

REGULAR COUNCIL MEETING
Monday, October 19, 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 (E), Marrano
Dept. Heads: Law, Comptroller, Recreation, Public Safety, Development (E),
Public Works

Hearings from Citizens:

Approval of Minutes: of the regular meeting of October 5, 2020.

Moved by Marrano seconded by Moretti to adopt minutes of the October 5, 2020 meeting as written.
Yeas: Ingram, Szymanski, Moretti, Marrano Carried 4-0

Departmental Reports:

1. **City Comptroller** – Total receipts deposited into the General Fund Account for September, 2020.
2. **City Clerk** – Monthly Revenue Report for September, 2020.
3. **City Comptroller** – A/P Check Listing #8, dated October 5, 2020.
4. **City Comptroller** – A/P Check Listing #9, dated October 6, 2020.
5. **City Comptroller** – A/P Check Listing #10, dated October 8, 2020.
6. **City Comptroller** – A/P Check Listing, Capital Fund Account for September, 2020.

Moved by Marrano seconded by Szymanski to receive and file Departmental Reports one through six.
Yeas: Ingram, Szymanski, Moretti, Marrano Carried 4-0

Communication from the Mayor:

Requests Approval of Ordinance Creating a Budget Line for a Full-Time Position of Public Information Officer.

7. To: Honorable Council President
Honorable Council Members

Dear Council Members:

Please approve the attached budget ordinance, which will create a budget line for the full time position of *Public Information Officer*.

Respectfully,

ANNETTE IAFALLO, MAYOR

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

ORDINANCE

AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE 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 create account code A.1480.101 Public Information and Services – Public Information Officer and fund the position.
- SECTION 2. That the 2020-2021 Budget Ordinance is hereby amended to add \$46,923.00 to budget code A.1480.101 Public Information and Services – Public Information Officer.
- SECTION 3. That the 2020-21 Budget Ordinance is hereby amended to add \$3,600.00 to budget code A.9000.9030 Social Security.
- SECTION 4. That the 2020-21 Budget Ordinance is hereby amended to add \$6,480.00 to budget code A.9000.9060 Hospital and Medical Insurance.
- SECTION 5. That the 2020-21 Budget Ordinance is hereby amended to appropriate \$30,000.00 from A.3620.469 Development – Consulting Fees.
- SECTION 6. That the 2020-2021 Budget Ordinance is hereby amended to appropriate \$27,283.00 of the City’s Fund Balance.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

**Dated: October 19, 2020
Lackawanna, New York**

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Communications from Department/Division Heads:

Requests Approval of Budget Ordinance Amendment for the 2020-2021 Annual Budget to Appropriate Funds to Refund Fees for the Firefighter Exam.

8. To: Honorable Frederic J. Marrano
Honorable Members of the City Council
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members:

Please approve the attached budget amendment for the 2020-2021 Annual Budget to appropriate funds from fund balance for the refund of fees for the Firefighter Exam. This exam has been cancelled and fees are to be refunded to the individuals who had applied.

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

Sincerely,

CAROLYN A. NICOMETO, CITY COMPTROLLER

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

ORDINANCE

AN ORDINANCE AMENDING THE 2020-2021 BUDGET ORDINANCE 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 create and fund appropriations Personnel – Refund of Exam Fee.

SECTION 2. That the 2020-2021 Budget Ordinance is hereby amended to add \$800.00 to budget code A.1430.465 Personnel – Refund of Exam Fee.

SECTION 3. That the 2020-2021 Budget Ordinance is hereby amended to appropriate \$800.00 of the City's Fund Balance.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

Dated: October 19, 2020

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Requests Approval of Budget Ordinance Amending the 2019-2020 Annual Budget to Appropriate Funds for Add-On's for the New Police Vehicles.

9. To: Honorable Frederic J. Marrano
Honorable Members of the City Council
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members:

Please approve the attached budget amendment for the 2019-2020 Annual Budget to appropriate funds from the Contingency account for the add-on's for the new police vehicles.

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

Sincerely,

CAROLYN A. NICOMETO, CITY COMPTROLLER

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

ORDINANCE

**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 A.3120.250 Police – Cars and decrease appropriations A.1900.1990 Special Items - Contingency.
- SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to add \$14,357.84 to budget code A.3120.250 Police – Police Cars.
- SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to decrease \$14,357.84 to budget code A.1900.1990 Special Items – Contingency.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

**Dated: October 19, 2020
Lackawanna, New York**

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Council is Advised of a List of Transfers that Were Made to Balance the 2019-2020 Accounts.

10. To: Honorable Frederic J. Marrano, President
Honorable Members of the City Council
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members:

Please be advised, pursuant to Chapter 12.12 Subdivision (C)2 of the City Charter, after a review of the Office of Department of Administration and Finance, Office of the City Clerk, Department of Development, Department of Public Works, Department of Public Safety, and Department of Recreation, the attached lists of transfers were made to balance many of the 2019-2020 accounts.

