

Regular Council Meeting
Monday, April 22, 2024
Council Chambers
6:30 p.m. Caucus- Meeting will immediately follow the Caucus
Live via Facebook@<http://Facebook.com/lackawannany>

Meeting called to order/Pledge of Allegiance.

NB: Meeting is being recorded.

Roll Call: Council: Muflahi, Anderson, Moretti (E), Surdyke, Marrano
Dept. Heads: Law, Development/Marketing (E), Public Safety, Comptroller,
Recreation, Public Works

Hearings from Citizens:

Approval of Minutes: of the special meeting of March 27, 2024 and the regular meeting of April 8, 2024.

Moved by Marrano seconded by Surdyke to adopt minutes of the special meeting of March 27, 2024 and the regular meeting of April 8, 2024 as amended.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Departmental Reports:

1. **City Comptroller** – A/P Check Listing #28, dated 4/1/2024.
2. **City Comptroller** – A/P Check Listing #29, dated 4/5/2024.
3. **City Comptroller** – A/P Check Listing #30, dated 4/8/2024 – 4/11/2024.
4. **City Comptroller** – A/P Capital Fund Check Listing #5, dated 12/8/2023 – 1/2/2024.
5. **City Comptroller** – A/P Capital Fund Check Listing #6, dated 1/2024.
6. **City Comptroller** – A/P Capital Fund Check Listing #7, dated 2/2024.
7. **City Comptroller** – A/P Capital Fund Check Listing #8, dated 3/2024.
8. **City Clerk** – Monthly report from March 2024.
9. **City Treasurer** – Cash Receipt Totals dated 10/1/2023 through 3/31/2024.

Moved by Marrano seconded by Muflahi to receive and file Departmental Reports one through nine inclusive.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Communications from the Council:

Requests the City Council Approve His Request to Attend the NYCOM Conference in Bolton Landing, NY from May 15 Through May 17, 2024.

10. Lackawanna City Council
714 Ridge Road
Lackawanna, NY 14218

Honorable City Council,

I am requesting approval to attend the NYCOM Conference that is scheduled for May 15 through May 17, 2024 in Bolton Landing, NY.

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

Thank you for your consideration.

Regards,

KEVIN SURDYKE, 4TH WARD COUNCIL MEMBER

Moved by Marrano seconded by Muflahi to approve request.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Requests the City Council Approve the Use of the Bocce Court by the Residents of Bethlehem Park. They Would Like to Meet to Discuss Summer Plans in the Park. The Meeting is Wednesday, April 24, 2024 at 5:30 P.M.

11. Lackawanna City Council
714 Ridge Road
Lackawanna, NY 14218

Dear Respected City Council Members,

I would like to use the Bocce Court to meet with Bethlehem Park residents to discuss summer plans they'd like to organize in the Park. Our first meeting would be Wednesday, April 24, 2024 at 5:30 p.m and run for approximately 1 hour.

Please feel free to ask any questions or address any concerns. Thank you for your time and consideration.

Sincerely,

AMIRA MUFLAHI, FIRST WARD CITY COUNCIL MEMBER

Moved by Marrano seconded by Anderson to approve request contingent on availability, refer to Director of Recreation.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Communications from Division/Department Heads:

Requests the City Council Approve the Use of Veterans Stadium by the OLV Girls Varsity Softball Team. Proof of Insurance is Attached.

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

Honorable Members of City Council:

I am requesting your Honorable Body to approve the attached request for use of Veterans' Stadium for use by the OLV Girls Varsity Softball Team. OLV has used this field in years past with no issues of any sort. Proof of Insurance has been provided.

Thank you for your consideration.

Dear Mr. Lakso,

Our Lady of Victory School is requesting permission to use Veterans Stadium softball field for our girls softball team.

They would use the field for practices and games during the Months of April and May. Practices will be on Mondays, Tuesdays and Thursdays from 3-5 pm and the tentative game schedule is listed below. If games change I will contact you for availability of the field.

If you have any questions or need additional information please contact me at 253-4679.

