

**REGULAR MEETING
MAY 4, 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, Comptroller, Public Safety,
Recreation
Excused: Public Works**

Approval of Minutes: of regular meeting of April 20, 2015

Moved by Pirowski seconded by Noman to adopt minutes of regular meeting of April 20, 2015 as written

Yeas: Noman, Iafallo, Jerge Lewis, Pirowski

Carried 5-0

Departmental Reports:

1. City Comptroller-A/P Check Listing #41, April 17, 2015
2. City Comptroller-A/P Check Listing #42, April 23, 2015

Moved by Pirowski seconded by Jerge to receive and file departmental reports one & two

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Communications from Department/Division Heads:

Advertise for Bids-Demolition

3. To: City Council

Request is hereby asked that this honorable body direct the City Clerk to publish the appropriate notice soliciting bids for the demolition of the City of Lackawanna properties as follows:

1. 36 Wood Place
2. 48 Steelawanna
3. 1653 Electric Avenue

It is intended that bids will be published in the Front Page on May 13, 2015 with a bid opening to be held on or about Friday, May 29, 2015. The asbestos surveys have been completed and will be part of the bid packages.

Please note that the funding for the proposed demolitions shall be reimbursed to the City through the agreement with the Buffalo Erie Niagara Land Improvement Corporation (the "Landbank").

Thank you in advance for cooperation in this matter. In the event there are any questions, I encourage you to contact me.

FRED K HEINLE-DIRECTOR OF DEVELOPMENT

Moved by Pirowski seconded by Noman to approve request, City Clerk will advertise for bids for demolition

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Advertise for Bids-Energy Conservation

4. To: City Council

Attached please find a copy of a request for Proposal for the implementation of energy conservation and efficiency improvements for City of Lackawanna building and street lighting facilities.

Accordingly, request is hereby asked that this honorable body direct the City Clerk to publish the appropriate notice soliciting bids from qualified and interested energy service companies.

Please note that a team will be impaneled to review and select the appropriate and qualified consultant to undertake the implementation of an energy conservation measures and performance audit. All cost associated with the audit will be made part of the funding associated with proposed savings.

(RFP on file with City Clerk)

FRED K HEINLE-DIRECTOR OF DEVELOPMENT

Moved by Pirowski seconded by Jerge to approve request, City Clerk will advertise for bids for implementation of energy conservation and efficiency improvements for the City

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Sale of Property-35 Steelawanna

5. To: City Council

I have received a purchase offer from Luis Torres for a total price of \$5,700 for the purchase of 35 Steelawanna Ave., a 33x100 vacant parcel of land. The property would be used to extend her current property.

It is my recommendation that the City Council sell the parcel to Luis Torres

FRANK E KRAKOWSKI-CITY ASSESSOR

Moved by Pirowski seconded by Noman to receive and file, act on ordinance

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Sale of Property-Mitchell Place (Paper Street)

6. To: City Council

I have received a purchase offer from Norbert F. Brown for the price of \$500 for the purchase of Paper Street at the end of Mitchell Place corner of Cleveland Dr., a vacant parcel of land approximately 50x70. The property would be used along with parcels already owned by Mr. Brown for a Single Family Home.

**It is my recommendation that the City Council sell the parcel to Norbert F. Brown for \$500.
FRANK E KRAKOWSKI-CITY ASSESSOR**

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

Carried 5-0

Advertise for Bids-South Park & Ridge Rd Paving

7. To: City Council

I am requesting your Honorable Body to authorize the City Clerk to advertise for 2015 Pavement Resurfacing of the entire length of South Park Avenue and Ridge Road from South Park Avenue to Abbott Road. As you are aware the City received a grant in the amount of \$2.5M from the New York State Dormitory Authority to complete this work.

If you have any questions, please contact me.

ANTHONY DESANTIS-COMMISSIONER OF PUBLIC WORKS

Moved by Pirowski seconded by Jerge to approve request, City Clerk will advertise for bids for pavement resurfacing of South Park & Ridge Rd.

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Sale of Property-2052 Abbott Rd-NOCO

8. To: City Council

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

ANTONIO SAVAGLIO-CITY ATTORNEY

Moved by Pirowski seconded by Jerge to receive and file, act on ordinance

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Communications from Citizens:

Address Council-John Ingram

9. To: City Council

I would like to address at the next council meeting-

1. I would like to address the council concerning the 1st Annual Lackawanna Youth Empowerment Day
2. I would like the council to address the status of the 6 parcels of land on Ridge Road and what is the future plan
3. What is the holdup of the Ethic Board?
4. Why this council has no information concerning some changes within the NFTA that May effect Lackawanna

Thank you.

JOHN INGRAM-GLOVER GARDEN TENANT CHAIRMAN

Moved by Pirowski seconded by Noman to receive and file

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Address Council- George Halsey

10. To: City Council

Dear Mr. Pirowski, I would like to speak to the council about RAD.

