

REGULAR MEETING OF THE COMMON COUNCIL
SEPTEMBER 10, 2025
7:00 PM

PRESENT: Mayor Sandra Magiera
Council Members: Kylee Johnson, Barry Smith
Michael Reed, Paul Myers
City Clerk: Tracy Chamberlain
City Administrator: Jay Bartoszek
Human Resources Manager: Tina Rider
City Assessor: Cynthia Smith
Youth Bureau Director: Markie Phillips
BPU General Manager: Dennis Hensel
ABSENT: Council Members John Hill

Mayor Magiera called the meeting to order at 7:00 PM. After the Pledge of Allegiance, Mayor Magiera asked for a moment of silence in memory of 9-11 and Seneca Native Noah Snyder.

Moved by Reed and seconded by Smith:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of August 27, 2025.

Adopted Ayes: Johnson, Smith, Reed, Myers
Nays: None

Moved by Johnson and seconded by Hill:

A BOND RESOLUTION, DATED September 10, 2025, OF THE COMMON COUNCIL OF THE CITY OF SALAMANCA, CATTARAUGUS COUNTY, NEW YORK (THE "CITY"), AUTHORIZING A SEWER SYSTEM CAPITAL IMPROVEMENTS PROJECT (2025), AT AN ESTIMATED MAXIMUM COST OF \$5,269,394, AND AUTHORIZING THE ISSUANCE OF SERIAL BONDS IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$5,269,394 OF THE CITY, PURSUANT TO THE LOCAL FINANCE LAW TO FINANCE SAID PURPOSE, SAID AMOUNT TO BE OFFSET BY ANY FEDERAL, STATE, COUNTY AND/OR LOCAL FUNDS RECEIVED, AND DELEGATING THE POWER TO ISSUE BOND ANTICIPATION NOTES IN ANTICIPATION OF THE SALE OF SUCH BONDS TO THE CITY COMPTROLLER.

WHEREAS, the Common Council of the City of Salamanca, in the County of Cattaraugus, New York (the "City") desires to undertake a sewer system capital improvements project that generally consists of the reconstruction of and/or replacement of various components of the sanitary sewer system in the City (primarily inflow and infiltration improvements); and

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WHEREAS, in a continued effort to try to maximize City funds, the City intends to make an application for grant funds to the New York State Environmental Facilities Corporation through EFC's Water Infrastructure Improvement Act (WIIA) program;

NOW, THEREFORE, BE IT RESOLVED, by the Common Council (by the favorable vote of not less than two-thirds of all the members of the Council) as follows:

SECTION 1. The City is hereby authorized to undertake a certain sewer system capital improvements project to address EPA violations, such work to generally consist of (but not be limited to) the reconstruction of and/or replacement of various manholes in the City, including bench reform, cementitious and epoxy lining, frame and cover improvements, the replacement of two pumps at one lift station, the reconstruction of and/or replacement of approximately 12,000 linear feet of sewer main, as well as other such improvements as more fully identified in (or contemplated by) a report prepared by HUNT Engineers, Architects & Surveyors (HUNT-EAS) in connection with such project, including all preliminary work and necessary equipment, materials, and site work and all preliminary costs and costs incidental thereto and in connection with the financing thereof (collectively, the "Purpose"). The estimated maximum cost of the Purpose is \$5,269,394.

SECTION 2. The Common Council plans to finance the estimated maximum cost of said purpose by the issuance of serial bonds in an aggregate principal amount not to exceed \$5,269,394 of the City, including, but not limited to, grant funds expected to be received from New York State, is hereby authorized to be issued therefor pursuant to the Local Finance Law, said amount to be offset by any federal, state, county and/or local funds received. Unless paid from other sources or charges, the cost of such improvement is to be paid by the levy and collection of taxes on all the taxable real property in the City to pay the principal of said bonds and the interest thereon as the same shall become due and payable.

SECTION 3. It is hereby determined that the Purpose is a class of objects or purposes described in subdivision 4 of paragraph (a) of Section 11.00 of the Local Finance Law, and that the period of probable usefulness of such Purpose is 30 years.

SECTION 4. Current funds are not required to be provided prior to the issuance of the bonds authorized by this resolution or any notes issued in anticipation of the sale of said bonds.

SECTION 5. It is hereby determined the proposed maturity of the obligations authorized by this resolution will be in excess of five years.

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SECTION 6. The faith and credit of said City are hereby irrevocably pledged for the payment of the principal of and interest on such bonds (and any bond anticipation notes issued in anticipation of the sale of such bonds) as the same respectively become due and payable. An annual appropriation will be made in each year sufficient to pay the principal of and interest on such bonds or notes becoming due and payable in such year. Unless paid from other sources or charges, there will annually be levied on all the taxable real property of said City a tax sufficient to pay the principal of and interest on such bonds or notes as the same become due and payable.

