

**COUNCIL MEETING**  
**MONDAY, SEPTEMBER 19, 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,  
Comptroller, Recreation, Public Safety

**Approval of Minutes:**

Moved by DePasquale seconded by Lewis to adopt minutes of regular meeting of September 6, 2016, as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Departmental Reports:**

1. City Clerk-Monthly Report for August 2016
2. City Treasurer-receipts deposited into General Fund-August 2016
3. City Comptroller-A/P Check Listing #5, August 31, 2016
4. City Comptroller-A/P Check Listing #6, September 2, 2016
5. City Comptroller-A/P Check Listing #7, September 8, 2016
6. City Comptroller-A/P Check Listing #8, September 9, 2016

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

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Communications from Department/Division Heads:**

**Purchase Offer-40 Ingham Avenue**

7. To: City Council

My office has received an offer from Ahmed Yabya to purchase 40 Ingham Ave. for purpose of extending his yard. The current lot size is 30 x 120 with a current assessed value of \$4,200. Offer was submitted for \$600 which is inadequate.

Therefore, it is my recommendation that the City Council approve the sale of 40 Ingham Ave. to Ahmed Yabya for \$1,000 with the attached ordinance.

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, accept the Assessor's recommendation  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

**Contract Negotiations-Alliance Drive**

8. To: City Council

Please be advised that the Department of Development has negotiated for the sale and redevelopment of the 3+/-acre vacant parcel of City of Lackawanna owned property located at Alliance Drive (the "Property") to Michael Ritchie (the "Purchaser").

The Purchaser has submitted an offer of Twenty thousand Dollars (\$20,000.00) (the "Sale Price"). The Purchaser will be responsible for all costs related to the conveyance of the Property. There will be a one (1) year reverter clause contained within the Deed, in the event the Purchaser fails to substantially complete the proposed redevelopment of the Property.

The Purchaser intends to store trucking equipment in a proposed 60 foot by 54 foot metal building. There will be no repairs of vehicles on the site nor will it be utilized for outside vehicle storage. Accordingly, permission to enter into a contract of sale with Mr. Michael Ritchie (or other entity to be formed) is hereby requested.

**FRED K HEINLE-DIRECTOR of DEVELOPMENT**

Moved by Lewis seconded by Noman to approve request to enter into contract negotiations  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

**Commissioner of Deeds**

9. To: City Council

I am employed as legal assistant for the Law Office of Arc J. Petricca and request appointment as Commissioner of Deeds.

Kindly forward the appropriate documents to the above address at your earliest opportunity. Please do not hesitate to contact me with any questions you may have.

Thank you for your anticipated cooperation.

**JANET M GURESKI-LEGAL ASSISTANT**

Moved by Lewis seconded by Iafallo to grant request  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

**Use of Veterans Stadium-School Homecoming**

10. To: City Council

To those who do not know me, my name is Daneen Packard and I am President of the Lackawanna High School/Middle School PTSA. For those who may not be aware, we started a student gathering for a bonfire for "STEELER" homecoming week 2 years ago, and last year added a small parade in honor of homecoming week.

As part of homecoming week at Lackawanna High School, we have a date of the festivities in place for our 2<sup>nd</sup> Annual parade and bonfire taking place at Veterans Stadium on September 22<sup>nd</sup>. This year we are planning a bigger parade which will include both elementary schools, Truman and Martin Road. After the parade, Truman and Martin Road students and teachers will go back to Martin Road for a planned ice cream social and the Middle School and High School students will stay at Veterans Stadium for their bonfire.

We are looking for your support on a number of things and look forward to any assistance all of you can provide to make this run smoothly.

