

**COUNCIL MEETING**  
**MONDAY, JULY 18, 2016**  
**COUNCIL CHAMBERS**  
[www.lackawannany.gov](http://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  
Department Heads: Present: City Attorney, Development, Public Works,  
Public Safety  
Excused: Recreation, Comptroller

**Approval of Minutes:**

Moved by Lewis seconded by Iafallo to adopt minutes of regular meeting of June 20, 2016, as written

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

**Departmental Reports:**

1. City Comptroller-A/P Check Listing #46, June 15, 2016
2. City Comptroller-A/P Check Listing #47, June 22, 2016
3. City Treasurer-Receipts deposited in General Fund, June 2016
4. City Clerk-Monthly report for June, 2016

Moved by Lewis seconded by Noman to receive and file departmental reports one thru four

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

**Communications from the Council:**

**“Jake Brakes”-Commercial Vehicles**

5. To: City Council

I request Council approval in directing the City Attorney to research the procedure needed in preparing an ordinance prohibiting the use of “Jake Brakes” used by commercial vehicles traveling within the Lackawanna City limits, including, but not limited to the New York State Thruway at the Lackawanna toll barriers.

Any questions, or concerns, please contact me.

**JEFFREY DEPASQUALE-FOURTH WARD COUNCIL MEMBER**

Moved by DePasquale seconded by Lewis to act on request, City Attorney to research procedures and advise Council

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Ridge Road Crosswalk-(near library)**

6. To: City Council

Please prepare plans & specifications needed for the bidding process for the installation of HAWK, Pedestrian Crosswalk System, to be located on Ridge Road near the library.

Please proceed as soon as possible as funding is available for the Project.

Thank you for your prompt assistance in this matter.

**ANNETTE IAFALLO-SECOND WARD COUNCIL MEMBER**

Moved by Iafallo seconded by Lewis to grant request, Public Works Commissioner to prepare specifications for bidding process

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Sex Offenders-City Website**

7. To: City Council

I request Council approval to direct the Public Safety/Police Department to put a photo and current address of all sex offenders currently residing within the City, on the City website.

**JOE JERGE-THIRD WARD COUNCIL MEMBER**

Moved by Jerge seconded Lewis to grant request, sex offenders residing in the City of Lackawanna shall be listed on the website

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Danforth Company Agreement**

8. To: City Council

The following is an email from Danforth Company regarding pending energy performance analysis-

Dear Mayor Szymanski, Council President Lewis and Fred Heinle –

This email is an inquiry as to the status of the pending energy performance contract between the Danforth Company and the City of Lackawanna. Per the City Council resolution approved on April 28, 2015, Danforth was notified that the City was to publish solicitation of bids from qualified energy service companies. Danforth was the selected energy service company via that public notice and submitted a Letter of Intent to the City Council which was approved in July, 2015, allowing Danforth to proceed with the detailed energy analysis.

Per the above, we provided the City of Lackawanna a full detailed energy analysis and a fully executable energy performance contract. This contract has been reviewed by the City Attorney, Anthony Savaglio and Danforth. We were informed by Fred Heinle and it was our understanding, that the fully executable and reviewed energy performance contract was to be approved at the April 18, 2016 City Council meeting. As of today, we have not received any official decision as to the status of the contract approval nor the direction the Council would like to proceed.

Please let me know if there has been any decision made and if there is any additional information you require in order for both of us to reach a mutually beneficial conclusion.

Respectfully-

Steve Bottita-Account Executive-Energy Solutions

**JEFF DEPASQUALE-FOURTH WARD COUNCIL MEMBER**

Moved by DePasquale seconded by Lewis to receive and file

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale  
**Communications from Department/Division Heads:**

Carried 5-0

**Solid Waste Collection Fee**

9. To: City Council

Please put the attached agreement on the agenda for Council approval.

Thank you.

**ANTONIO SAVAGLIO-CITY ATTORNEY**

Moved by Lewis seconded by Noman to receive and file act on ordinance

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**NYS Annual Assessors Conference**

10. To: City Council

I am requesting approval to attend the New York State Assessors Annual Conference the week of September 18, 2016 in Lake George, New York. Funds are available in the current budget. A majority of the cost for the annual meeting will be reimbursed by the State of New York.

**FRANK E KRAKOWSKI-CITY ASSESSOR**

Moved by Lewis seconded by Noman to grant request

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**City Owned Properties**

11. To: City Council

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

If you have any concerns, please contact my office.