Home Games:

Thursday, May 2, 2024 @ 4:30 pm

Thursday, May 9, 2024 @ 4:30 pm

Wednesday, May 15, 2024 @ 5:30 pm

Respectfully Yours,

RICK DIAMOND, ATHLETIC DIRECTOR

Sincerely,

BRIAN LAKSO, DIRECTOR OF PARKS AND RECREATION

Moved by Marrano seconded by Surdyke to approve request.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Requests the City Council Approve the Use of Veterans Stadium and Memorial Field from May 28, 2024 Through September 3, 2024 by the Healthy Buffalo Softball League. Proof of Insurance is Attached.

13. 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 Veterans' Stadium at 2960 South Park Ave. as well as Memorial Field on Ridge Rd. for use on each Tuesday between May 28, 2024 and September 3, 2024 for use by the Healthy Buffalo Softball League. Healthy Buffalo has been renting fields from the City of Lackawanna for many years with no issues of any sort. Healthy Buffalo has provided proof of insurance. Thank you for your consideration.

Sincerely,

BRIAN LAKSO, DIRECTOR OF PARKS AND RECREATION

Moved by Marrano seconded by Anderson to approve request.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

14. Removed from agenda.

Requests the City Council Approve a Resolution Waiving the Residency Requirement for the New Assistant City Attorney.

15. Grace Marrano, City Clerk
714 Ridge Road
Lackawanna, New York 14218

Re: Assistant City Attorney Residency Resolution

Dear Ms. Marrano:

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

Very truly yours,

JOHN P. GAUGHAN, CITY ATTORNEY

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

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

RESOLUTION NO. 5, 2024

WHEREAS, Jeffrey Marion, Esq. will be appointed as Assistant City Attorney for the City of Lackawanna by City Attorney John P. Gaughan effective May 7, 2024, pending council approval of this resolution; and

WHEREAS, the City Council is empowered to waive the requirement of residency in those instances where the employer has difficulty hiring or promoting the most qualified person because of the residency requirement;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 5-38 of the Municipal Code of the City of Lackawanna the residency requirement for Jeffrey Marion, Esq. be and the same is hereby waived.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

Dated: April 22, 2024
Lackawanna, New York

Moved by Marrano seconded by Muflahi, to adopt resolution as written.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Requests the City Council Approve an Ordinance Transferring Funds to the Correct City Clerk's Budget Line in the Amount of \$7,893.

16. Lackawanna City Council
714 Ridge Road
Lackawanna, New York 14218

Re: Budget Transfer Ordinance

Hon. City Council:

On March 18, 2024 the Council passed an ordinance transferring money to Budget Code A.1410.0469 (“City Clerk: Consulting/Maintenance Fees”). The transfer should have gone to Budget Code A.1410.0468 (“City Clerk: Software Maintenance”). Attached is an ordinance requesting council approval allowing the Comptroller to transfer the money to the correct Budget Code.

Very truly yours,

JOHN P. GAUGHAN, CITY ATTORNEY

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

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

ORDINANCE

AN ORDINANCE AMENDING THE 2023-2024 BUDGET ORDINANCES ADOPTED JUNE 5, 2023.

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

- SECTION 1.** That the 2023-2024 Budget Ordinance adopted June 5, 2023 is hereby amended to transfer a total of \$7,893.00 to Budget Code A.1410.0468 (“City Clerk: Software Maintenance), as follows:
- SECTION 2.** That the 2023-2024 Budget Ordinance is hereby amended to transfer unappropriated fund balance in the amount of \$3,393.00 to the “City Clerk: Software Maintenance” Budget Code [A.1410.0468].
- SECTION 3.** That the 2023-2024 Budget Ordinance is hereby amended to transfer, \$2,000.00 from the “City Clerk: Travel Allowance” Budget Code [A.1410.0464] to the “City Clerk: Software Maintenance” Budget Code [A.1410.0468].
- SECTION 4.** That the 2023-2024 Budget Ordinance is hereby amended to transfer \$2,500.00 from the “City Clerk: Codification” Budget Code [A.1410.0442] to the “City Clerk: Software Maintenance” Budget Code [A.1410.0468].

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

Dated: April 23, 2024
Lackawanna, New York

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

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Business Registrations:

Cait’s Canines, Caitlin Adams, 26 Victory Avenue – dog boarding, walking and training.

Moved by Marrano seconded by Muflahi to DENY Business Registration.
Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Tabled Items:

Adjournment:

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

Carried 4-0

Frederic J. Marrano-Council President

Grace Marrano - 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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