

REGULAR MEETING OF THE COMMON COUNCIL
APRIL 10, 2019
7:00 PM

PRESENT: Mayor Michael R. Smith
Council Members: John Hill, Timothy Flanigan, Michael Lonto,
Sandra Magiera, Janet Koch
City Clerk: Tracy Chamberlain
City Attorney: Erich Weyand
City Comptroller: Kathleen Sarver
Code Enforcement Officer: Brandon Smith
BPU General Manager: Dennis Hensel
BPU Water Department Supervisor: Justin Chudy
BPU Electric Department Supervisor: Jeffrey Pond Jr.
City Engineer: Daniel Kreuz of Urban Engineers

Mayor Smith called the meeting to order at 7:00 PM. After the Pledge of Allegiance, Mayor Smith asked for a moment of silence.

CLD TO ORDER/
MOM. OF SIL

Moved by Lonto and seconded by Flanigan:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of March 27, 2019.

APRVL OF MINS
OF 03/27/19

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

Moved by Koch and seconded by Lonto:

RESOLVED: That a three percent general raise is hereby authorized for all full and part time Salamanca Housing Authority non-union employees, effective April 1, 2019, with the understanding that the raise shall be the equivalent to the general raise of the City Department of Public Works, as recommended by the Salamanca Housing Authority Board.

RESOL TO APV
3% RAISE FOR
SHA NON-UN.
EMPS EFF 04/
01/19, W/UNDR-
STANDING IT
WILL BE EQUVL
W/DPW CONTRACT
APRVL

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

Moved by Magiera and seconded by Lonto:

RESOLVED: That the bid of C.W. Lawn Care Inc., Salamanca, NY, in the amount of \$1,155.00 per mowing to include the mowing, trimming and cleaning of the Wildwood Cemetery for the 2019 season is hereby accepted, and

RESOL TO
ACPT BID OF
CW LAWN CARE,
\$1155/ MOW,
INCL MOWING &
TRIMMING OF
WILDWOOD CEME
FOR 2019
SEASON

BE IT FURTHER RESOLVED: That the Mayor is authorized to sign an agreement which will outline all requirements, including insurance.

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

REGULAR MEETING OF THE COMMON COUNCIL
 APRIL 10, 2019
 PAGE TWO

Moved by Flanigan and seconded by Lonto:

RESOLVED: That we hereby authorize Cattaraugus Community Action, Inc. to hold a walk on Saturday, May 11, 2019 and if necessary, closing of the following streets along the route; from 25 Jefferson Street onto South Main, Clinton Street, Wildwood Avenue and Main Street, as recommend by the Police Commission.

RESOL TO
 AUTH CCA TO
 HOLD WALK
 05/11/19 &
 CLOSE FLWG
 STS IF NEC:
 JEFFERSON,
 S.MAIN, CLIN-
 TON, WILDWD
 & MAIN ST

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
 Nays: None

Moved by Lonto and seconded by Flanigan:

WHEREAS, the Budget for the City of Salamanca for fiscal year ending March 31, 2020, was duly adopted by the Common Council on February 20, 2019,

WHEREAS, there is a need to Amend the 2019-2020 City Budget, due to additional expenses for the City Hall Generator; and for a payment for the operation of the OATS bus;

WHEREAS, it is the desire of the Mayor and Common Council to amend the 2019-2020 City Budget,

NOW THEREFORE BE IT RESOLVED that upon the action of the Common Council, the City Comptroller is authorized and directed to amend the 2019-2020 City Budget as follows;

RES TO AUTH
 CITY COMPT
 TO AMEND 20-
 19 to 2020
 BUDGET (GEN-
 ERATOR&OATS
 BUS)

AMEND:	Increase Appropriation	Decrease Appropriation
A-1480 Public Info & Services		
5-1480.200 Equip & Capital Outlay	\$15,000.00	
A-1620 Buildings		
5-1620.430 City Hall Generator	\$76,000.00	
A-5990 Appropriated Surplus Fund Balance		
4-5990.000 Approp Surplus Fund Balance	\$91,000.00	

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
 Nays: None

REGULAR MEETING OF THE COMMON COUNCIL
APRIL 10, 2019
PAGE THREE

Moved by Flanigan and seconded by Lonto:

RESOLVED: That we hereby require a Department Head, Board Chairperson or Commission Chairperson to provide any requested employee non-mandatory, non-certification, or non-safety training information to be placed on the Agenda of the Common Council, prior to attending any proposed training, for approval or denial.

