

**Regular Council Meeting**  
**Monday, November 18, 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, Public Safety, Assistant  
Comptroller(E), Recreation, Public Works

**Hearings from Citizens:**

**Approval of Minutes:** of the regular meeting of November 4, 2024.

Moved by Marrano seconded by Muflahi to adopt minutes of the regular meeting of November 4, 2024 as written.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

**Departmental Reports:**

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

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

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

**Communications from the Mayor:**

**Requests the City Council Approve a Resolution Requesting the Governor Increase the 2025-2026 Adopted State Budget for Additional State Aid.**

9. TO: Honorable Council President  
Honorable Council Members  
FROM: Mayor Iafallo  
RE: Resolution

I am requesting your Honorable Body pass the attached resolution requesting the Governor increase the 2025-26 adopted State Budget for additional state aid.

*As you know, after a 15-year drought, the 2024-2025 Adopted State Budget finally included a \$50 million increase in unrestricted aid for cities, villages and towns (referred to as Temporary Municipal Assistance). While we appreciate that this did not translated into significant dollars for all of our*

*members, it was a major step forward and hopefully the beginning of a stronger and more meaningful state-local partnership.*

*It is essential that the State not only maintains the \$50 million in new assistance but that they build upon this critical investment to strengthen our communities and lower the property tax burden on our residents. Consequently, we need to leverage this momentum by first thanking our state leaders for the additional funding and then convincing them of the need for consistent and predictable increases in state aid for local governments that keep pace with inflation.*

Thank you in advance for your anticipated cooperation.

**ANNETTE IAFALLO, MAYOR**

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

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

**RESOLUTION #13, 2024**

Asking for Support of Continued and Increased State Aid for Local Governments

**WHEREAS**, until 2024, Cities, Villages and Towns had not received an increase in unrestricted State Aid (AIM funding) in 15 years, significantly impacting their ability to provide essential services to their residents; and

**WHEREAS**, after a prolonged period without financial support, local governments finally received an increase of \$50 million in unrestricted State Aid; and

**WHEREAS**, local officials express their gratitude for the \$50 million increase in unrestricted State Aid, recognizing it as a positive step towards addressing long-standing funding challenges; and

**WHEREAS**, the State has referred to this new aid as Temporary Municipal Assistance, suggesting that such increase may not continue, jeopardizing the sustainability of crucial municipal programs and services; and

**WHEREAS**, the property tax cap further limits the ability of local governments to properly fund the services their residents need; and

**WHEREAS**, increased and ongoing State Aid for local governments is vital for maintaining infrastructure, public safety, housing and other municipal services; and

**WHEREAS**, the challenges of rising inflation, the increasing costs of labor and supplies, and the end of extraordinary federal aid only accentuate the need for consistent and predictable funding to effectively plan for the future and meet the growing needs of their residents; and

**Now, therefore, be it resolved**, that the City of Lackawanna calls upon the Governor and the State Legislature to commit to continuing the additional \$50 million in unrestricted State Aid in the 2025-2026 State Budget and beyond, and

**Be it further resolved**, that the City of Lackawanna urges officials to recognize the need for a long-term plan that ensures consistent and predictable increases in financial support for local governments that keep pace with inflation.

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 18, 2024  
Lackawanna, New York

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

Carried 4-0

**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.**

10. Mr. Frederic Marrano, Council President  
Lackawanna City Council  
Lackawanna City Hall  
714 Ridge Road – Room 217  
Lackawanna, NY 14218

Re: Request to Name Soccer Playing Field at City-owned Lehigh Soccer Field & Playground in Honor of Abdulsalam K. Noman

Dear Council President Marrano,

At the November 18, 2024 meeting of the Lackawanna City Council, I'm requesting your honorable body consider the attached resolution naming the soccer playing field within the city-owned Lehigh Soccer Field & Playground as:

**Abdulsalam K. Noman Field  
Home of the Lackawanna Yemen Soccer Club**

This recognition honors Mr. Noman's highly acclaimed 30-year tenure (1994-2024) as coach of the Lackawanna High School Varsity Soccer team, during which time he has led the program to an impressive 344 victories (a 79.3% winning percentage) and four (4) Section VI championships. Mr. Noman is currently the longest tenured coach in Section VI.

In addition to his high school coaching accomplishments, Mr. Noman has been a leader and driving force in the development and growth of the Lackawanna Yemen Soccer Club, which calls the Lehigh field 'home' and will celebrate its 50<sup>th</sup> anniversary in 2025.

