

Reorganizational/Regular Council Meeting
Monday, January 6, 2025
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, Surdyke, Marrano
Dept. Heads: Law, Development/Marketing, Public Safety, Assistant
Comptroller (E), Recreation, Public Works (E)

Hearings from Citizens:

Approval of Minutes: of the regular meeting of December 16, 2024.

Moved by Marrano seconded by Muflahi to adopt minutes of the regular meeting of December 16, 2024 as written.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Departmental Reports:

1. **Assistant Comptroller** – A/P Check Listing #14, dated 12/12/2024.
2. **Assistant Comptroller** – A/P Check Listing #15, dated 12/17/2024.
3. **Assistant Comptroller** – A/P Check Listing #16, dated 12/19/2024.
4. **Assistant Comptroller** – A/P Check Listing #17, dated 12/27/2024.
5. **City Treasurer** – Cash Receipt Totals, dated 11/1/2024 – 11/30/2024.

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

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Communications from the Council:

Requests the Voting Order for 2025 Remain the Same as Previous Years: 1st Ward, 2nd Ward, 3rd Ward, 4th Ward, Council President.

6. Honorable Members of the City Council
Lackawanna City Hall
714 Ridge Road
Lackawanna, NY 14218

Dear esteemed colleagues,

I am asking this Honorable Body to approve continuing the current order of Council voting as follows:
1st Ward, 2nd Ward, 3rd Ward, 4th Ward, Council President.

This order is how it has traditionally been done; I see no reason to change it. Thank you for your anticipated cooperation in this matter.

Respectfully,
FREDERIC J. MARRANO, COUNCIL PRESIDENT

Moved by Marrano seconded by Moretti to approve voting order.
Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Requests the City Council Approve the Appointment of Carol Czerwiec and Dan Hawrylczak to the Assessment Review Board. Term to Expire 12/15/2028.

7. Honorable Members of the City Council
Lackawanna City Hall
714 Ridge Road
Lackawanna, NY 14218

Dear esteemed colleagues,

Pursuant to Chapter 7, Section 7.6 of the City Charter, the City Council is responsible for the appointments to the City's Board of Assessment Review.

Vacancies occurred to be filled by January 13, 2025. Those positions are currently held by Carol Czerwiec and Dan Hawrylczak who have agreed to continue to serve and who have been valuable assets to the City. I recommend they be reappointed.

*Honorable Council President
Honorable Council Members*

Dear Council

Carol Czerwiec and Dan Hawrylczak, both residents of the 4th Ward, have been members of the City Assessment Board of Review, their terms have expired.

Fran Warthling is also a member of the board, he was a lifelong resident, now residing in Hamburg. If your Honorable Body votes to confirm the appointment, his term would expire September 30, 2028.

A typical Assessment Review Board would require members to be residents of the jurisdiction they serve, have a demonstrable understanding of real estate valuation, possess good judgement, be impartial, and be able to uphold confidentially, often with additional requirements like specific experience in fields like real estate appraisal, law, or finance depending on local regulations.

Members of the board of assessment review constitute local public officers, and are required to be at least 18 years old, citizens of the United States. The board is the hearing body for members of the public who file grievances regarding the assessment value placed on their property by the Assessor.

If your Honorable Body votes to reappoint Carol and Dan, their term would be effective December 16, 2024 and expire December 15, 2028.

Respectfully,
ANNETTE IAFALLO, MAYOR

Respectfully,
FREDERIC J. MARRANO, COUNCIL PRESIDENT

Moved by Marrano seconded by Surdyke to approve request.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

Communications from Division/Department Heads:

Requests the City Council Act on the Following Resolutions:

Resolution #1: Council President Pro-Tempore.

Resolution #2: Council Meeting Dates 2025.

Resolution #3: Official Newspaper of the City of Lackawanna 2025.

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

Dear Honorable Body,

Please approve the attached resolutions that are typical for the Annual Reorganization Meeting. The Resolutions are as follows:

Resolution #1: Council President Pro-Tempore

Resolution #2: Council Meeting Dates 2025

Resolution #3: Official Newspaper of the City of Lackawanna 2025

Thank you for your anticipated cooperation.

Respectfully,

GRACE MARRANO, CITY CLERK

Moved by Marrano seconded by Muflahi to receive and file, act on resolutions one through three.

Yeas: Muflahi, Anderson, Moretti, Surdyke, Marrano

Carried 5-0

RESOLUTION No. 1, 2025

Whereas, Chapter 3, Section 3.5 of the Charter of the City of Lackawanna provides that the City Council may elect from its members, a Council President Pro-Tempore who shall serve in the event of the Council President's absence or disability; and

Whereas, the Council President Pro-Tempore, selected by the City Council, shall serve as Council President Pro-Tempore for the term of one year, expiring on December 31, 2025,

Now, Therefore, Be it Resolved, that Council Member Kevin R. Surdyke, Council Member of the 4th Ward, be and hereby is selected and appointed to be Council President Pro-Tempore for the year 2025.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

Dated: January 6, 2025
Lackawanna, New York

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

Carried 5-0

RESOLUTION No. 2, 2025

Whereas, Chapter 3, Section 3.7 of the Charter of the City of Lackawanna provides for meeting dates of the Lackawanna City Council; and