GEORGE W HALSEY III

Moved by Pirowski seconded by Noman to receive and file

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Ordinances:

(1) An Ordinance approving the sale of property located at 35 Steelawanna

**AN ORDINANCE AUTHORIZING THE SALE/TRANSFER OF PROPERTY
PURSUANT TO MUNICIPAL CODE SECTION 107**

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

SECTION 1. That the City Council hereby approves of the transfer part of property known as SBL 1410.43-2-14 (35 Steelawanna) a parcel approximately 33x100, to Luis Torres

SECTION 2. That transfer is made for the sum of \$5,700 in cash to the City of Lackawanna

SECTION 3. That the purchaser/transferee shall be responsible for expenses related to the transfer other than those specifically belonging to the City of Lackawanna

SECTION 4. That the Law Department shall prepare documents to be executed for the transfer of the property

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Jerge to adopt ordinance as written

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

(2) An ordinance approving the sale of Paper Street on Mitchell Place

**AN ORDINANCE AUTHORIZING THE SALE/TRANSFER OF PROPERTY
PURSUANT TO MUNICIPAL CODE SECTION 107**

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

SECTION 1. That the City Council hereby approves of the transfer part of property known as Paper Street Mitchell Place a parcel approximately 50x70, to Norbert F. Brown

SECTION 2. That transfer is made for the sum of \$500 in cash to the City of Lackawanna

SECTION 3. That the purchaser/transferee shall be responsible for expenses related to the transfer other than those specifically belonging to the City of Lackawanna

SECTION 4. That the Law Department shall prepare documents to be executed for the transfer of the property

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Iafallo to adopt ordinance as written
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

(3) An ordinance approving the sale of property located at 2052 Abbott Road

**AN ORDINANCE AUTHORIZING THE SALE/TRANSFER OF PROPERTY
PURSUANT TO MUNICIPAL CODE SECTION 107**

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

SECTION 1. That the ordinance dated February 18, 2014 authorizing the sale of property to NOCO Energy Corporation is hereby rescinded

SECTION 2. That the City Council hereby approves the transfer of part of the property known as SBL 151.08-2-31.13 (2052 Abbott Road) a parcel 90.12 feet by 252.35 feet, vacant parcel to NOCO Properties, LLC

SECTION 3. That transfer is made for the sum of \$7,500 in cash to the City of Lackawanna

SECTION 4. That the purchaser/transferee shall be responsible for expenses related to the transfer other than those specifically belonging to the City of Lackawanna

SECTION 5. That the Law Department shall prepare documents to be executed of the transfer of the property and the mayor is hereby authorized to execute any and all documents necessary for the transfer of the property

SECTION 6. That the deed conveying the aforementioned premises shall contain a reverter clause, in the event that the proposed expansion project is not completed within two (2) years of the date of transfer

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Pirowski seconded by Jerge to adopt ordinance as written
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Waive Rules:

Moved by Pirowski seconded by Iafallo to waive rules
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Award Contract-Grass Cutting

To: City Council

On Thursday, April 30, 2015 the City Clerk opened sealed bids for grass cutting various recreational and public property areas in Lackawanna for the upcoming season.

Therefore, I am requesting your Honorable Body award the following companies:

M&C Lawn Service and Snow Plow Doctor.

ANTHONY DESANTIS-COMMISSIONER OF PUBLIC WORKS

Moved by Pirowski seconded by Iafallo to award grass cutting contract to M&C Lawn Service and Snow Plow Doctor

Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski

Carried 5-0

Tabled Item:

Moved by Iafallo seconded by Noman to remove from table Communication #14 from April 13, 2015 meeting regarding Traffic Ordinance-South Park/Roland/Sharon Pkwy
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

**AN ORDINANCE AMENDING CHAPTER 215, CITY OF LACKAWANNA,
MUNICIPAL CODE, TRAFFIC AND VEHICLES**

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

Chapter 215.4 (U), South Park Avenue with Sharon Parkway and Roland Avenue shall be amended to include the following:

(4b) 6:00 p.m. to 6:00 a.m: Signal is on flash operation; flashes amber on South Park Avenue
And flashes red on Sharon Parkway and Roland Avenue

THIS ORDINANCE SHALL TAKE EFFECT AUGUST 1, 2015

Moved by Iafallo seconded by Pirowski to adopt ordinance as amended, to operate as a three way working light during the hours of 6 AM till 6 PM, beginning August 1
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

Adjournment:

Moved by Pirowski seconded by Noman, meeting is adjourned
Yeas: Noman, Iafallo, Jerge, Lewis, Pirowski Carried 5-0

Henry R. Pirowski, Council President

Gail Nicholson, Deputy City Clerk