Should your honorable body agree to pass this resolution, appropriate signage would be placed at the soccer playing field for the 2025 season.

Sincerely,  
**ANNETTE IAFALLO, MAYOR**

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

Carried 4-0

**RESOLUTION #14, 2024**

**A RESOLUTION NAMING THE SOCCER FIELD AT LEHIGH PLAYGROUND THE ABDULASALAM K. NOMAN SOCCER FIELD, HOME OF THE LACKAWANNA YEMEN SOCCER CLUB.**

**WHEREAS**, Abdulsalam K. Noman (“Noman”) has been a community leader, activist, and trailblazer in the

City of Lackawanna and Yemen Community in Western New York, and

**WHEREAS**, Noman has led and successfully coached the Lackawanna City School District Varsity Soccer Team for thirty (30) consecutive years, and

**WHEREAS**, during the same 30+ year tenure, Noman accumulated 344 victories, an 79.3% winning percentage, and four (4) Section VI championships, and

**WHEREAS**, Noman is the longest tenured soccer coach in Section VI, and

**WHEREAS**, Noman has been a civic leader and driving force in the development and growth of the Lackawanna Yemen Soccer Club which uses the soccer field at Lehigh Playground as its home field will celebrate its fiftieth (50<sup>th</sup>) anniversary in 2025.

**NOW, THEREFORE BE IT**

**RESOLVED**, that the soccer field at Lehigh Playground shall be now known as The Abdulsalam K. Noman Soccer Field, Home of the Lackawanna Yemen Soccer Club.

**NOW, THEREFORE, BE IT FURTHER**

**RESOLVED**, that appropriate signage will be placed at the soccer field at Lehigh Playground, naming the soccer field The Abdulsalam K. Noman Soccer Field, Home of the Lackawanna Yemen Soccer Club.

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 18, 2024  
Lackawanna, New York

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

Carried 4-0

**Communications from Division/Department Heads:**

**Requests the City Council Approve the Following Ordinances:**

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

Re: Proposed Ordinances

Council President and Honorable Council:

Respectfully, I write to request that you place the attached proposed ordinances on the City Council's November 18, 2024 agenda for you to consider, including:

Chapter 6, Animals:

- Ordinance Amending Chapter 6 of the Lackawanna Municipal Code, *Animals*, specifically §66-6G *Running at large prohibited*;
- Ordinance Amending Chapter 6 of the Lackawanna Municipal Code, *Animals*, specifically §66-7A *Loud or disturbing noises*.

Chapter 135, Health and Sanitation

- Ordinance Amending Chapter 135 of the Lackawanna Municipal Code, *Health and Sanitation*, §135-18 *Collection of costs by City*.

Chapter 12, Disposition of City-Owned Real Estate:

- Ordinance Amending Chapter 12 of the Lackawanna Municipal Code, *Disposition of City-Owned Real Estate*, §12-7, *Procedures for sale of other City owned real property*, subsections G and H;
- Ordinance Amending Chapter 12 of the Lackawanna Municipal Code, *Disposition of City-Owned Real Estate*, §12-8, *Procedures for sale by public auction*;
- Ordinance Amending Chapter 12 of the Lackawanna Municipal Code, *Disposition of City-Owned Real Estate*, §12-9, *Approval of sale by Council*;
- Ordinance Amending Chapter 12 of the Lackawanna Municipal Code, *Disposition of City-Owned Real Estate*, §12-10, *City Assessor to coordinate with other departments*.

Please contact us with any questions. Thank you.

Respectfully submitted,

**JOHN P. GAUGHAN, CITY ATTORNEY**

Moved by Marrano seconded by Surdyke to receive and file, act on ordinances amending Chapter 66-6C and 66-7A of the Municipal Code.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Moved by Marrano seconded by Surdyke to receive and file, act on ordinance amending Chapter 135-18 of the Municipal Code.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Moved by Marrano seconded by Muflahi to receive and file, act on ordinances amending Chapter 12-7, 12-8, 12-9 & 12-10 of the Municipal Code.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

## ORDINANCE

### AN ORDINANCE AMENDING CHAPTER 6, ANIMALS, OF THE CITY OF LACKAWANNA MUNICIPAL CODE

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 66-6 G Running at large prohibited, shall be rescinded and replaced as follows:

- G. 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.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024  
Lackawanna, New York

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

Carried 4-0

### **ORDINANCE**

#### **AN ORDINANCE AMENDING CHAPTER 6, ANIMALS, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 66-7 A Loud or disturbing noises, shall be rescinded and replaced as follows:

A. 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 or continual barking, howling or whining, so as to be detrimental to the life, health, safety or welfare of any individual.