SECTION 7. Subject to the provisions of this resolution and of the Local Finance Law, and pursuant to the provisions of Section 21.00 relative to the authorization of the issuance of bonds with substantially level or declining annual debt service, Section 30.00 relative to the authorization of the issuance of bond anticipation notes and of Section 50.00, Sections 56.00 to 60.00, Section 62.00, Section 62.10, Section 63.00, and Section 164.00 of the Local Finance Law, the powers and duties of the Common Council pertaining or incidental to the sale and issuance of the obligations herein authorized, including but not limited to authorizing bond anticipation notes and prescribing the terms, form and contents and details as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the City Comptroller, the chief fiscal officer of the City. Without in any way limiting the scope of the foregoing delegation of powers, the City Comptroller, to the extent permitted by Section 58.00(f) of the Local Finance Law, is specifically authorized to accept bids submitted in electronic format for any bonds or notes of the City.

SECTION 8. The temporary use of available funds of the City, not immediately required for the purpose or purposes for which the same were borrowed, raised or otherwise created, is hereby authorized pursuant to Section 165.10 of the Local Finance Law, for the purpose or purposes described in this resolution.

SECTION 9. This resolution shall constitute the declaration (or reaffirmation) of the City's "official intent" to reimburse the expenditures authorized in this resolution with the proceeds of the bonds, notes or other obligations authorized herein, as required by United States Treasury Regulations Section 1.150-2.

SECTION 10. The City Comptroller is further authorized to take such actions and execute such documents as may be necessary to ensure the continued status of the interest on the bonds authorized by this resolution, and any notes issued in anticipation thereof, as excludable from gross income for federal income tax purposes pursuant to Section 103 of the Internal Revenue Code of 1986, as amended (the "Code") and may designate the bonds authorized by this resolution, and any notes issued in anticipation thereof, as "qualified tax-exempt bonds" in accordance with Section 265(b)(3) of the Code.

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SECTION 11. The City Comptroller is further authorized to enter into a continuing disclosure agreement with the initial purchaser of the bonds or notes authorized by this resolution, containing provisions which are satisfactory to such purchaser in compliance with the provisions of Rule 15c2-12, promulgated by the Securities and Exchange Commission pursuant to the Securities Exchange Act of 1934.

SECTION 12. The City Comptroller is further authorized to call in and redeem any outstanding obligations that were authorized hereunder (at such times and in such amounts and maturities as may be deemed appropriate after consultation with City officials and the City's municipal advisor), to approve any related notice of redemption, and to take such actions and execute such documents as may be necessary to effectuate any such calls for redemption pursuant to Section 53.00 of the Local Finance Law, with the understanding that no such call for redemption will be made unless such notice of redemption shall have first been filed with the City Clerk.

SECTION 13. The City has complied with applicable federal, state and local laws and regulations regarding environmental matters, including compliance with the New York State Environmental Quality Review Act ("SEQRA"), comprising Article 8 of the Environmental Conservation Law and, in connection therewith, duly issued a negative declaration and/or other applicable documentation, and therefore, no further action under SEQRA is necessary.

SECTION 14. To the extent applicable, the City Comptroller is hereby authorized to execute and deliver in the name and on behalf of the City a project financing agreement prepared by the New York State Environmental Facilities Corporation ("EFC") (the "SRF Project Financing Agreement"). To the extent applicable, the City Comptroller and the City Clerk and all other officers, employees and agents of the City are hereby authorized and directed for and on behalf of the City to execute and deliver all certificates and other documents, perform all acts and do all things required or contemplated to be executed, performed or done by this resolution or any document or agreement approved hereby, including, but not limited to, the SRF Project Financing Agreement.

SECTION 15. In the absence or unavailability of the City Comptroller, the Deputy Auditor is hereby specifically authorized to exercise the powers delegated to the City Comptroller in this resolution.

SECTION 16. The validity of said serial bonds or of any bond anticipation notes issued in anticipation of the sale of said serial bonds may be contested only if:

1. (a) such obligations are authorized for an object or purpose for which said City is not authorized to expend money, or

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(b) the provisions of law which should be complied with at the date of publication of this resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within 20 days after the date of such publication; or

2. such obligations are authorized in violation of the provisions of the Constitution of New York.

SECTION 17. The City Clerk is hereby authorized and directed to publish this resolution, or a summary thereof, together with a notice in substantially the form provided by Section 81.00 of said Local Finance Law, in a newspaper having a general circulation in said City and hereby designated as the official newspaper of said City for such publication.

