

REGULAR MEETING OF THE COMMON COUNCIL
JUNE 11, 2025
7:00 PM

PRESENT: Mayor Sandra Magiera
Council Members: John Hill, Kylee Johnson, Barry Smith
Michael Reed, Paul Myers
City Clerk: Tracy Chamberlain
City Comptroller: Robert Earley
City Administrator: Jay Bartoszek
City Assessor: Cynthia Smith

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

At this time Jackie Greene of the Goodwill of Western New York discussed the Career Building program – Goodskills. This program will be offered in the City of Salamanca at Connecting Communities in Action beginning June 30, 2025. The program is no cost to eligible applicants from Erie, Niagara, Chautauqua or Cattaraugus Counties, which are 18 years of age with a high school diploma or GED. It provides four weeks of target training for manufacturing or technology-based full-time careers. The Mayor and Council thanked Ms. Greene for providing information on the program.

Moved by Reed and seconded by Johnson:

RESOLVED: That we hereby approve and dispense with the reading of the minutes of the last regular meeting of May 28, 2025.

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

Moved by Myers and seconded by Reed:

WHEREAS, the City operates almost entirely on land leased from the Seneca Nation within the Allegany Territory; and

WHEREAS, the Seneca Nation owns the Allegany Territory pursuant to treaties between the Seneca Nation and the United States; and

WHEREAS, the City operates almost entirely on land leased from the Seneca Nation within the Allegany Territory; and

WHEREAS, the Seneca Nation and the City recognize that Seneca and non-Seneca community members in and around the City and on the Allegany Territory benefit whenever their respective governments can work together; and

WHEREAS, from time-to-time, the Seneca Nation and the City have worked cooperatively and successfully to enhance their shared community; and

WHEREAS, the Seneca Nation and the City have orally agreed to undertake certain activities with respect to the planning, construction, operation, and ongoing maintenance of a skatepark to be located at Crowley Park on the Allegany Territory within the City; and

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WHEREAS, the Seneca Nation and the City desire to memorialize their oral agreement in writing to ensure a clear understanding of their respective obligations, duties, and responsibilities with respect to the planning, construction, operation, and ongoing maintenance of the skatepark;

NOW, THEREFORE, in consideration of the terms of, and the mutual covenants contained in, the attached Memorandum of Agreement and other good and valuable consideration, receipt of which is hereby acknowledged, the Seneca Nation and the City hereby agree.

It was noted the SNI received grant funds for the construction of a skatepark.

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

Moved by Reed and seconded by Smith:

RESOLVED: That we hereby accept the attached quote of Jarrod Lecceardone, Salamanca, NY for Forestry Consulting Services and Timber Sale Administration, with payment to be eight percent (8%) of gross proceeds of a timber sale.

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

Moved by Myers and seconded by Hill:

RESOLVED: That we hereby authorize the City Comptroller and City Attorney to execute deeds conveying the listed subject properties to the City, pursuant to the Salamanca City Charter Section 137:

Della Skrok	72.060-1-11	315 Crawford Street	\$1,467.69
Dennis Peterson	73.065-3-23	182 Highland Avenue	\$2,079.87
Jade Pierce	73.072-1-13	88 East State Street	\$1,231.82
Leland Pemberton	73.079-4-13	85 Wilson Street	\$2,043.07
Andrew & Edward O'Dell	73.079-4-2	88 Clinton Street	\$ 254.75
Harold Wilkins	82.023-2-62	151 Summit Street	\$1,030.91
Calvin Morton	73.065-9-34	Murray Avenue Lot	\$ 140.61

It was noted the Comptroller is authorized to accept payment of taxes until paperwork to transfer the property is done.

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

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Moved by Reed and seconded by Myers:

RESOLVED: That we hereby accept the attached quote of Toshiba Business Solutions, Buffalo, NY, for the purchase of one new Wide Format HP DesignJet T2600MFP in the amount of \$10,486.00, with a service agreement of \$69.00 per month.

The purchase price will be covered by NYS Archives Grant funds. It was noted that the cost of supplies, such as ink and paper, can be shared with offices using the equipment.

