

REGULAR MEETING OF THE COMMON COUNCIL  
MAY 22, 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  
Youth Bureau Director: Sandra Brundage  
BPU General Manager: Dennis Hensel  
BPU Electric Department Supervisor: Jeffrey Pond Jr.

Mayor Smith called the meeting to order at 7:00 PM. After the Pledge of Allegiance, Mayor Smith asked for a moment of silence in honor of Council Member Sandra Magiera's cousin, Dave "Crochet" White.

CLD TO ORDER  
MOMENT OF SIL-  
DAVE "CROCHET"  
WHITE

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 May 8, 2019.

APPRVL OF MINS  
OF 05/08/19

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

Moved by Magiera and seconded by Lonto:

RESOLVED: That we hereby authorize change order #1 to the 2019 Amherst Paving contract in an amount not to exceed \$175,000.00, to extend the paving on Main St. north from Elm St. to include West State St. and East State St. and portions of East State St. and remove brick on portion of Main Street between Church Street and Rochester Street.

RESOL TO AUTH  
CHANGE ORDER #1  
TO 2019 AMHERST  
PAVING CONTRACT  
MAX \$175,000  
EXTENDING PAVING

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

Moved by Lonto and seconded by Koch:

RESOLVED: That we hereby accept the low bid of J & J Abatement Services, Jamestown, NY in the amount of \$52,000.00 for the Asbestos Abatement and Demolition of various City owned properties, as recommended by City Engineer Daniel Kreuz of Urban Engineers.

RESOL TO ACPT LOW  
BID OF J&J ABATE-  
MENT SERVS,  
\$52,000, DEMO/  
ASBESTOS ABATEMT  
OF VAR CITY PROPS

It was noted the properties include 78 Great Valley Street, 148 Highland Avenue and 322 Broad Street.

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

REGULAR MEETING OF THE COMMON COUNCIL  
MAY 22, 2019  
PAGE TWO

Moved by Koch and seconded by Lonto:

RESOLVED: That we hereby authorize the American Legion Hughes-Skiba Post 535 to conduct Memorial Day services at Vet's Park on Monday, May 27, 2019 at 10:00 AM and further authorize the parade, which will commence at 451 Broad Street (nursing home) parking lot following a route west down Broad Street to Vet's Park.

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

RESOL TO AUTH  
AM LEGION  
POST 535 TO  
CONDUCT MEM  
DAY SVSS, 5/27  
10:00 AM AT  
VET'S PARK

Moved by Lonto and seconded by Magiera:

RESOLVED: That we hereby approve the Community/Municipal Stipend Application to be submitted to the Cattaraugus County Youth Bureau for a storage unit at the Highland Avenue Playground, and further authorize the Youth Bureau Director to sign such application.

Youth Bureau Director Brundage stated this would be a storage unit for DPW equipment and the camera system that is being donated for the Highland Playground.

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

RESOL TO APVE  
COMMUN/MUNICI  
PAL STIPEND  
APPLIC TO BE  
SUBMITTED TO  
CC YOUTH BUR  
FOR STORAGE  
UNIT FOR HIGH  
LAND PLAYGR

Moved by Flanigan and seconded by Lonto:

RESOLVED: That we hereby rescind the resolution adopted on February 13, 2019 requiring all employees hired as of February 13, 2019 to reside in the City within six months of employment.

Mayor Smith noted that the City Council has received a grievance from the Police Union and the Fire Union would be giving notice regarding this issue.

Council Member Magiera noted that the Recreation Commission had difficulty with Salamanca School students not qualifying although they live in the school district since they do not live in the City.

Council Member Koch feels the three months is not enough time to see if it will work. She noted the Union contracts override the resolution, therefore are not affected by it. She also expressed concerns with residency of Department Heads.

Council Member Flanigan stated he feels there would be preference given to residence.

Adopted Ayes: Flanigan, Lonto, Magiera  
Nays: Hill, Koch

RESOL TO RE-  
SCIND RESOL  
OF 02/13/19  
REUR ALL  
EMPS HIRED  
AS OF 02/13/  
2019 TO RESID  
IN CITY W/in  
6 mos OF EMPL

REGULAR MEETING OF THE COMMON COUNCIL  
MAY 22, 2019  
PAGE THREE

Communications from the Mayor and Council:

