

REGULAR MEETING OF THE COMMON COUNCIL
JANUARY 27, 2021
7:00 PM

PRESENT: Mayor Sandra Magiera
Council Members: John Hill, Kylee Johnson, Barry Smith
Paul Myers, Janet Koch
City Clerk: Tracy Chamberlain
City Comptroller: Kathleen Sarver
Grant Writer/Youth Bureau Director: Sandra Brundage
BPU General Manager: Dennis Hensel
BPU Water Department Supervisor: Justin Chudy

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

CLD TO ORDER
MOM OF SIL &
PLEDGE

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 January 13, 2021.

APRVL OF MINS
OF 01/13/21

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

Agenda Item # 3 is Withdrawn at this time and will be addressed at the Board of Public Works meeting on February 10, 2021.

W/DRAW AGENDA
ITEM #3

Moved by Hill and seconded by Myers:

RESOLVED: That we hereby approve and endorse a grant application to NYS Office of Community Renewal Community Development Block Grant program.

RESOL TO APV
& ENDORSE
GRANT APP TO
NYS OFC OF
COMMUNITY RE-
NEWAL COMMUN-
ITY DEVELOP
GRANT BLOCK
PROGR

WHEREAS, the City of Salamanca is applying to the NYS Office of Community Renewal for a program grant under the Community Development Block Grant Community Planning Program to conduct an evaluation of City of Salamanca Water System components, a site located within the territorial jurisdiction of this City of Salamanca Common Council; and

WHEREAS, as a requirement of these programs, said City of Salamanca must obtain the approval and endorsement of the governing body of the municipality in which the project is located.

NOW, THEREFORE, BE IT RESOLVED, that the City of Salamanca Common Council hereby does approve and endorse the application of City of Salamanca for a grant under the Community Development Block Grant Program for a project known as City of Salamanca Water System Evaluation and located within this community. This grant application request is \$50,000 for the contractual cost of the Water System Evaluation. The City Board of Public Utilities match is \$2,500. The total project cost is \$52,500.

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BPU General Manager Hensel explained that this grant application would be for the Phase II of the Water Plant repairs. The project was started in 2019 with replacement of half of the malfunctioning pumps. The next step would be to hire an engineer to prepare the study to then apply for grant funds to complete the project.

(PHASE II OF
WATER PLANT RE-
PAIRS)

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

Mayor Magiera made the following appointment:

MAYOR APTS:

MAYOR'S REPRESENTATIVE ON COMMUNITY ACTION BOARD

Reappointment of Shayla Adamic, for a two year term beginning on January 28, 2021 and ending December 31, 2022.

MAYOR'S REP
ON COMMUNITY
ACTION BOARD:
SHAYLA ADAMIC,
2 ys, 01/28/21-
12/31/22

Moved by Hill and seconded by Johnson:

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

RESOL TO APVE
MAYOR'S APTS:

JOINT VENTURE COMMISSION

Appointment of Mayor Sandra Magiera, Salamanca, NY, for a term commensurate with his elected term beginning on January 28, 2021 and ending December 31, 2022.

JOINT VENTURE
COMM:
Sandra Magiera,
Mayor-01/28/21-
12/31/22

Appointment of Council President John Hill, Salamanca, NY, for a term commensurate with his elected term beginning on January 28, 2021 and ending December 31, 2022.

Council Pres
John Hill, 01/
28/21-12/31/22

Appointment of Janet Koch, Salamanca, NY, for a term commensurate with her elected term beginning on January 28, 2021 and ending December 31, 2022.

Janet Koch,
Council Member,
01/28/21-12/31/
22

RECREATION COMMISSION

Reappointment of Joel Talbot, for a three-year term beginning on February 1, 2021 and ending January 31, 2024.

RECREATION:
Joel Talbot, 3ys
02/01/21-01/31/
24

Council Member Smith asked what the Joint Venture Commission does. It was explained that the Commission also includes Seneca Nation of Indians representatives. It has not been active, but in the past used funds to do projects within the City. It was suggested to see if this Commission could pursue jointly working on funding the repairs to the brick entrance at the Veteran's Park.

EXPLANATION OF
JT VENTURE COMM

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

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Moved by Hill and seconded by Myers:

RESOLVED: That we hereby waive the agenda rule to consider other business. RESOL TO WAIVE
AGENDA

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

Moved by Hill and seconded by Myers:

RESOLVED: That we hereby appoint Tracy Whitcomb, Salamanca, NY, as RESOL TO APT
substitute Building Attendant effective January 27, 2021, at the current minimum wage, TRACY WHITCOMB
with the positions to end when the COVID-19 pandemic ends. SUBSTITUTE
BLDG ATTENDANT

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

01/27/21 TO
END OF COVID19
PANDEMIC

Moved by Koch and seconded by Johnson:

RESOLVED: That we hereby increase the wage of Brandie Fuller, Salamanca, NY, Account Clerk/Typist, to \$16.50 per hour effective January 28, 2021. RESOL TO INCR
WAGE OF BRAND-

Council Member Koch noted that this will not affect the April 1, 2021 wage increase. She stated that Ms. Fuller has a College Bachelor's degree. Civil Service law states that she could receive a lateral transfer to another office under the job title Account Clerk/Typist. Council Member Koch also noted that she is for the increase if a new employee starting wage is \$16.00 per hour.