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

Moved by Smith and seconded by Johnson:

RESOLVED: That we hereby approve the following appointment:

ZONING BOARD OF APPEALS

Appointment of Jolene Longley, Salamanca, NY, to fill the unexpired term of Derick Cuzzo, who resigned, beginning on June 12, 2025 and ending January 31, 2027.

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

Moved by Reed and seconded by Smith:

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

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

Moved by Johnson and seconded by Hill:

WHEREAS, a local Non-for-Profit organization has requested to hold a fundraiser in the intersection of Broad Street, Clinton Street and Main Street and intersection of Broad Street and Center Street, and

WHEREAS, the Police Commission has previously reviewed and advised that these locations are acceptable to hold the fundraisers, with caution, and

WHEREAS, the organization holding the fundraiser is required to use safety vests, have no children in the roadways, not unduly disrupt traffic and provide an insurance certificate naming the City as Additional Insured in the amount of \$1,000,000.00, and

WHEREAS, the Salamanca Wrestling Club has requested to hold such fundraiser.

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NOW THEREFORE BE IT RESOLVED AS FOLLOWS:

1. The City of Salamanca Common Council authorizes the following fundraiser to be held, subject to the conditions set forth above:
 - a. Salamanca Wrestling Club to hold a helmet drive on June 22, 2023, between the hours of 7:30 AM to 2:00 PM, at the intersection of Main Street, Broad St. and Clinton Street and the intersection of Broad Street and Center Street.

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

Under Communications from the Mayor and Council:

- Council Member Reed noted bids are being prepared for Washington Street paving project to be done in spring of 2026.
- Mayor Magiera stated that she and two Council members will be traveling to Washington DC to meet with Senator Kristen Gillibrand's and Senator Charles Schumer's representatives. She has been working on getting a meeting for four and half years to discuss possible financial assistance for the City.

Moved by Reed 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 City Clerk and City Judge for the month of May 2025 is hereby accepted and filed.

Vendor Number	Vendor Name	Payment Date	Payment Amount	Number
1600	ANDREW HOWARD	05/30/2025	25.00	4845
0970	BILLIE JO BLISS	05/30/2025	49.96	4846
1414	CYNTHIA SMITH	05/30/2025	66.11	4847
0193	GALLS PARENT HOLDINGS, LLC	05/30/2025	301.53	4848
1405	KISS MY GRASS LAWN CARE LLC	05/30/2025	5,400.00	4849
0604	LISA CARPENTER	05/30/2025	100.00	4850
0361	ROBERT ELLIS	05/30/2025	100.00	4851
0765	SEWING TECHNOLOGY UNIFORM INC	05/30/2025	184.35	4852
1069	TIM HAYNOSKI	05/30/2025	102.47	4853
0243	WILLIAM HUNT	05/30/2025	28.76	4854
1601	WILLIAM T. HUNT	05/30/2025	100.00	4855
1587	COLTON SCHUMAN	06/06/2025	373.50	4856