RESOL TO REQR
DEPT HEAD, BOARD
CHAIR OR COMMISS
CHAIR TO PROVID
COUNCIL TO APV
ANY NON-MANDAT
TRAINING REQ.

There was discussion regarding the timing of requests. There is concern that trainings are being authorized that are not mandatory. It was expressed that there are trainings that are necessary but not mandatory. It was a consensus of the Council that trainings that are for certifications or safety reasons can be authorized through Commissions or Boards. Other trainings should go to Council for review of costs involved, such as filling shifts.

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

Moved by Lonto and seconded by Flanigan:

RESOLVED: That we hereby confirm the authorization that the City Clerk properly advertise for the public auction of the attached listing of City-owned properties, to be held on Saturday, June 1, 2019 at 10:00 AM in the Court Room of the City Municipal Building.

RESOL TO CONFIRM
AUTH OF CITY
CLERK TO ADV
PROP FOR AUCTION
OF CITY-OWNED
PROPS 06/01/19
10:00 AM

It was noted that the City can reject any bid and the Common Council will authorize the final sale of all properties.

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

(ATTACHED)

Moved by Lonto and seconded by Hill:

RESOLVED: That the agenda rule is hereby waived to consider other business.

RESOL TO WAIVE
AGENDA

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

Moved by Lonto and seconded by Hill:

RESOLVED: That we hereby authorize extending the Main Street Milling and Resurfacing Project to include the North end of Main Street at the Y and the intersection of West State Street and East State Street between the Y, at the unit bid price from the contract with Amherst Paving, for approximately \$97,500.00, and

RESOL TO AUTH
EXTNDG MAIN ST
MILLING & RES-
URFACING PROJ
TO INCLUDE N.
END OF MAIN AT
Y & INTERSECTN OF
W. STATE AND E.
STATE BETW Y,
AMHERST PAVING,
\$97,500 WITH
URBAN ENG TO
ADMIN CHANGE OR

BE IT FURTHER RESOLVED: That we authorize Urban Engineers to administer the change order for such project.

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

REGULAR MEETING OF THE COMMON COUNCIL
 APRIL 10, 2019
 PAGE FOUR

COMMUNICATIONS:

Under Communications from the Mayor and Council:

- Mayor Smith thanked the community for support during the recent helmet drive for the Salamanca Varsity Baseball team. They collected \$2,800.00 in donations. HELMENT DRIVE SUPPORT FOR VARSITY BASEBALL
- Mayor Smith thanked Code Enforcement Officer Brandon Smith for the work he has done on the garbage issues with City properties. Code Officer Smith stated he appreciates the support from the Mayor and Council. Since sending correspondence there has been a fifty percent improvement and a record number of tires turned in for free tire disposal at the transfer station. CODE ENF B. SMITH THANKED FOR WORK ON GARBAGE ISSUES
- Council Member Koch asked if the overgrown grass notification letters could be held off until the grass is higher. Officer Smith noted that the property maintenance code that the City adopted states the regulations. He could change the first notice to be regular mail and the follow-up notice to be mailed with the certified/return receipt. BPU General Manager Hensel noted that individuals should be reminded that it is illegal to leave grass in the roadways. IN CITY OVERGROWN GRASS NOTIFICATIONS

Moved by Lonto and seconded by Koch:

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, Fire Chief and City Judge for the month of March 2019 are hereby accepted and filed. APRVL OF BILLS & CERTAIN DEPT REPORTS