(List on file with City Clerk)

**FRANK E KRAKOWSKI-CITY ASSESSOR**

Moved by Lewis seconded by Iafallo to receive and file

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Sale of 54 Wilkesbarre Avenue**

12. To: City Council

My office has received an offer from Ali T. Elbanehn to purchase 54 Wilkesbarre for purpose of extending his yard. The current lot size is 35 x 100 with a current assessed value of \$3,700. The City Council in December 21, 2009 voted 5-0 to approve sale to Mr. Elbanehn in the amount of \$500.00, unfortunately the ordinance was never submitted to the City Council for approval. On December 10, 2014 my office submitted an ordinance to the City Council for approval, the city council voted 5-0 to table the ordinance for further study and as of July 12, 2016, no resolution to this matter has been made.

Therefore, it is my recommendation that the City Council approves the sale of 54 Wilkesbarre Ave. to Ali T. Elbanehn for \$500 with the attached ordinance and clear up this long overdue matter. If approved by Council, the buyer shall be liable for all fees and cost of survey.

**FRANK E KRAKOWSKI-CITY ASSESSOR**

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

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

### **Comprehensive Plan for City of Lackawanna**

13. To: City Council

As you will recall a Draft Comprehensive Plan (the “Plan”) was submitted to this Honorable Body for review and comments at the May 2, 2016 Council Meeting.

At the time the Plan was submitted a time line was established for steps associated with the adoption of the Plan.

In accordance with the New York State Environmental Quality review Act (“SEQR”) the Council is required to request lead agency status for the environmental review process associated with Plan. Additionally, this Honorable Body as the proposed lead agency is further required to hold a Public Meeting for the next regularly scheduled Council Meeting (August 15, 2016) to receive comments from the public.

Accordingly, this Honorable Body is hereby requested to vote to accept the lead agency status and further approves the Department of Development in conjunction with the Kheops Architecture, Engineering & Survey, DPC to undertake all necessary and appropriate steps regarding notices and filings to assure compliance for this action. Additionally, request for a Public Hearing to be scheduled for the August 15, 2016 Council Meeting.

In the event there are any questions, I encourage you to contact me.

**FRED K HEINLE-DIRECTOR of DEVELOPMENT**

Moved by Lewis seconded by Jerge to amend request, a public hearing to be held on August 15, 2016 at 6:00 PM

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

### **\$10M Grant Application for the WNY Downtown Revitalization Initiative**

14. To: City Council

Please be advised that although the Department of Development submitted an outstanding application that provided a vision for the City of Lackawanna’s Central Business District (the “CBD”), we regret to inform this Honorable Body that Governor Cuomo’s Office in conjunction with the Western New York Regional Economic Development Council (“WNYREDC”) decided to head in a different direction. It was decided that Jamestown was better positioned at this time to be awarded the funding. I guess you could say that “NY Loves Lucy”.

Although, this is a great disappointment we remain committed to the redevelopment of the CBD as a major component of the City wide redevelopment agenda. Our efforts are now turned to securing funding through the New York State Consolidated Funding Application Process as well

as through the NYS Restore New York Program and other potential State and Federal Funding opportunities.

I wish to express my sincere appreciation to the Mayor, this Honorable Body and Joe Jerge in particular for their support and commitment to this application. Further appreciation is extended to the local agencies and businesses that generously provided their support to this effort.

I realize that this correspondence is self explanatory; however, as always should there be any questions or concerns, I encourage you to contact me.

**FRED K HEINLE-DIRECTOR of DEVELOPMENT**

Moved by Lewis seconded by DePasquale to receive and file

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

### **Sale & Redevelopment of 1 Albright Court**

15. To: City Council

Please be advised that the Department of Development has negotiated a proposed contract for the sale and redevelopment of a 3.93 acres of vacant City of Lackawanna owned property at the end of Albright Court off the Hamburg Turnpike (the "Property") to Mr. Nicholas Costa (the "Purchaser").

Upon execution of the contract and the transfer of title the Purchaser will commence with the construction of a single story 4,500 sq. ft. structure and parking area in compliance with the decision of the City of Lackawanna Planning and Development Board on Wednesday, July 13, 2016. The proposed development of the property is intended for office and mechanic space and to house fifty school buses that service City of Lackawanna School System.

The Purchaser has submitted an offer with a purchase price of Fifty Thousand Dollars (\$50,000.00) (the Sale Price"). The Sale Price was negotiated to reflect the fact that a large portion of the Property is taken up for a perimeter berm and the Purchaser agreeing to construct a privacy fence along the top of said berm.

