

Regular Council Meeting
Tuesday, September 20, 2022
Council Chambers
6:30 p.m. – Caucus/ 7:00 p.m. Meeting
Live via Facebook@http://Facebook.com/lackawannany

Meeting called to order/Pledge of Allegiance.

NB: Meeting being recorded.

Roll Call: Council: Muflahi, Anderson, 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 September 6, 2022.

Moved by Marrano seconded Muflahi to adopt the minutes of the regular meeting of September 6, 2022 as written.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Communications from the Mayor:

Requests Approval of Resolution Designating the City of Lackawanna a *PURPLE HEART CITY*.

1. To: Honorable Council President
Honorable Council Members

The Senior Vice Commander of the Western New York Chapter for the Military Order of the Purple Heart has asked that we join other Erie County communities and designate the City of Lackawanna as a *PURPLE HEART CITY*.

Please pass the attached resolution at your next Council meeting.

Cordially,

ANNETTE IAFALLO, MAYOR

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

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION NO. 24, 2022

A resolution designating the City of Lackawanna as a PURPLE HEART COMMUNITY.

WHEREAS, The City of Lackawanna has always supported its military population; and

WHEREAS, the Purple Heart is the oldest military decoration in present use and was initially created as the Badge of Military Merit by General George Washington in 1782; and

WHEREAS, was the first American service award or decoration made available to the common soldier and is specifically awarded to members of all United States Armed Forces who have been wounded or paid the ultimate sacrifice in combat with a declared enemy of the United States of America; and

WHEREAS, the mission of the Military Order of the Purple Heart is to Honor those who were killed during wartime, foster an environment of goodwill among combat, wounded members and their families, promote patriotism, support legislative initiatives and most importantly-make sure we never forget the many decorated soldiers and veterans including Purple Heart recipients; and

WHEREAS, The City of Lackawanna honors the sacrifices all Purple Heart recipients who defended our freedoms and believes it is important that we acknowledge them for their courage and show them the honor and support they have earned.

NOW, THEREFORE, BE IT RESOLVED we do hereby proclaim the City of Lackawanna to be designated as a **PURPLE HEART DESIGNATED CITY**

The City of Lackawanna shows their appreciation for the sacrifices of Purple Heart Recipients as more than a million military personnel have been killed and millions more have been wounded in combat defending the principles and freedoms of our great Nation of America.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

Dated: September 20, 2022
Lackawanna, New York

Moved by Marrano seconded by Anderson to adopt resolution as written.
Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Communications from Division/Department Heads:

Requests Approval Of Agreement Between the City of Lackawanna and the Lackawanna School District Regarding the School Resource Officer Position.

2. To: Lackawanna City Council
714 Ridge Road
Lackawanna, New York 14218

Re: SRO Agreement between the City and School District
Hon. City Council:

I respectfully request that the Council approve and authorize the execution of the attached SRO Agreement.

Very truly yours,

RICHARD S. JUDA, JR., CITY ATTORNEY

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: Muflahi, Anderson, Moretti, Marrano
No: Surdyke

Carried 4-1

Requests Approval of the Sale of 539 Ridge Road to a Designated Developer for \$1.00.

3. To: Lackawanna City Council
714 Ridge Road
Lackawanna, New York 14218

Re: 539 Ridge Road, Lackawanna, NY

Hon. City Council:

As you know the City of Lackawanna has been marketing the property at 539 Ridge Rd for quite some time now. The Mayor has requested that the Council approve the sale of this property to a designated developer who has agreed to construct a mixed use (commercial/residential) project. The sale price will be for only \$1.00 but the developer will waive all their rights under Real Property Tax Law Section 485-a and 485-b. Additional information and proposed contract terms will be provided to the Council before the next scheduled meeting.

As City Attorney I will be asking that the Council approve the transaction subject to a formal agreement which is satisfactory to the City.

Very truly yours,

RICHARD S. JUDA. JR., CITY ATTORNEY

Moved by Marrano seconded by Anderson to approve request, refer to City Attorney for an ordinance and contract.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Requests Approval to Sell 2004 Dodge Caravan Police Vehicle.

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

Re: SALE OF POLICE DEPARTMENT VEHICLE

Honorable Council Members:

I respectfully request authorization to sell the following police vehicle.