--DATE--	--TYPE--	NUMBER	-----DESCRIPTION-----	-----AMOUNT----
3/29/2019	CHECK	058301	CITY OF SALAMANCA BPU	7,824.00CR
3/29/2019	CHECK	058302	CITY OF SALAMANCA-SPECIAL REVE	184,549.00CR
3/29/2019	CHECK	058303	COMMISSIONER OF TAXATION AND F	29.80CR
3/29/2019	CHECK	058304	SALAMANCA PUBLIC LIBRARY	95,665.00CR
4/01/2019	CHECK	058305	NED FENTON INSURANCE AGENCY	121,998.93CR
4/01/2019	CHECK	058306	SCOTT J COLLINS	1,292.00CR
4/05/2019	CHECK	058307	CITY OF SALAMANCA FED WITHHOLD	5,648.85CR
4/05/2019	CHECK	058308	CITY OF SALAMANCA PAYROLL ACCO	76,068.80CR
4/03/2019	CHECK	058309	CHAUTAUQUA BRICK CO., INC	1,405.41CR
4/04/2019	CHECK	058310	DRESCHER & MALECKI LLP	2,500.00CR
4/04/2019	CHECK	058311	CITY OF SALAMANCA BPU	1,001.00CR
4/04/2019	CHECK	058312	TROY J. WESTFALL	195.94CR
4/05/2019	CHECK	058313	SALAMANCA CENTRAL SCHOOL DISTR	10,605.24CR

REGULAR MEETING OF THE COMMON COUNCIL
APRIL 10, 2019
PAGE FIVE

4/05/2019 CHECK	058314	VERIZON WIRELESS	738.96CR
4/12/2019 CHECK	058315	AIRGAS USA, LLC	42.00CR
4/12/2019 CHECK	058316	AUTOZONE	7.49CR
4/12/2019 CHECK	058317	CHAUTAUQUA BRICK CO., INC	119.97CR
4/12/2019 CHECK	058318	ESO SOLUTIONS, INC.	795.00CR
4/12/2019 CHECK	058319	UPMC CHAUTAUQUA/STAFF DEVELOPM	85.00CR
3/31/2019 CHECK	058320	CHURCHVILLE FIRE EQUIPMENT COR	7,887.58CR
3/31/2019 CHECK	058321	EAGLE RADIO TECHNOLOGIES	2,600.00CR
3/31/2019 CHECK	058322	ELLICOTTVILLE PHARMACY, INC.	113.00CR
3/31/2019 CHECK	058323	GANOUNG'S FIRE PROTECTION, INC	16.00CR
3/31/2019 CHECK	058324	GORMAN ENTERPRISES	103.90CR
3/31/2019 CHECK	058325	MUNICIPAL EMERGENCY SERVICES	1,260.00CR
3/31/2019 CHECK	058326	ROCK-N-RESCUE/J.E. WEINEL, INC	398.62CR
3/31/2019 CHECK	058327	WORTH W SMITH	6.70CR
3/31/2019 CHECK	058328	AMCHAR WHOLESALE INC.	1,434.40CR
3/31/2019 CHECK	058329	DEN'S AUTO	1,438.87CR
3/31/2019 CHECK	058330	FEDERAL EASTERN INTERNATIONAL	1,026.00CR
3/31/2019 CHECK	058331	GALLS, LLC.	2,029.74CR
3/31/2019 CHECK	058332	RANDOLPH AUTO SUPPLY	44.55CR
3/31/2019 CHECK	058333	SIRCHIE	159.55CR
3/31/2019 CHECK	058334	WORTH W SMITH	32.94CR
4/12/2019 CHECK	058335	ALLIED ALARM SERVICES INC	102.00CR
4/12/2019 CHECK	058336	BLUE COLLAR WORKWEAR	385.00CR
4/12/2019 CHECK	058337	CNA SURETY DIRECT BILL	120.00CR
4/12/2019 CHECK	058338	F & E BUSINESS EQUIPMENT	224.00CR
4/12/2019 CHECK	058339	FSC SYSTEMS, LLC	360.00CR
4/12/2019 CHECK	058340	NYCOM	2,913.00CR
4/12/2019 CHECK	058341	RICOH USA, INC.	286.19CR
4/12/2019 CHECK	058342	SALAMANCA PRESS	50.00CR
4/12/2019 CHECK	058343	THE PAPER FACTORY	22.04CR
4/12/2019 CHECK	058344	TYLER TECHNOLOGIES, INC.	8,324.61CR