SECTION 18. This Resolution is effective immediately.

Adopted Ayes: Johnson, Smith, Reed, Myers

Nays: None

Moved by Smith and seconded by Reed:

WHEREAS, The City of Salamanca and the New York State Department of Transportation (NYS DOT) have discussed the need for repairs and upkeep of portion of Center Street (Route 353) and North State Street, within the City of Salamanca, and

WHEREAS, The NYS DOT has asked that the Common Council support the transfer of jurisdiction of these two roads, and

WHEREAS, The NYS DOT will work on the process of creating the official orders for the transfer, and

WHEREAS, The current maintenance responsibilities are to remain in place until the official transfer is completed,

NOW THEREFORE BE IT RESOLVED: That the City of Salamanca Mayor and Common Council support the transfer of jurisdiction for the following roads within the City of Salamanca:

- A portion of Center Street (Route 353) from the railroad tracks north to the City line, to transfer from the City of Salamanca to the NYS DOT.
- North State Street to transfer from NYS DOT to the City of Salamanca.

It was noted this is the first step to start the process of transferring ownership of these streets.

Adopted Ayes: Johnson, Smith, Reed, Myers

Nays: None

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Moved by Johnson and seconded by Myers:

RESOLVED: That we hereby approve the Professional Services Agreement between the City and Colliers International Valuation & Advisory Services, LLC, Syracuse, NY for the annual lease updates for the years 2025-2029 and further authorizing the Mayor to sign such agreement.

It was noted the City and Seneca Nation of Indians each pay 50% of the cost.

Adopted Ayes: Johnson, Smith, Reed, Myers

Nays: None

Item # 6 was tabled for discussion during executive session.

Moved by Reed and seconded by Myers:

RESOLVED: That we hereby authorize the closing of certain streets for the Falling Leaves Festival help on October 3, 4 & 5, 2025. A copy of the list is attached and made a part of these minutes.

Adopted Ayes: Johnson, Smith, Reed, Koch

Nays: None

Moved by Reed and seconded by Myers:

RESOLVED: That we hereby authorize the Salamanca VFW Post 5296 to sell beer in Jefferson Street Park during the annual Salamanca-Seneca Falling Leaves Festival on October 3, 4 & 5, 2025 as requested by the VFW.

It is noted such approval is contingent upon the VFW obtaining all necessary NYS Alcohol Board of Control permit and the City has received proof of insurance.

Adopted Ayes: Johnson, Smith, Reed, Koch

Nays: None

Moved by Reed and seconded by Smith:

RESOLVED: That we hereby establish the hours for "Trick or Treat" in the City as 6:00 PM to 8:00 PM on Friday, October 31, 2025, with residents wishing to participate leaving their porch lights on and holding "Trunk or Treat" at the Jefferson Street Park and further authorize the closing of Main Street for the Halloween parade from 5:00 PM to 6:00 PM from the former Dudley Hotel to the Ray Evans Seneca Theater.

Adopted Ayes: Johnson, Smith, Reed, Koch

Nays: None

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Moved by Myers and seconded by Reed:

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

Adopted Ayes: Johnson, Smith, Reed, Koch

Nays: None

Moved by Reed and seconded by Myers:

RESOLVED: That we hereby appoint Melanee Abrams, Salamanca, NY, as Part time Recreation Attendant for the Salamanca Youth Bureau, at \$18.00 per hour for a maximum of 15 hours per week, effective September 11, 2025.

Youth Bureau Director stated they are excited to have the help with filling in the open shifts.

Adopted Ayes: Johnson, Smith, Reed, Myers

Nays: None

Moved by Smith and seconded by Reed:

RESOLVED: That we hereby approve the removal of Ransom Felt as Part time Dog Caretaker effective September 8, 2025.

Adopted Ayes: Johnson, Smith, Reed, Myers

Nays: None

Moved by Smith and seconded by Johnson:

RESOLVED: That we hereby create the Civil Service HELPS position of Department of Public Works Full Time Assistant Shop Supervisor under the Non-Union Employee Rules/Benefits at an annual wage between \$45,000 and \$55,000, to be offered promotional within the DPW.

Adopted Ayes: Johnson, Smith, Reed, Myers

Nays: None

Moved by Johnson and seconded by Myers:

RESOLVED: That we hereby amend the Non-Union Personnel Rules/ Benefits to make the Youth Bureau Director Non-Exempt with regard to compensation time earned.

