

**COUNCIL MEETING
TUESDAY, FEBRUARY 23, 2016
COUNCIL CHAMBERS
www.lackawannany.gov**

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

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

**Roll Call: Council: Present: Lewis, Noman, Iafallo, Jerge, DePasquale
Dept. Heads: Present: Comptroller, Development, Public Safety
Public Works, Recreation, City Attorney**

Approval of Minutes: of regular meeting of February 1, 2016

Moved by Lewis seconded by Jerge to adopt minutes of regular meeting of February 1, 2016 as written

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

Departmental Reports:

1. City Comptroller-A/P Check Listing #24, January 15, 2016
2. City Clerk-Monthly report for January 2016
3. City Treasurer-receipts deposited into General Fund-January 2016
4. City Comptroller-Statement of Condition of Appropriations as of December 31, 2015
5. City Comptroller-A/P Check Listing #25, January 29, 2016
6. City Comptroller-A/P Check Listing #26, February 4, 2016
7. City Comptroller-A/P Check Listing #27, February 5, 2016
8. City Comptroller-A/P Check Listing #28, February 8, 2016
9. City Comptroller-A/P Check Listing #29, February 11, 2016

Moved by Lewis seconded by Jerge to receive and file departmental reports one thru nine

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

Communications from the Council:

Crosswalk-Library-Estimates

10. To: City Council

At the Council meeting of February 1, 2016, I requested the Commissioner of Public Works provide the feasibility and costs of installing a crosswalk in front of the Lackawanna library.

I asked that he forward a summary of facts and figures that he has received regarding the installation of the crosswalk.

ANNETTE IAFALLO-SECOND WARD COUNCIL MEMBER

Moved by Iafallo seconded by Noman to receive and file

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Communications from Department/Division Heads:

Budget Transfer-Proctor Fees

11. To: City Council

To finalize the payments of services rendered to hire a new firefighter, please transfer \$70 from Medical Fees to Proctor Fees.

SHANNON PRZYBYLAK-CIVIL SERVICE

Moved by Lewis seconded by DePasquale to receive and file, act on ordinance

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Public Works-Purchase 2016 Ford F250

12. To: City Council

I am respectfully requesting to purchase a 2016 Ford F 250 XL Super Cab 4x4. We have selected this truck based on state bid prices from Chautauqua County (Chautauqua E11-14 PFTH 2016 Group 5, Item 3, Vehicle 2). The cost to buy this vehicle will be coming from Capital Funds Account: H.208.150 with a total amount of \$32,964.63.

ANTHONY DESANTIS-COMMISSIONER of PUBLIC WORKS

Moved by Jerge seconded by Lewis to grant request

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Budget Transfer-Fire Department-Retirees

13. To: City Council

We have two fire department personnel retiring during this year that are contractually entitled to a clothing allowance. This account was omitted by me in the budget. I ask that \$1,000 be placed in the Uniforms & Accessories line-3410.0418 to remedy this situation.

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

RALPH GALANTI-FIRE CHIEF

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

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Purchase Offer-1266 Ridge Road

14. To: City Council

I have received a purchase offer from Kim Krog for a total price of \$3,000 for the purchase of 1266 Ridge Rd., a 36x130 vacant parcel of land. The property would be used to facilitate the sale of 1311 Abbott Rd. for Development of a New Business.

It is my recommendation that the City Council sell the parcel to Kim Krog but for the amount of \$5,000.

FRANK E KRAKOWSKI-CITY ASSESSOR

Moved by Jerge seconded Lewis to **TABLE** for study

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

City Owned Properties

15. To: City Council

The properties on the attached are not needed for any municipal purpose. Please adopt the attached list of City owned property and make them available for sale as required by the City Charter and Municipal Code Chapter 12-7.

If you have any further question, please contact my office.

(Complete list on file with City Clerk)

FRANK E KRAKOWSKI-CITY ASSESSOR

Moved by Jerge seconded by Lewis to grant request, City owned properties be made available for sale

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Budget Transfer-Police Department-Traffic Books & Tags

16. To: City Council

I respectfully request that the City Council provide additional funding, in the amount of one hundred and seventy-five dollars (\$175.00), to the Police Department Budget Code A3120.441, Printed Traffic Books and Tags.

The additional \$175.00 transfer is required to cover the cost of 5,000 parking tickets, in the amount of \$1,675.00, which were purchased on November 16, 2015, from Regal Forms, Tarrytown, NY 10591. (Invoice attached, on file with City Clerk)

The existing line item A3120-441, Printing Traffic Books and Tags had an existing available balance of \$1,500.00, thereby, requiring an additional \$175.00 to cover the existing cost of the parking tickets.

I thank you, in advance, for your anticipated approval of this request.

JAMES T KUNA-DIRECTOR of PUBLIC SAFETY

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

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Communications from Citizens:

Use of Senior Center & Bocce Court-School Elections

17. To: City Council

On behalf of the Lackawanna Board of Education, I am asking to use the Bocce Court and also a room in the Senior Citizen's Center for our upcoming May 17, 2016 Budget Vote and Election.

The election will be held between the hours of 12:00 PM and 9:00 PM. Inspectors would need access to said buildings at 11:30 AM on that day.

Due to the election timeline, please confirm as soon as possible. I thank you in advance for your cooperation.

