

Council Meeting/Annual Reorganization
MONDAY, JANUARY 4, 2021
7:00 p.m. – Caucus/ Meeting to immediately follow
REMOTE ZOOM
****COVID-19 procedures in effect****
Live via Facebook@http//Facebook.com/lackawannany

Attention Residents:

The Remote Zoom format will remain in effect as long as it is authorized by Executive Order from the Governor, and until such time as the City Council resolution authorizing same is rescinded.

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

Approval of Minutes: of regular meeting of December 21, 2020

Moved by Marrano seconded by Surdyke to adopt the minutes of December 21, 2020 as written.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano Carried 5-0

Departmental Reports:

1. City Comptroller - A/P Check Listing #21, dated December 17, 2020.

Moved by Marrano seconded by Moretti to receive and file Departmental Report #1.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano Carried 5-0

Communications from Department/Division Heads:

Requests Approval of Resolutions as Per Standard Procedure at the Annual Reorganization Meeting.

2. To: Lackawanna City Council President
Lackawanna City Council Members
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members,

As per standard reorganizational Meeting procedure, I am requesting your honorable body approve the attached resolutions:

Appointment of a City Clerk to a four (4) year term.

Appointment of a Council President Pro-Tempore to a one (1) year term.

Adopt City Council meeting dates.

Designate an official newspaper for the City of Lackawanna.

Thank you for your anticipated cooperation.

Respectfully,

JEFFREY P. DEPASQUALE, CITY CLERK

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION No. 1, 2021

WHEREAS, Chapter 5, Section 5.1 of the Lackawanna City Charter provides for the appointment of a City Clerk for the term of four (4) years;

BE IT RESOLVED, that Jeffrey P. DePasquale, residing at 293 Martin Road, Lackawanna, New York, be and hereby is appointed to the position of City Clerk of the City of Lackawanna, New York, said appointment to expire December 31, 2024.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Dated: January 4, 2021

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION No. 2, 2021

Whereas, Chapter 3, Section 3.5 of the Charter of the City of Lackawanna provides that the City Council may elect from its members, a Council President Pro-Tempore who shall serve in the event of the Council President's absence or disability; and

Whereas, the Council President Pro-Tempore, selected by the City Council, shall serve as Council President Pro-Tempore for the term of one year, expiring on December 21, 2021,

Now, Therefore, Be it Resolved, that Council Member Kevin R. Surdyke, Council Member of the 4th Ward, be and hereby is selected and appointed to be Council President Pro-Tempore for the year 2021.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Dated: January 4, 2021

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION No. 3, 2021

Whereas, Chapter 3, Section 3.7 of the Charter of the City of Lackawanna provides for meeting dates of the Lackawanna City Council; and

Whereas, the City Council is desirous of complying with the Charter of the City of Lackawanna and the Open Meetings Law of the State of New York;

Be it resolved, the following meeting dates for the City Council meetings for the year 2021 shall be as follows:

Monday, January 4 – Reorg. Meeting
Tuesday, January 19 (MLK Day)
Monday, February 1
Monday, February 22
Monday, March 1
Monday, March 15
Monday, April 12 – Budget 4:00 p.m. **
Monday, April 19 – Budget 4:00 p.m. **
Monday, May 3
Monday, May 17
Monday, June 7
Monday, June 21

Monday, July 12
Monday August 16
Tuesday, September 7 (Labor Day)
Monday, September 20
Monday, October 4
Monday, October 25
Monday, November 8
Monday, November 22
Monday, December 6
Monday, December 20

Be it further resolved, that all Council meetings shall be held in Lackawanna City Hall unless otherwise deemed by the City Council; and

Be it further resolved, that a copy of this resolution be posted on the centrally located bulletin board in the lobby of City Hall, on the Council bulletin and in the City Clerk’s Office.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Dated: January 4, 2021
Lackawanna, New York

**** Budget Hearings**

Monday, April 12, 2021 @ 4:00 p.m.: Purchasing, Animal Control, Comptroller
Development, Police, City Clerk

Monday April 19, 2021 @ 4:00 p.m.: Treasurer, Assessor, Fire, Public Works,
Recreation, Law

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION No. 4, 2021

Whereas, Chapter 2, Section 2.9 of the City Charter of the City of Lackawanna by resolution, designates a newspaper having general circulation and published within the City to serve as the “Official Newspaper” of the City.

Now therefore be it resolved, that the Front Page Newspaper, PO Box 756, Buffalo, New York 14205 is hereby designated as the official newspaper of the City of Lackawanna for the year 2021.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Dated: January 4, 2021
Lackawanna, New York

Moved by Marrano seconded by Szymanski to adopt resolution as written.
Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Requests Commissioner of Deeds Status for Marcia Cullens.

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

Dear City Council,

I respectfully request your Honorable Body reappoint Marcia Cullens as Commissioner of Deeds status for the City of Lackawanna, term to expire December 31, 2022.

Thank you for your time and consideration.

Respectfully,

MICHAEL GRIFA, CITY ASSESSOR

Moved by Marrano seconded by Moretti to approve request.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Requests Sale of Police Department Vehicle.

4. To: Lackawanna City Council
Attn: Council President Frederic Marrano

Honorable Council Members:

I respectfully request permission to sell the following police vehicles, which had been previously purchased through the federal Asset Forfeiture Funds statutes. Newer replacement vehicles will be purchased for the department under the same Federal Asset Forfeiture Fund.

a. 2020 Chevrolet VIN# 1GNSKAKCXL203940

All the proceeds from the sale of the aforementioned vehicles will be placed in the Police Department Asset Forfeiture Fund account, as required by the Federal Statute.

