

REGULAR COUNCIL MEETING

Wednesday, May 6, 2020

7:00 p.m. – Meeting

**** COVID- 19 Procedures in Effect****

Live via Facebook@<http://Facebook.com/lackawannany>

www.lackawannany.gov

Regular session of the Lackawanna City Council met remotely live on Facebook, Council President Frederic J. Marrano presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Frederic J. Marrano.

Meeting called to order.

NB: Meeting being recorded.

Roll Call: Council: Ingram, Schultz, Moretti, Surdyke, Marrano

Dept. Heads: Law, Comptroller, Recreation, Public Safety, Development, Public Works

Hearings from citizens:

NO COMMUNICATIONS RECEIVED.

Approval of Minutes: of the regular meeting of April 20, 2020.

Moved by Marrano seconded by Schultz to adopt minutes as written.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Departmental Reports:

1. **City Comptroller** – A/P Check Listing # 38, dated April 15, 2020.

Moved by Marrano seconded by Ingram to receive and file Departmental Report.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Communications from Division/Department Heads:

Approval of Budget Ordinance Regarding Police Chief Salary.

2. To: City Council

Dear Council Members:

Attached is the ordinance to increase the salary of the Police Chief to \$95,000.00 for the remaining portion of the year.

If you have any questions please feel free to contact me.

CAROLYN NICOMETO, CITY COMPTROLLER

Moved by Marrano seconded by Moretti to receive and file, act on ordinance.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

2(A) AN ORDINANCE AMENDING THE 2019 – 2020 BUDGET ORDINANCES ADOPTED JUNE 13, 2019.

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

SECTION 1. That the 2019-2020 Budget Ordinance adopted June 13, 2019 is hereby amended to increase the salary of the Police Chief to \$95,000.00 for the account A.3120.101 Personal Services, sub-section Police Chief.

SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to add \$5,178.00 to budget Code A.3120.101 Police Department – Personal Services.

SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to appropriate \$5,178.00 from budget Code A.3120.105 – Paid Holidays.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Marrano seconded by Moretti to receive and file, adopt ordinance as written.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Request for Approval of Budget Ordinance Regarding Contract Negotiations of the CSEA Union Contract.

3. To: City Council

Dear Council Members:

Please approve the attached Budget Ordinance to transfer funds to cover the budget differences which resulted from the contract negotiations of the CSEA Union Contract. The funds are being transferred from the Control of Animals – Personal Services account which is not being utilized.

If you have any questions, please feel free to contact me.

CAROLYN NICOMETO, CITY COMPTROLLER

Moved by Marrano seconded by Schultz to receive and file, act on ordinance.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

3(A) AN ORDINANCE AMENDING THE 2019-2020 BUDGET ORDINANCE ADOPTED JUNE 13, 2019

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

SECTION 1. That the 2019-2020 Budget Ordinance adopted June 13, 2019 is hereby amended to increase appropriations for Comptroller – Personal Services, Treasurer – Personal Services, Law- Personal Services, Personnel – Personal Services, Engineering – Personal Services, Police Department – Personal Services and Recreation – Personal Services and decrease appropriations for Control of Animals – Personal Services.

SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to add \$2,321.00 to budget Code A.1315.101 Comptroller- Personal Services.

SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to add \$1,305.00 to budget Code A.1325.101 Treasurer – Personal Services.

SECTION 4. That the 2019-2020 Budget Ordinance is hereby amended to add \$1,261.00 to budget Code A.1420.101 Law - Personal Services.

- SECTION 5. That the 2019-2020 Budget Ordinance is hereby amended to add \$1,468.00 to budget Code A.1430.101 Personnel – Personal Services.
- SECTION 6. That the 2019-2020 Budget Ordinance is hereby amended to add \$1,261.00 to budget Code A.1440.101 Engineering – Personal Services.
- SECTION 7. That the 2019-2020 Budget Ordinance is hereby amended to add \$3,000.00 to budget Code A.1430.101 Police – Personal Services.
- SECTION 8. That the 2019-2020 Budget Ordinance is hereby amended to add \$1,261.00 to budget Code A.7020.101 Recreation– Personal Services.
- SECTION 9. That the 2019-2020 Budget Ordinance is hereby amended to appropriate \$11,877.00 from budget Code A.3510.101 Control of Animals – Personal Services.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Marrano seconded by Schultz to adopt ordinance as written.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Request for Review of Audited Financial Statements.

4. City Council

Dear Council Members:

Attached are the official copies of the City of Lackawanna’s Audited Financial Statements for your review.

If you have any questions, please feel free to contact me.

CAROLYN NICOMETO, CITY COMPTROLLER

Copies of this information may be obtained by contacting the City Clerk’s office.

Moved by Marrano seconded by Schultz to receive and file.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Request for Approval of Resolution Authorizing Yearly Maintenance Fee in Accordance with the City’s existing Water Authority Contract.