The Purchaser will be responsible for all costs related to conveyance of the Property. There will be a two (2) year reverter clause contained within the deed, in the event the Purchaser fails to complete the proposed redevelopment of the Property.

Accordingly, permission to enter into a contract of sale with Nicholas Costa (or other entity to be formed) is hereby requested.

**FRED K HEINLE-DIRECTOR of DEVELOPMENT**

Moved by Lewis seconded by Noman to receive and file act on ordinance

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

### **Consulting Contract-Michael Wlodarczyk**

16. To: City Council

Please be advised that in order to more efficiently and effectively achieve the goals of the Brownfield Opportunity Area Program ("BOA") and the Arts on Ridge Initiative (hereinafter collectively referred to as the "Programs") the Department of Development is requesting approval to engage the services of Michael Wlodarczyk as a Contract Consultant.

**Mr. Wlodarczyk a Lackawanna resident is a recent graduate of Canisius College with a BA in Urban and Environmental Studies. Michael began working as an unpaid Intern for the 2016 Spring Semester and has become an integral part of the BOA grant. It is intended that Michael work 10 (ten) weeks throughout the summer. He will be assigned to work solely on the Programs. As a Contract consultant he will be remunerated in the amount of \$250.00 per week (the "contract**

Amount”). The Contract Amount shall be funded out of the existing Departmental Grant Match fund and will be dedicated to the City’s obligation for matching funds associated with the BOA. 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 Lewis seconded by Iafallo, to receive and file act on resolution

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Business Registration-Steel City Productions & Events**

17. To: City Council

Please be advised that Mr. Ronald Amos the owner of 283 Ridge Road has requested that his previously revoked Business Certificate be reevaluated and reissued.

As you are aware this Honorable Body voted 5-0 to revoke the Business registration at a duly held City Council Meeting of May 10, 2016. This revocation was passed in accordance with the regulation promulgated I Section 88-13 of the Code of the City of Lackawanna.

**Mr. Amos has continued to request that the Business Registration be reestablished so that he can utilize the space at the rear of the property for parties and events. He has submitted a statement stipulating that all agreements for rental of the space shall remain completely alcohol free (a copy of which is attached for your perusal).**

**Thank you in advance for cooperation in this matter.**

**FRED K HEINLE-DIRECTOR of DEVELOPMENT**

Moved by Lewis seconded by Noman, to receive and file, Mr. Amos will need to file a new business registration as per the Assistant City Attorney

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Contract for Services with Wendel WD Architecture**

18. To: City Council

Please be advised that the City of Lackawanna is one of 1,368 communities throughout the nation that participates in the National Flood Insurance Program (the “NFIP”) Community Rating System (the “CRS”). The CRS was implemented in 1990 as a voluntary program for recognizing and encouraging community floodplain management activities that exceed the minimum NFIP standards.

**Under the CRS, flood insurance premium rates are discounted to reward community actions that meet the three goals of the CRS: (1) reduce flood damage to insurable property; (2) strengthen and support the insurance aspects of the NFIP; and (3) encourage a comprehensive approach floodplain management.**

Unfortunately, the current CRS rating received by the City of Lackawanna (the “City”), effective October 1, 2015 failed to achieve the minimum standards and accordingly there is no discount available to residents currently residing within the designated floodplain area. Please note that the effect generated by the recent dredging operation of Smokes Creek would simply represent one aspect of the CRS rating system.

**Accordingly, in order to achieve the highest potential rating under the CRS and bring about the greatest benefit to the residents of Lackawanna, I have been in contact with several companies that specialize in floodplain management. Based upon the discussions with these companies it has been determined that Wendel is best situated to provide the necessary and appropriate services. Please keep in mind that Wendel is currently operating as the consultant for the City’s Local**

Waterfront revitalization program (the "LWRP"). In this capacity Wendel has developed a knowledge base associated with the area in and around Smokes Creek.

It is intended that these services include but not limited to the following:

- 1.) Review current CRS documents to determine insufficiency,
- 2.) Review CRS guidance to ascertain availability of additional credits, and
- 3.) Develop an action plan for future action associated with the CRS

Accordingly request is hereby submitted for the approval of the attached contract and the authority for the mayor to execute same on behalf of the City of Lackawanna.

In the event there are any questions I encourage you to contact me.