Adopted Ayes: Hill, Johnson, Smith, Reed, Myers

Nays: None

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Communication from the Mayor and Council:

- Council Member Smith stated the FLF Committee are doing a good job and appreciates the time and effort that they do.
- Council Member Smith also welcomed the business “Bricks & Bites” a lego store located at 8 Main Street. Mayor Magiera noted there appears to be a new restaurant going in the Main Street Mall.

Moved by Reed and seconded by Smith:

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 and City Judge for the month of August 2025 is hereby accepted and filed.

Vendor Number	Vendor Name	Payment Date	Payment Amount	Number
0080	CATTARAUGUS COUNTY CLERK	09/03/2025	1,450.00	5266
1421	CALEB MCCORMICK	09/04/2025	4.30	5267
1669	CHEYNE JIMERSON	09/04/2025	369.94	5268
1602	DAVEWARREN	09/04/2025	47,999.00	5269
1623	JAMES POLING	09/04/2025	25.00	5270
0693	JOHN SANDY	09/04/2025	28.27	5271
1592	PENN CARE, INC.	09/04/2025	429.50	5272
1071	PETTY CASH- CITY OF SALAMANCA	09/04/2025	3,000.00	5273
1069	TIM HAYNOSKI	09/04/2025	25.72	5274
0481	MIKE P QUIGLEY	09/05/2025	18,250.00	5275
1671	PH&S PRODUCTS, LLC	09/05/2025	1,168.00	5276
1238	AMAZON CAPITAL SERVICES	09/10/2025	290.04	5277
0778	BRADFORD PUBLISHING COMPANY	09/10/2025	135.36	5278
0192	CATTARAUGUS COUNTY HEALTH DEPART	09/10/2025	455.56	5279
0794	CHAUTAUQUA COUNTY HUMANE SOCIETY	09/10/2025	75.00	5280
0218	CITY OF SALAMANCA BPU	09/10/2025	11,674.52	5281
0122	ELAN FINANCIAL SERVICES	09/10/2025	1,134.01	5282
1558	HIGHMARK BCBSWNY (SAP 281263A)	09/10/2025	107.10	5283
0656	HTI RECYCLING LLC	09/10/2025	860.03	5284
0738	INSCALE ARCHITECTS	09/10/2025	660.00	5285
0248	NATIONAL FUEL	09/10/2025	22.85	5286
1672	PATRICK HUBBARD	09/10/2025	25.00	5287
1380	PITNEY BOWES BANK INC PURCHASE POWER	09/10/2025	2,024.75	5288
1059	STAPLES	09/10/2025	1,052.53	5289
1182	SUSAN WHITCOMB	09/10/2025	96.60	5290
1069	TIM HAYNOSKI	09/10/2025	75.98	5291

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1388	UBEO, LLC	09/10/2025	110.76	5292
1670	UBEO, LLC (POBOX 791790)	09/10/2025	145.83	5293
0367	VERIZON WIRELESS	09/10/2025	2,274.48	5294
0322	WILLIAMSON LAW BOOK CO.	09/10/2025	71.00	5295
1246	ALTA CONSTRUCTION EQUIPMENT NY	09/10/2025	1,090.53	5296
1238	AMAZON CAPITAL SERVICES	09/10/2025	1,983.94	5297
1211	ASCENDANCE TRUCKS PENNSYLVANIA, LLC	09/10/2025	12,349.15	5298
0326	AUSTIN LOCKSMITHING, INC	09/10/2025	526.80	5299
0432	BEICHNER WASTE SERVICES, INC.	09/10/2025	331.08	5300
0092	CHAUTAUQUA BRICK CO., INC	09/10/2025	802.58	5301
0237	FASTENAL COMPANY	09/10/2025	361.26	5302
0191	GERNATT ASPHALT	09/10/2025	167.92	5303
0164	GRAINGER	09/10/2025	95.92	5304
0277	JAMESTOWN MACADAM, INC	09/10/2025	1,987.20	5305
0175	JAMESTOWN SOAP & SOLVENT, INC.	09/10/2025	298.50	5306
0407	JOHN SIXT & SON INC.	09/10/2025	1,109.88	5307
1033	MAC TRUCK PARTS	09/10/2025	1,284.57	5308
0248	NATIONAL FUEL	09/10/2025	285.51	5309
0568	NEW ENTERPRISE STONE & LIME CO., INC	09/10/2025	2,438.92	5310
1023	RANDOLPH AUTO SUPPLY	09/10/2025	559.19	5311
0002	SPENGLER TOOLS LLC	09/10/2025	269.00	5312
1489	VALPRO SANITARY PRODUCTS INC.	09/10/2025	475.74	5313
0915	BLUE COLLAR WORKWEAR	09/10/2025	270.00	5314
0193	GALLS PARENT HOLDINGS, LLC	09/10/2025	211.02	5315
0765	SEWING TECHNOLOGY UNIFORM INC	09/10/2025	1,094.98	5316
0197	SPORTS LOCKER	09/10/2025	347.50	5317
1064	TOLLS BY MAIL PAYMENT PROCESSING	09/10/2025	28.95	5318
0755	VSP GRAPHIC GROUP	09/10/2025	2,250.00	5319
0098	WORTH W SMITH	09/10/2025	12.98	5320
0099	BARMORE SELLSTROM INC.	09/10/2025	74.95	5321
1065	EMERGENCY SERVICES MARKETING CORP	09/10/2025	660.00	5322
1361	FIREMATIC SUPPLY CO. INC.	09/10/2025	18,328.80	5323
0469	MAINE OXY	09/10/2025	86.51	5324
1673	MEMORIAL VOL FIRE CO CHAFEE-SARDINA	09/10/2025	30,000.00	5325
1592	PENN CARE, INC.	09/10/2025	688.60	5326
1023	RANDOLPH AUTO SUPPLY	09/10/2025	266.57	5327
1064	TOLLS BY MAIL PAYMENT PROCESSING	09/10/2025	50.11	5328
0098	WORTH W SMITH	09/10/2025	46.15	5329
0807	ZOLL MEDICAL CORPORATION	09/10/2025	771.00	5330
SPECIAL ACCOUNTS - CAPITAL PROJECT FUND				
9014	HUNT ENGINEERS ARCHITECTS & LAND SURV	09/10/2025	18,233.72	1029

