

ANNETTE IAFALLO, MAYOR

Moved by Marrano second by Anderson to receive and file.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

Communications from Division/Department Heads:

Purchasing Agent requests the City Council approve his request to obtain RFP's for electricity and natural gas. The current contract with New Wave expires December 19, 2026.

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

Re: Bid Request

Honorable City Council:

I respectfully request that the Council approve obtaining RFP's regarding electricity and natural gas for the City. I would like to get RFP for one-year, two-years and three-years fixed rates. The contract between the City and New Wave ends December 19, 2026. I request that you approve the lowest bid when the RFP responses come in. Please make the deadline September 29, 2026 at 12:00 p.m.

THOMAS J. NICOMETO, PURCHASING

Moved by Marrano second by Meegan to approve request.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

Fire Chief requests the City Council approve the quote from Power and Construction Group to replace the traffic lights in front of the Fire Stations. Only one quote was received. The quote was in the amount of \$97,955 to complete the work.

7. Lackawanna City Council
Honorable Fred Marrano, President
City Hall – Room 217
714 Ridge Road
Lackawanna, NY 14218

Dear Council Members,

The Lackawanna Fire Department has received a quote from Power & Construction Group to replace the traffic signals outside each of the city's firehouses. This project was initiated prior to the retirement of Commissioner Tony DeSantis and has fallen to the back burner. Recently, I have brought this issue to the attention of Senior Foreman Dan Geercken and explained the current issues we are experiencing. Fire stations 2 & 3 traffic signals short out when we get heavy snow or rain and are unusable. The city electrician has tried to keep these signals working, but the signals, boxes, wiring and electronics are decades old and unreliable. The poles that the signals at Fire Station 3 are attached to, are next to new poles that have been installed by National Grid several years ago. It is the City's

responsibility to remove the signals from the old poles and install the traffic lights and equipment on the new poles. The signal at fire station 1 has been altered leavening the boxes on the poles containing partial electronics. The unreliability of these traffic signals creates an unsafe condition when our firefighters are responding to emergency calls and returning to the fire stations. The signals are used to stop traffic in front of each fire station to allow the fire trucks to safely exit when leaving and to safely back in to the fire station when returning.

I have contacted 4 electric contractors regarding this project and have only received one quote back for the work to be done. Power & Construction Group quoted a cost of \$97,955.00 to complete the traffic signal work at all 3 fire stations. I am requesting council approve the quote and allocate the necessary funds to perform the needed work to traffic signals outside of each fire station and fix the unsafe condition that exists.

If you have any questions please feel free to contact me.

JAMES J. FINO, FIRE CHIEF

Moved by Marrano second by Muflahi to approve quote from Power & Construction Group.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

Sr. Foreman, Public Works requests the City Council approve the ordinance establishing a budget line and transfer of funds for the Martin Road Paving Project.

8. Comptroller's Office; City Council
Daniel Geercken – Senior Foreman of Public Works

Re: Request the Budget Line and Transfer of Funds – Martin Road Paving

I am respectfully requesting that the Comptroller's Office establish a budget line titled "Martin Road Paving."

Additionally, I am requesting a transfer of \$79,920.00 from the unappropriated fund balance to fund the engineering costs associated with the project.

The engineering costs will be fully reimbursable through New York State Departments of Transportation (NYS DOT) CHIPS Program.

Please feel free to contact me if you have any questions or require any additional information.

DANIEL GEERCKEN, SENIOR FOREMAN OF PUBLIC WORKS

Moved by Marrano second by Surdyke to receive and file, act on ordinance.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

ORDINANCE

AN ORDINANCE AMENDING THE 2026-2027 BUDGET ORDINANCES ADOPTED JUNE 9TH, 2026.

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

GENERAL FUND

- SECTION 1.** That the 2026-2027 Budget Ordinance adopted June 9th, 2026, is hereby amended to add the following Budget Code to the Capital Fund: **H.5110.0206 – “Martin Road Paving Project (CHIPS)”**.

GENERAL FUND

- SECTION 2.** That the 2026-2027 Budget Ordinance is hereby amended to transfer unappropriated fund balance in the amount of **\$79,920.00** to the **“Transfer to Other Fund – Capital”** Budget Code **[A.9000.9550]**.

