

REGULAR MEETING OF THE COMMON COUNCIL
NOVEMBER 13, 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
Fire Chief: Nickolas Bocharski Jr.
Youth Bureau Director: Sandra Brundage
BPU General Manager: Dennis Hensel
BPU Electric Supervisor: Jeffrey Pond Jr.
IDA Director: Ruthe Riehle

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/
PLEDGE/MOMENT
OF SILENCE

Moved by Lonto and seconded by Magiera:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of October 23, 2019.

APPRVL OF MIN
OF 10/23/19

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

Moved by Hill and seconded by Koch:

RESOLVED: That the following Local Law # 2 for 2019 is hereby adopted:

A LOCAL LAW AMENDING THE ZONING LAW OF THE CITY OF SALAMANCA, NEW YORK TO CHANGE THE USE DISTRICT CLASSIFICATION OF 148 CLINTON STREET, 73.080-5-1, FROM R1 SINGLE FAMILY RESIDENTIAL TO B3 NEIGHBORHOOD COMMERCIAL USE DISTRICT

RESOL TO ADPT
LOCAL LAW #2
for 2019
(AMENDING ZO-
NING LAW FOR
148 CLINTON)

WHEREAS, the City of Salamanca Planning Commission has recommended that the Zoning Law of the City of Salamanca be amended to change the use district classification of the 148 Clinton Street, Tax Map No. 73.080-5-1 from R1 Single Family Residential to B3 Neighborhood Commercial Use District, and

WHEREAS, the reason for the recommended change is the request of the current owner, and that it is consistent with current character of the neighborhood which contains both residential and business related structures: and

WHEREAS, the Common Council has determined that the changes in Zoning use classification as recommended by the Planning Commission are appropriate and in the best interest of the public health, safety and welfare.

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NOW, THEREFORE, BE IT ENACTED, as follows:

SECTION 1. ARTICLE 3- ESTABLISHMENT OF DISTRICTS,

Section 3.3 Zoning Map of the City of Salamanca is hereby amended as follows:

The Classification of the Zoning Use District of premises located at 148 Clinton Street, Tax Map No. 73.080-5-1 is changed from R1 Single Family Residential to B3 Neighborhood Commercial Use District.

SECTION 2. This local law shall take effect immediately upon filing with the Secretary of State.

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

TAKES EFFECT IMMEDIATELY ON FILING W/ SEC OF STATE

Moved by Lonto and seconded by Koch:

RESOLVED: That the fee proposal between the City and CNY Pomeroy Appraisers, Inc, Manlius, NY, for the annual lease updates for the years 2020-2024 is hereby approved, and

RESOL TO APRV ANNUAL LEASE UPDATE FEES 2020-2024

BE IT FURTHER RESOLVED: That the Mayor is authorized to sign such agreement

It is noted that the City and the SNI each pay fifty percent of the cost.

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

(SNI & CITY EACH PAY 50%)

Moved by Magiera and seconded by Lonto:

RESOLVED: That we hereby declare the 2012 Ford Ambulance as surplus in the Fire Department, as it is of no further use, and further authorize the City Clerk to properly advertise for sealed bids at a minimum bid to be accepted of \$4,000.00.

RESOL TO DECLR 2012 FORD AMB SURPLUS AND FURTHER TO AUTH CITY CLK TO ADV FOR BIDS, MIN OF \$4000

Chief Bocharski noted there are a few people interested in the vehicle, which has over 120,000 miles.

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

Moved by Magiera and seconded by Lonto:

RESOLVED: That the we hereby appoint Matthew Paonessa of Olean, NY, from the Civil Service eligible list to the position of contingent full-time firefighter with one year probation and salary in accordance with the terms of the current Union Contract, effective December 2, 2019.

RESOL TO APT MATTHEW PAONESSA FRM CIVIL SERV ELIGIBLE LIST TO CONTING FT FIREFIGHTER, 1 YR PROB, SLY PER UNION CONTR.

