

**Regular Council Meeting**  
**MONDAY, May 17, 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authorized by Executive Order from the Governor, and until such time as the City Council resolution authorizing same is rescinded.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, Public Information

**Hearings from Citizens:**

**Approval of Minutes:** of the regular meeting of May 3, 2021.

Moved by Marrano seconded by Ingram to adopt minutes of the regular meeting of May 3, 2021.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Departmental Reports:**

1. **City Comptroller** – A/P Check Listing #39, dated April 29, 2021.
2. **City Comptroller** – A/P Check Listing #40, dated May 5, 2021.
3. **City Comptroller** - Capital Fund Report for April, 2021.
4. **City Clerk** – Monthly Revenue Report for April, 2021.
5. **City Treasurer** – Total receipts deposited into the General Fund for April, 2021.

Moved by Marrano seconded by Szymanski to receive and file Departmental Reports one through five.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Communications from the Mayor:**

**Requests Approval to Begin the Process for the Milling and Paving of Ridge Road.**

6. To: Honorable Council President  
Honorable Council Members

Dear Council-

I am requesting that the Council allow the City to start the process for the milling and paving project for Ridge Road. The process will entail South Park Avenue west, proceed on to Ridge Road to the off ramp

of Route 5. This project will consist of having CPL design the appropriate scope of work and then move on through the bidding process.

Respectfully,

**ANNETTE IAFALLO, MAYOR**

Moved by Marrano seconded by Moretti to approve request.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Requests the Approval of the Current Expense Budget for the Fiscal Year 2021-2022.**

7. Dear Honorable Council President and Honorable Council Members,

Included with this letter is my proposed 2021-22 budget for the City of Lackawanna. I'm submitting for approval, a budget of \$29,618,533 with a unified tax rate of \$16.75/thousand, a decrease of \$0.40/thousand from the \$17.15 /thousand unified tax rate in the 20-21 budget. The garbage fee will once again remain unchanged at \$254 per unit.

The budget reflects essential and prudent expense management in the face of an ongoing global pandemic, an unexpected increase of nearly 8% in other revenues (originally forecast to be lower due to the COVID-19 pandemic) and the use of \$1.5 million of general fund balance to benefit the taxpayers of Lackawanna.

This budget was built collaboratively with ALL city department heads, with each working with me and the City Comptroller to identify essential items needed to enhance the delivery of city services and/or provide safe/modern working environments, including:

- The hiring of three new police recruits, along with investing in two new police vehicles to replace aging fleet, additional officer training and an improved interview room,
- The hiring of five new firefighters (contingent upon receipt of a SAFER Grant) along with investing in new air tank equipment to replace older inefficient models and,
- The purchase of a new dump truck for the DPW to replace a fully depreciated and aging vehicle.

The budget also reflects the successful resolution of two prolonged labor negotiations with police and DPW unions and anticipates successful resolution of a third with the fire department union. In addition, it includes modest raises for department heads as we begin working to implement a more competitive compensation structure, as well as for the Council President and City Council Members, who last received increases in 2000 and 2003, respectively.

Most importantly, this budget begins the process of delivering on my administration's promise of tax relief for property owners. As I've said previously, it will take time to rebuild our business base to the point where significant tax benefits can be realized. But we're moving in the right direction. The proposed unified rate of \$16.75/thousand for the '21-22 budget would result in a modest property tax reduction of \$60 on a property with an appraised value of \$150,000. However, as the \$74.5 million in new development projects launched in '20-21 begin generating incrementally higher tax revenues-starting from day one over the life of their respective PILOT agreements, even more tax benefits will be possible in the coming years. And, there are more projects to come.

I look forward to your approval on this budget submission.

Respectfully,

**ANNETTE IAFALLO, MAYOR**

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 ADOPTING THE CURRENT EXPENSE BUDGET OF THE CITY OF LACKAWANNA FOR THE FISCAL YEAR 2021-2022.**

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

- SECTION 1      The City Charter of the City of Lackawanna, New York requires that the City Council, at a meeting thereof, held not later than the 10<sup>th</sup> day of June, adopt a Current Expense Budget for the fiscal year, August 1, 2021 through July 31, 2022, showing all City expenditures and revenues and including the real property tax rate.
- SECTION 2      That the sum \$12,484,757.00 being the entire amount determined to be necessary to be raised by taxation to defray the expense of the City for the 2021-2022 fiscal year, in accordance with the detailed statement of revenues and expenses as estimated and adopted by the City Council, be and the same is hereby levied upon all real and personal property subject to taxation upon assessment roll of the City of Lackawanna for the 2021-2022 fiscal year.
- SECTION 3      That the City Clerk be and hereby is directed to extend and apportion the said sum levied and to be raised by taxation as aforesaid in the last assessment roll of the City of Lackawanna delivered to him and to deliver a certified duplicate of the same, with a warrant annexed, under the seal of the City of Lackawanna, to the City Treasurer, commanding her to receive, levy and collect the several sums in said roll specified as assessed against the persons or property therein mentioned or described with such percentage in the manner provided by law for the collection and levying of City taxes by the City Treasurer.
- SECTION 4      That the following schedule be and the same is hereby adopted as the Current Expense Budget of the City of Lackawanna for the fiscal year August 1, 2021 through July 31, 2022, along with the revenues and taxation estimated and levied herein, and that same be and hereby is appropriated in the sums set forth in the third column of said schedule to the use of the several boards, departments and offices for the purposes enumerated therein, to wit:  
Unified Tax Rate: \$16.75 of assessed valuation.
- SECTION 5      That the City Clerk be and hereby directed to forward a copy of this Ordinance to the City Treasurer, Director of Administration and Finance, City Comptroller and the City Attorney's Office.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

**Dated: May 17, 2021**  
**Lackawanna, New York**

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Requests Approval to Attend New York State Conference of Mayors and Municipal Officials.**

8. To: City Council President  
City Council Members

714 Ridge Road  
Lackawanna, New York 14218

Dear Colleagues,

We are respectfully requesting the City Council approval to attend the upcoming New York State Conference of Mayors and Municipal Officials (NYCOM) Annual Training to be held on June 9, 10 & 11 In Bolton Landing, NY.