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1602	DAVEWARREN	06/06/2025	4,000.00	4857
1361	FIREMATIC SUPPLY CO. INC.	06/06/2025	28,826.03	4858
1593	KEVIN SCHUMAN	06/06/2025	4,415.78	4859
1143	SHAUNA GROFF	06/06/2025	75.00	4860
1069	TIM HAYNOSKI	06/06/2025	31.46	4861
0591	TUSTIN SWIFT	06/06/2025	249.11	4862
1388	UBEO, LLC	06/06/2025	11.77	4863
0367	VERIZON WIRELESS	06/06/2025	2,524.26	4864
0243	WILLIAM HUNT	06/06/2025	39.06	4865
1324	ZACHARY HEMPHILL	06/06/2025	27.47	4866
1603	A&F TRUCKING & EXCAVATING	06/11/2025	89,250.00	4867
0415	ADAM'S SERVICES, LLC	06/11/2025	350.00	4868
0778	BRADFORD PUBLISHING COMPANY	06/11/2025	84.04	4869
0218	CITY OF SALAMANCA BPU	06/11/2025	11,687.93	4870
0709	HODGSON RUSS, LLP	06/11/2025	1,702.00	4871
1045	LAWLEY, LLC	06/11/2025	1,500.00	4872
0248	NATIONAL FUEL	06/11/2025	181.25	4873
1380	PITNEY BOWES BANK INC PURCHASE POWER	06/11/2025	2,024.75	4874
1059	STAPLES	06/11/2025	389.78	4875
1069	TIM HAYNOSKI	06/11/2025	84.73	4876
1388	UBEO, LLC	06/11/2025	153.70	4877
1211	ASCENDANCE TRUCKS PENNSYLVANIA, LLC	06/11/2025	169.79	4878
0092	CHAUTAUQUA BRICK CO., INC	06/11/2025	542.27	4879
0434	D & J'S LAWN SERVICE & SNOWPLOWING	06/11/2025	450.00	4880
0383	FLEETPRIDE	06/11/2025	5,061.49	4881
1007	FSC SYSTEMS, LLC	06/11/2025	396.00	4882
0191	GERNATT ASPHALT	06/11/2025	2,251.87	4883
0277	JAMESTOWN MACADAM, INC	06/11/2025	4,393.00	4884
0407	JOHN SIXT & SON INC.	06/11/2025	1,174.29	4885
0248	NATIONAL FUEL	06/11/2025	2,440.65	4886
0568	NEW ENTERPRISE STONE & LIME CO., INC	06/11/2025	6,060.51	4887
0515	NOCO ENERGY CORP.	06/11/2025	25,508.08	4888
0972	NORTH EASTERN EQUIPMENT SALES & RENTALS	06/11/2025	65,073.22	4889
0230	PERKINS LLC	06/11/2025	2,281.74	4890
1023	RANDOLPH AUTO SUPPLY	06/11/2025	679.40	4891
0392	STATE LINE SUPPLY COMPANY	06/11/2025	1,626.60	4892
0624	STAYER GREENHOUSE LLC	06/11/2025	312.00	4893
1216	STONEY HOLLOW TIRE	06/11/2025	267.56	4894
0098	WORTH W SMITH	06/11/2025	958.87	4895
0012	ALLIED ALARM SERVICES INC	06/11/2025	157.70	4896
0494	AMCHAR WHOLESALE INC.	06/11/2025	551.40	4897
0956	APPLIED CONCEPTS, INC	06/11/2025	3,193.00	4898

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0915	BLUE COLLAR WORKWEAR	06/11/2025	263.00	4899
0824	DAVE SCHUMAN	06/11/2025	49.50	4900
0193	GALLS PARENT HOLDINGS, LLC	06/11/2025	83.98	4901
0277	JAMESTOWN MACADAM, INC	06/11/2025	1,000.00	4902
1599	RELENTLESS LLC DBA DESERT SNOW	06/11/2025	2,097.00	4903
1189	SAFE LIFE DEFENSE, LLC	06/11/2025	734.10	4904
0765	SEWING TECHNOLOGY UNIFORM INC	06/11/2025	1,255.84	4905
0197	SPORTS LOCKER	06/11/2025	62.50	4906
1216	STONEY HOLLOW TIRE	06/11/2025	287.96	4907
0893	UPMC HEALTH SERVICES	06/11/2025	206.00	4908
0774	URBAN AUTO CENTER	06/11/2025	331.09	4909
0098	WORTH W SMITH	06/11/2025	310.39	4910
0017	ACME BUSINESS MACHINES	06/11/2025	79.31	4911
1202	AMERICAN HEART ASSOCIATION	06/11/2025	346.00	4912
1012	CATTARAUGUS COUNTY DPW	06/11/2025	392.98	4913
0901	CITY OF UTICA FIRE DEPARTMENT	06/11/2025	32,500.00	4914
0469	MAINE OXY	06/11/2025	6.76	4915
1023	RANDOLPH AUTO SUPPLY	06/11/2025	46.68	4916
0575	SHERWIN-WILLIAMS	06/11/2025	136.70	4917
1532	STUDIO 4 EAST	06/11/2025	770.00	4918
1035	ULINE	06/11/2025	3,100.89	4919
1048	WITMER PUBLIC SAFETY GROUP, INC	06/11/2025	1,207.00	4920
0098	WORTH W SMITH	06/11/2025	313.99	4921
1238	AMAZON CAPITAL SERVICES	05/30/2025	150.77	8000039
1238	AMAZON CAPITAL SERVICES	06/11/2025	117.27	8000040