REGULAR MEETING OF THE COMMON COUNCIL
 APRIL 10, 2019
 PAGE SIX

4/12/2019 CHECK	058345	VALPRO SANITARY SUPPLIES, INC.	775.20CR
3/31/2019 CHECK	058346	BEICHNER WASTE SERVICES, INC.	130.00CR
3/31/2019 CHECK	058347	BLUE COLLAR WORKWEAR	127.00CR
3/31/2019 CHECK	058348	BRADFORD PUBLISHING COMPANY	63.20CR
3/31/2019 CHECK	058349	CAPPELLINO CHEVROLET	410.90CR
3/31/2019 CHECK	058350	CITY OF SALAMANCA BPU	19,867.09CR
3/31/2019 CHECK	058351	VOID CHECK	0.00
3/31/2019 CHECK	058352	COYOTE PERFORMANCE PRODUCTS	706.27CR
3/31/2019 CHECK	058353	CYNCON EQUIPMENT, INC	350.60CR
3/31/2019 CHECK	058354	FASTENAL COMPANY	18.82CR
3/31/2019 CHECK	058355	FLAGS USA INC.	75.00CR
3/31/2019 CHECK	058356	GERNATT ASPHALT	2,520.34CR
3/31/2019 CHECK	058357	GFC BUSINESS SYSTEM, INC.	399.70CR
3/31/2019 CHECK	058358	GRAINGER	98.80CR
3/31/2019 CHECK	058359	HENRY H. HILL INC.	1,571.82CR
3/31/2019 CHECK	058360	HODGSON RUSS, LLP	118.00CR
3/31/2019 CHECK	058361	JAMES B SCHWAB CO., INC	53.60CR
3/31/2019 CHECK	058362	MIDTOWN TIRE INC.	332.48CR
3/31/2019 CHECK	058363	NATIONAL FUEL	5,213.45CR
3/31/2019 CHECK	058364	RANDOLPH AUTO SUPPLY	629.60CR
3/31/2019 CHECK	058365	VOID CHECK	0.00
3/31/2019 CHECK	058366	RICHARD-CIN SIGNS & SUPPLIES	944.90CR
3/31/2019 CHECK	058367	SLUGA'S SAW SHOP	91.94CR
3/31/2019 CHECK	058368	SOUTHERN TIER MUNICIPAL & CONS	874.74CR
3/31/2019 CHECK	058369	THE PAPER FACTORY	119.96CR
3/31/2019 CHECK	058370	WORTH W SMITH	59.67CR

Special Accounts
 4/10/2019

<u>Check #</u>	<u>Date</u>	<u>Account Name</u>	<u>Amount</u>
380	3/29/2019	Capital Fund-City of Salamanca	6,381.94
279	4/1/2019	Pooled Cash-Youth Center Spec Activities-Pepsi Cola	238.35
280	4/10/2019	Pooled Cash-Youth Center Spec Activities-Dave Jeffers	650.00

REGULAR MEETING OF THE COMMON COUNCIL
APRIL 10, 2019
PAGE SEVEN

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

Moved by Magiera and seconded by Flanigan:

RESOLVED: That the Board hold work session for the purpose of discussing the Planner/Project Manager/ Grant Writer position.

RESOL TO HOLD
WORK SESSION
FOR DISCUSSING
PLANNER/PROJ
MGR/GRANT WRI-
TER POSITION

Adopted Ayes: Hill, Flanigan, Lonto, Magiera, Koch
Nays: None

At this time the Council reviewed information of the Planner/Project Manager/ Grant Writer position. There is a consensus to pursue a hiring an individual for the position, not to announce a request for proposals from consultants. The City's Youth Bureau Director Sandra Brundage has been helping with preparation of grants. She will be starting the busy season for the summer youth programs and cannot commit to the grant work. It is important the City appoint someone soon for assistance with projects.