Whereas, the City Council is desirous of complying with the Charter of the City of Lackawanna and the Open Meetings Law of the State of New York;

Be it resolved, the following meeting dates for the City Council meetings for the year 2025 shall be as follows:

| | |
|--|---|
| Monday, January 6 – Reorg. Meeting | Monday, July 14 |
| Tuesday, January 21 (MLK) | Monday August 11 |
| Monday, February 3 | Monday, September 8 (Labor Day 9/1) |
| Tuesday, February 18 (President’s Day) | Monday, September 22 (NYCOM 15-19 th) |
| Monday, March 3 | Monday, October 6 |
| Tuesday, March 18 | Monday, October 20 |
| Monday, April 7 | Monday, November 3 |
| Monday, April 21 (day after Easter) | Monday, November 17 |
| Monday, May 5 | Monday, December 1 |
| Monday, May 19 | Monday, December 15 |
| Monday, June 9 | |
| Monday, June 23 | |

Be it further resolved, that all Council meetings shall be held in Lackawanna City Hall unless otherwise deemed by the City Council; and

Be it further resolved, that a copy of this resolution be posted on the centrally located bulletin board in the lobby of City Hall, on the Council bulletin and in the City Clerk’s Office.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

Dated: January 6, 2025
Lackawanna, New York

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

Carried 5-0

RESOLUTION No. 3, 2025

Whereas, Chapter 2, Section 2.9 of the City Charter of the City of Lackawanna by resolution, designates a newspaper having general circulation and published within the City to serve as the “Official Newspaper” of the City.

Now therefore be it resolved, that the Buffalo Business First, 241 Main Street, Ste. 220, Buffalo, NY 14203, is hereby designated as the official newspaper of the City of Lackawanna for the year 2025.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY.

Dated: January 6, 2025
Lackawanna, New York

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

Carried 5-0

Requests the City Council Approve a Public Hearing on Tuesday, January 28, 2025 at 5:00 P.M. Regarding Historic Property Overlay District for the Our Lady of Victory Basilica.

9. To: Frederic Marrano, City Council President
From: Charles Clark, Director
Date: December 19, 2024
Re: Approval to Hold Public Meeting – Historic Property Overlay District / OLV Complex

For the January 6, 2025 City Council meeting agenda, *I'm requesting your honorable body's approval to hold a public meeting on Tuesday, January 28, 2025 at 5:00 p.m. in Council Chambers regarding creation of a Historic Property Overlay (HPO) district for the Our Lady of Victory Roman Catholic Basilica Complex (OLV Complex)*

On February 26, 2024 the OLV Complex was officially listed on the National Register of Historic Places. While this designation is very prestigious, it does not supersede local zoning and planning code. Therefore, with concurrence from Mayor Iafallo and a recommendation from the city's Planning & Development Board, the Department of Development is taking the added step of creating this HPO District with guidance from C&S Companies (administrator of the city's Zoning Code Update Project).

The HPO District will work within the context of the city's existing (and future) Central Business District zoning requirements for this area to provide additional protections to buildings, properties, and features that are deemed architecturally and/or culturally significant to the City of Lackawanna. Any development planned for within the HPO District would need to conform to the style of existing buildings and features on the OLV Complex and other buildings and features within the district.

The requested January 28th public meeting is the first of several steps necessary to complete all requirements for creating the HPO District in compliance with SEQR – culminating in a final recommendation for City Council approval sometime in March/April 2025 timeframe.

Thank you for your consideration.

CHARLES CLARK, DIRECTOR OF DEVELOPMENT

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

Carried 5-0

Requests the City Council to Approve the Comptroller's Office Consulting Ordinance for CTBK Until July 31, 2025 and the Remaining SelectOne Placement Services Outstanding Balance.

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

Re: Comptroller Office Consulting Ordinance

Honorable Council:

Please place the enclosed proposed Comptroller's Office Consulting Ordinance which requests the remaining funds necessary for anticipated CTBK services until July 31, 2025 and the remaining SelectOne placement services outstanding balance on the agenda for the January 6, 2025 City Council meeting for your consideration.

Please contact me with any questions.

Respectfully submitted,
JOHN P. GAUGHAN, CITY ATTORNEY

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

Carried 5-0

ORDINANCE

AN ORDINANCE AMENDING THE 2024-2025 BUDGET ORDINANCES ADOPTED JUNE 27, 2024

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

FOR THE GENERAL FUND

SECTION 1. That the 2024-2025 Budget Ordinance adopted June 27th, 2024, is hereby amended to transfer **\$70,000.00** of unappropriated fund balance to Budget Code **A.1315.0469** ("Comptroller Consulting").

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

Dated: January 7, 2025
Lackawanna, New York

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

Carried 5-0

Business Registrations:

Matt Gehman, Buffalo Metrology, Inc., 581 Ridge Road (Provides engineering services to government and municipalities).

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

Carried 5-0

Tabled Items:

Old Business:

Adjournment:

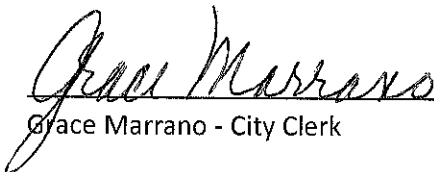
Moved by Marrano seconded by et al to adjourn meeting in memory of Irene Zybert, mother of Rick and Linda Zybert.

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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