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

Public Discussion:

- The Salamanca City School Senior Parade will be held on June 25th at 5:30 PM, starting on Main Street and ending at the Greer Building on Fern Avenue.
- Resident Jodi Clark noted the SSMAD group is planning on selling novelties during the fireworks event on July 5th as a fundraiser.

Moved by Johnson and seconded by Myers:

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

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

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Moved by Johnson and seconded by Smith:

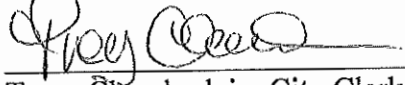
RESOLVED: That the Mayor and Council reconvene after approximately one hour and ten minutes in executive session.

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

Moved by Johnson and seconded by Hill:

RESOLVED: That we hereby adjourn – 8:47 PM.

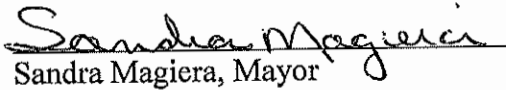
Carried.



Tracy Chamberlain, City Clerk

Dated: June 17, 2025

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



Sandra Magiera, Mayor

Dated: June 19, 2025

MEMORANDUM OF AGREEMENT

This MEMORANDUM OF AGREEMENT ("Agreement"), is entered into and effective this ___ day of May, 2025, ("Effective Date") by and between the Seneca Nation of Indians ("Seneca Nation"), a sovereign, self-governing, Indian Nation, and the City of Salamanca ("City"), a political subdivision of the State of New York, and entered into on the lands of the Seneca Nation.

WHEREAS, the Seneca Nation owns the Allegany Territory pursuant to treaties between the Seneca Nation and the United States; and

WHEREAS, the City operates almost entirely on land leased from the Seneca Nation within the Allegany Territory; and

WHEREAS, the Seneca Nation and the City recognize that Seneca and non-Seneca community members in and around the City and on the Allegany Territory benefit whenever their respective governments can work together; and

WHEREAS, from time-to-time, the Seneca Nation and the City have worked cooperatively and successfully to enhance their shared community; and

WHEREAS, the Seneca Nation and the City have orally agreed to undertake certain activities with respect to the planning, construction, operation, and ongoing maintenance of a skatepark to be located at Crowley Park on the Allegany Territory within the City; and

WHEREAS, the Seneca Nation and the City desire to memorialize their oral agreement in writing to ensure a clear understanding of their respective obligations, duties, and responsibilities with respect to the planning, construction, operation, and ongoing maintenance of the skatepark;

NOW, THEREFORE, in consideration of the terms of, and the mutual covenants contained in, this Agreement and other good and valuable consideration, receipt of which is hereby acknowledged, the Seneca Nation and the City hereby agree as follows:

1. **Scope of Work:** A concrete skate park will be constructed by Grindline, Inc., through a contract between the Seneca Nation and Grindline, Inc. Grindline will work with the youth in Salamanca through open listening sessions to understand what they want to see in a skatepark. Once ground is broken, project completion will take 6-8 weeks. The cost of the build will not exceed \$250,000. The remaining \$50,000 will be spent on environmental aspects such as integrating local plants for drainage, appropriate signage and other elements identified in the environmental assessment to be completed by a vendor selected by the Seneca Nation.
2. **Seneca Nation's Commitments**

The Seneca Nation will provide the financial resources in the amount of \$150,000 and its grant resources in the amount of \$150,000 to complete the project. The Seneca Nation will partner with the City of Salamanca on future programming to encourage positive youth and community development through skating.
3. **City's Commitments**

The City of Salamanca will provide cameras and security, maintenance, and overall upkeep and care of the skatepark. The city of Salamanca will also provide additional lighting for the skatepark, including installation and maintenance of same. The City of Salamanca will partner with the Seneca Nation on future programming to encourage positive youth and community development through skating.

