

**REGULAR MEETING
MARCH 16, 2015
COUNCIL CHAMBERS
www.lackawannany.gov**

Regular session of the Lackawanna City Council met in the Council Chambers, Council President Henry Pirowski presiding. The meeting was preceded by the Pledge of Allegiance led by Council President Pirowski.

**Meeting called to order
NB: Meeting being recorded**

**Roll Call: Council: Present: Noman, Iafallo, Jerge, Lewis, Pirowski
Dept. Heads: Present: Law, Development, Public Works, Recreation, Public
Safety
Excused: Comptroller**

Approval of Minutes: of regular meeting of March 2, 2015

Moved by Pirowski seconded by Jerge to adopt minutes of regular meeting of March 2, 2015 as written

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

Departmental Reports:

1. City Comptroller- Statement of Condition of Appropriations as of February 28, 2015
2. City Comptroller- A/P Check listing #29, February 5, 2015
3. City Comptroller- A/P Check listing #30, February 13, 2015
4. City Comptroller-A/P Check Listing #31, February 19, 2015
5. City Comptroller-A/P Check Listing #32, February 27, 2015
6. City Comptroller-A/P Check Listing #33, March 5, 2015
7. City Clerk-Monthly report for February, 2015
8. City Treasurer-Receipts deposited into General Fund, February 2015

Moved by Pirowski seconded by Jerge to receive and file departmental reports one through eight
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

Communications from the Council:

NFTA-NYS Funding Request

9. To: City Council:

Please put the attached resolution on the agenda for the upcoming Council Meeting.

Thank you.

ANNETTE IAFALLO-2ND WARD COUNCIL MEMBER

Moved by Iafallo seconded by Noman to receive and file, act on resolution
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Traffic Study

10. To: City Council

I am requesting a traffic study be done for the replacement of the traffic signal at the intersection of Maple Grove and South Park Avenue. I believe the traffic at this intersection warrants the replacement of this traffic signal.

I also request that the traffic signal exiting Bethlehem Park onto Route 5 be changed to a longer delay between the light changing from red for traffic traveling on Route 5 and the signal changing to green for vehicles exiting Bethlehem Park. Tractor trailers traveling this route have a difficult time stopping abruptly for the red light; hence the light has already turned green for exiting Bethlehem Park when the trailers pass. This will lead to a horrible accident if this is not rectified.

1ST WARD COUNCIL MEMBER NOMAN/3RD WARD COUNCIL MEMBER JERGE

Moved by Jerge seconded by Noman to table for study
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Communications from Department/Division Heads:

Snow & Ice Removal-Agreement with Erie County

11. To: City Council

Please put the attached resolution on the agenda for council approval. Thank you.

ANTONIO SAVAGLIO-CITY ATTORNEY

Moved by Pirowski seconded by Jerge to receive and file, act on resolution
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

South Park/Ridge Road-Designation as State Highways

12. To: City Council

Please put the attached resolution on the agenda for council approval. Thank you.

ANTONIO SAVAGLIO-CITY ATTORNEY

Moved by Pirowski seconded by Jerge to receive and file, act on resolution
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Communications from Citizens:

LMHA-Pilot Agreement Authorization

13. To: City Council

Thank you for taking the time to meet with our staff and development team before your last meeting in regards to our RAD program and the PILOT agreement between the LMHA and the City of Lackawanna.

We concluded that the LMHA will work with Mayor Geoffrey M. Szymanski and City Attorney Antonio Savaglio to update the current PILOT agreement sufficient to the RAD program's requirements. The final product will ultimately be presented to the City Council, along with the Lackawanna School District and County of Erie for approval. We are asking the City Council to

approve that Mayor Geoffrey M. Szymanski be authorized to commence negotiations to update and revise the current PILOT agreement between the LMHA and the City of Lackawanna. If you wish to have a discussion or have any questions on this matter, please feel free to contact me.

NORMAN L POLANSKI-LMHA EXECUTIVE DIRECTOR

Moved by Pirowski seconded by Noman to table for study

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

BOYS Association-Funding Request

14. To: City Council

My name is Terri Ciolek and I am a board member for the B.O.Y.S. Association of Lackawanna. I have submitted a list of Lackawanna players for the 2015 baseball season and I requesting, the \$6.00 per Lackawanna resident.

Thank you for your time and consideration.