1. Any person, firm, company, or corporation in violation of this article is subject to a fine as enumerated in §66-13 of this Code.
2. In determining whether any such noise is unreasonably loud or disturbing, due consideration shall include, but not be limited to, the following factors:
  - a. The loudness of the noise, as scientifically measured or otherwise;
  - b. The intensity of the noise, as measure by intervals;
  - c. The quality of the noise, as measured by pitch or tone;
  - d. The duration of the noise, as measured by time;
  - e. The composition of the noise, as measured by the number of offending dogs;
  - f. The time of day or night of the noise(s);
  - g. The proximity of the origin of such noise to the complainant;

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024  
Lackawanna, New York

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

Carried 4-0

**ORDINANCE**

**AN ORDINANCE AMENDING CHAPTER 135, HEALTH AND SANITATION, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 135-18 Collection of costs by City shall be rescinded and replaced as follows:

§ 135-18. Collection of costs by City.

A. 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, § 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 the following sums of money for the City's service: [1]

Labor:

Labor rate based on FEMAs hourly wages at time work is being completed

Debris removal:

Property owners are responsible for paying all disposal/dumping fees associated with the clean up

Grass cutting:

1/4 acre area or less	\$200
1/4 acre - 1/2 acre area	\$350
1/2 acre - 3/4 acre area	\$400
3/4 acre - 1 acre area	\$450
Each additional 1/4 acre or less above 1 acre	\$200 each

Equipment pricing for DPW property clean up:

High lift	\$250/hr
Tractor with mower	\$200/hr
Skid steer	\$200/hr
Dump truck	\$180/hr
Weed whackers, chainsaws, other handheld equipment	\$50/hr

B. In addition thereto, a surcharge of \$250 is to be added and paid for any such service performed by the City.[2]

C. If any such charge as provided for above remains unpaid for forty-five (45) days or more from the date of the first said notice to the owner, said charge shall be a lien upon the real property so improved by the City and shall be added and levied upon such parcel of assessed real property by the City

Treasurer and shall bear interest at the same rate as real property taxes and shall be collected and enforced in the same manner as general City taxes, or in the alternative, as the City may elect to collect any such amounts through Small Claims Court.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024  
Lackawanna, New York

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

Carried 4-0

### **ORDINANCE**

#### **AN ORDINANCE AMENDING CHAPTER 12, CITY-OWNED REAL ESTATE, DISPOSITION OF, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 12-7 G and H Procedures for sale of other City owned real property shall be rescinded and replaced as follows:

- G.** The City Assessor shall, within ten (10) days of its receipt, shall forward all purchase offers to the Director of Development with the assessed valuation of the property in relation to the proposed purchase offer received. The Director of Development will then consider the offer and anticipated use of the subject property and present the offer and Director of Development's analysis to the City Council with the Director of Development's recommendation within ten (10) days to sell or to receive and file the offer. If there is no Director of Development, the Mayor is to consider the offer, conduct the analysis of the offer and anticipated use, and present the offer to the City Council with a recommendation as prescribed herein.
- H.** Upon receipt by the Council of the offer to purchase with the Director of Development's recommendation, the Council may:
- (1)** Receive or file any offer;
  - (2)** Approve the sale; or
  - (3)** Authorize and direct the Director of Development to advertise the property for sale and proceed to sell the property at public auction, subject to approval of the Council, which may accept or reject all bids received.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024  
Lackawanna, New York



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

Carried 4-0

**ORDINANCE**

**AN ORDINANCE AMENDING CHAPTER 12, CITY-OWNED REAL ESTATE, DISPOSITION OF, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 12-8 Procedure for sale by public auction shall be rescinded and replaced as follows:

Procedure for the sale of real property by the City by public auction shall be as follows: Sales at public auction shall be conducted by the City Assessor as the agent of the Council, upon the terms and conditions as set forth herein, and he or she shall fix the time and place of such sales. All sales ordered by the Council shall be publicly advertised in the official newspaper by display advertisement once a week before the date of sale in such newspaper. The City Assessor shall report to the Director of Development (or Mayor in the absence of a Director of Development) the best offer or highest bid made for the subject property.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024  
Lackawanna, New York