REVIEW OF INFO
ON ABOVE

After some discussion it was decided that Council Member Koch would contact the Cattaraugus County Civil Service office to finalize the job description. This would include the following:

COUNCIL MEMBER
KOCH TO CONTACT
CIVIL SERV TO
FINALIZE JOB
DESCRPTN.

- The Mayor and Council will be supervisors, and be provided updates on projects, ideas, concepts, etc.
- This will be for Community Development projects
- Financial tracking will be handled by the City Comptroller
- Responsible for Planning, Grant Writing and Administration
- Delete section regarding Housing from the draft job description
- Include a statement - perform any duties the supervisor assigns

Additionally Youth Bureau Director Brundage suggests this be someone who can sit with a Department Head, Mayor, Council Member, Community Member, etc. and discuss what a specific grant is proposed for, then write it. It would also make sense for the Planner to be a presence on the Planning Board, IDA, etc.

SUGGESTNS FOR
GRANT WRITER
BY YOUTH DIR

Council Member Flanigan suggested the position be advertised as soon as possible. Once the final job title and description is received from the Catt. Co. Civil Service Office as advertisement can be listed.

REGULAR MEETING OF THE COMMON COUNCIL
APRIL 10, 2019
PAGE EIGHT

Moved by Lonto and seconded by Koch:

RESOLVED: That we hereby adjourn – 7:50 PM.

Carried.

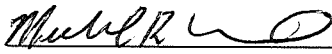
ADJOURN



Tracy Chamberlain, City Clerk

Dated: April 15, 2019

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



Michael Smith, Mayor

Dated: April 29, 2019

**CITY OF SALAMANCA
NOTICE-SALE OF PROPERTY**

PUBLIC NOTICE is hereby given that the City of Salamanca, New York, will sell the following properties at public auction to the highest bidder on **Saturday, June 1, 2019 at 10:00 A.M.** in the court room of the City Municipal Building, 225 Wildwood Avenue, Salamanca, New York:

<u>ADDRESS</u>	<u>TAX ID #</u>	<u>LOT SIZE</u>
1. 316 Front Avenue	73.070-1-12	194 ft x 250 ft
2. 143 River Street	73.071-5-17	55 ft x 170 ft
3. 321 Broad Street	73.078-2-5	50 ft x 200 ft
4. 14 Linwood Avenue	73.080-1-14	40 ft x 56.90 ft
5. 104 East Street	82.023-2-23	42 ft x 120 ft
<u>The Following Properties are Vacant Lots.</u>		
6. Washington Street	72.067-1-6.2	50 ft x 170 ft
7. 148 Highland Avenue	73.065-6-1	35 ft x 80 ft
8. 322 Broad Street	73.070-3-29	60 ft x 412 ft
9. Ward Street	72.068-2-12	62 ft x 132.5 ft
10. School Street	72.068-2-26	1.12 Acres
11. Next four parcels will be sold as one unit		
a. Washington Street	72.068-3-16	142 ft x 165 ft
b. School Street	72.068-3-17	40 ft x 60 ft
c. Washington Street	72.068-3-18	0.17 Acres
d. Washington Street	72.068-3-19	30 ft x 115.50 ft
12. Drake Street	73.054-1-1	13.40 Acres
13. Center Street	73.061-1-38	47 ft x 123 ft
14. Next two parcels will be sold as one unit		
a. West State Street	73.062-1-32	53 ft x 320 ft
b. West State Street	73.062-1-33	53 ft x 180 ft
15. West State Street	73.062-1-43	75 ft x 180 ft
16. Erie Street	73.063-1-5	145 ft x 165 ft
17. West State Street	73.063-2-18	40 ft x 155 ft
18. Next five parcels will be sold as one unit		
a. East State Street	73.063-2-6	123 ft x 131 ft
b. East State Street	73.063-2-8	45 ft x 131 ft
c. West State Street	73.063-2-9	115 ft x 131 ft
d. West State Street	73.063-2-10	50 ft x 107 ft
e. West State Street	73.063-2-11	2.40 Acres
19. Next two parcels will be sold as one unit		
a. East State Street	73.064-1-24	48 ft x 173 ft
b. East State Street	73.064-1-25	50 ft x 775 ft