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It was noted that this is for the position of Local Initiatives Support Corporation Grant as Code Enforcement Officer to act as zombie/vacant house Coordinator.

Chief Bocharski informed Mr. Paonessa that this will be one year for the grant.

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

(FOR POSITION OF
LOCL INITVS SUPT
CORP GRANT TO
ACT AS ZOMBIE/
VACANT HOUSE
COORD)

Communications from the Mayor and Council:

- Mayor Smith honored IDA Director Ruthe Riehle with a New York Conference of Mayors "Certificate of Public Service" for her 30 years of service to the City of Salamanca.
- Mayor Smith also honored Fire Chief Nicholas Bocharski Jr. with a New York Conference of Mayors "Certificate of Public Service" for 25 years of putting his life on the line for the City of Salamanca. Mayor Smith stated "Think of the things they have seen over the 55 years combined."
- Mayor Smith stated he attended a banquet for the Cattaraugus County Healthy Livable Communities Consortium, where the City was honored with two certificates. One for the work done at the Pennsy Trail and one on the beautification of Main Street. The City was complimented on Salamanca pride and cleanliness that has improved.
- Mayor Smith thanked Gene Puvel, of the Salamanca Senior Center for suggesting and assisting with installing twelve cameras on the south end Main Street. The Mayor noted the various locations of the cameras. Mr. Puvel called the Mayor with the idea to split the cost with each paying about \$459.00. Tim Jackson and the DPW have installed the equipment. Youth Bureau Director Brundage noted that Main Street lawyer's office Brady & Swenson, PC and the Kiwanis Key Club are looking to donate funds toward the project. There are additional cameras if there is a need to expand.
- The Salamanca City Central School District had a meeting regarding a Phase III of construction. They are possibly interested in building a facility on the City owned property on State Park Avenue. This could possibly include a bus garage, softball field and ice rink. It was suggested that the SCCSD first contact the Seneca Nation to secure access to the property from the casino drive.
- Mayor Smith noted he will be preparing chicken barbeque for the Empire Animal Rescue Society (EARS) Jingle Bells craft show to be held at the SNI Allegany Community Center on Saturday, November 16th.
- Mayor Smith stated that the City is nearly ready to start the Hometown Heroes Veteran's banner program. These would be placed on Broad Street and Clinton Street along with the American and Nation flags.
- Council Member Koch thanked the Veterans of Foreign Wars (VFW) for providing the new flag and pole for the Hillview Manor.

30 YR SERV AWARD
TO RUTHE RIEHLE
IDA DIR.
25 YR SERV AWARD
TO NICHOLAS BOCH-
ARSKI JR, FIRE
CHF.

CITY HONORED W/
2 CERTIF AT CATT
CO HEALTHY LIV-
ABLE COMMUNITIES
CONSORTIUM-PENN-
SY TRAIL WORK &
MAIN ST BEAUTIFI-
CATION

CAMERAS INSTLD
VAR. LOCATIONS
ON MAIN ST

SCCSD PHASE III
MEETING-INTERESTI
IN CITY PROP ON
STATE PARK

EARS JINGLE BELLS
CRAFT SHOW AT
SNI ALLEG COMMUN
CENTER

HOMETOWN HEROES
VETS BANNER PROG

VFW FLAG POLE &
FLAG AT HILLVIEW
MANOR

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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 reports of the City Clerk, Fire Chief and City Judge for the month of October 2019 are hereby accepted and filed.