IE FULLER TO
\$16.50/hr EFF
01/28/21

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

KOCH-NOTED SHE
IN FAVOR OF
THIS INCR IF
NEW EMPLOYEE
STARTING WAGE
IS \$16/hr

Under Communications from the Mayor and Council:

- Council Member Smith stated that the Police Department is doing a good job with the drug arrests and would like to encourage them to continue. COMMUNICATIONS

SMITH-PRAISED
SPD

Council Member Koch stated the following:

- She spoke with the Civil Service office and was informed that if they are notified via a pink sheet that the City will no longer have a Police Chief affective May 28, 2021, then Civil Service would order the Police Chief exam from NYS. Which would probably not be in March 2021 but could possibly be scheduled for the fall of 2021. She noted she requested the Police Chief exam on last Thursday, January 21, 2021. KOCH ADDRESSED
SEVERAL ISSUES:
- She informed the Comptroller that a pink sheet can and needs to be done now that there is a date of retirement for the Police Chief.
- A pink sheet will need to be done for the Fire Chief who retired on January 5, 2021. An exam cannot be requested because there are no Officers qualified to take the test. As soon as there is an eligible Officer, Civil Service will need to be notified and they will order the exam from NYS.

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- The pink sheet needs to be completed for Tom Sturdevant First Assistant to the Chief.
- She was informed the Temporary Acting Police Chief position is a three-month appointment with a three-month extension. This would end February 10, 2021 which will need to be extended again. It can be changed to Provisional Police Chief effective May 29, 2021. COUNCILMAN
KOCH CONT
- She discussed the January Board of Public Utilities meeting, which she was informed that her term ended and she was not able to taken action. NY Conference of Mayors stated the term she was serving was a dual role on the Board of Public Utilities, one as Council Member and as a Public Officer. The public officer duties rolled over until an appointment was made and therefore she could have attended and taken action at the January BPU meeting. BPU Manager Hensel and Clerk Chamberlain apologized for the error.
- She stated she asked to serve on a Commission but was not appointed. Prior, she was not an acting member but asked to help with an issue. She noted she felt used during those 11 months. She noted that "For the good of the City" has been stated at times, however she feels that the appointed people should be inquired about. She stated someone was appointed to a Commission that owes back taxes of two properties for over \$5,000.00.
- She also requested to have an executive session for personnel.

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 Fire Chief, Police Chief, Dog Control Officer and the City Judge for the month of December 2020 and the City Comptroller for the month ending January 2021, are hereby accepted and filed. APRVL OF BILLS &
CERTAIN DEPT
REPORTS

---DATE---	---TYPE---	NUMBER	-----DESCRIPTION-----	-----AMOUNT---
1/15/2021	CHECK	060890	CITY OF SALAMANCA FED WITHHOLD	5,502.92CR
1/15/2021	CHECK	060891	CITY OF SALAMANCA PAYROLL ACCO	74,625.54CR
1/19/2021	CHECK	060892	CARDMEMBER SERVICE	1,363.56CR
1/19/2021	CHECK	060893	COMPLETE PAYROLL PROCESSING IN	140.70CR
1/19/2021	CHECK	060894	KENWORTH NORTHEAST GROUP INC	182,279.33CR
1/19/2021	CHECK	060895	STAPLES CONTRACT & COMMERCIAL	803.51CR
1/19/2021	CHECK	060896	VAN BORTELL FORD, INC.	37,073.93CR
1/20/2021	CHECK	060897	KATHLEEN SARVER - PETTY CASH	26.35CR
1/20/2021	CHECK	060898	TOM STURDEVANT	510.00CR
1/22/2021	CHECK	060899	CITY OF SALAMANCA FED WITHHOLD	7,408.57CR
1/22/2021	CHECK	060900	CITY OF SALAMANCA PAYROLL ACCO	99,358.88CR