CAPITAL FUND

- SECTION 3.** That the 2026-2027 Budget Ordinance is hereby amended to increase the **“Capital Fund Inter Fund Transfers”** Budget Code **[H.0000.5031]** by **\$79,920.00**.

- SECTION 4.** That the 2026-2027 Budget Ordinance is hereby amended to allocate budgeted funds in the amount of **\$79,920.00** to the **H.5110.0206 – “Martin Road Paving Project (CHIPS)”**.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

DATED: September 9, 2026
Lackawanna, New York

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

Carried 5-0

City Attorney requests the City Council authorize the City to purchase a parcel of land owned by the Diocese of Buffalo and have the Mayor execute any closing paperwork. The land borders Veterans Stadium. When the City received the grant awarded through the NYS Environmental Protection Fund, it was discovered that the Diocese owned part of the encompassed parcel.

9. Fred Marrano
City Council President
714 Ridge Road
Lackawanna, New York 14218

Re: Approval of Purchase of Land owned by the Diocese of Buffalo – Veterans Stadium Project

Dear Council President Marrano and the Honorable City Council:

On behalf of Mayor Iafallo, the undersigned requests that the City Council vote to authorize the City of Lackawanna (the “City”) to purchase a parcel of land owned by the Diocese of Buffalo (the “Diocese”) located near the bike path abutting up to Veterans Stadium, and to authorize Mayor Iafallo to execute any closing paperwork relative to the transaction.

As your Honorable Body is aware, the Veterans Stadium Project has been ongoing for a number of years. In 2018, the City was awarded a Parks, Preservation and Heritage Grant through the New York

State Environmental Protection fund in the amount of \$465,445.00 to rehabilitate the Stadium. Following the awarding of the Grant, it was discovered that the Diocese owned part of the encompassed parcel.

I am enclosing a letter from former City Attorney/current outside counsel Rick Juda with a historical explanation of the Project, the proposed deed relative to the transaction, and associated transfer paperwork. As explained by Rick, due to title issues concerning the ownership of the relevant parcel, and the Diocese filing for bankruptcy, there has been substantial delay in providing the State proof of ownership of the parcel so that the funds may be released. Fortunately, the Diocese has completed the necessary filings in bankruptcy court and is now authorized to transfer the property to the City for the appraised value of \$5,000. The Diocese has also requested that the City pay all expenses associated with the transfer. Both I and Rick recommend proceeding with the transfer and honoring the Diocese's request.

The Administration is looking forward to moving this important Project forward and thanks you for your consideration of the foregoing.

Arianna Kwiatkowski, Esq.
City Attorney – City of Lackawanna
714 Ridge Road – Rm. 313
Lackawanna, NY 14218

Re: Purchase of 4.6+/- acre parcel from the Diocese of Buffalo

Dear Arianna:

As you know I have been assisting you and the City of Lackawanna with cleaning up title issues regarding the Lackawanna Stadium Project and specifically lands located immediately behind the old concrete bleachers – the area where the walking trail or bike path is located. This parcel runs all the way from the back of the stadium near South Park to the Galanti Senior Center. As you also know this project started several years ago and due to title issues has been substantially delayed. After many months we finally figured out that an elongated parcel of land that runs from South Park in an easterly direction to the railroad tracks and which is immediately behind the Lackawanna Stadium and along the top of the south bank of Smokes Creek is not owned by the City, but is owned by the Diocese of Buffalo. We recently reached an agreement with the Diocese for the City to purchase this parcel at its appraised value of \$5,000. In April of this year I did send you a 66 page appraisal showing that this 4.6 acre parcel has nominal value given it's location and given the fact that the parcel is encumbered with a flood control easement.

As part of a grant awarded to the City the City is obligated to designate this parcel as part of its park land as prior administrations had indicated to the State of New York that this area was owned by the City and was considered park land. This initially happened at or about the time the City received a grant to have the walking trail completed.

Upon receipt of the appraisal the Diocese received approval to sell this parcel to the City of Lackawanna at its appraised value with the City to pay all expenses associated with the purchase including the Diocese counsel fees. The Diocese is now in a position to consummate this transaction. Once this purchase has been completed the grants awarded to the City for the completion of the Stadium Project should be finally approved. In addition, the City will now be able to provide the Department of Environmental Conservation (DEC) with the necessary easement that they requested to monitor groundwater and the waters along Smokes Creek as it relates to the removal of the former Lackawanna incinerator. I respectfully request that you confer with the City Council and obtain approval to

consummate this purchase on behalf of the City. I have included a copy of the proposed deed and have reviewed the legal description with our surveyor and find all to be in order.

