

LEGAL NOTICE

NOTICE OF PUBLIC HEARING

A public hearing to be held January 21, 2025
6:00 p.m. in the Lackawanna City Council Chambers, 2nd floor.
714 Ridge Road
Lackawanna, NY 14218

The purpose of the Hearing is to provide an opportunity for citizens to express their views and have an open discussion regarding this topic.

The meeting is wheelchair accessible. Those needing special arrangements should call the City of Lackawanna at 716-827-6660 by January 15, 2025.

LOCAL LAW NO. 1, 2025

“A LOCAL LAW PERMITTING THE LACKAWANNA CITY COUNCIL TO AUTHORIZE ITS MEMBERS TO ATTEND MEETINGS BY VIDEOCONFERENCING UNDER EXTRAORDINARY CIRCUMSTANCES.

WHEREAS, by passing Chapter 56 of the Laws of 2022 (“Chapter 56”), the New York State Legislature amended Section 103 of the Open Meetings Law; and

WHEREAS, Chapter 56 adds Section 103-a of the Open Meetings Law, permitting the Lackawanna City Council to authorize its members to attend meetings by videoconferencing under extraordinary circumstances; and

WHEREAS, Section 103-a(2)(a) requires the Lackawanna City Council to adopt a resolution, local law or ordinance following a public hearing authorizing the limited use of videoconferencing under such circumstances; and

WHEREAS, Section 103-a(2) allows for hybrid meetings by requiring “that a minimum number of members are present to fulfill the public body’s quorum requirement in the same physical location or locations where the public can attend”; and

WHEREAS, Section 103-a(2)(c) requires that members be physically present at any such meeting “unless such member is unable to be physically present at any such meeting location due to extraordinary circumstances . . . including disability, illness, caregiving responsibilities, or any other significant or unexpected factor or event which precludes the member’s physical attendance at such meeting”; and

WHEREAS, in accordance with Section 103-a(2)(d), any members attending by videoconference must, except during executive session, be “heard, seen and identified, while the meeting is being conducted, including but not limited to any motions, proposals, resolutions, and any other matter formally discussed or voted upon”; and

WHEREAS, Section 103-a(2)(g) requires that any meeting where a member attends by videoconference be recorded, posted to the Lackawanna City Council webpage within five (5) business days, and transcribed upon request; and

WHEREAS, Section 103-a(2)(h) requires that members of the public be permitted to attend and participate, if authorized, in any meeting by videoconference when a member attends by videoconference.

BE IT ENACTED, that the Lackawanna City Council authorizes its members who experience an extraordinary circumstance, as described above and further defined by the attached written procedures, to attend meetings by videoconference: (i) as long as a quorum of the members attend in-person at one or more locations open to the public; (ii) as long as the member can be seen, heard, and identified while the open portion of the meeting is being conducted; and (iii) as otherwise permitted under Chapter 56 of the Laws of 2022; and be it further

ENACTED, that the Lackawanna City Council adopt the attached written procedures further governing its use of videoconferencing by its members in compliance with Chapter 56 of the Laws of 2022.

THIS LOCAL LAW SHALL TAKE EFFECT IMMEDIATELY UPON ITS FILING WITH THE SECRETARY OF STATE.

Grace Marrano
City Clerk