

**COUNCIL MEETING
MONDAY, NOVEMBER 20, 2017
COUNCIL CHAMBERS
www.lackawannany.gov**

Regular session of the Lackawanna City Council met in the Council Chambers, Council President Keith Lewis presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Lewis.

**Meeting called to order
NB: Meeting being recorded**

**Roll Call: Council: Present: Noman, Iafallo, Jerge, Surdyke, Lewis
Dept. Heads: Present: Law, Comptroller, Development, Recreation
Public Safety
Excused: Public Works**

Approval of Minutes: of regular meeting of November 6, 2017

Moved by Lewis seconded by Noman to adopt minutes as written
Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Communications from Department/Division Heads:

Request to Sell 2016 Ford Fusion

1. To: City Council

I respectfully request that the City Council grant permission to sell a 2016 Ford Fusion bearing Vehicle Identification Number 3FA6POT97GR223068, which had been in use by the Lackawanna Police Department, and was previously purchased through Federal Asset Forfeiture Funds statutes. A newer replacement vehicle will be purchased for the Police Department use under the same Federal Asset Forfeiture Fund account.

It is further requested that all proceeds from the sale of the aforementioned vehicle be placed in the Police Department asset forfeiture account, A 695, as required by the Federal Asset Forfeiture Statute.

JAMES T KUNA-DIRECTOR of PUBLIC SAFETY

Moved by Lewis seconded by Iafallo to approve request
Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Amend & Replace Chapter 230 Zoning Fees

2. To: City Council

Please put the attached Ordinance on the agenda for council approval. The amounts have not been changed since October 1, 1993. Fees for Special Use Permits, Land/Area Variances, Zoning Classification Changes have been raised by \$65.00. Fees for Site Plan Review up to 1 acre in size have increased by \$15.00 and over 1 acre in size has increased by \$50.00. Acreage over 5 acres

in size was also raised by \$50.00 plus an increase per acre 5 of \$50.00 which is a raise of \$15.00 per acre from \$35.00. Thank you.

DREW SHAPIRO-DIRECTOR of DEVELOPMENT

Moved by Lewis seconded by Jerge receive and file

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Purchase Offer-156 Stoney

3. To: City Council

My office has received an offer from Fulvio Stampone in the amount of \$1,000 to purchase the parcel located at 156 Stoney for purpose of extending his property. The current lot size is 30 x 107 and has an assessed value of \$3,600.

Therefore, it is my recommendation that the City Council APPROVE the sale of 156 Stoney to Fulvio Stampone in the amount of \$1,000.

For further information, please contact the Assessor 's Office.

FRANK E KRAKOWSKI-CITY ASSESSOR

Moved by Noman seconded by Lewis receive and file, act on ordinance

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Business Registration:

(1) Michael Smith-dba One Down Four Up Enterprises-3200 South Park Ave.-Motor Vehicle Repair

NO MOTION on business registration

(2) James Echeverria-dba State Farm Insurance-1648 Abbott Rd.

Moved by Lewis seconded by Jerge approve business registration

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

(3) Kevin Hill-dba AAALL Auto Broker-180 Ridge Rd.-Car Dealership

Moved by Lewis seconded by Noman approve business registration

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

(4) Kevin Hill-dba AAALL Auto Broker-1754 Abbott Rd.-Car Dealership

Moved by Lewis seconded by Jerge approve business registration

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

(5) Edward Wojcik-dba Sonny Reds-1841 Abbott Rd.-Restaurant

Moved by Lewis seconded by Surdyke approve business registration

Yeas: Noman, Iafallo, Surdyke, Lewis

Recusal: Jerge

Carried 4-0

Ordinances:

(1) Chapter 230-Zoning

**AN ORDINANCE AMENDING CHAPTER 230 ZONING OF THE CITY OF
LACKAWANNA MUNICIPAL CODE**

BE IT ENACTED by the City Council of the City of Lackawanna, New York that City Code Chapter 230-75. Fees, be amended by rescinding and replacing as follows:

Special Permit fees and site plan review fees shall be collected and paid according to the following fee structure as may be amended by the Council.

A. Special Use Permit/Land/Area Variance/Zoning Classification Change \$100

B. Site Plan Review

Area

Less than 0.5 acres	\$ 50.00
0.5-1.0 acres	\$ 75.00
1.0-2.0 acres	\$150.00
2.0-5.0 acres	\$250.00
Greater than 5.0 acres	\$250.00 plus \$50.00 per acre

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Lewis seconded by Jerge to DENY ordinance as written

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

(2) Sale of 156 Stoney

**AN ORDINANCE AUTHORIZING THE SALE/TRANSFER OF PROPERTY
PURSUANT TO MUNICIPAL CODE CHAPTER 12**

BE IT ENACTED by the City Council of the City of Lackawanna, New York as follows:

SECTION 1. That the City Council hereby approves of the transfer of property known as SBL 141.60-2-13 (156 Stoney) parcel 30 feet by 107 feet, to Fulvio Stampone

SECTION 2. That transfer is made for the sum of \$1,000 in cash to the City of Lackawanna

SECTION 3. That the purchaser/transferee shall be responsible for expenses related to the transfer other than those specifically belonging to the City of Lackawanna

SECTION 4. That the Law Department shall prepare documents to be executed for
The transfer of the property

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Lewis seconded by Noman adopt ordinance as written

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Tabled Items:

Moved by Iafallo seconded by Lewis to remove from table, Business Registration from
Council meeting of 9/19/17

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Moved by Iafallo seconded by Noman to approve Business registration for Lance Wojda-
Dbas Jokers of Lackawanna-Restaurant-1783 Electric Avenue

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Adjournment:

Moved by Lewis seconded by Jerge meeting adjourned

Yeas: Noman, Iafallo, Jerge, Surdyke, Lewis

Carried 5-0

Keith E. Lewis, Council President

Jeffrey P DePasquale, City Clerk