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

Carried 4-0

**ORDINANCE**

**AN ORDINANCE AMENDING CHAPTER 12, CITY-OWNED REAL ESTATE, DISPOSITION OF, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 12-9 Approval of sale by Council shall be rescinded and replaced as follows:

The Director of Development (or Mayor in the absence of a Director of Development) shall report to the Council the best offer or highest bid made for the subject property. Upon consideration of such report by the Council, it may approve the same and the City and the purchaser shall thereupon be bound by the terms thereof. It is the purpose of the Council to honor the highest bid made at public auction and effect a sale of the property to the highest bidder. Informal bids of a higher amount made for any parcel sold at a public auction, after the auction sale, will not be recognized or considered.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024  
Lackawanna, New York

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

Carried 4-0

### ORDINANCE

#### AN ORDINANCE AMENDING CHAPTER 12, CITY-OWNED REAL ESTATE, DISPOSITION OF, OF THE CITY OF LACKAWANNA MUNICIPAL CODE

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 12-10 City Assessor to coordinate with other departments shall be rescinded and replaced as follows:

The City Assessor shall contact the various City Departments, such as Recreation, Public Works, Sewage, Development, etc., as to their need for municipal purposes, either at present or future, for the property in question. All replies are to be returned to the City Assessor within ten (10) days of the request. The absence of reply shall indicate no interest. The Assessor shall include a report on this in its recommendation to the Director of Development. The Director of Development (or Mayor in the absence of a Director of Development) shall include this report in his/her recommendation to the Council.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024  
Lackawanna, New York

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

Carried 4-0

#### Requests the City Council Approve the Standard Work Day Reporting Resolution for Elected and Appointed Officials for Assistant city Attorney Jeffrey Marion.

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

Dear Honorable Body:

Attached for your review and approval is the Standard Work Day Reporting Resolution for Elected and Appointed Officials (Form RS 2417-A). The form is utilized to establish the standard work day for each position within the City as required by the New York State and Local Retirement System.

Respectfully,  
**PEGGY BIGAJ-SOBOL, ASSISTANT COMPTROLLER**

Moved by Marrano seconded by Anderson to approve Standard Work Day Report.  
Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

**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.**

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

Dear Honorable Body:

The City has received funds in the amount of \$732,706.00 for Temporary Municipal Assistance from NY State. At the time of remittance, The Office of the NYS Comptroller has recommended that these funds be accounted for in Revenue Code A..3089. the funds were originally budgeted in Revenue Code A..3001 General Governmental Aid.

Additionally, the Police Department has received \$47,904.23 from the NYS Gun Involved Violence Elimination (GIVE) Initiative. These funds will also be recorded in the State Aid – Other Revenue Code A..3089. The Police Chief has asked that these funds be used to increase Budget Line A.3120.0102 Police Department Overtime.

An Ordinance which handles both funding sources increasing Revenue Code A..3089 State Aid Other by \$708,610.23 decreasing the Revenue Code A..3001, which is where these funds were originally budgeted, by \$732,706.00 and increasing Budget Code A.3120.0102 Police Overtime is attached for your review and approval.

Respectfully,

**PEGGY BIGAJ-SOBOL, ASSISTANT COMPTROLLER**

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 2024-2025 BUDGET ORDINANCES ADOPTED JUNE 27<sup>TH</sup>, 2024.**

- SECTION 1.** That the 2024-2025 Budget Ordinances adopted June 27<sup>th</sup>, 2024, is hereby amended to add a revenue code for State Aid – Other for the Temporary Municipal Assistance and Gun Involved Violence Elimination (GIVE) Initiative.
- SECTION 2.** That the 2024-2025 Budget Ordinances is hereby amended to increase revenues by \$780,610.23 to budget code A..3089, State Aid Other.
- SECTION 3.** That the 2024-2025 Budget Ordinances is hereby amended to add \$47,904.23 to budget code A.3120.0102 Police Department, Overtime and decrease revenue code A..3001 General Governmental Aid by \$732,706.00

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 19, 2024

Lackawanna, New York

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

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

**Request 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.**

14. Mr. Frederic Marrano, Council  
President Lackawanna City Council  
Lackawanna City Hall  
714 Ridge Road – Room 217  
Lackawanna, NY 14218

Re: Resolution – Rezoning of Private Parcels on South Park, Electric & Myrtle Avenues

Dear Council President Marrano,

This communication is a follow-up to the Lackawanna City Council action taken on October 21, 2024 to approve commencement of the rezoning procedure for six (6) privately-owned lots on South Park, Electric and Myrtle Avenues.