APRVL OF BILLS &
 VAR DPT REPORTS
 FOR OCTOBER

--DATE--	--TYPE--	NUMBER	-----DESCRIPTION-----	-----AMOUNT----
10/24/2019	CHECK	059180	CYNTHIA A. FRANKLIN	99.46CR
11/01/2019	CHECK	059181	CITY OF SALAMANCA FED WITHHOLD	4,849.06CR
11/01/2019	CHECK	059182	CITY OF SALAMANCA PAYROLL ACCO	65,852.51CR
10/30/2019	CHECK	059183	CNY POMEROY APPRAISERS, INC	1,800.00CR
10/30/2019	CHECK	059184	SANDRA L. BRUNDAGE	75.40CR
10/30/2019	CHECK	059185	TRAVIS WHITEHOUSE	195.29CR
11/06/2019	CHECK	059186	NATIONAL FUEL C/O NEW SERVICES	10,088.62CR
11/08/2019	CHECK	059187	CITY OF SALAMANCA FED WITHHOLD	4,949.03CR
11/08/2019	CHECK	059188	CITY OF SALAMANCA PAYROLL ACCO	67,147.33CR
11/07/2019	CHECK	059189	CHAUTAUQUA BRICK CO., INC	954.97CR
11/07/2019	CHECK	059190	DENNIS AND STEPHANIE MAGARA	35.00CR
11/07/2019	CHECK	059191	MAC TRUCK PARTS	269.82CR
11/08/2019	CHECK	059192	CATTARAUGUS COUNTY CLERK	632.50CR
11/12/2019	CHECK	059193	BLUE CROSS/BLUE SHIELD OF WNY	36,383.66CR
11/12/2019	CHECK	059194	BLUE CROSS/BLUE SHIELD OF WNY	1,764.00CR
11/12/2019	CHECK	059195	DELTA DENTAL OF NEW YORK, INC.	1,219.57CR
11/12/2019	CHECK	059196	RENAISSANCE	189.18CR
11/12/2019	CHECK	059197	VISION SERVICE PLAN- (NR)	562.77CR
11/15/2019	CHECK	059198	CITY OF SALAMANCA FED WITHHOLD	6,765.82CR
11/15/2019	CHECK	059199	CITY OF SALAMANCA PAYROLL ACCO	90,806.05CR
11/15/2019	CHECK	059200	AUTOZONE	39.97CR
11/15/2019	CHECK	059201	B&K AUTOMOTIVE	100.00CR
11/15/2019	CHECK	059202	CITY OF UTICA FIRE DEPARTMENT	500.00CR
11/15/2019	CHECK	059203	ELLCOTTVILLE PHARMACY, INC.	220.00CR
11/15/2019	CHECK	059204	GANOUNG'S FIRE PROTECTION, INC	132.00CR
11/15/2019	CHECK	059205	INCIDENT RESPONSE & MITIGATION	502.93CR
11/15/2019	CHECK	059206	MIDTOWN TIRE INC.	879.80CR
11/15/2019	CHECK	059207	MISTRAS GROUP INC.	800.00CR