20. East State Street	73.072-1-16	63 ft x 177 ft
21. East State Street	73.072-1-8	46 ft x 118 ft
22. Herman Street	73.072-2-20	22 ft x 109 ft
23. East State Street	73.072-2-6	48 ft x 135 ft
24. 536 East State Street	73.073-5-7	57 ft x 121 ft
25. Broad Street	73.078-1-11	1.34 Acres
26. Next two parcels will be sold as one unit		
a. Norwood Avenue	73.078-4-7.1	94 ft x 130.50 ft
b. Norwood Avenue	73.078-4-8	51 ft x 130.50 ft
27. Next two parcels will be sold as one unit		
a. Norwood Avenue	73.078-4-9	49 ft x 128 ft
b. Norwood Avenue	73.078-4-10.1	94 ft x 149 ft
28. Broad Street	73.079-2-42	60 ft x 170 ft
29. Next two parcels will be sold as one unit		
a. Main Street	73.079-3-31	20 ft x 140 ft
b. Main Street	73.079-3-32	29 ft x 140 ft
30. 53-55 Summit Street	73.079-5-36	75 ft x 158.5 ft
31. Bliss Street	73.079-9-35	50 ft x 128 ft
32. 310 Wildwood Avenue	73.080-1-5	71.50 ft x 125 ft
33. Parkway Drive	73.080-2-28	50 ft x 38 ft
34. Clinton Street	73.080-2-5	50 ft 203 ft
35. Lexington Avenue	73.080-4-21	46 ft x 130 ft
36. Fairmount Avenue	73.080-4-29	50 ft x 112.50 ft
37. Carlton Avenue	73.080-6-14	100 ft x 130 ft
38. Carlton Avenue	73.080-6-4	50 ft x 125.50 ft
39. Liberty Street	82.022-1-26	144 ft x 305 ft
40. Jewett Avenue	82.023-2-42	50 ft x 45 ft
41. East Street	82.023-2-48	26 ft x 157 ft
42. East Street	82.023-2-50	54 ft x 120 ft
43. Next two parcels will be sold as one unit		
a. Scenic Drive	82.023-3-3	40 ft x 323 ft
b. Scenic Drive	82.023-3-4	113 ft x 310 ft
44. Next three parcels will be sold as one unit		
a. Scenic Drive	82.023-3-7	3.78 Acres
b. Fairmount Avenue	82.023-3-8	230 ft x 64 ft
c. Fairmount Avenue	82.023-3-9	276 ft x 180 ft
45. Next two parcels will be sold as one unit		
a. Parkway Drive	82.024-2-5	176 ft x 130 ft
b. Parkway Drive	82.024-2-6	92 ft x 140 ft
46. Parkway Drive	82.024-2-8	66 ft x 142 ft

All properties sold "As is". Successful bidder must put down ten percent of bid on the day of the sale, at auction. Balance of payment is due within thirty days after Common Council approves the bid. No deed documents will be prepared until payment in full is received by the City. Failure to pay balance will result in forfeiture of the ten percent down payment. Such sale shall not be binding upon the City unless approved by three-fourths of all members of the Common Council and also approved by the Mayor.

The City of Salamanca makes no representations as to the integrity of the improvements on the property, nor as to the status of marketable title. Perspective bidders are responsible for conducting their own due diligence concerning the same prior to placing said bid. Accordingly, the city is unable to render any legal or other opinions concerning these issues. It is suggested that any perspective bidder hire legal counsel to address these issues prior to placing said bid.

Inspection of the properties by interested bidders may be made by appointment, please contact the Office of the City Assessor during business hours: (716) 945-3922.

Information for these properties can be found by using the Cattaraugus County website at https://maps.cattco.org/parcel_disclaimer.php

The City of Salamanca Common Council reserves the right to reject any and all bids.

Dated: April 12, 2019

Please Publish: April 18, May 2, and May 16, 2019