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	PRIVATE PURPOSE			
1221	PEPSI BEVERAGE	08/29/2025	258.35	1079
0194	CITY COMPTROLLER – FLF POSTAGE	09/03/2025	2.22	1080
1224	PEPSI BEVERAGE	09/05/2025	169.40	1081

Adopted Ayes: Johnson, Smith, Reed, Myers
Nays: None

Public Discussion:

- In regard to Public Safety it was noted since the cameras have been installed there is a reduction in activity, they assist with resolving things quickly and there is a significant reduction in foot traffic throughout the City.
- Resident Patrick Halloran stated he feels the City is not legally obligated, but morally obligated to monitor the wells near the area of the sewage dumping in the Town of Great Valley between Drake Road and Mendell's Car Wash. He also believes the building of the new water plant will have the water line feed traveling through the sludge dumping area. He thanked everyone for listening and noted he has been treated well by everyone.

Moved by Smith and seconded by Reed:

RESOLVED: That the Mayor and Council enter into executive session for the purpose of contract negotiations and legal matters under the provisions of the State's Open Meetings Law.

Adopted Ayes: Johnson, Smith, Reed, Myers
Nays: None

Moved by Myers and seconded by Reed:

RESOLVED: That the Mayor and Council reconvene after approximately one hour in executive session.

Adopted Ayes: Johnson, Smith, Reed, Myers
Nays: None

Moved by Johnson and seconded by Reed:

RESOLVED: That we hereby accept the proposal of Bond, Schoeneck and King, PLLC, Rochester, NY for Attorney services and further authorize the Mayor to sign the Terms of Representation, with the understanding that Hudgson and Russ will continue to work on the projects they are currently involved in.

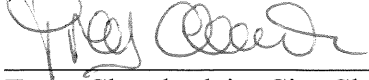
Adopted Ayes: Johnson, Reed, Myers
Nays: Smith

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Moved by Johnson and seconded by Smith:

RESOLVED: That we hereby adjourn – 8:24 PM.

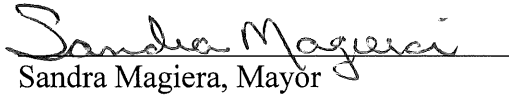
Carried.



Tracy Chamberlain, City Clerk

Dated: September 16, 2025

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



Sandra Magiera, Mayor

Dated: September 18, 2025

Here are the roads that we need closed for the Salamanca-Seneca Falling Leaves Festival 2025:

Friday October 3rd - Sunday October 5th - the following roads will need to be closed all day and night:

Jefferson Street from South Main Street to Park Avenue

The left side of Park Avenue - the right side will remain open for Emergency Vehicles only.

Sunday October 5th - The parade will begin at 1:00 PM. The streets will need to be closed at 11:30 AM until after the parade has ended to allow for pedestrian safety.

Main Street from Rochester Street to Broad Street

Atlantic Street from Main Street to Chestnut Street

Church Street from Main Street

Broad Street from Main Street to High Street