

Regular Council Meeting
Monday, December 5, 2022
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 (E), Public Information

Hearings from Citizens:

Approval of Minutes: of the regular meeting of November 21, 2022.

Moved by Marrano seconded by Anderson to adopt minutes of the regular meeting of November 21, 2022 as written.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Departmental Reports:

1. **Comptroller** – A/P Check Listing #8, dated 10/27/22 – 10/31/22.
2. **Comptroller** – A/P Check Listing #9, dated 11/7/22.
3. **Comptroller** - A/P Check Listing #10, dated 11/9/22.
4. **Comptroller** – A/P Check Listing #11, dated 11/16/22.
5. **Comptroller** – A/P Check Listing #12, dated 11/17/22.

Moved by Marrano seconded by Surdyke to receive and file Departmental Report one through five.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Communications from the Mayor:

Requests Approval of Commissioner of Deeds Status for Mayor Iafallo and Gail Nicholson.

6. To: Honorable Council President
Honorable Council Members

Dear Council,

Please renew the Commissioner of Deeds status for myself and my secretary, Gail Nicholson. The renewal term shall expire December 31, 2024.

Please contact me if you have any questions.

Respectfully,

ANNETTE IAFALLO, MAYOR

Moved by Marrano seconded by Moretti to approve request.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Requests Approval to Authorize Overtime Compensation to a List of City Employees Servicing the City During the November, 2022 Snow Storm.

7. To: HONORABLE MEMBERS OF THE CITY COUNCIL

From: Annette Iafallo, Mayor

RE: November, 2022 Snow Storm

From: 11/17/2022 at 8:00 p.m.

To: 11/22/2022 at 11:59 p.m.

To: 11/23/2022 at 11:59 p.m. (for sanitation workers only)

Due to the State of Emergency situation arising out of the November, 2022 Snow Storm, separate wage accounts must be established and budgeted funds allocated to record overtime worked during the Above-referenced time-frame. A separate contractual expense account must also be established to track related contractual expenses [estimated at \$645, 006.25]. Establishing new accounts is required in order to track expenses for reimbursement purposes [FEMA is offering state-of-emergency reimbursement related to the storm].

In addition, although the following individuals do not typically receive overtime compensation, I hereby request authorization to compensate the following individuals for their exemplary service to the City throughout the duration of the storm.

ANNETTE IAFALLO, MAYOR

Full context of this letter is on file in the City Clerk's Office.

To: Honorable Frederic J. Marrano, President

Honorable Members of the City Council

714 Ridge Road

Lackawanna, NY 14218

RE: November, 2022 Snow Storm

[From: 11/17/2022 at 8:00 p.m. – To: 11/22/2022 at 11:59 p.m.]

Dear Council Members:

At the request of the Mayor Annette Iafallo (please see Mayor Iafallo's attached correspondence), attached please find an Ordinance for review and consideration by your Honorable Body.

The Ordinance involves establishing Budget Codes to track certain expenses related to the November, 2022 Snow Storm state of emergency in the City of Lackawanna, New York, including: emergency-related overtime, associated fringe benefits and contractual expenses.

Reimbursement for said expenses incurred by the City as a result of the storm is being requested through FEMA (upon information and belief, said FEMA grant is being administered through the NYS Department of Homeland Security and Emergency Services, with the possible involvement of Erie County).

Once submitted, we are advised that we will be reimbursed by FEMA within eight weeks.

As always, should you have any questions, please feel free to contact me at you convenience.

Very truly yours,

LINDA M. HYBICKI, CITY COMPTROLLER

Moved by Marrano seconded by Muflahi to **TABLE** the request pending further information.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Communications from Division/Department Heads:

Requests Approval for Commissioner of Deeds Status for Denise Fitzgibbons.

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

Re: Commissioner of Deeds

Gentlemen:

I hereby request appointment by your honorable body as commissioner of deeds.

Very truly yours,

DENISE M. FITZGIBBONS, LAW DEPARTMENT

Moved by Marrano seconded by Moretti to approve request.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Requests Approval of the Adoption of the Use and Enforcement of the NYS 2020 Uniform Codes.

9. To: Honorable Frederic Marrano, City Council President
Honorable Members of City Council

Re: New York State Codes

The Department of State, acting on behalf of the Code Council, has filed Notices of Adoption for the Uniform Codes (19NYCRR Parts 1219 to 1229) published by the International Code Council.

The Code Council requires municipalities to adopt the enforcement of the NYS 2020 Uniform Codes.

Thank you,

LAUREN JEDNAK, DIRECTOR OF DEVELOPMENT

Moved by Marrano seconded by Anderson to approve request.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Requests Approval for Additional Mechanic Position to Help with Completing Repairs and Maintenance of City Equipment.

10. To: Honorable Council,

After discussions and evaluation of the storm clean up with Mayor Iafallo, one key issue was identified.

The snow cleanup process was hindered by the number of repairs that were needed during the storm and the number of resources available to complete repairs. With this in mind, I am requesting the

council approve the addition of a new mechanic position in the budget for the Department of Public Works. This additional mechanic position will help with completing repairs and maintenance on city equipment without extended delays.

Thank you,

ANTHONY DESANTIS, COMMISSIONER OF PUBLIC WORKS

Moved by Marrano seconded by Anderson to approve request, direct Law Department to prepare ordinance.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Submission of Letter from Modern Disposal Informing the City of a Rate Increase.

11. To: Honorable City Council

RE: NEI Price Increase

Dear Mr. DeSantis,

As a valued customer of Modern Disposal, Inc. we believe it's important to keep you informed. We are taking several steps to provide you with quality environmental services while we navigate our way through a difficult economy.

We have experienced increases in direct and indirect costs associated with our business, including but not limited to labor, vehicle and equipment costs and employee healthcare.

Unfortunately, we find that we can no longer continue to absorb the impact of higher costs and economic conditions are having on our operation. In order to continue to provide you with an excellent service you expect and deserve from us, it is necessary to implement a rate adjustment. Effective December 1, 2022, your rate to use the NEI facility will be \$65.00/ton bulk or household waste.

If you have questions, comments, or concerns in the meantime, please don't hesitate to contact me.

Regards,

GARY ROG, MODERN MUNICIPAL ACCOUNT MANAGER

Moved by Marrano seconded by Moretti to receive and file.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Communications from Citizens:

Requests Approval for Commissioner of Deeds Status for 5 Global Concepts Charter School Staff

Members:

12. To: Frederic J. Marrano
Council President
Lackawanna City Hall
714 Ridge Road
Lackawanna, New York 14218

Dear Honorable Frederic J. Marrano:

I am requesting the following individual's reappointment as commissioner of Deeds by the City of Lackawanna.

Mr. Dawan Jones, Board of Trustees Chairman, Mt. Tracy L. McGee, CEO, Ms. Vanessa J. Huff-Brown, Administrative Assistant, Ms. Gwen Conway, District Data Coordinator, Ms. Karen Y. Perez, DDC Assistant/Receptionist.

These individuals are officers and staff of Global Concepts Charter School Administrative Building.

The purpose of these reappointments is for the following reason:

- ❖ To carry out business functions of Global Concepts Charter School.

Your consideration to this request will be deeply appreciated.

Respectfully submitted,

DAWAN D. JONES, BOARD OF TRUSTEES

Moved by Marrano seconded by Muflahi to approve request.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Tabled Items:

Old Business:

Adjournment:

Moved by Marrano seconded by Moretti 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.

www.lackawannany.gov