Sincerely,

CAROLYN A. NICOMETO, CITY COMPTROLLER

Moved by Marrano seconded by Szymanski to receive and file.

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Request Approval of Budget Ordinance Amending the 2019-2020 Budget Ordinance for Special Refuse and Garbage Fund.

11. To: Honorable Council President Frederic J. Marrano
Honorable Members of the City Council
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members:

Please approve the attached ordinance for the Special Refuse and Garbage Fund. The ordinance is necessary to increase the Personal Services line for the increase in cost for garbage pick-up during the COVID-19 pandemic. The funds will be utilized from Special Refuse Fund Balance and unused repair expenditure line.

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

Sincerely,

CAROLYN A. NICOMETO, CITY COMPTROLLER

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

ORDINANCE

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 CL.8160.101 Garbage and Refuse – Personal Services, decrease appropriations CL.8160.443 Repairs and Replacements and Appropriated Fund Balance – Special Revenue Fund.
- SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to increase \$74,983.00 to budget code CL.8160.101 Garbage and Refuse – Personal Services.
- SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to decrease \$11,082.00. to budget code CL.8160.443 Garbage and Refuse – Repairs & Replacements.
- SECTION 4. That the 2019-2020 Budget Ordinance is hereby amended to decrease \$63,901.00 Appropriated Fund Balance – Special Revenue Fund.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

**Dated: October 19, 2020
Lackawanna, New York**

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Requests Approval of Budget Ordinance Amending the 2019-2020 Budget Ordinance to Transfer Funds from the Special Items-Contingency to Undistributed Expense – Unemployment Insurance.

12. To: Honorable Council President Frederic J. Marrano
Honorable Members of the City Council
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members:

Please approve the attached ordinance to transfer funds from the Special Items – Contingency to Undistributed Expense – Unemployment Insurance. The Increase in Unemployment Insurance Expense is due to the COVID-19 Pandemic.

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

CAROLYN A. NICOMETO, CITY COMPTROLLER

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

ORDINANCE

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 A.9000.9050 Undistributed Expense – Unemployment Insurance and decrease appropriations A.1900.1990 Special Items - Contingency.

SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to add \$6,200.00 to budget code A.9000.9050 Undistributed Expense – Unemployment Insurance.

SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to decrease \$6,200.00 to budget code A.1900.1990 Special Items – Contingency.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

Dated: October 19, 2020

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Requests Approval of Budget Ordinance Amending the 2019-2020 Budget Ordinance that is Required to Record FEMA Revenue and Recognition of Coronavirus Expenditures.

13. To: Honorable Council President Frederic J. Marrano
Honorable Members of the City Council
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members:

Please approve the attached ordinance that is required to record FEMA Revenue and recognition of Coronavirus Expenditures. These expenditures were necessary to comply with the New York State guidelines to protect our employees and visitors to the City Hall from Coronavirus.

At this time we anticipate reimbursement from FEMA by the end of 2020.

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

Sincerely,

CAROLYN A. NICOMETO, CITY COMPTROLLER

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

ORDINANCE

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 revenues for the Emergency Disaster Assistance FEMA account A.0000.4960 and Increase appropriations for A.1440.469 Engineering – Emergency Disaster Coronavirus Supplies.

SECTION 2. That the 2019-2020 Budget Ordinance is hereby amended to add \$242.00 to budget code A.0000.4960 Emergency Disaster Assistance FEMA.

SECTION 3. That the 2019-2020 Budget Ordinance is hereby amended to increase \$242.00 to budget code A. 1440.469 Engineering – Emergency Disaster Coronavirus Supplies.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

Dated: October 19, 2020

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Requests Approval for the Purchase of a Salter for the 550-Pickup Truck.

14. To: Honorable Council:

I request that the Council approve the purchase of a salter for our 550-pickup truck. The total cost is \$20,000 to be paid out of our Erie county Snow Removal fund.

If you have any questions, please contact me.

Thank you,

ANTHONY DESANTIS, COMMISSIONER OF PUBLIC WORKS

Moved by Marrano seconded by Moretti to approve request.

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Requests Approval of 2 Block Grants for Center Road and to Move Forward with the Reconstruction of Center Road.

15. To: Honorable Council,

I request that the Council approve 2 block grants, granting \$150,000 each, for reconstruction of Center Rd. I am also asking for the approval to move forward with the reconstruction of Center Rd. totaling \$1.9 million.

If you have any questions, please contact me.