Respectfully,

JOHN WOLF, DIRECTOR OF PUBLIC SAFETY

Moved by Marrano seconded by Moretti to approve request.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Requests Approval of Ordinance to Transfer Funds Regarding Non-Bargaining Longevity Increases.

5. To: Honorable Frederic J. Marrano
Honorable Members of the City Council
714 Ridge Road
Lackawanna, New York 14218

Dear Council Members:

Please approve the attached ordinance to transfer funds as a result of the approval of the Non-Bargaining longevity increases passed at the December 21, 2020 meeting.

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

Sincerely,

CAROLYN A. NICOMETO, COMPTROLLER

Moved by Marrano seconded by Ingram to receive and file, act on ordinance.
Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

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 increase longevity amounts for the Non-Bargaining Unit Employees.
- SECTION 2. That the 2020-21 Budget Ordinance is hereby amended to add \$1,100.00 to budget code A.1325.101 City Treasurer - Personal Services.
- SECTION 3. That the 2020-21 Budget Ordinance is hereby amended to add \$1,100.00 to budget code A.1345.101 Purchasing – Personal Services.
- SECTION 4. That the 2020-21 Budget Ordinance is hereby amended to add \$ 550.00 to budget code A.1420.101 Department of Law.
- SECTION 5. That the 2020-21 Budget Ordinance is hereby amended to add \$1,100.00 to budget code A.1620.101 Buildings - Personal Services.
- SECTION 6. That the 2020-21 Budget Ordinance is hereby amended to add \$3,500.00 to budget code A.5110.101 Streets – Personal Services
- SECTION 7. That the 2020-21 Budget Ordinance is hereby amended to add \$570.00 to budget code A.9000.9030 Employee Benefits – Social Security
- SECTION 8. That the 2020-2021 Budget Ordinance is hereby amended to appropriate \$7,920.00 of the City’s Fund Balance.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

**Dated: January 4, 2021
Lackawanna, New York**

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

Carried 5-0

Requests Approval of Ordinance to Increase the City Assessor’s Salary.

6. To: Honorable Frederic J. Marrano
Honorable Members of the City Council
714 Ridge Road

Lackawanna, New York 14218

Dear Council Members:

As per request of Mayor Iafallo, please approve the attached ordinance to increase the Assessor's salary to \$61,000.00 and appropriate funds from the General Fund – Fund Balance to fund the salary for the remainder of the fiscal year ended July 31, 2021.

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

Sincerely,

CAROLYN A. NICOMETO, COMPTROLLER

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

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 increase account code A.1355.101 Personal Services – City Assessor's salary to \$61,000.00.
- SECTION 2. That the 2020-2021 Budget Ordinance is hereby amended to add \$18,500.00.00 to budget code A.1355.101 Personal Services – City Assessor.
- SECTION 3. That the 2020-21 Budget Ordinance is hereby amended to add \$1,420.00 to budget code A.9000.9030 Social Security.
- SECTION 4. That the 2020-21 Budget Ordinance is hereby amended to add \$14,350.00 to budget code A.9000.9060 Hospital and Medical Insurance.
- SECTION 5. That the 2020-2021 Budget Ordinance is hereby amended to appropriate \$34,270.00 of the City's Fund Balance.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

Dated: January 4, 2021

Lackawanna, New York

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Requests Consent to Planning Board to Act as Lead Agency for Review of SUCRO Real Estate NY Project.

7. To: Common Council of the City of Lackawanna

There is a proposed significant expansion of approximately 12.1 acres of the former Bethlehem Steel Site which is under contract for purchase by Sucro Real Estate New York before the Planning Board. Filed with you are copies of the Site Plan which explains the Project in greater detail. The Planning Board has recently circulated Lead Agency solicitation letters to conduct the SEQRA review. A number of agencies have already sent back their consent. Attached is a letter to Council requesting Council to consent as well. The execution of the Consent line shortens up the wait time for the Planning Board to start the review process. I am requesting the Council to authorize the Council President to execute the consent letter.

RICHARD E. STANTON, DIRECTOR OF DEVELOPMENT

A copy of this information may 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

Requests Review of Proposed Changes to Section 75 of the City Building Code Administration.

8. To: Common Council of the City of Lackawanna

Attached please find proposed changes to §75 of our City Code I will ask you to consider at our next meeting.

They deal with:

1. An additional charge for contractors proceeding on work without a required permit in the City; and
2. A process and criteria for the issuance of Special Use permits in the City.

Please let me know between now and January 10th of the proposed edits.

RICHARD E. STANTON, DIRECTOR OF DEVELOPMENT

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

Moved by Marrano seconded by Ingram to receive and file.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Director of Public Safety John Wolf addresses the City Council – Fire Department personnel delivered a baby in a van at a Speedway gas station. Clamped and cut the umbilical cord and gave the baby CPR (wasn't breathing). Baby and Mom are fine! Kudos to the Lackawanna Fire Department!

Council Member Dean Moretti addresses the Council – Kudos to the Department of Public Works. Streets looked great after the recent snow storm. Great job to plow crews!

Tabled Items:

Old Business:

Adjournment:

Moved by Marrano seconded by Ingram to adjourn meeting.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Frederic J. Marrano-Council President

Jeffrey P. DePasquale - City Clerk