- Mayor Smith proclaimed May 24 - 27, 2019 as Poppy Days in the City of Salamanca. He presented a copy of the attached Proclamation to Candice O'Neil representing the City American Legion Auxiliary
- Mayor Smith also proclaimed May 23, 2019 as Salamanca Public Library Day and the entire year of 2019 as Salamanca Public Library Centennial Year. He read the attached proclamation and invited all to attend the celebration at the Library on May 23, 2019.
- Council Member Koch congratulated the Salamanca City Central School District on the passing vote for the Veteran's Park upgrades. She feels the SCCSD will have an amazing STEAM facility and Veteran's Park. She stated the City could not have done this project and thanked the Council Members for supporting the project.
- Council Member Flanigan requested that the City Attorney prepare the following Ordinances as recommended by the Police Commission:
  - To implement a school speed zone of 20 miles per hour on East State Street east from Central Avenue to Myers Avenue, Prospect Avenue from the school south to Wildwood Avenue and all of Sullivan Street.
  - To implement a school speed zone of 20 miles per hour on Front Avenue east from Center Street to Hancock Street, all of Iroquois Drive and all of Fern Avenue.
  - Change Hoy Street to one way northerly from Broad St to Iroquois Drive.
  - Change all residential streets to 25 miles per hour with the exception of Central Avenue, East State Street, West State Street west to North State Street, North State Street, Center Street south from the City line to Broad Street, Broad Street, Clinton Street, and Wildwood Avenue east from the Clinton Street Bridge to the City line

It was requested to hold a Public Hearing regarding the 25 MPH speed reduction.

- Council Member Koch reviewed the estimated cost for resurfacing the NYS Arterial Highways that NYS is responsible for. She feels the City should consider doing the work. Council Member Flanigan feels the City should address the streets the City is responsible for. Council Member Lonto would like wait for the response to the Seneca Nation of Indians from the Federal Government regarding this matter. Comptroller Saver stated the City has to worry about surviving and doing such project would reduce the fund balance to operate for one year. Council Member Lonto stated the Council needs to have a meeting to discuss such spending as they are to be good stewards for the City. It was also suggested to possibly hold a public hearing.
- Council Member Koch requested that the Council have a meeting with the Police Commission regarding some issues that have been presented to her. Police Commission Chairman Flanigan stated a meeting can be scheduled.

COMMUNICATS.

PROCLAMATION  
FOR POPPY  
DAYS IN CITY  
5/24-27/2019

PROCLAMATION  
5/23/19 AS  
SALA PUBLIC  
LIBR DAY &  
2019 AS SALA  
PUBLIC LIBR  
CENTENNIAL  
YEAR

VETS PARK  
UPGRADES  
PASSED BY  
VOTE FOR  
SCCSD

REQ BY CC  
MEMBER FLAN-  
IGAN FOR  
ORDINANCES:

AND REQ FOR  
PUBLIC HRG  
ON 25 mph  
SPEED RED  
ON RESIDL  
STS

DISCUSN ON  
RESURFACING  
COSTS OF ALL  
ARTERIAL HWY

CC MEMBER  
KOCH REQ  
MTG W/ POL  
COMM

REGULAR MEETING OF THE COMMON COUNCIL  
MAY 22, 2019  
PAGE FOUR

Moved by Lonto and seconded by Flanigan:

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 April 2019 are hereby accepted and filed.

