

Agenda

Council Meeting
Monday, November 18, 2024
Council Chambers

6:30 p.m. Caucus – Meeting to immediately follow the Caucus
Live via Facebook @ <http://facebook.com/lackawannany/>

Meeting Called to Order/Pledge of Allegiance.

NB: Meeting being recorded.

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

Hearings from Citizens:

Approval of Minutes: of the Regular Meeting of November 4, 2024.

Departmental Reports:

1. **Assistant Comptroller** – A/P Check Listing #9, dated 10/28/2024.
2. **Assistant Comptroller** – A/P Check Listing #10, dated 11/4/2024.
3. **Treasurer** – Cash Receipt Totals, dated 10/1/2024 – 10/31/2024.
4. **City Clerk** – Monthly Report, dated 10/1/2024 – 10/31/2024.

Communications from the Mayor:

5. **Mayor Iafallo** – Requests the City Council approve the resolution requesting the Governor increase the 2025-2026 Adopted State Budget for additional state aid.

5(A) A resolution requesting the Governor and State Legislature to commit to continuing the additional \$50 million in unrestricted State Aid in 2025-2026 State Budget and beyond and urging officials to recognize the need for a long-term plan that ensures consistent and predictable increases in financial support for local governments that keeps pace with inflation.

6. **Mayor Iafallo** – Requests the City Council approve the request to name the Lehigh Soccer Field at Lehigh Playground in Honor of Abdulsalam K. Noman. Mr. Noman has been a successful coach, civic leader and driving force in the development and growth of the Lackawanna Yemen Soccer Club.

6(A) A resolution naming the Lehigh Soccer Field '*The Abdulsalam K. Noman Soccer Field, Home of the Lackawanna Yemen Soccer Club*'.

Communications from Department Heads:

7. **City Attorney** – Requests the City Council approve the following proposed ordinances:

7.1 Requests the City Council approve the ordinance amending Chapter 6, section 66-6G of the Municipal Code, *Animals, Running at large prohibited*.

7.1(A) An ordinance amending Chapter 66-6G to be replaced by: The owner of each dog must reside at the premises where the dog is licensed or harbored. Should the owner of the dog relocate within the City, the owner shall have one (1) year to notify the City Clerk of such address change.

7.2 Requests the City Council approve the ordinance amending Chapter 6, section 66-7A, of the Municipal Code, *Animals, Loud or disturbing noises*.

7.2(A) An ordinance amending Chapter 6, section 66-7A to be replaced by: No person, firm, company, or corporation shall keep, suffer, permit or allow to be kept on the premises owned or occupied by such person, firm, company or corporation any dog or dogs which create an unreasonably loud or disturbing noise, such as repeated barking, howling or whining, so as to be detrimental to the life, health, safety or welfare of any individual and will be subject to a fine as listed in section 66-13 of this Code.

7.3 Requests the City Council approve the ordinance amending Chapter 135, of the Municipal Code, *Health and Sanitation, Section 135-18, Collection of costs by City*.

7.3(A) An ordinance amending Chapter 135, section 135-18 as follows: In any case where the City completes property maintenance including but not limited to cuts, mows, board ups, or removes brush, weeds, grass, any other vegetation or debris as provided for in Article IV, section 135-17, then in such case, the property owner, as recorded in the office for the Division of Assessment for said address, will be charged a sum of money for the City's service.

7.4 Requests the City Council approve the ordinance amending Chapter 12, of the Municipal Code, *Disposition of City-Owned Real Estate, section 12-7, Procedures for the sale of other City owned real property*, subsections G and H.

7.4(A) An ordinance amending Chapter 12, Section 12-7 G and H: Within 10 days of receipt, the City Assessor shall forward all purchase offers to the Director of Development. After review, the Director of Development will present to the City Council his recommendation regarding the purchase offer. Upon receipt by the Council of the offer to purchase, with the Director of Development's recommendation, the Council will make a decision.

7.5 Requests the City Council approve the ordinance amending Chapter 12, of the Municipal Code, *Disposition of City-Owned Real Estate, section 12-8, Procedures for the sale by public auction*.

7.5(A) An ordinance amending Chapter 12, Section 12-8: Sales of property by public auction shall be conducted by the City Assessor determining the time and place. All sales ordered by the Council shall be published in the official newspaper once a week before the date of the sale. The City Assessor will report the best offer or highest bid to the Director of Development or the Mayor in his absence.

7.6 Requests the City Council approve the ordinance amending Chapter 12, of the Municipal Code, *Disposition of City-Owned Real Estate, section 12-9, Approval of sale by Council*.

7.6(A) An ordinance amending Chapter 12, Section 12-9: The Director of Development will report the best offer or highest bid for a property to the Council. After consideration, the Council may approve the same and the City and the purchaser will be bound by the terms thereof. Informal bids of a higher amount after the auction sale will not be recognized or considered.

7.7 Requests the City Council approve the ordinance amending Chapter 12, of the Municipal Code, *Disposition of City-Owned Real Estate, section 12-10, City Assessor to coordinate with other departments.*

7.7(A) An ordinance amending Chapter 12, Section 12-10: The City Assessor shall contact various City Departments as to their need for municipal purposes for the property in question. All replies should be returned to the City Assessor within 10 days of the request. The Assessor will include a report to the Director of Development and he will provide this report with the recommendation to the Council.

8. **Assistant Comptroller** – Requests the City Council approve the Standard Work Day Reporting Resolution for Elected and Appointed Officials for Assistant City Attorney Jeffrey Marion.
9. **Assistant Comptroller** – Requests the City Council approve the ordinance adding a new revenue code for State Aid – Other and the Police Chief’s request to add funds to the Police Department, Overtime budget code.

9(A) An ordinance amending the 2024-2025 Budget Ordinance adding a new revenue code State Aid-Other; increasing revenues by \$780,610.23 (received for Temporary Municipal Assistance from NYS). Additionally, the Police Department has received \$47,904.23 from NYS Gun Involved Violence Elimination Initiative and is recorded in State Aid – Other budget code. The Police Chief would like the \$47,904.23 moved to the Police Department, Overtime budget code.

10. **Director of Development and Marketing** – Requests the City Council approve the resolution to enact the rezoning of each of the properties located on South Park, Electric Ave. and Myrtle Ave. Action was taken at the October 21, 2024 Council meeting to commence the rezoning procedure.

10(A) A resolution to amend the zoning classification of the following parcels:

- 3365 & 3375 South Park Ave. – open space to neighborhood commercial.
- 1864 Electric Ave. & 3365 South Park Rear – open space to mixed residential.
- 0 Electric Ave. – open space to mixed residential.
- 0 Myrtle Ave. – open space to mixed residential.

Communications from Citizens:

Arc J. Petricca, Esq. - Requests the City Council approve Commissioner of Deeds Status for Shannon M. Sposito, an employee in his firm.

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.