During the City Council's November 18, 2024 meeting, I'm requesting honorable body consideration of the attached resolution to enact the rezoning of each parcel as described in supporting documentation previously provided, which also accompanies this letter. I will be in attendance at the November 18, 2024 meeting to address any questions or concerns.

Sincerely,

**CHARLES D. CLARK, DIRECTOR OF DEVELOPMENT, MARKETING AND PUBLIC INFORMATION**

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

Carried 4-0

**RESOLUTION NO. 15, 2024**

**WHEREAS**, the Director of Development, supported by a recommendation from the city's Planning and Development Board, makes an application to the Honorable City Council to amend the zoning classification of the following parcels as described herein:

- 3365 & 3375 South Park Avenue (SBL 151.05-4-13.11 & 151.05-4-13.12) – open space to neighborhood commercial,
- 1864 Electric Avenue & 3365 South Park Rear (SBL 151.05-4-6.212 & 151.05-4-13.131) – open space to mixed residential,
- 0 Electric Avenue (SBL 151.05-4-16) – open space to mixed residential,
- 0 Myrtle Avenue End (SBL 151.05-4-6.122) – open space to mixed residential; and

**WHEREAS**, a notice of a public hearing to amend the zoning classification of the aforementioned properties as described herein were duly published in Buffalo Business First, the City of Lackawanna's official newspaper, in the November 8 & 15, 2024 editions, and duly posted on the city website from November 12 through 18, 2024; and

**WHEREAS**, a public hearing was duly held by the City of Lackawanna's Director of Development on November 18, 2024 at 5:00 p.m., the time and place fixed in the public notice, and all parties in attendance had an opportunity to be heard in relation thereto; and

**WHEREAS**, no party came forth and objected to amend the zoning classification of aforementioned properties as described; and

**WHEREAS**, pursuant to NY General City Law §83 which provides the City Council may from time to time on its own motion or on petition, after public notice and hearing, which hearing may be held by the council or by a committee of the council or by the planning board, amend the regulations and districts established under any ordinance or local law (adopted pursuant to paragraphs twenty-four and twenty-five of section twenty of this chapter),

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that the zoning classification of the following parcels be changed as described:

- 3365 & 3375 South Park Avenue (SBL 151.05-4-13.11 & 151.05-4-13.12) – open space to neighborhood commercial
- 1864 Electric Avenue & 3365 South Park Rear (SBL 151.05-4-6.212 & 151.05-4-13.131) – open space to mixed residential,
- 0 Electric Avenue (SBL 151.05-4-16) – open space to mixed residential,
- 0 Myrtle Avenue End (SBL 151.05-4-6.122) – open space to mixed residential

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.**

Dated: November 18, 2024  
Lackawanna, New York

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

Carried 4-0

**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.**

Grace Marrano Registrar  
Lackawanna City Clerk  
City of Lackawanna  
714 Ridge Road, Room 215  
Lackawanna, NY 14218

Dear Ms. Marrano,

I request a renewal of a Commissioner of Deeds appointment for Shannon M. Sposito, residing at 23 Harding Avenue, Lockport, New York, an employee in my firm.  
Kindly put this matter on your agenda at the next Council Meeting.  
Thank you for your assistance.

Very truly yours,  
**ARC J. PETRICCA, ESQ.**

Moved by Marrano seconded by Muflahi to approve Commissioner of Deeds request.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

**Tabled Items:**

**Request to Hold a Public Hearing Monday, December 16, 2024 at 5:30 P.M. Regarding Prohibiting Transient or Short-Term Rentals (Airbnb) and To Remove From TABLE Item #6; Ordinance Adding Chapter 178 Transient or Short-Term Rentals (Airbnb) Prohibited, to the City Code.**

Moved by Anderson seconded by Muflahi to hold a public hearing Monday, December 16, 2024 at 5:30 p.m. and to remove item #6 from TABLE.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

**Request to Put Item #6 Back on the TABLE.**

Moved by Marrano seconded by Anderson to place item #6 back on TABLE.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0


**Old Business:**

**Adjournment:**

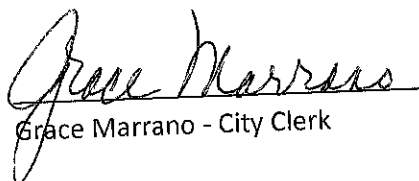
Moved by Marrano seconded by Muflahi to adjourn meeting.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0



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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