APRVL OF BILLS  
& CERTAIN DPT  
REPORTS

--DATE--	--TYPE--	NUMBER	-----DESCRIPTION-----	----AMOUNT----
5/10/2019	CHECK	058476	ADAM CARLSON	47.50CR
5/10/2019	CHECK	058477	POLICEONE.COM                      VOIDED	495.00CR
5/10/2019	CHECK	058478	DELTA DENTAL OF NEW YORK, INC.	963.83CR
5/10/2019	CHECK	058479	SECURITY MUTUAL LIFE INSURANCE	172.19CR
5/10/2019	CHECK	058480	VISION SERVICE PLAN- (NR)	551.15CR
5/17/2019	CHECK	058481	CITY OF SALAMANCA FED WITHHOLD	4,723.47CR
5/17/2019	CHECK	058482	CITY OF SALAMANCA PAYROLL ACCO	63,968.82CR
5/21/2019	CHECK	058483	CARDMEMBER SERVICE	232.90CR
5/21/2019	CHECK	058484	DANIEL OWENS	207.98CR
5/21/2019	CHECK	058485	NICHOLAS F BOCHARSKI JR	150.00CR
5/21/2019	CHECK	058486	TCF EQUIPMENT FINANCE	26,271.60CR
5/21/2019	CHECK	058487	BLUE CROSS/BLUE SHIELD OF WNY	2,205.00CR
5/21/2019	CHECK	058488	INDEPENDENT HEALTH CORPORATION	33,109.49CR
5/24/2019	CHECK	058489	ACME BEARINGS CORP.	35.00CR
5/24/2019	CHECK	058490	ADAM'S SERVICES, LLC	140.00CR
5/24/2019	CHECK	058491	AIRGAS USA, LLC	87.23CR
5/24/2019	CHECK	058492	ATLANTIC BROADBAND	108.90CR
5/24/2019	CHECK	058493	BERNARD P. DONEGAN, INC.	766.50CR
5/24/2019	CHECK	058494	BLUE COLLAR WORKWEAR	1,048.00CR
5/24/2019	CHECK	058495	CASELLA WASTE SYSTEMS, INC.	100.96CR
5/24/2019	CHECK	058496	CATTARAUGUS COUNTY DPW	57.00CR
5/24/2019	CHECK	058497	COYOTE PERFORMANCE PRODUCTS	766.66CR
5/24/2019	CHECK	058498	CUTTERS CHOICE EAST	158.70CR
5/24/2019	CHECK	058499	D & J'S LAWN SERVICE & SNOWPLO	480.00CR
5/24/2019	CHECK	058500	EBERL IRON WORKS, INC.	260.00CR
5/24/2019	CHECK	058501	FASTENAL COMPANY	18.76CR

REGULAR MEETING OF THE COMMON COUNCIL  
MAY 22, 2019  
PAGE FIVE

5/24/2019 CHECK	058502	GFC BUSINESS SYSTEM, INC.	608.00CR
5/24/2019 CHECK	058503	JAMESTOWN SOAP & SOLVENT, INC.	930.38CR
5/24/2019 CHECK	058504	M.I.S. OF AMERICA, INC.	162.50CR
5/24/2019 CHECK	058505	MAILFINANCE	251.77CR
5/24/2019 CHECK	058506	METROPOLITAN TELECOMMUNICATION	1,397.80CR
5/24/2019 CHECK	058507	MOONBROOK VETERINARY HOSPITAL,	45.00CR
5/24/2019 CHECK	058508	NOCO ENERGY CORP.	9,036.40CR
5/24/2019 CHECK	058509	PLUMBMASTER	1,720.73CR
5/24/2019 CHECK	058510	PRO-FLEX ADMINISTRATORS LLC	248.00CR
5/24/2019 CHECK	058511	SCOTT J COLLINS	1,292.00CR
5/24/2019 CHECK	058512	SOUTHERN TIER TRAILER SALES IN	16.88CR
5/24/2019 CHECK	058513	STAPLES CONTRACT & COMMERCIAL	60.01CR
5/24/2019 CHECK	058514	THE PAPER FACTORY	20.48CR
5/24/2019 CHECK	058515	TOTALFUNDS BY HASLER	2,000.00CR
5/24/2019 CHECK	058516	VALPRO SANITARY SUPPLIES, INC.	535.70CR
5/24/2019 CHECK	058517	AUTOZONE	231.56CR
5/24/2019 CHECK	058518	BOUND TREE MEDICAL, INC.	819.55CR
5/24/2019 CHECK	058519	CHURCHVILLE FIRE EQUIPMENT COR	555.70CR
5/24/2019 CHECK	058520	ELLCOTTVILLE PHARMACY, INC.	130.00CR
5/24/2019 CHECK	058521	FIRE SERVICE SAFETY TESTING IN	753.30CR
5/24/2019 CHECK	058522	GALLS, LLC.	70.00CR
5/24/2019 CHECK	058523	GANOUNG'S FIRE PROTECTION, INC	152.00CR
5/24/2019 CHECK	058524	GORMAN ENTERPRISES	143.57CR
5/24/2019 CHECK	058525	OLEAN GENERAL HOSPITAL PHARMAC	148.50CR
5/24/2019 CHECK	058526	PIERCE STEEL FABRICATORS, INC.	40.00CR
5/24/2019 CHECK	058527	WORTH W SMITH	86.17CR
5/24/2019 CHECK	058528	ZOLL MEDICAL CORPORATION	635.00CR
5/24/2019 CHECK	058529	CITY OF SALAMANCA FED WITHHOLD	4,914.52CR
5/24/2019 CHECK	058530	CITY OF SALAMANCA PAYROLL ACCO	66,465.81CR

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

REGULAR MEETING OF THE COMMON COUNCIL  
MAY 22, 2019  
PAGE SIX

PUBLIC DISCN

Public Discussion:

- Allyson Auge, Sabers Little League Football President, asked some questions regarding Crowley Park and the Concession Stand Agreement between the City, Sabers and Warriors. It was explained the City does not have funding to do much of the repairs requested, also the Recreation Commission makes the decisions on the parks. The interior of the concession stand is the football clubs responsibility, therefore they need to work together. After some discussion it was decided that the a few things can be looked at.