(Complete roster on file with City Clerk)

TERRI CIOLEK-BOYS ASSOCIATION BOARD MEMBER

Moved by Pirowski seconded by Iafallo to approve request

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Entertainment Licenses:

Murph's Warsaw Grill-1 Warsaw Street-Jukebox-\$25.00
American Legion Post 63-144 Kirby Avenue-Jukebox-\$25.00
McMudz-1441 Electric Avenue-Live Music-\$50.00
Cagneys Too-1254 Electric Avenue-Live Music-\$50.00
Hard Entertainment-283 Ridge Road-Live Music-\$50.00
Steel City Pub-1449 Abbott Road-Live Music-\$50.00
Matthew Glab Post-1965 Abbott Road-Live Music-\$50.00
Winfield's Pub-1213 Ridge Road-Live Music-\$50.00
Col. Weber Post-2909 South Park-Live Music-\$50.00
Cherrystone-715 Ridge Road-Live Music-\$50.00
Ernie Weber's Beef & Ale-3167 South Park-Live Music-\$50.00
Downtown LA-719 Ridge Road-Jukebox-\$25.00
Lackawanna Grove-2847 South Park- Live Music-\$50.00
J's White Elephant-1404 Abbott Road-Live Music-\$50.00
Nite Cappe-1769 Abbott Road-Live Music-\$50.00
Knights of Columbus-2838 South Park-Live Music-\$50.00
Lake Erie Co-op Society-3200 South Park-Live Music-\$50.00
The Press Box-1841 Abbott Road-Live Music-\$50.00

Moved by Pirowski seconded by Jerge to approve entertainment licenses

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Business Licenses:

John Schmid-30 Pierce Street-Lackawanna Computer-Computer repair in home

Moved by Pirowski seconded by Iafallo to approve business license

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Resolutions:

NFTA Funding Request from NYS - Resolution #5, 2015

Calling on New York State to Provide Needed Funding to the Niagara Frontier Transportation Authority

WHEREAS, the Niagara Frontier Transportation Authority (NFTA) is the public transit provider for the Buffalo Niagara region; and

WHEREAS, the NFTA provides transportation to and throughout the region for residents and tourist; and

WHEREAS, the public transit provided by the NFTA enable Western New York's counties, cities, towns, and villages to achieve the mobility and quality of life goals and objectives collectively embraced and adopted in local and regional comprehensive plans; and

WHEREAS, the NFTA is faces with a multi-million dollar deficit in the fiscal year set to begin on March 31, 2015 and increasing deficits in future fiscal years because New York State public transit operating and capital assistance has not been provided at a level that is required to meet the public transit needs of Western New York's municipalities;

WHEREAS, a 2013 financial assessment of the NFTA by the federal government concluded that the "NFTA has managed its operations efficiently and effectively, but has been hampered by zero growth in the revenue sources used to provide operating assistance", and

WHEREAS, New York State public transit operating assistance to Downstate systems has increased over 8.5 percent since 2008 while the NFTA's state transit operating assistance increased by only 2.5 percent over that same 6 year time period;

WHEREAS, New York State public transit capital assistance is essential to the effective and efficient operation of the NFTA's public transit assets and frequently been budgeted for the NFTA, but not released; and

WHEREAS, the NFTA does not have taxing ability and therefore is reliant upon user fees and federal, state, and local operating and capital assistance to provide services;

WHEREAS, additional New York State public transit operating and capital assistance is required to prevent further deterioration in the availability of public transit service that Western New Yorkers rely on to get to work, school or health care; and

NOW, THEREFORE, BE IT RESOLVED that the City of Lackawanna relies on the public transit provided by the NFTA to improve its economy and quality of life; and

NOW, THEREFORE, BE IT RESOLVED that the Lackawanna City Council calls on New York State to provide the additional capital and operating assistance necessary to prevent further negative impacts on public transit that are critical to the economy and quality of life in Western New York.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Moved by Iafallo seconded by Pirowski to adopt resolution as written

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Snow and Ice Removal- Resolution #6, 2015

RESOLVED, that the attached 2013-16 Snow Removal and Ice Control Agreement between County of Erie and the City of Lackawanna is hereby authorized for the period of September 1, 2013 through August 31, 2016 and the Mayor's approval thereof is hereby ratified and approved and the Mayor's signature to the agreement authorized.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Jerge to adopt resolution as written

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

South Park/Ridge Road State Highway Designation-Resolution #7, 2015

WHEREAS, State Senator Timothy Kennedy has introduced legislation to designate South Park Avenue and Ridge Road as state highways, attached hereto, and

WHEREAS, the City Council deems it is in the best interest of the City to support said legislation, and

WHEREAS, the City of Lackawanna does not have the power to enact such legislation by local law

NOW, THEREFORE, BE IT

RESOLVED, that the City Council hereby approves of and requests the enactment of the aforesaid legislation, and be it further

RESOLVED, that the Mayor is hereby authorized to request that the aforesaid legislation be enacted and forward said request to the State Legislature

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Jerge to adopt resolution as written

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Waive Rules:

Moved by Pirowski seconded by Jerge to waive rules

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Council Meeting Date Change

Moved by Pirowski seconded by Jerge to change the meeting date previously scheduled for April 6, 2015 to be rescheduled to Monday, April 13, 2015

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Executive Session:

Moved by Pirowski seconded by Noman to enter into executive session at 7:29 PM

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Meeting reconvened at 8:10 PM

Roll Call: Council: Present: Noman, Iafallo, Jerge, Lewis, Pirowski

Adjournment:

Moved by Pirowski seconded by Iafallo, meeting is adjourned

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Henry R. Pirowski, Council President

Jacqueline A. Caferro, City Clerk