(Proposal on file with City Clerk)

**FRED K HEINLE-DIRECTOR of DEVELOPMENT**

Moved by Lewis seconded by Iafallo to approve contract

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Revive Ridge Bash- Brownfield Opportunity Area**

19. To: City Council

Please be advised that the Department of Development together with our team of BOA Consultants have scheduled a daylong celebration to engage the citizens of Lackawanna in the continuing planning process associated with the BOA.

The event is intended to provide a fun, educational opportunity for all residents to become active participants in this important initiative. Hopefully, this engagement will lead to a broader understanding of the BOA as well as provide a wealth of citizen ideas for future development.

The event is scheduled for noon, Saturday, July 30, 2016 at the former Friendship House Site, 264 Ridge Road. Activities will include walking tours of the neighborhoods, information sessions, a public market place as well as fun activities and frivolity for all.

**FRED K HEINLE-DIRECTOR of DEVELOPMENT**

Moved by Lewis seconded by Noman to receive and file

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Chapter 170-Section 170.7-Dogs in Playgrounds/Parks**

20. To: City Council

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

Thank you.

**ANTONIO SAVAGLIO-CITY ATTORNEY**

Moved by Lewis seconded by Iafallo to receive and file act on ordinance

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**City Owned Properties –Available for Sale**

21. To: City Council

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

Thank you.

**ANTONIO SAVAGLIO-CITY ATTORNEY**

Moved by Lewis seconded by Jerge to receive and file act on resolution

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Miscellaneous:**

**Entertainment Licenses**

Our Lady of Victory National Shrine-“Pennies to Heaven”-August 6 & 7, 2016-Live Music \$25

Moved by Lewis seconded by DePasquale to approve entertainment license

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Resolutions:**

(1.) **Resolution #18, 2016**

**Lackawanna Comprehensive Plan-Designating the City Council as Lead Agency**

**WHEREAS**, the City of Lackawanna has prepared a draft Comprehensive Plan Update, pursuant to Section 28-a of the New York State General City Law; and

**WHEREAS**, the draft Comprehensive Plan Update has been prepared under the review and guidance of the duly appointed Comprehensive Plan Steering Committee, with the planning consultation and assistance provided by Kheops Architecture, Engineering & Survey, DPC (the “Consultant”); and

**WHEREAS**, the Lackawanna City Council hereby agrees to prepare an Environmental Assessment Form to identify and evaluate potential impacts upon the community by the adoption of the draft Comprehensive Plan Update and further desires to conduct a coordinated review process, in full compliance and accordance with the requirements promulgated by the New York State Environmental Quality Review Act (“SEQRA”) and Part 617 of the implementing regulations set forth in Article 8 of the New York State Environmental Conservation Law, and

**WHEREAS**, pursuant to implementing regulations of Part 617 of the New York State Environmental Conservation Law, the Lackawanna City Council desires to declare itself the lead agency associated with the actions stated hereinabove.

**NOW, THEREFORE, BE IT RESOLVED**, that the Lackawanna City Council hereby itself the SEGRA Lead Agency for the necessary and appropriate environmental review associated with the City of Lackawanna Comprehensive Plan Update; and

**BE IT FURTHER RESOLVED**, that the Lackawanna City Council authorizes the Consultant, in conjunction with the Lackawanna Department of Development, to undertake all necessary notices and filings required for the above stated action.

Moved by Lewis seconded by Noman to adopt resolution as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

(2.) **Resolution #19, 2016**

**Contract Consultant in the Department of Development-Salary**

**WHEREAS**, the City of Lackawanna Department of Development is currently in the process of the Third Stage of the Brownfield Opportunity Area Program (the “BOA”); and



**WHEREAS**, in order to more efficiently and effectively achieve the goals of the BOA the Department of Development request the authority to engage the services of Michael Wlodarczyk as a Contract Consultant (the “Consultant”); and

**NOW, THEREFORE, BE IT RESOLVED**, that the Attorney for the City of Lackawanna is hereby directed to prepare the appropriate documents assure the proper execution of this resolution; and

**BE IT FURTHER RESOLVED**, that the Lackawanna City Council authorizes the mayor to affix his signature to the said document on behalf of the City of Lackawanna; and

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately.

Moved by Lewis seconded Iafallo to adopt resolution as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

(3.) **Resolution #20, 2016**

**Advertise City Owned Property Available for Sale**

**WHEREAS**, the City Assessor ha presented the City Council with a list of real property owned by the City of Lackawanna which is available for private sale, and

**WHEREAS**, the City Council has determined that it is in the best interest of the City to make the aforesaid property available for sale

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the City Council adopt the annexed list of City owned property and make said property available for sale, and it is further

**RESOLVED**, that the City Clerk is hereby directed to advertise in the city’s official newspaper a brief description of city property available for sale and invite the public to offer to purchase the same.