The Comptroller is making arrangements to transfer funds to cover the costs associated with the conference.

Thank you for your anticipated cooperation.

Respectfully yours,

**GEOFFREY SZYMANSKI, 2<sup>ND</sup> WARD COUNCIL MEMBER, KEVIN SURDYKE, 4<sup>TH</sup> WARD COUNCIL MEMBER**

Moved by Marrano seconded by Szymanski to approve request.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Requests Approval of Ordinance to Transfer Funds for the Council's Travel Expenditures (NYCOM).**

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

Dear Council Members:

Please review and approve the attached ordinance to transfer funds for the Council's travel expenditure line A.1010.464.

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, 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 appropriations for the City Council – Travel Expenditure.

SECTION 2 That the 2020-2021 Budget Ordinance is hereby amended to increase to budget code A.1010.464 City Council – Travel Expenditure by \$2,000.00.

SECTION 3 That the 2020-2021 Budget Ordinance is hereby amended to decrease Appropriated Fund Balance by \$2,000.00.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

**Dated: May 17, 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 Approval of Lease for the Use of Veteran's Stadium and Memorial Field.**

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

Honorable Members of the City Council:

I am requesting your Honorable Body to authorize the use of Veteran's Stadium at 2960 South Park Ave. and Memorial Field on Ridge Rd. for use on each Tuesday between June 1, 2021 and August 31, 2021 for use by the Healthy Buffalo Softball League. Healthy Buffalo has been renting these fields from the City of Lackawanna for many years with no issues of any sort. Healthy Buffalo has provided proof of insurance through the end of 2021. Thank you for your consideration.

Sincerely,

**BRIAN LAKSO, DIRECTOR OF PARKS AND RECREATION**

Moved by Marrano seconded by Szymanski to approve request as amended.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Requests Approval of Ordinance Amending Chapter 230 Zoning of the City of Lackawanna Municipal Code.**

11. To: Jeffrey DePasquale, City Clerk  
714 Ridge Road  
Lackawanna, New York 14218

Re: Ordinance Amending Chapter 230 Zoning

Dear Mr. DePasquale:

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

Very truly yours,

**RICHARD S. JUDA, JR., CITY ATTORNEY**

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

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**ORDINANCE**

**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 as follows: Section 230.3.2 General Provisions is hereby amended as follows:

**3.2 BASIS FOR ESTABLISHING THE AREAS OF SPECIAL FLOOD HAZARD**

The areas of special flood hazard are identified and defined on the following documents prepared by the Federal Emergency Management Agency:

- (1) Flood Insurance Rate Maps:
  - (a) 36029C033H, 36029C0337H, 36029C0341H  
whose effective dates are June 7, 2019;
  
  - (b) 36029C0309J, 36029C0328J, 36029C0329J, 36029C0336J  
whose effective dates are June 16, 2021 and any subsequent revisions to these map parcels that do not affect areas under our community’s jurisdiction.
  
- (2) A scientific and engineering report entitled “Flood Insurance Study, Erie County, New York (All Jurisdictions)” dated June 16, 2021.

The above documents are hereby adopted and declared to be part of this ordinance. The Flood Insurance Study and/or maps are on file at:

Office of Code Enforcement, City Hall, City of Lackawanna

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

**Dated: May 17, 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 Approval to Advertise a Request for Proposal from Qualified Individual Consultants or Firms.**

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

Dear Council Members,

Previously your honorable body approved a resolution authorizing the Mayor to execute all agreements related to securing the Veteran’s Park Memorial Stadium Rehabilitation Project, Redden Street, City of Lackawanna, County of Erie, State of New York – Project #180637.

As part of the process, my office must advertise a Request for Proposal (RFP) from qualified individual consultants or consulting firms to provide professional grant administration services in connection with this project.

I am requesting City Council approval to conduct an RFP for this project.

Respectfully,

**JEFFREY P. DEPASQUALE, CITY CLERK**

Moved by Szymanski seconded by Surdyke to approve request.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Business Registration:**

Orlando Padilla, dba Party Wonderland, 2741 South Park Avenue.

Moved by Marrano seconded by Szymanski to **DENY** Business Registration.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

Martin Slaughter, Jr., dba Redline Auto and Tire, 1212 Abbott Road.

Moved by Marrano seconded by Moretti to approve Business Registration.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

**Tabled Items:**

**Old Business:**

**Adjournment:**

Moved by Marrano seconded by Surdyke to adjourn meeting.

Yeas: Ingram, Szymanski, Moretti, Surdyke, Marrano

Carried 5-0

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Frederic J. Marrano-Council President

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Jeffrey P. DePasquale - City Clerk

Any items to be placed on the agenda must be received by the City Clerk's Office by noon on the Wednesday before the scheduled meeting to be considered. Any public comments normally in person at the meeting during "Hearing from Citizens" MUST be related to topics already on the agenda and received by the City Clerk's Office no later than noon on the scheduled day of the meeting. Comments are accepted via US Mail Service, Fax @ 716-827-6453 or email at [cityclerk@lackny.com](mailto:cityclerk@lackny.com).

[www.lackawannany.gov](http://www.lackawannany.gov)