SALA LL SABERS  
PRES HAD QUES  
ON CROWLEY PK  
ISSUES & CON-  
CESSION STAND  
AGRMT

Moved by Lonto and seconded by Koch:

RESOLVED: That we hereby adjourn – 7:59 PM.

Carried.

ADJOURN



Tracy Chamberlain, City Clerk

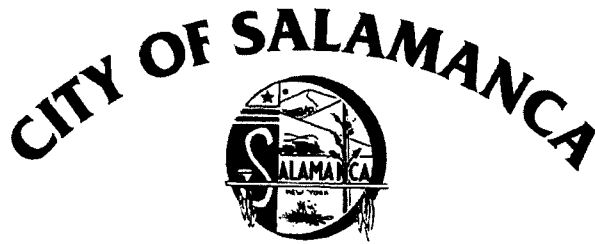
Dated: May 24, 2019

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



Michael Smith, Mayor

Dated: May 30, 2019



e-mail: MRSmith@salmun.com  
cell: (716) 801-2880  
www.salmun.com

*Office of the Mayor*  
225 Wildwood Ave. • Salamanca, NY 14779

**Michael R. Smith**  
(716) 945-3110  
Fax (716) 945-4809

**POPPY PROCLAMATION  
CITY OF SALAMANCA**

WHEREAS, America is the land of freedom, preserved and protected willingly and freely by citizen soldiers; and

WHEREAS, Millions who have answered the call to arms have died on the field of battle; and

WHEREAS, a nation of peace must be reminded of the price of war and the debt owed to those who have died in war; and

WHEREAS, the red poppy has been designated as a symbol of sacrifice of lives in all wars; and

WHEREAS, the American Legion Auxiliary has pledged to remind America annually of this debt through the distribution of the memorial flower;

NOW, THEREFORE, I, Michael R. Smith, Mayor of the City of Salamanca do hereby proclaim May 24 through the 27, 2019 as Poppy Days in the City of Salamanca and ask that all citizens pay tribute to those who have made the ultimate sacrifice in the name of freedom by wearing the Memorial Poppy on this day.

IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the official seal of the City of Salamanca, NY this 22 day of May 2019.

\_\_\_\_\_  
Michael R. Smith, Mayor  
City of Salamanca



e-mail: MRSmith@salmun.com  
cell: (716) 801-2880  
www.salmun.com

Office of the Mayor  
225 Wildwood Ave. • Salamanca, NY 14779

**Michael R. Smith**  
(716) 945-3110  
Fax (716) 945-4809

---

## A PROCLAMATION

WHEREAS, the Salamanca Public Library was chartered in 1919 through a generous grant from the Carnegie Foundation and opened at its original South Main Street location on October 20, 1920, and;

WHEREAS, a dedicated team of volunteer workers, sensing the need for a modern, spacious library at a new location, planned, raised money, and organized the community in 1976 to convert a former supermarket into a new library at its current Wildwood Avenue location, and;

WHEREAS, the Salamanca Public Library completed a capital improvement project to upgrade and modernize the facility in 2018, funded by the New York State Library and the City of Salamanca, and;

WHEREAS, libraries support self-education, child development, computer training, and entrepreneurship for all with free access to books, periodicals, reference materials and online resources, and;

WHEREAS, libraries and librarians support residents through transformative services, programs, and expertise, serving as trusted institutions by providing free access to information, and;

WHEREAS, libraries are cornerstones of democracy that promote civic engagement by keeping people informed and aware of community events and issues, partner with other civic organizations to meet the needs of our residents, and are a resource for all members of the community regardless of race, ethnicity, creed, ability, sexual orientation, gender identity, or socio-economic status,

NOW THEREFORE, I, Michael Smith, Mayor of the City of Salamanca, New York do hereby proclaim May 23<sup>rd</sup>, 2019 as Salamanca Public Library Day and the entire year of 2019 as the Salamanca Public Library Centennial Year and urge all citizens to become familiar with the services and benefits of the Library to support and sustain the well-being of the community and the lives of the citizens of the City of Salamanca.

IN TESTIMONY WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the City of Salamanca this 22 day of May, 2019.

Michael R. Smith, Mayor  
City of Salamanca