project"



6/26/23

Dear Council,

Thank you for approving Empire Animal Rescue Society to use a safe location to host a mobile veterinary clinic. We appreciate your support as we continue our mission to help animals in need and facilitate spay/neuter clinics to prevent unwanted litters and unnecessary suffering for homeless animals.

Sincerely,

Tawnee Bocharski
Empire Animal Rescue Society