Should you or the Council require any further information or documentation kindly contact me.

RICHARD S. JUDA, JR., JUDA LAW

ARIANNA KWIATKOWSKI, CITY ATTORNEY

Moved by Marrano second by Surdyke to authorize purchase and for Mayor to execute paperwork.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

Communication from Citizens:

Kimberly Smith, Resident requests the City Council approve the partial closure of Olcott Street from the west side of Olin to Steelawanna Ave. on Saturday, October 24, 2026 from 11 a.m. to 3:30 p.m. for the 1st Ward Festival at the Resource Center.

10. Grace Marrano
Lackawanna City Clerk
714 Ridge Road
Lackawanna, NY 14218

Subject: Partial street closure 1st Ward Fall Festival

Dear Honorable Body,

I'm requesting that Olcott Street be closed from the west side of Olin Lane to Steelawanna Ave, on Saturday, October 24, 2026 from 11 a.m. to 3:30 p.m.

We are hosting our 1st Ward Fall Festival at the Resource Center on that day and want that small portion of the street adjacent to the building closed for the safety of our children in attendance,

LMHA is supportive of this event and is aware of the partial street closure. Please be sure that barriers are left on Friday afternoon.

Feel free to contact me if you have any questions.

KIMBERLY SMITH, RESIDENT

Moved by Muflahi second by Marrano to approve request, refer to Public Safety and Public Works.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

Request to Waive the Rules:

Moved by Marrano second by Surdyke to Waive the Rules.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

Full Property Tax Exemption for Qualifying Disabled Veterans – RPTL § 458-a.

Moved by Marrano second by Muflahi to receive and file, refer to City Assessor and Law Department for opinion and request the Mayor to open dialogue with the Veterans organizations within the City regarding this issue.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0

Mayor Iafallo requests to approve additional help for the Comptroller's office to prepare for the annual audit. Mike Etu from CFO Solutions.

Honorable Council President

Honorable Council Members

Re: Request to Waive the Rules

As you know Peggy Bigaj-Sobol has taken over the City Comptroller's function and is still handling the Assistant Comptroller's duties. I am requesting you waive the rules at the September 8, 2026 City Council meeting and vote to allow Michael Etu to assist with the annual audit. (Please refer to the letter from the Comptroller for specifics).

Any questions, feel free to contact me.

ANNETTE IAFALLO, MAYOR

Dear Madame Mayor,

I am requesting your consideration to bring Michael Etu, CFO Solutions Plus, to help my office get ready for the upcoming Annual Audit, which is to commence the week of November 2, 2026. He will aid in the completion of account reconciliations and year end closing procedures. The number of hours will not exceed 100 hours at a rate of \$155.00 per hour. These funds will come from the open salary of the vacant Assistant Comptroller position, therefore there will not be any increase to the budget.

Thank you for your time and consideration.

PEGGY BIGAI-SOBOL, COMPTROLLER

Moved by Marrano and second by Anderson to approve request.

Yeas: Anderson, Meegan, Surdyke, Marrano

No: Muflahi

Carried 4-1

ORDINANCE

AN ORDINANCE AMENDING THE 2026-2027 BUDGET ORDINANCES ADOPTED JUNE 9TH 2026.

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

SECTION 1: That the 2026-2027 Budget Ordinance adopted June 9th, 2026, is hereby amended to transfer budget appropriations between budget lines.

SECTION 2: That the 2026-2027 Budget Ordinance adopted June 9, 2026, is hereby amended to decrease budget line A-1315-0101-0000 – Comptroller – Personnel Services by \$15,500 and to increase budget line A-1315-0469-0000 Consultant Fees by \$15,500.00.

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY.

DATED: September 10, 2026
Lackawanna, New York

Moved by Marrano and second by Anderson to adopt ordinance as written.

Yeas: Anderson, Meegan, Surdyke, Marrano

No: Muflahi

Carried 4-1

Tabled Items:

Old Business:

Adjournment:

Moved my Marrano second by Muflahi to adjourn meeting.

Yeas: Muflahi, Anderson, Meegan, Surdyke, Marrano

Carried 5-0