4. Community Involvement

Both the Seneca Nation and the City agree to use their best efforts to encourage Senecas, City residents, local businesses, civic organizations, youth groups, and skate park users to volunteer services or raise funds for the ongoing operation and maintenance of the skate park. The City, in consultation with the Seneca Nation, will maintain approval authority over all proposed improvements to the skate park that results from such community involvement.

5. Insurance

(a) The Seneca Nation will insure its employees for any activities required for the performance of its obligations under this Agreement. The Seneca Nation shall maintain insurance coverage in at least the types and amounts set forth in the attached certificate of insurance, and shall name the City as additional insured with respect to such coverage.

(b) The City will insure its employees for any activities required for the performance of its obligations under this Agreement. The City shall maintain insurance coverage in at least the types and amounts set forth in the attached certificate of insurance, and shall name the Seneca Nation as additional insured with respect to such coverage.

6. Indemnification and Hold Harmless

Each party (the "Indemnifying Party" agrees to indemnify, defend, and hold harmless the other party, its affiliates, officers, directors, employees, agents, successors, and assigns from and against any and all claims, liabilities, losses, damages, costs, and expenses (including reasonable attorneys' fees and costs) arising out of or related to: (i) any negligent act of omission, willful misconduct, or breach of this Agreement by the Indemnifying Party or its representatives; and (ii) any violation of applicable law by the Indemnifying Party.

7. Term

This Agreement shall be effective as of the Effective Date written above. This Agreement shall remain in place until such time as either the Seneca Nation or the City elect to terminate this Agreement.

8. No Waiver of Sovereign Immunity

By entering into this Agreement, the Seneca Nation does not intend to waive its sovereign immunity, and nothing in this Agreement shall be construed as a waiver of any kind of the Seneca Nation's sovereign immunity.

IN WITNESS WHEREOF, the Seneca Nation and the City have hereunto made and executed this Agreement as of the Effective Date first written above.

Seneca Nation

City of Salamanca

J. Conrad Seneca, President

Sandra Magiera, Mayor

Date: _____

Date: _____

Jarrold Lecceardone

Consulting Forester

63 State Park Avenue

Salamanca, NY 14779

(716) 474-8128

jplecceardone@gmail.com

City of Salamanca – Request For Proposal (RFP)

Forestry Consulting Services – Timber Sale Administration

Timber Harvest for Future Residential Development Site

Section 1

Executive Summary

In response to a Request For Proposal (RFP) received from the City of Salamanca to employ the services of a consulting forester to aid them in identifying merchantable timber on approximately 140 acres of city owned land located along State Park Avenue in the City and Town of Salamanca.

Section 2

Services

A selection type harvest will be marked. All merchantable trees that are selected shall be marked at chest height and on the stump. All sawtimber trees will be marked with a horizontal band. Any pole timber that is identified will be marked with a slash. Any cull trees will be marked with an X. The timber volume estimate will be calculated from tree diameter measurements (made at a point approximately 4.5 feet above the ground), as well as merchantable tree heights, of all trees marked for sale. Any volume deductions for visible defect will be made at the time of marking. An appraisal of the "fair market value" of the timber will then be made and reported to you. This "fair market value" figure will be estimated in light of the current market prices we are being offered for timber sales we have put out for competitive bid, as well as published New York DEC or Pennsylvania State University stumpage price information.

A bid prospectus will be generated, which will include the number of trees and volume by species, and maps which detail the location of the sale, will be sent out to all potential bidders. The potential buyers will be given three weeks to conduct site visits before submitting their bid. Sealed bids will be opened, and the contract shall be awarded to the highest bidder. The successful bidder will be given an eighteen (18) month contract to complete all harvesting and all reclamation of the property. This contract length allows the harvester to maximize their efficiency and minimize the unnecessary damage while removing the timber from the tract.

