

Agenda

Regular Council Meeting

Monday, May 23, 2022

REMOTE ZOOM FORMAT

6:30 p.m. Caucus/Meeting to follow

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

Meeting Called to Order/Pledge of Allegiance.

NB: Meeting being recorded.

Remote Zoom format is authorized by approved public legislation through June 8, 2022.

Roll Call: **Council:** Muflahi, Anderson, Moretti, Surdyke, Marrano
Dept. Heads: Law, Development, Public Works, Public Safety, Comptroller, Recreation, PIO

Hearings from Citizens:

Approval of Minutes: of the regular meeting of May 9, 2022.

Departmental Reports:

1. **City Clerk** –Monthly Revenue Report for April, 2022.
2. **City Comptroller** –A/P Check Listing # 36, dated May 13, 2022.

Communications from the Mayor:

3. **Mayor Iafallo** – Requests the City Council approve the attached Budget Ordinance for the fiscal year, commencing August 1, 2022 through July 31, 2023. A budget highlights synopsis is attached.

(A) An ordinance adopting the Current Expense Budget of the City of Lackawanna for fiscal year 2022-2023. A complete copy of the proposed budget is available in the City Clerk’s Office.

Communications from the Council:

4. **Council President Marrano** – Requests the City Council approve the two attached resolutions, one pertaining to the horrific act of violence in Buffalo on May 14th, the other to resume live, in-person meetings of the City Council:

(A) A resolution condemning the hate crime perpetuated on the residents of Buffalo, New York on May 14, 2022, and calling for elected officials to do everything in their power to prevent a similar situation, and also calling for the prosecution of the individual responsible to the fullest extent of the law.

(B) A resolution, as per Chapter 3, Section 3.7 of the City of Lackawanna Municipal Code, to resume live, in-house Council meetings in Council Chambers, effective Monday, June 6, 2022. The resolution passed by this honorable body on January 4, 2022 authorizing the remote zoom format is hereby rescinded.

Communications from Division/Department Heads:

5. **City Attorney** – Requests the City Council approve the attached 2022-2025 Snow Removal & Ice Control Agreement. A complete copy of the contract is on file in the Clerk’s Office.

6. **City Attorney** – Requests the City Council approve the attached ordinance regarding the sale of 27 Washington Street.
 - (A) An ordinance authorizing the sale/transfer of property pursuant to Municipal Code Chapter 12. Sale of property known as 27 Washington Street, SBL 141.51-4-9 to Fathi Moshin for the sum of \$1,500.00.
7. **City Attorney** – Requests the City Council approve the attached resolution authorizing the Mayor to execute any and all documents appropriate and necessary to take title to the Dona Street Land.
 - (A) A resolution authorizing the Mayor to execute any and all documents appropriate and necessary to take title of the Dona Street Land referred to in Resolution #21, 2019, and to also authorize the Mayor to enter into and execute any addendum or amendments to BCA Site II-13, C915198M as may be necessary and required by the New York State Department of Environmental Conservation (DEC).
8. **City Attorney** – Submits a copy for City Council review of Municipal Code Chapter 12, City-Owned Real Estate, Disposition of.
9. **City Attorney** – Submits for City Council review a copy of Section 103(A) of the Public Officers Law, which pertains to video conferences. Also attached is a proposed local law for possible action at the next regular meeting of the City Council.
10. **City Attorney** – Requests the City Council approve the attached ordinance regarding Holland Avenue.
 - (A) An ordinance amending Chapter 215, Traffic and Vehicles, of the City of Lackawanna Municipal Code, specifically:

94. Holland Avenue – No parking at any time on the east or west side of Holland Avenue from its intersection of east and west lines of Holland Avenue with the south line of Ridge Road to distance of 30 feet south of said south line of Ridge Road at any time. There will be alternate parking 30 feet south of said south line of Ridge Road, with no parking on the west line of Holland Avenue from 6:00 p.m. Sunday to 6:00 p.m. Wednesday, and no parking on the east line of Holland Avenue from 6:00 p.m. Wednesday to 6:00 p.m. Sunday.
11. **DPW Commissioner** – Requests the City Council approve CPL as the engineering consultants for Veteran’s Stadium Rehabilitation Project to satisfy grant requirements. Complete text of proposal on file in the Clerk’s Office.
12. **DPW Commissioner** – Requests the City Council approve the following changes to performance bonds found in Chapter 194. Streets and Sidewalks Article V. Opening Streets and Sidewalks. Section 194-29 Bond; Insurance Required, I would like the following updated:

Change the sum of the performance bond from a set \$2,000.00 to 10% of the project cost with a minimum of \$5,000.00. Change the mention of the office of the Chief Engineer to the office of the Commissioner of Public Works.

In addition, I am also requesting the City Council approve a Concrete Affidavit (sample attached) to be on file at City Hall, which would ensure the applicant is aware of the regulations to be followed when putting in a driveway.
13. **DPW Commissioner** – Requests the City Council approve sending Foreman Gregg Kowalik to the NYS DOT 2022 Highway School training program from June 6, 2022 through June 8, 2022.
14. **City Comptroller** – Requests the City Council approve the attached ordinance to transfer funds from the General Fund to the Special Revenue Fund in the amount of \$135,000.00.
 - (A) An ordinance amending the 2021-2022 Budget Ordinance adopted May 18, 2021 by adding \$135,000.00 to Budget Code A9000.9551 Transfer to Other Fund – Special Revenue and appropriating \$135,000.00 of the City’s Fund Balance to Budget Code CL-0000.5031 Interfund Transfers by \$135,000.00.
15. **Director of Development** – Requests the City Council approve Commissioner of Deeds status in the City of Lackawanna for Building Inspector Steven Balon. Term to expire December 31, 2024.

Communications from Citizens:

16. **Arc J. Petricca, Attorney at Law** – Requests the City Council approve Commissioner of Deeds status in the City of Lackawanna for Chenita Johnson, 1876 Weston Avenue, Niagara Falls, NY. Term to expire December 31, 2024.

Business Registrations:

Lakeitha Jones, dba Kaysway LLC (convenience store), 1478 Abbott Road.

April Stewart, dba Mocha Butter Cosmetios, LLC (skin care sales – cosmetic merchandise), 719 Ridge Road.

Tabled Items:

Old Business:

Adjournment:

Persons wishing to speak before the City Council shall provide their name, address and limit their comments to three (3) minutes on agenda items only. Please direct any comments to the Council President. To place an item on the agenda, persons shall submit their correspondence to the City Clerk's Office in a signed letter or via email (cityclerk@lackny.com) with full address and phone number contained therein, and must be received PRIOR to 12:00 noon on the Wednesday preceding the meeting. The City Council has the final approval of all agenda items. If attending the meeting in person, please silence your cell phones and gentlemen remove your hats. Commentary and actions shall always be respectful of the City Council, Department Heads and fellow citizens or you will be escorted from Chambers.

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