LOUIS P VIOLANTI-BOARD CLERK

Moved by Lewis seconded by Jerge to grant request

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

St. Patrick's Day Parade & Festivities-Patriots Club

18. To: City Council

The Limestone Hill Friends of St. Patrick are planning the annual St. Patrick's Day Parade and Festivities for St. Patrick's Day, Thursday, March 17, 2016.

The festivities will include the following:

12:10 PM Special Mass-Our Lady of Victory Basilica

12:45 PM The Annual Shortest St. Patrick's Day Parade (Parade Route: Our Lady of Victory Basilica to City Hall)

1:00 PM Raising of Irish Flag commemorating St. Patrick's Day

Guest Speakers: City of Lackawanna Mayor and Parade Representatives

1:30 PM Corned Beef and Cabbage Dinners/Sandwiches and Refreshments available at Father Baker Council Knights of Columbus and Col. Weber Post #898

On behalf of the many Irish American residents and members of the Limestone Hill Friends of St. Patrick, we respectfully request permission for:

PARADE PERMIT

RAISE IRISH FLAG NEXT TO THE CITY'S AMERICAN FLAG FOR THE DAY

A PODIUM FOR SPEAKERS NEAR FLAG RISING

MICHAEL CUSACK/THOMAS MCGOWAN-PATRIOTS CLUB

Moved by Jerge seconded by Iafallo to grant request

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Business Registration

(1) Alberman International-1590 Abbott Road-Store-Owner Nagi Berman

Moved by Jerge seconded by Lewis to approve business registration

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

(2) Crave King-2693 South Park Avenue-Restaurant-Owner Ahmed Alkadi

Moved by Iafallo seconded by Noman to approve business registration

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Ordinances:

(1) Fund Transfer-Proctor Fees

AN ORDINANCE AMENDING THE 2015-2016 BUDGET ORDINANCE ADOPTED JULY 16, 2015

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

SECTION 1. That the 2015-2016 Budget Ordinance adopted July 16, 2015 is hereby amended to transfer appropriations to Proctor Fees from Medical Fees

SECTION 2. That the 2015-2016 Budget Ordinance is hereby amended to transfer \$70.00 to budget code A.1430.456 Personal Services, Proctor Fees

SECTION 3. That the 2015-2016 Budget Ordinance is hereby amended to transfer \$70.00 from budget code A.1430.451 Personal Services, Medical Fees

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

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

Carried 5-0

(2) Funds Transfer-Fire Department-Uniforms & Accessories

AN ORDINANCE AMENDING THE 2015-2016 BUDGET ORDINANCE ADOPTED JULY 16, 2015

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

SECTION 1. That the 2015-2016 Budget Ordinance adopted July 16, 2015 is hereby amended to increase appropriations for Fire Department Uniforms & Accessories

SECTION 2. That the 2015-2016 Budget Ordinance is hereby amended to increase Appropriations to budget code A.3410.418 Fire Department, Uniforms and Accessories by \$1,000.00

SECTION 3. That the 2015-2016 Budget Ordinance is hereby amended to appropriate \$1,000.00 of the City's Fund Balance

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

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

Carried 5-0

(3) Sale of Property-1266 Ridge 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 City Council hereby approves of the transfer of property known as 1266 Ridge Road, a parcel approximately 56x130, to Kim Krog

SECTION 2. That transfer is made for the sum of \$5,000 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 Jerge seconded by Lewis to **TABLE** for study

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

(4) Fund Transfer-Police Department-Printing Tags/Traffic Books

AN ORDINANCE AMENDING THE 2015-2016 BUDGET ORDINANCE ADOPTED JULY 16, 2015

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

SECTION 1. That the 2015-2016 Budget Ordinance adopted July 16, 2015 is hereby amended to increase appropriations for Police, Printing Traffic Books & Tags

SECTION 2. That the 2015-2016 Budget Ordinance is hereby amended to increase Appropriations to budget code A.3120.441 Police Traffic Books & Tags by \$175.00

SECTION 3. That the 2015-2016 Budget Ordinance is hereby amended to appropriate \$175.00 of the City's Fund Balance

THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY

Moved by Jerge seconded by Iafallo to adopt ordinance as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Waive Rules:

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

Carried 5-0

Resolution #8, 2016-Change of Council Meeting Date

Whereas, Chapter 3, Section 3.7 of the Charter of the City of Lackawanna provides for meeting dates of the Lackawanna City Council; and

Whereas, the City Council is desirous of complying with the City of Lackawanna Open Meetings Law of the State of New York; and

Whereas, the City Council is desirous of changing the meeting date of Monday, March 7, 2016 to be rescheduled to Thursday, March 10, 2016; and

Be It Resolved, that the City Council meeting previously scheduled for Monday, March 7, 2016, is hereby changed to Thursday, March 10, 2016; and

Be it Further Resolved, that a copy of this resolution be posted on the centrally located bulletin board in the lobby of City Hall, the Council bulletin board, the City Clerk's Office and on the official website for the City.

THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY

Moved by Jerge seconded by Iafallo to adopt resolution as written, changing Council meeting of Monday, March 7, 2016 to Thursday, March 10, 2016

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Executive Session:

Moved by DePasquale seconded by Lewis to move to executive session at 7:30 PM

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Meeting reconvened at 8:35 PM

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

Adjournment:

Moved by Jerge seconded by Iafallo to adjourn

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

Keith E. Lewis, Council President

Gail Nicholson, Deputy City Clerk