Section 3

Cost of Services

There will be a fee of 8% of the gross proceeds of the timber sale. This fee will include the time and materials spent on marking the timber sale, the marketing of the timber sale, and any subsequent site visits to administer the sale.

Solution Proposal

City of Salamanca HP T2600 MFP



Award-Winning
Products



Encompass
Managed Print



Document &
Device Security



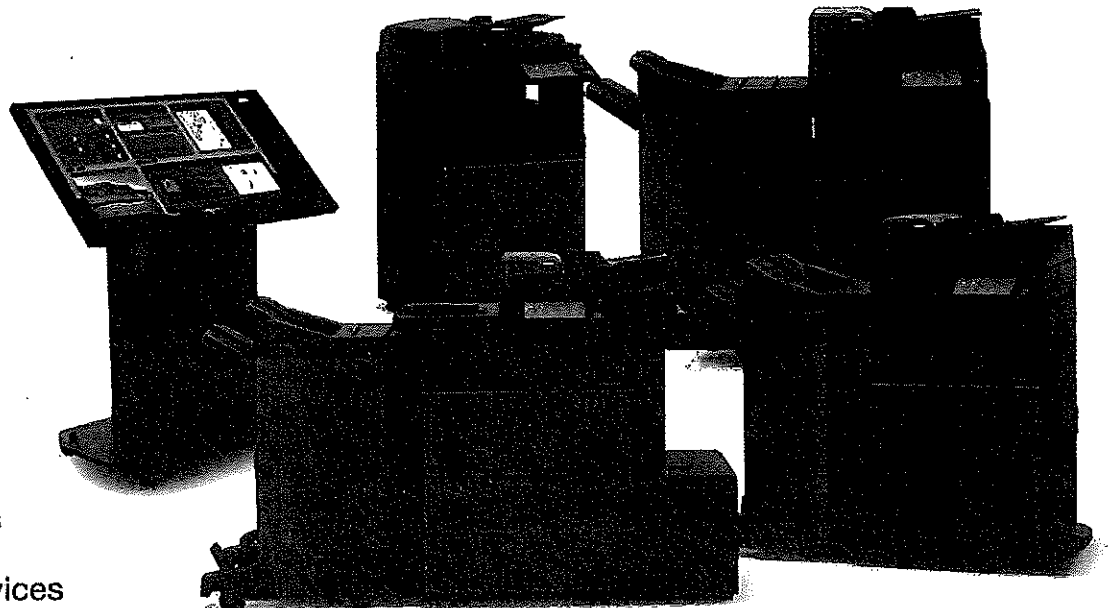
Eco-Innovation



Ellumina Digital
Signage Services



Professional Services
& Software Solutions



Date:

June 3, 2025

Prepared By:

Andrew DeFeo

Prepared For:

Tracy Chamberlain

Current Situation/ Objective

The City of Salamanca is looking for a Wide Format Device to accomplish the archival and printing of drawings, plans, and maps. The device will be a shared resource across multiple departments and have the ability to print and scan in both color and black and white. Device, Installation, and Ink pricing must be based on Omnia Region 4. Training and ongoing, premium service must also be included.

The objective of adopting this Wide Format Printer/Scanner is to:

- a. Efficiently produce and scan wide format sets in color.
- b. Retrieve and print archived and current wide format prints on an as needed basis.
- c. Scan and archive previously printed or acquired plans

The following pages lay out the unit best suited to The City of Salamanca for the next 5 years, and beyond.