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by DePasquale to adopt resolution as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

(4.) **Resolution #21, 2016**

**Agreement between the City and Wendel WD Architecture, Engineering Company**

**WHEREAS**, the City of Lackawanna is one of 1,368 communities throughout the nation that participates in the National Flood Insurance Program (the “NFIP”) Community rating System (the “CRS”); and

**WHEREAS**, under the CRS, flood insurance premium rates are discounted to reward community actions that meet the goals of the CRS; and

**WHEREAS**, unfortunately, the current CRS rating for the City of Lackawanna failed to achieve the minimum standard and accordingly there is no discount is afforded to the residents of the City of Lackawanna at this time; and

**WHEREAS**, in order to address this situation it has been determined that the prudent step would be to include the engagement of a qualified consult.

**NOW, THEREFORE, BE IT RESOLVED**, that the Lackawanna City Council hereby approves the attached agreement by and between the City of Lackawanna and Wendel WD Architecture, Engineering, Surveying & Landscape Architecture, P.C.; and

**BE IT FURTHER RESOLVED, that the Lackawanna City Council authorizes the mayor to execute the agreement on behalf of the City of Lackawanna; and  
BE IT FURTHER RESOLVED, that this resolution shall be effective immediately.**

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

Carried 5-0

**Ordinances:**

**(1.) Sale of 54 Wilkesbarre**

**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 141.43-7-40 (54 Wilkesbarre Ave.) a parcel 35 feet by 100 feet, to Ali T. Elbanehn.

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

Carried 5-0

**(2.) Solid Waste Collection Fees- Effective Date**

**AN ORDINANCE AMENDING CHAPTER 191, SOLID WASTE COLLECTION FEES, OF THE CITY OF LACKAWANNA MUNICIPAL CODE**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Chapter 196-6, Effective date; expiration date, shall be rescinded and replaced with the following:

§191-6. Effective Date

This chapter shall take effect upon its filing with the Secretary of State or August 1, 2014, whichever is later.

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

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

Carried 5-0

(3.) Sale of 1 Albright Court

**AN ORDINANCE AUTHORIZING THE SAAL/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 approve of the transfer of property known as SBL 141.59-5-50 (1 Albright Court) a parcel of land approximately 3.93 Acres (A), to Nicholas Costa.

**SECTION 2.** That transfer is made for the sum of \$50,000 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 Lewis seconded by Noman to adopt ordinance subject to approval by the planning board

Yeas: Lewis, Noman, Iafallo, DePasquale

Nays: Jerge

Carried 4-1

(4.) Chapter 170, Section 170.7 Dogs-Rescind

**AN ORDINANCE AMENDING CHAPTER 170 OF THE CODE OF THE CITY OF LACKAWANNA ENTITLED PLAYGROUNDS AND PARKS**

**BE IT ENACTED** by the City Council of the City of Lackawanna, New York that City Code Section 170.7, Dogs, shall be rescinded

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Iafallo to adopt ordinance as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Waive Rules:**

Moved by Lewis seconded by Jerge to waive rules

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Bids on Generator for Fire Station #2 & #3**

To: City Council

I respectfully ask that the Council put the following on the agenda for the July 18, 2016 meeting. Due to work being done by the gas company at Station #3, I was unable to put this request in at a timely manner.

I have reviewed the bids for emergency generators to be installed at Station #3, 2990 South Park Ave. and Station #2, 1630 Abbott Rd. I recommend the bid be awarded to the lowest bidder, Buffalo Motor & Generator Corp., 175 Ohio St., Buffalo, for the amount of \$58,905.  
**RALPH GALANTI-FIRE CHIEF**

Moved by Lewis seconded by Jerge to honor the Fire Chief's request to award bid to lowest bidder- Buffalo Motor & Generator  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

**Executive Session:**

Moved by Lewis seconded by DePasquale to move to executive session at 8:22 P.M.  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

Meeting reconvened at 8:33 P.M.

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

**Adjournment:**

Moved by Lewis seconded by Noman, Iafallo, Jerge and DePasquale to adjourn meeting in memory of M.I.A. Lt. Col. Robert J. DiTommaso  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

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Keith E. Lewis, Council President

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Gail Nicholson, Deputy City Clerk