Thank you,

ANTHONY DESANTIS, COMMISSIONER OF PUBLIC WORKS

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

RESOLUTION for October 19, 2020
ERIE COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT REQUESTS

At a Regular Meeting of the Lackawanna City Council Erie County, New York, held at Lackawanna City Hall, 714 Ridge Road, New York on the 19th day of October 2020 at 7:00 PM Eastern Prevailing Time, there were:

Present: Ingram, Szymanski, Moretti and Marrano

Szymanski made the following Resolution and moved its adoption:

WHEREAS, following the Public Hearing of October 7, 2020, which was held at Lackawanna City Hall For suggestions by the public for projects to be submitted for funding.

NOW, THEREFORE BE IT RESOLVED, that the Lackawanna City Council submits the following projects to be considered for funding by the Erie County Community Development Block Grant Program during the 2021-22 grant cycle:

1st Priority - Center Street Complete Road Reconstruction requesting \$150,000 in CDBG funds;

2nd Priority - Construction of Center Street Concrete Curbs and ADA ramps, requesting \$150,000 in CDBG funds;

Combined these two projects are estimated to cost \$1,948,207.43.

3rd Priority - Construction of Bicycle Trail on Ridge Road from Route 5 to Abbott Road requesting \$200,000 in CDBG funds.

NOW THEREFORE BE IT RESOLVED BY, that the Lackawanna City Council authorizes Mayor Annette lafallo, to sign, submit and execute a contract with Erie County Community Development Block Grant (ECCDBG) Program for the cited projects upon approval of the ECCDBG.

AND BE IT FURTHER RESOLVED THAT, the City of Lackawanna will provide a \$1,648,207.43 match for Projects #1 and #2 using a Revenue Anticipation Note.

Seconded by Marrano and put to a vote this resulted as follows:

AYES: 4

NOES: 0

Dated: October 19, 2020

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Communications from Citizens:

Requests Approval to Block off Church Street for a Halloween Event on October 31, 2020.

16. To: City Council

Greetings!

A group of neighborhood volunteers will host an outdoor community trick or treating event on Saturday, October 31, from 1 to 3 pm on Church Street adjacent to Second Baptist Church.

We are requesting the City Council allow Church St. to be blocked off from 12 to 4pm for set up and breakdown and so the children can safely cross the street and be socially distanced.

We are following the guidance provided by the Erie County Health Department's Epidemiologist for sanitization and social distancing. Children will walk by the multiple stations along Church Street to pick up treats, candy, gifts and pre-bagged lunch. Volunteers will be on hand to make sure the children move along and avoid any gathering.

Given the atmosphere nationally with law enforcement, we are extending the invitation to our police and fire to participate by passing out gifts or treats at the stations.

This would be an opportunity to provide positive interaction with the community. LMHA has already been notified of the event and will work with us in notifying the residents on Church St. to minimize any parking inconvenience.

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

Thank you,
KIMBERLY SMITH

Moved by Szymanski seconded by Ingram to approve request, refer to DPW Commissioner and Director of Public Safety.

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Requests Approval for Drive-Through Haunted Trail at the Former Knights of Columbus 2838 South Park Avenue.

17. To: City Council

Dear Lackawanna Council Members:

Thank you in advance for considering our request.

As you know Lackawanna sports Club is dedicated to providing fun, safe activities for the LA community. During this unprecedented year when other organizations had to cancel or postpone activities you trusted us to continue with modified programs that met Covid19 requirements. We aim to continue the relationship we have cultivated with the families and community in the LA area with an interesting holiday treat, modified for the 2020 year. With your approval and support, perhaps we will be able to make it a yearly event.

Previously LAC has held an annual Halloween party. This was a free event that was club sponsored and community supported. Free to every child and family, we had food, games, music, a costume competition, treats and prizes. In this pandemic we realize such an event is unsafe and cancelled our plans. But still, what is Halloween without some Tricks or Treats?

LASC would like your approval to set up a Drive-through Haunted Trail at Knights of Columbus Property (2838 South Park Ave) on Saturday, October 31, 2020 between 4:30 – 8:00pm. Families would remain in their own vehicle the entire trail. Entering through one gate and exiting through another, at a minimal speed (3 mph), with no direct physical interaction with any of the volunteers that will be assisting that day. This activity would remain FREE to our families, as our annual event always is.

We have prior approval for the stadium itself that day, for our Flag Football tournament, and just would like the Council to review the specific use. Set up, tear down, and clean up would be provided by Lackawanna Sports Club. No damage would be done to the field, as driving through would be on pavement only.

Thank you for your time and attention to our request.

Sincere Regards,

DARRELL GLOVER, JR., PRESIDENT

Moved by Szymanski seconded by Marrano to approve request, refer to Law Department and Director of Recreation.

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

Business Registrations:

Nasir Haleem, dba AA's Device Repair Shop (electronics repair), 723 Ridge Road.

Moved by Szymanski seconded by Marrano to approve Business Registration.

Yeas: Ingram, Szymanski, Moretti, Marrano

Carried 4-0

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.

www.lackawannany.gov