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1/22/2021 CHECK	060901	SALAMANCA PUBLIC LIBRARY	50,000.00CR
1/22/2021 CHECK	060902	COMPLETE PAYROLL PROCESSING IN	124.64CR
1/22/2021 CHECK	060903	CYNTHIA A. FRANKLIN	41.40CR
1/29/2021 CHECK	060904	ACME BEARINGS CORP.	38.15CR
1/29/2021 CHECK	060905	ALLIED ALARM SERVICES INC	105.00CR
1/29/2021 CHECK	060906	ATLANTIC BROADBAND	195.14CR
1/29/2021 CHECK	060907	BENNETT, DIFILIPPO & KURTZHALT	332.75CR
1/29/2021 CHECK	060908	CARLY ROGERS	142.35CR
1/29/2021 CHECK	060909	CHAUTAUQUA COUNTY HUMANE SOCIE	255.00CR
1/29/2021 CHECK	060910	EMERLING FORD, INC	19.39CR
1/29/2021 CHECK	060911	FERGUSON PRINTING	170.00CR
1/29/2021 CHECK	060912	GRAINGER	646.32CR
1/29/2021 CHECK	060913	IRR SUPPLY CENTERS INC	94.06CR
1/29/2021 CHECK	060914	JAMES B SCHWAB CO., INC	12.73CR
1/29/2021 CHECK	060915	JOINT LEASING COMMISSION	5,000.00CR
1/29/2021 CHECK	060916	LAKELANDS CONCRETE PRODUCTS	48,320.00CR
1/29/2021 CHECK	060917	LANDPRO EQUIPMENT LLC	438.70CR
1/29/2021 CHECK	060918	M.I.S. OF AMERICA, INC.	192.50CR
1/29/2021 CHECK	060919	METROPOLITAN TELECOMMUNICATION	1,512.87CR
1/29/2021 CHECK	060920	NATIONAL FUEL	680.52CR
1/29/2021 CHECK	060921	NED FENTON INSURANCE AGENCY	230.00CR
1/29/2021 CHECK	060922	NOCO ENERGY CORP.	9,502.56CR
1/29/2021 CHECK	060923	OLEAN TIMES HERALD	37.50CR
1/29/2021 CHECK	060924	PROFESSIONAL AMBULANCE BILLING	2,388.10CR
1/29/2021 CHECK	060925	SCOTT J COLLINS	1,459.00CR
1/29/2021 CHECK	060926	THE PAPER FACTORY	80.56CR
1/29/2021 CHECK	060927	TYLER TECHNOLOGIES, INC.	4,218.40CR
1/29/2021 CHECK	060928	VALPRO SANITARY SUPPLIES, INC.	55.15CR
1/29/2021 CHECK	060929	WNY ASSOC OF YOUTH BOARDS & BU	60.00CR
1/29/2021 CHECK	060930	JOHN SANDY	38.75CR
1/29/2021 CHECK	060931	RANDOLPH AUTO SUPPLY	180.45CR
1/29/2021 CHECK	060932	SIRCHIE	1,036.60CR
1/29/2021 CHECK	060933	THE PAPER FACTORY	12.16CR

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1/29/2021 CHECK	060934	AIRGAS USA, LLC	529.00CR
1/29/2021 CHECK	060935	AMERICAN MEDICAL RESPONSE - ED	220.00CR
1/29/2021 CHECK	060936	CATTARAUGUS COUNTY OFFICE OF E	25.00CR
1/29/2021 CHECK	060937	CHURCHVILLE FIRE EQUIPMENT COR	43.50CR
1/29/2021 CHECK	060938	DANIEL KRUSZYNSKI	172.43CR
1/29/2021 CHECK	060939	EAGLE RADIO TECHNOLOGIES	1,057.13CR
1/29/2021 CHECK	060940	INCIDENT RESPONSE & MITIGATION	528.95CR
1/29/2021 CHECK	060941	MIDTOWN TIRE INC.	886.00CR
1/29/2021 CHECK	060942	PIERCE STEEL FABRICATORS, INC.	25.00CR
1/29/2021 CHECK	060943	WORTH W SMITH	190.10CR

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

Under public discussion:

- Grant Writer Brundage presented her grant report. She reviewed the NYS COVID-19 reimbursement allowable expenses. There was some discussion regarding the Highland Avenue Playground, including the newly installed bathroom. The Council noted she is doing a great job with the grants.

PUBLIC DISCN:

GRANT REPORT FRM
GRANT WRITER BRU-
NDAGE

Moved by Koch and seconded by Smith:

RESOLVED: That the Mayor and Council enter into executive session for the purpose of discussing a personnel matter relating to a particular person under the provisions of the State's Open Meetings Law.

EXEC SESSN

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

Moved by Koch and seconded by Smith:

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

RECONVENE

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

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Moved by Koch and seconded by Myers:

RESOLVED: That we hereby adjourn – 8:14 PM.


ADJOURN

Carried.


Tracy Chamberlain, City Clerk

Dated: February 1, 2021

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


Sandra Magiera, Mayor

Dated: February 5, 2021