

Regular Council Meeting
Monday April 7, 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 (E), Surdyke, Marrano
Dept. Heads: Law (A), Development/Marketing, Public Safety,
Comptroller, Recreation, Public Works

Hearings from Citizens:

Approval of Minutes: of the Regular Meeting of March 18, 2025, and the Special Meeting of March 25, 2025.

Moved by Marrano seconded by Muflahi to adopt minutes of the Regular Meeting of March 18th and the Special Meeting of March 25, 2025 as written.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Departmental Reports:

47. **Comptroller's Office** – A/P Check Listing #28, dated 3/14/2025.
48. **Comptroller's Office** – A/P Check Listing #29, dated 3/24/2025.
49. **Comptroller's Office** – A/P Check Listing #30, dated 3/28/2025.
50. **Treasurer's Report** – Cash Receipt Totals, 3/1/2025 – 3/31/2025.

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 Rescinding the Use of Veterans Stadium to LA Sports Club. Two Requests Were Approved. These Were Approved at the February 3rd and February 18, 2025 Council Meetings. The Property is Not Safe due to Construction and the Stadium Lights Project.

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

Honorable Members of City Council:

At the February 3, 2025 Council Meeting, your Honorable Body approved the use of Veterans Stadium by the LA Sports Club beginning May 3rd till July 31st (Saturdays & Sundays) for Youth Flag Football (please refer to attachment).

At the February 18, 2025 Council Meeting, your Honorable Body also approved the use of Veterans Stadium by the LA Sports Club beginning April 3rd, for Youth Flag Football (please refer to attachment). I am requesting that your Honorable Body rescind both approvals. Currently there is construction on the stadium grounds and it is not safe. Also, the property is locked, and National Grid is in the process of installing new electrical services for the Stadium Light Project. I thank you in advance for your cooperation.

Sincerely,
ANNETTE IAFALLO, MAYOR

Moved by Marrano seconded by Surdyke to rescind the use of Veterans Stadium.
Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Requests the City Council Approve the Resolution to Waive the Residency Requirement for the New City Attorney, Ariana Kwiatkowski.

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

Dear Council-

I hereby request the City Council approve the resolution to “waive the residency requirement” for Arianna Kwiatkowski, residing in Clarence, to be appointed as the City Attorney, effective April 16, 2025. Per Section 5-38 of the City Charter each officer and employee of the City during the period of his or her employment is to maintain his or her residence within the corporate limits of the City. As you know the shortage of qualified Attorneys within the City limits has led to previous requests for the same waiver. As you know, our City Attorney, John Gaughan has been appointed as Associate Court Judge, John has done an excellent job and I thank him for his hard work. After conducting interviews, I feel Arianna is the best candidate for this position. Please contact me if you have any questions.

Respectfully,
ANNETTE IAFALLO, MAYOR

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

Carried 4-0

RESOLUTION #11 2025

WHEREAS, Arianna Kwiatkowski shall be duly appointed by Mayor Annette Iafallo to the position of City Attorney effective April 16; 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 Arianna Kwiatkowski, City Attorney be and the same is hereby waived.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Dated: April 7, 2025
Lackawanna, New York

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

Carried 4-0

Communications from Division/Department Heads:

Requests the City Council Approve the Proposed Updates to Chapter 190 and 191 of the City Code. The Proposed changes are in Response to the NYS Garbage Collection Fees Report of Examination that was Completed in 2022. Documents Attached.

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

Honorable Council,

I request that the Council approve the attached proposed updates to chapter 190 and chapter 191 of the city code. These proposed changes are in response to the New York State Garbage Collection Fees Report Examination that was completed by New York State in 2022.

There are two versions of the proposed chapters attached. One had track changes included so that the changes can be seen more easily. The other is a final document with track changes accepted.

Thank you,
DANIEL GEERCKEN, SENIOR FOREMAN OF PUBLIC WORKS

Moved by Marrano seconded by Anderson to approve request.

Yeas: Anderson, Surdyke, Marrano

No: Muflahi

Carried 3-1

Requests the City Council Approve the Use of Memorial Field by the OLV Girls Varsity Softball Team from April 9 Through May 30, 2025. Insurance Will Be Provided.

54. 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 Memorial Field by the OLV Girls Varsity Softball Team. OLV has used Veterans Stadium in years past with no issues of any sort. Proof of Insurance will be provided before they use the field. Thank you for your consideration.

Dear Ms Moran,

Our Lady of Victory School is requesting permission to use Memorial Field on Ridge Road for our girls softball team

They would use the field for practices and games beginning on April 9, 2025 and ending May 30, 2025. Practices will be on Wednesdays and Thursdays from 4:30-6:30 pm. I don't have a game schedule yet, but as soon as I get one I will pass it along.

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

Respectfully yours,

RICK DIAMOND, ATHLETIC DIRECTOR

Sincerely,

KATHLEEN MORAN, DIRECTOR OF PARKS & RECREATION

Moved by Marrano seconded by Anderson to approve request.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Requests the City Council Approve Changes to the fees for the Various City-Owned Fields and Parks i.e. Galanti Park Shelter Fees and Cleaning Deposit, Residential vs. Non-Residential Fees as Well as Various League Fees.

55. Honorable City Council President
Honorable city Council Members
715 Ridge Road
Lackawanna, NY 14218

Honorable Members of City Council:

I am requesting changes in fees to various city owned fields and parks as outlines below.