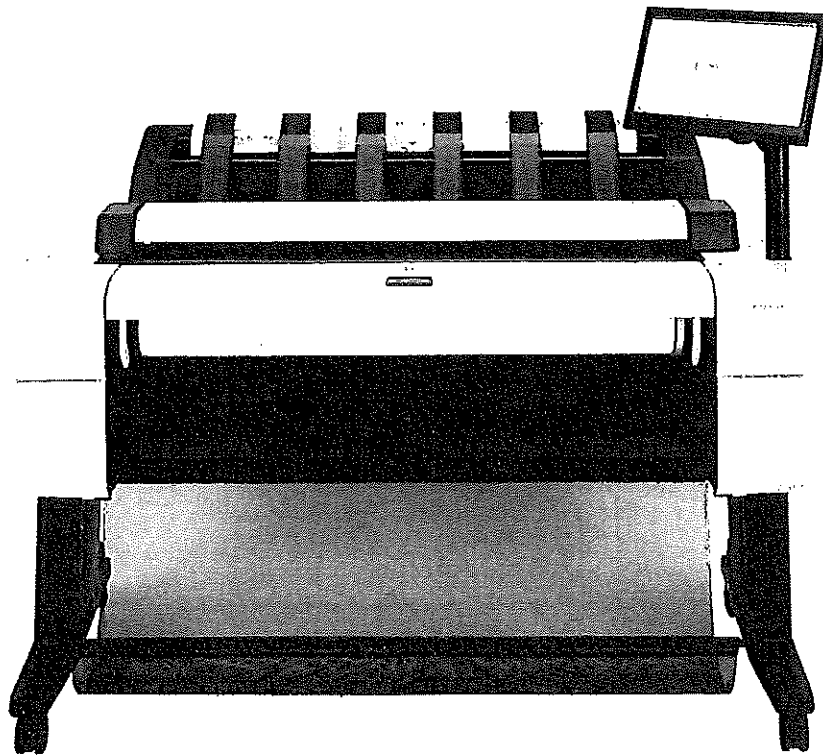
*As you are aware, the Printer is only one piece of the puzzle here-

*This proposal has all inclusive service and support for a set period of 5 years. The service covers service labor, travel, and every inch of the device, including maintenance items like printheads, and service kits. You only buy paper and ink. Service is flat rate. There is NO cost per square foot associated with our service. **This is a one of a kind service exclusive only to Toshiba.** (After 5 years, we will regroup and extend if you choose)

* I have included within this proposal Unlimited Workflow Training Days. This invaluable program will encompass not only basic usage of the Printer- but also will include input file creation, creating an archiving and retrieval system for prints, and a guide to price/charge for your drawings down the road. This is a \$2500 value extended to you at no charge.

HP DesignJet T2600 MFP Series 36"

- Capable of handling sheet or roll media 11" to 36" wide
- 180 A1/hr, 19.3 sec/A1
- Integrated stepped scanner with scan to email, USB, and network folders
- PostScript for printing complex files
- Up to 2400 x 1200 DPI with HP durable inks. (pigment archival black)
- Easily print and scan project sets and PDF documents with HP Click Printing Software or directly from any windows-based program with included driver
- User friendly operation and ability to recall or send files to and from the printer, to and from any PC on the Network.



Pricing: -Based on Omnia Partners - Region 4 138719

HP DesignJet T2600 MFP	\$8,638
Installation and Setup Network	\$687
HP 730F 300ml Yellow Ink Cartridge	\$193.50
HP 730F 300ml Magenta Ink Cartridge	\$193.50
HP 730F 300ml Cyan Ink Cartridge	\$193.50
HP 730F 300ml Photo Black Ink Cartridge	\$193.50
HP 730F 300ml Gray Ink Cartridge	\$193.50
HP 730F 300ml Matte Black Ink Cartridge	\$193.50
Purchase @ \$10,486	

*****Your current device makes you eligible for \$400 rebate through 6/30*****

(Rebate is not reflected in price above, I will send appropriate paperwork after the order is allocated)

Additional Services, Not on Omnia Region 4:

Toshiba All-Inclusive Service	\$69/Month, 60 Months
Freight/Shipping (\$999- Waived)	Included
Advanced Workflow Training Pack (Waived \$2500 value)	Included

All inclusive service at \$69/month, \$207 Quarterly, OR \$828/yr

- Includes all Software necessary, including accounting, HP click, and all HP drivers.
- Includes Starter set of ink.
- Includes Delivery door to door
- Set-up and Network Installation for printing and scanning by certified specialist.
- Unlimited onsite end user training for input file creation, scanning, archiving, developing a retrieval system for prints, and client pricing guide.

Pricing is in effect through July 2, 2025