- 2004 Dodge Caravan Vin# 2C4RDGBG6ER433267

All proceeds from the sale of aforementioned vehicle will be placed in the Police Department account code A-3120-250.

Respectfully,

JOHN WOLF, DIRECTOR OF PUBLIC SAFETY

Moved by Marrano seconded by Moretti to approve request.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

5. Item Number 5 Withdrawn from Agenda.

Resident Submits Photograph of Neighbor's Driveway for Discussion.

6. To: City Council

I would like to have the following picture put on the next council meeting and know the width of the driveway on the meeting on 9/20/2022.

GERALD DAMSTETTER, RESIDENT

Moved by Marrano seconded by Muflahi to receive and file, refer to the Director of Development for input regarding driveway and DPW for potholes.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Requests Approval for use of Memorial Field for Fast Pitch Softball Game.

7. To: Lackawanna City Council
714 Ridge Road
Lackawanna, New York 14218

Hon. Council:

Lackawanna Fastpitch Softball is requesting to use Memorial Field on 9/24/2022 at 3:00 pm for a fastpitch softball game. We will be playing a team from Rochester. The game should take approximately 3 hours. All players will be signing a waiver.

The goal of playing this game at Memorial is to spark interest back into the game for our residents and the surrounding communities. Seven of the 11 players on this team reside in Lackawanna and all have family who still live in Lackawanna. The Lackawanna fastpitch team won the Dunkirk League and the Rochester Team won the Rochester League so it will be an exciting game.

The Director of Recreation in agreement with us using the field as long as we have council approval.

Very truly yours,

THOMAS NICOMETO, JASON SURDYKE, RESIDENTS

Moved by Marrano seconded by Anderson to approve request, refer to DPW Commissioner.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano Carried 5-0

Request to Waive the Rules:

Moved by Marrano seconded by Moretti to waive the rules.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano Carried 5-0

Requests Approval of Ordinance Accepting a Donation from Molina Healthcare for the Police Department Youth Program.

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

Dear Honorable Body:

Attached please find a letter from Katherine A. Dukes-Weber, a Community Engagement/Growth Specialist with Molina Healthcare, Inc.

Molina Healthcare Inc. would like to donate \$2,143.50 to the Youth Program overseen by Officer Keith Kwiatowski. The intent of Molina Healthcare Inc.'s donation is to reimburse the City of Lackawanna for equipment and supplies purchased during the Summer of 2022.

The purpose of this correspondence is formally recognize the gesture of Molina Healthcare Inc.'s kind donation and request that the Council authorize acceptance of the same.

In association with the Council's acceptance, the attached W-9 Form, Supplier Profile Form and the invoice of BSN Sports will be supplied to Ms. Dukes-Weber, which will precipitate the issuance of the donation/reimbursement.

Receipt of the donation from Molina Healthcare Inc. will be recorded in Revenue Code A.2070 ["Contributions from Private Agencies for Youth"]. An appropriate Ordinance to amend the 2022-2023 Budget to record the donation itemized herein, upon receipt, is attached for this Council's review, consideration and approval.

Thank you for your kind consideration in this request.

Very truly yours,

LINDA M. HYBICKI, CITY COMPROLLER

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

Carried 5-0

ORDINANCE

AN ORDINANCE AMENDING THE 2022-2023 BUDGET ORDINANCES ADOPTED MAY 23RD, 2022.

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

SECTION 1. That the 2022-2023 Budget Ordinance adopted May 23rd, 2022, is hereby amended to increase revenue to record a donation to the Youth Program from Molina Healthcare Inc.

SECTION 2. That the 2022-2023 Budget Ordinance is hereby amended to add \$2,143.50 to Revenue Code A.2070 ["Contributions from Private Agencies for Youth"].

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

Dated: September 21, 2022
Lackawanna, New York

Moved by Marrano seconded by Moretti to adopt ordinance as written.
Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Business Registrations:

Zachary Beddick, dba Queen City Chiropractic, 1629 Electric Avenue.

Moved by Marrano seconded by Muflahi to approve business registration.
Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Tabled Items:

Old Business:

Adjournment:

Moved by Marrano seconded by Muflahi to adjourn meeting.
Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 5-0

Frederic J. Marrano-Council President

Jeffrey P. DePasquale - City Clerk

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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