1. No Glass containers of any kind allowed at all City parks, playgrounds and fields.
2. Require a cleaning deposit of \$50.00 for all shelter rentals which will be refunded if shelter is left in acceptable condition. Increase the shelter rental fee at Galanti park to \$125.00 for residents for the front shelter and \$75.00 for the back shelter, with half off to City employees. Create a non-resident fee of \$175.00 for the front shelter and \$125.00 for the back shelter with preference of availability to City residents first.
3. Veterans Stadium will be unavailable this year due to the ongoing lighting project. Therefore, we propose keeping our City run league fees the same this year. We would like to increase the league fees for our City run softball and kickball programs to \$200 per team and \$25 per non-resident team member starting with the 2026 season.
4. Create a new fee schedule for rental of City Athletic fields, Veterans Stadium, Memorial Field, Avery, etc. for leagues not run by the City. After comparing fees charged by other municipalities for the rental of fields, etc. we have determined that a rental fee of \$1,250.00

would be appropriate for the maintain of our fields. We would also require proof of insurance with the City of Lackawanna listed.

Thank you for your consideration.

Sincerely,

KATHLEEN MORAN, DIRECTOR OF PARKS AND RECREATION

Moved by Marrano seconded by Muflahi to approve request.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Communications from Citizens:

Requests the City Council Approve the Entertainment License and the Dates Requested for Outdoor Music During June, July and August. This Item was TABLED at the March 18, 2025 Council Meeting.

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

Lackawanna City Council:

I am respectfully requesting that I am issued my Entertainment license and also I am requesting to have Bands play on the patio from 3 PM to 7 PM.

I was recently told, after nine years of being in business, that I am not allowed to have speakers outside. They have been turned off completely after already turning down to 5% and will no longer be on.

I have purchased a decibel reader and will abide by the number that you provide to me for bands and any music that is played in my establishment.

I have never been told that there were complaints recently about the noise level. I have had bands indoors that play from eight to midnight with the doors closed and Karaoke on Saturdays from eight till 2 AM. Also with the doors closed.

I have followed all the rules and regulations since the start of my business. So again, I am requesting that I am allowed to have bands play outdoors for the months of June, July and August on Saturday afternoon from 3 PM to 7 PM. Also requesting indoor bands on Fridays from eight till midnight and karaoke on Saturdays from eight till two.

Respectfully,

LANETTE WELCH, ICE HOUSE PUB OWNER

Request failed due to lack of a motion.

Requests the City Council Approve Commissioner of Deeds Status for 5 Employees of the School. List is Attached.

57. Frederic J. Marrano
Council President
Lackawanna City Hall
714 Ridge Road
Lackawanna, New York 14218

Dear Honorable Frederic J. Marrano:

I am requesting the following individuals' reappointment as Commissioner of Deeds, by the City of Lackawanna: Mr. Dawan D. Jones Board of Trustees Chairman

Dr. Tracy L. McGee, CEO

Ms. Vanessa J. Huff-Brown, Confidential Secretary

Ms. Gwen Conway, District Data Coordinator

Ms. Karen Y. Perez, DDC Assistant/Receptionist

These individuals are officers and staff of Global Concepts Charter School Administrative building.

The purpose of these reappointments is for the following reason:

To carry out the business functions of Global Concepts Charter School.

Your consideration, to this request, will be deeply appreciated.

Respectfully submitted,

DAWAN D. JONES, CHAIRMAN, BOARD OF TRUSTEES

Moved by Marrano seconded by Anderson to approve Commissioner of Deeds Status.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Entertainment Licenses:

Class I – Live Music and/or Mechanical Reproduction

E. Abbott Lanes, 1840 Abbott Road, Mark Williamson

Moved by Marrano seconded by Surdyke to approve Class I Entertainment License.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

F. Curly's Grille and Banquet Center, 647 Ridge Road, Athena Heidinger

Moved by Marrano seconded by Muflahi to approve Class I Entertainment License.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

G. Matthew Glab Post 1477, 1965 Abbott Road

Moved by Muflahi seconded by Surdyke to approve Class I Entertainment License.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

H. The Villa Banquet Center, 1830 Abbott Road, Zakariya Alwasim

Moved by Muflahi seconded by Surdyke to approve Class I Entertainment License.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

I. Sonny Reds, 1841 Abbott Road, Justin Barends

J. Jokers, 1783 Electric Ave., Lance Wojda

Moved by Muflahi seconded by Marrano to TABLE Class I Entertainment License E & F until license application is amended.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Class II – Coin Operated Mechanical Reproduction

Daggerty's Inc./Cagneys Too, 1254 Electric Ave., Alvin Zells

Moved by Muflahi seconded by Anderson to approve Class II Entertainment License.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Business Registration:

- A. Paint of WNY, Michael Giordano, 2424 Hamburg Tpke. (office, shop and warehouse)
- B. Haleez, LLC, Subrey Elbaneh, 954 Ridge Road, (dessert shop)
- C. Buffalo Erie Signs & Lighting, Curtis Martin, 1 Albright Court, (sign manufacturing)
- D. Total Quality Assurance International, Mikayla McAulet, 8 Dona St., (Sorting and quality inspection of automotive parts, warehouse).

Moved by Muflahi seconded by Marrano to approve Business Registrations A-D.

Yeas: Muflahi, Anderson, Surdyke, Marrano

Carried 4-0

Tabled Items:

Old Business:

Adjournment:

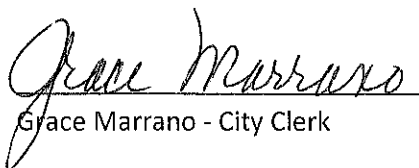
Moved by Marrano seconded by Muflahi to adjourn meeting.

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.