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11/15/2019	CHECK	059208	RANDOLPH AUTO SUPPLY	272.91CR
11/15/2019	CHECK	059209	AXON ENTERPRISE, INC	780.00CR
11/15/2019	CHECK	059210	CATTARAUGUS COUNTY OFFICE OF E	35.00CR
11/15/2019	CHECK	059211	GALLS, LLC.	971.86CR
11/15/2019	CHECK	059212	AMERICAN ROCK SALT LLC	14,582.14CR
11/15/2019	CHECK	059213	ATLANTIC BROADBAND	113.57CR
11/15/2019	CHECK	059214	B&K AUTOMOTIVE	121.00CR
11/15/2019	CHECK	059215	BEICHNER WASTE SERVICES, INC.	143.00CR
11/15/2019	CHECK	059216	BKG TRUCK REPAIR LLC	600.00CR
11/15/2019	CHECK	059217	BLUE COLLAR WORKWEAR	164.00CR
11/15/2019	CHECK	059218	BOYLE'S MOTOR SALES INC.	7,975.29CR
11/15/2019	CHECK	059219	BRADFORD PUBLISHING COMPANY	51.84CR
11/15/2019	CHECK	059220	BUSINESS MANAGEMENT SYSTEMS, I	1,918.00CR
11/15/2019	CHECK	059221	CASELLA WASTE SYSTEMS, INC.	108.44CR
11/15/2019	CHECK	059222	CATT. CO. REAL PROPERTY SERVIC	1,200.00CR
11/15/2019	CHECK	059223	CATTARAUGUS COUNTY MUNICIPAL C	25.00CR
11/15/2019	CHECK	059224	CITY OF SALAMANCA BPU	16,571.91CR
11/15/2019	CHECK	059225	VOID CHECK	0.00
11/15/2019	CHECK	059226	COYOTE PERFORMANCE PRODUCTS	158.14CR
11/15/2019	CHECK	059227	CW LAWN CARE	3,165.00CR
11/15/2019	CHECK	059228	CYNCON EQUIPMENT, INC	111.57CR
11/15/2019	CHECK	059229	DECKER TREE SERVICE	1,200.00CR
11/15/2019	CHECK	059230	EMERLING FORD, INC	255.59CR
11/15/2019	CHECK	059231	FASTENAL COMPANY	32.63CR
11/15/2019	CHECK	059232	GERNATT ASPHALT	1,275.06CR
11/15/2019	CHECK	059233	GRAINGER	618.08CR
11/15/2019	CHECK	059234	HENRY H. HILL INC.	127.92CR
11/15/2019	CHECK	059235	HODGSON RUSS, LLP	29.50CR
11/15/2019	CHECK	059236	MIDTOWN TIRE INC.	968.92CR
11/15/2019	CHECK	059237	NATIONAL FUEL	630.02CR
11/15/2019	CHECK	059238	NEW ENTERPRISE STONE & LIME CO	928.98CR
11/15/2019	CHECK	059239	NOCO ENERGY CORP.	21,855.00CR
11/15/2019	CHECK	059240	PRO-FLEX ADMINISTRATORS LLC	256.00CR
11/15/2019	CHECK	059241	RANDOLPH AUTO SUPPLY	130.90CR

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11/15/2019 CHECK	059242	SCHINDLER ELEVATOR CORPORATION	2,301.24CR
11/15/2019 CHECK	059243	SHERWIN-WILLIAMS	994.33CR
11/15/2019 CHECK	059244	SOUTHERN TIER GLASS & WINDOW,	350.00CR
11/15/2019 CHECK	059245	STAPLES CONTRACT & COMMERCIAL	802.57CR
11/15/2019 CHECK	059246	THE PAPER FACTORY	66.84CR
11/15/2019 CHECK	059247	TWIN TIER OVERHEAD DOORS, INC.	50.95CR
11/15/2019 CHECK	059248	UNIFIRST CORPORATION	615.50CR
11/15/2019 CHECK	059249	VALPRO SANITARY SUPPLIES, INC.	1,019.50CR
11/15/2019 CHECK	059250	VERIZON WIRELESS	839.70CR
11/15/2019 CHECK	059251	VOLLAND ELECTRIC EQUIO. CORP.	942.74CR
11/15/2019 CHECK	059252	WORTH W SMITH	455.27CR
11/15/2019 CHECK	059253	VOID CHECK	0.00

Special Accounts
 11/13/2019

Check #	Date	Account Name	Amount
312	11/7/1900	Pooled Cash-Bldg Excav Permits Natl Fuel-City of Sala	\$1,290.00
313	11/13/2019	Pooled Cash-Sala FLF Dumpster fees-Beichner Waste Serv	\$400.00
314	11/13/2019	Pooled Cash-Sala FLF Advertising-The Post Journal	\$180.00

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

Moved by Hill and seconded by Lonto:

RESOLVED: That we hereby adjourn – 7:25 PM.

Carried.



 Tracy Chamberlain, City Clerk

Dated: November 19, 2019

ADJOURN

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



Michael R. Smith, Mayor

Dated: November 15, 2019