5. City Council

Hon. City Council:

Please see the attached correspondence from WM Schutt Associates regarding the installation of an additional fire hydrant at 3904 S. Park Avenue. Please approve the attached resolution authorizing the yearly maintenance fee in accordance with the City’s existing Water Authority contract #WSA-014. The cost is approximately \$229.08 per year for the annual maintenance fee.

Annette lafallo, Mayor

City of Lackawanna, City Hall

714 Ridge Road

Lackawanna NY 14218

RE: Contract WSA-014

Waterline Replacement Project
Fire Hydrants

I am writing to follow up to my earlier letter regarding the installation of an additional fire hydrant at 3904 South Park Avenue. A copy is attached. The Water Authority received bids for the project and has awarded the construction contract to E&R General Construction. The Notice to Proceed was recently issued and the construction work will commence next month.

The additional hydrant is necessary to improve local fire protection and to comply with Erie County Health Department and Erie County Water Authority hydrant spacing requirements.

Please forward duly certified resolution authorizing the yearly maintenance fee to our attention for further processing with the Water Authority. Please contact me if you have any questions.

Very truly yours,
Richard Rosenberry, PE

Very truly yours,
RICHARD S. JUDA, CITY ATTORNEY

Moved by Marrano seconded by Ingram to receive and file, act on resolution.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION #9, 2020

Whereas, the Erie County Water Authority has installed an additional fire hydrant at 3904 S. Park Avenue, Lackawanna, New York as part of its waterline replacement project, and

Whereas, the City currently has an agreement for the maintenance of all fire hydrants in the City of Lackawanna with the Erie County Water Authority (contract #WSA-014), and

Whereas, this additional fire hydrant is necessary to improve local fire protection and to comply with Erie County Health Department and Erie County Water Authority hydrant spacing requirements.

NOW therefore be it resolved, that the City of Lackawanna hereby authorizes the addition of the additional fire hydrant at 3904 S. Park Avenue, Lackawanna, New York to its existing Water Authority contract #WSA-014, and agrees to pay the annual maintenance fee to the Erie County Water Authority in accordance with the current contract #WSA-014.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Dated: May 7, 2020
Lackawanna, New York

Moved by Marrano seconded by Moretti to adopt resolution as written.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Worker's Compensation Agreement.

6. City Council
Hon. City Council

Please authorize the Mayor to enter into a three-year contract with the option of two one year extensions with Future Comp for Worker's Compensation Administration.

Very truly yours,
RICHARD S. JUDA, CITY ATTORNEY

Complete copy of the agreement on file in the City Clerk's Office.

Moved by Marrano seconded by Ingram to approve request.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Moved by Marrano and seconded by Moretti to Waive the Rules.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Request Approval of the Purchase of a 2006 GMC Boom Lift Truck.

To: City Council

Dear Council members:

I am requesting the City Council approve the purchase of a 2006 GMC Boom Lift truck. This truck was found online. The purchase would be contingent upon visual inspection on Friday, by our mechanics. The price for this vehicle is \$30,500. All inspections and certifications are attached.

Thank you for your anticipated cooperation.

ANTHONY DESANTIS, DPW COMMISSIONER

Complete copy of Inspection and Certifications on file in the City Clerk's Office.

Moved by Marrano seconded by Moretti to approve request.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Request to Amend 2019-2020 Budget Ordinance to Transfer Funds for the Purchase of a Single Maintenance Vehicle for the City Garage.

To: City Council

Dear Council members:

Please approve the transfer of funds for the purchase of a Signal Maintenance Vehicle for the City Garage. Funds will be transferred out of the Snow Removal account and City Garage – Gas account. Our current vehicle is in poor shape and will no longer pass inspection.

If you have any questions please feel free to contact me.

CAROLYN NICOMETO, CITY COMPTROLLER

Moved by Marrano seconded by Ingram to receive and file, act on ordinance.

Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

AN ORDINANCE AMENDING THE 2019-2020 BUDGET ORDINANCES ADOPTED JUNE 13, 2019.

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

SECTION 1. That the 2019-2020 Budget Ordinance adopted June 13, 2019 is hereby amended to increase City Garage – Equipment and decrease Snow Removal – Salt, Etc. and decrease City Garage – Gas, Oil and Lubricants.

SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to add \$24,822.55 to budget Code A.51352.415 – City Garage – Equipment.

SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to appropriate \$20,000.00 from budget Code A.5132.201 – City Garage – Gas, Oil, and Lubricants.

SECTION 4. That the 2019-2020 Budget Ordinance is hereby amended to appropriate \$4,822.55 from budget Code A.5142.414 Snow Removal – Salt, Etc.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Dated: May 7, 2020
Lackawanna, New York

Moved by Marrano seconded by Ingram to adopt ordinance as written.
Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Old Business: The Law Department is further researching the status of the reverter clause for the properties located at 149/163 Ingham Avenue.

Adjournment:

Moved by Marrano seconded by Schultz to adjourn meeting.
Yeas: Ingram, Schultz, Moretti, Surdyke, Marrano

Carried 5-0

Frederic J. Marrano-Council President

Jeffrey P. DePasquale - City Clerk

