

REGULAR COUNCIL MEETING
Monday, October 5, 2020
Senior Center, 230 Martin Road – Public invited to attend
7:00 p.m. – Caucus/ Meeting to immediately follow
**** COVID- 19 Procedures in Effect****
Live via Facebook@http//Facebook.com/lackawannany

Attention Residents:

Wearing of masks, maintaining proper social distancing and adhering to any additional posted COVID guidelines are required. The City Council, Department Heads and fellow citizens appreciate your cooperation.

Meeting called to order/Pledge of Allegiance.

NB: Meeting being recorded.

Roll Call: Council: Ingram, Szymanski, Moretti, Surdyke, Marrano
Dept. Heads: Law, Comptroller, Recreation, Public Safety, Development,
Public Works

Hearings from Citizens:

Approval of Minutes: of the regular meeting of September 28, 2020.

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Departmental Reports:

1. **City Comptroller** – A/P Check Listing #6, dated September 24, 2020.
2. **City Comptroller** – A/P Check Listing #7, dated September 30, 2020.

Moved by Marrano seconded by Moretti to receive and file Departmental Reports one and two.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Communication from Council Members:

Requests Approval of Resolution Officially Naming the Lehigh Avenue Soccer Stadium and Field.

3. To: Honorable Council President
Honorable Council Members
714 Ridge Road
Lackawanna, NY 14218

Dear Colleagues,

Please approve the attached resolution regarding officially naming the Lehigh Avenue soccer stadium and field. Along with this resolution is a proposed sign for the facility.

Thank you for your time and anticipated cooperation.
Respectfully,
GEOFFREY M. SZYMANSKI, 2ND WARD COUNCILMAN

Moved by Szymanski seconded by Marrano to receive and file, **TABLE** resolution pending further information.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Communications from Department/Division Heads:

Requests Approval of Resolution to Adopt the Records Retention Schedule, LGS-1, as Mandated by New York State.

4. To: Hon. Council President
Hon. Council Members
714 Ridge Road
Lackawanna, NY 14218

Dear Honorable Body,

Please approve the attached resolution regarding City adoption of the new Records Retention Schedule, LGS-1, which, as per New York State, is required to be officially adopted by every municipality no later than January 1, 2021.

The LGS-1 replaces the current Records Retention Schedule MU-1.

Thank you for your time and consideration.

Respectfully,

JEFFREY P. DEPASQUALE, CITY CLERK

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION #23, 2020

WHEREAS, The City Council of the City of Lackawanna seeks to comply with the *Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, issued pursuant to Article 57-A of the Arts and Cultural Affairs Law, and containing legal minimum retention periods for local government records for use by all officers in legally disposing of valueless records listed therein; and

WHEREAS, in accordance with Article 57-A:

- (a) only those records will be disposed of that are described *in Retention and Disposition Schedule for New York Local Government Records (LGS-1)*, after they have met the minimum retention periods described therein;
- (b) Only those records will be disposed of that do not have sufficient administrative, fiscal, legal, or historical value to merit retention beyond established legal minimum periods.

NOW, THEREFORE BE IT RESOLVED, The City Council of the City of Lackawanna hereby adopts the Retention and Disposition Schedule for New York Local Government Records (LGS-1), issued pursuant to Article 57-A of the Arts and Cultural Affairs Law.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

**Dated: October 5, 2020
Lackawanna, New York**

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Requests Review and Approval of Various Communications.

5. To: Lackawanna City Council

Re: Council Agenda Items for Meeting of August 17, 2020

On behalf of the City Law Department, and the Department of Development, and for your consideration we are transmitting to you:

1. a Draft Negative Declaration; and
2. adopt the Resolution which both adopts Local Law 3-2020,.0
3. –
4. + and authorizes the Mayor to execute the Memorandum of Agreement with the Energy Improvement Corporation to implement the use of C-Pace financing.

RICHARD E. STANTON, DIRECTOR OF DEVELOPMENT

A copy of this information may be obtained by contacting the City Clerk's office.

Moved by Szymanski seconded by Marrano to receive and file, adopt negative declaration of SEQR, and act on resolution and local law.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION #24, 2020

NOW, THEREFORE BE IT

RESOLVED, that the City Council hereby adopts a Local Law to establish a sustainable energy loan program; and it is further

RESOLVED, that Local Law #3, 2020 be and the same is hereby adopted in its entirety; and it is further

RESOLVED, that said Law shall take effect immediately upon its filing with the Secretary of State; and it is further

RESOLVED, that the Mayor is hereby authorized to enter into a municipal agreement between Energy Improvement Corporation and the City of Lackawanna per such terms and conditions in the agreement attached hereto and the additional provision that the Offices of the Mayor be added as a party receiving any "Notices" under paragraph 9 of the agreement.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Dated: October 5, 2020

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

LOCAL LAW #3, 2020

A LOCAL LAW TO ESTABLISH A SUSTAINABLE ENERGY LOAN PROGRAM (OPEN C-PACE) IN THE CITY OF LACKAWANNA.

Local Law 3-2020 authorizes the Mayor to execute the Memorandum of Agreement with the Energy Improvement Corporation to implement the use of C-PACE financing. This law establishes a sustainable

energy loan program to qualified property owners for installation of renewable energy systems and energy efficiency measures.

A copy of Local Law #3 can be obtained by contacting the City Clerk's office.

Moved by Marrano seconded by Szymanski to adopt local law as written.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Requests Approval of the Contract Between the City of Lackawanna and the Chief of Police.

6. To: Jeffrey DePasquale, City Clerk
714 Ridge Road
Lackawanna, NY 14218

Re: Chief of Police Contract

Dear Mr. DePasquale:

Please put the attached contract on the agenda for council approval.

Very truly yours,

RICHARD S. JUDA, JR., CITY ATTORNEY

A copy of this contract can be obtained by contacting the City Clerk's office.

Moved by Marrano seconded by Moretti to approve request.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Tabled Items:

Moved by Marrano seconded by Szymanski to remove tabled item #6A from the 08/17/20 meeting, act on ordinance.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

ORDINANCE

AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCES ADOPTED JUNE 9, 2020.

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

SECTION 1. That the 2020-2021 Budget Ordinance adopted June 9, 2020 is hereby amended to increase appropriations for Department of Law – Personal Services: City Attorney.

SECTION 2. That the 2020-2021 Budget Ordinance is hereby amended to add \$21,000.00 to budget Code A.1420.101 Department of Law – Personal Services: City Attorney

SECTION 3. That the 2020-2021 Budget Ordinance is hereby amended to appropriate \$21,000.00 of the City's Fund Balance.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

**Dated: October 5, 2020
Lackawanna, New York**

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Adjournment:

Moved by Marrano seconded by Szymanski to adjourn meeting.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Frederic J. Marrano-Council President

Jeffrey P. DePasquale - City Clerk

Any items to be placed on the agenda must be received by noon on the Wednesday before the scheduled meeting to be considered. Any public comments made at the meeting **MUST** be related to topics already on the agenda. All cell phones should be silenced. All participants shall remain respectful of each other or you will be asked to leave. Gentlemen, please remove your hats.

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