(1) Some lights on at Veterans Stadium

- (2) Police presence at parade and bonfire
  - (3) Parade route blocked off (last year's route-Martin Rd. to Katherine to Hamilton to South Park to stadium)
  - \* Route this year, if possible, (Martin Rd. to South Park to Veteran's Stadium) if at all possible
  - (4) Fire Truck and fireman for parade and to remain at bonfire
- Any assistance anyone could give us would be truly appreciated!
- DANEEN PACKARD-LACKAWANNA MS/HS PTSA**

Moved by Jerge seconded by Lewis to grant request  
 Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

**Lackawanna Little Loop-Portable Lavatories**

11. To: City Council  
 I am writing to you on behalf of Lackawanna Little Loop requesting 2 portable lavatories for our season starting August 1, 2016. We would require the facilities until the end of our season October 30, 2016.  
 Thank you in advance for your generosity and support of our Lackawanna young athletes. If you have any questions please feel free to contact me.  
**JENNIFER DELMONT-LACKAWANNA LITTLE LOOP PRESIDENT**

Moved by Jerge seconded by Iafallo to grant request  
 Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

**Ordinances:**

**An ordinance approving the transfer of property located at 40 Ingham Avenue for sum of \$1000 cash plus expenses related to the transfer**

**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 a follows:

**SECTION 1.** That the City Council hereby approves of the transfer part of property known as SBL 141.44-4-44 (40 Ingham Ave.) a parcel 30 feet by 120 feet, to Ahmed Yabya

**SECTION 2.** That transfer is made for the sum of \$1,000 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 as written  
 Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale Carried 5-0

**Waive Rules:**

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

Carried 5-0

**Resolutions:**

**(1) Resolution #23, 2016-Library Construction Grant**

**WHEREAS**, the City of Lackawanna is submitting an application to the New York State Education Department for a Public Library Construction Grant for building improvements (including window and AC replacement) to the Lackawanna Public Library, located at 560 Ridge Road in the City of Lackawanna, and

**WHEREAS**, in accordance with the New York State Environmental Quality Review regulations (SEQR), the Lackawanna City Council intends to serve as Lead Agency for the environmental review of the proposed action (construction of building improvements to the Lackawanna Public Library), and

**WHEREAS**, the City Council has determined that the proposed action is an unlisted action as defined under SEQR and has determined that the proposed action shall undergo an uncoordinated review, and

**WHEREAS**, the City Council, in its capacity of Lead Agency, has caused to be prepared an environmental assessment of the significance of and potential environmental impact of the action described above, and

**WHEREAS**, the City Council has considered the Environmental Record prepared for this Action and the proposed Negative Declaration

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the City Council of the City of Lackawanna declares that it will serve as Lead Agency for the building improvements to the Lackawanna Public Library located at 560 Ridge Road in the City of Lackawanna, and be it further

**RESOLVED**, that the City Council declares that, based on the Environmental Record which has been prepared, the project will not result in any large and important impacts, and therefore, will not have a significant adverse impact on the environment. A Negative Declaration under SEQR is therefore issued as the determination of significance for this project.

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY**

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

Carried 5-0

**(2) Resolution #24, 2016-Demolition of Lincoln School**

**WHEREAS**, the City of Lackawanna Comprehensive Plan Draft supports the redevelopment of vacant properties for economically viable uses; and

**WHEREAS**, the remediation, demolition and redevelopment of Friendship House for new residential development efficiently and effectively uses existing infrastructure to accommodate the demand for affordable residential housing in the City of Lackawanna; and

**WHEREAS**, the Friendship House parcel is part of an approved Brownfield Opportunity Area; and

**WHEREAS**, the Friendship House Demolition and Urban Revitalization Project Costs can be significantly reduced by providing grant funding for its implementation; and

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Lackawanna City Council authorized the grant Consultant, Connie Miner, to prepare a grant application for Restore NY funding requesting \$500,000 in funding, and be it further

**RESOLVED**, that the Lackawanna City Council will provide all necessary matching funds to complete the environmental remediation and demolition in excess of the \$500,000 grant needed to complete the project, with said funding being provided by General Fund and/or Bonds, and be it further

**RESOLVED**, that the Lackawanna City Council authorizes the payment of the required \$250 application fee, payable to Empire State Development Corporation to be paid from the A.3620.444 Grant Matches account, and be it further

**RESOLVED**, that the Lackawanna City Council authorizes the Mayor to provide all necessary signature and documents needed for the Grant Consultant related to the aforementioned project and application for grant funding

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Jerge to adopt resolution as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**(3) Resolution #25, 2016-Special Council Meeting-6:00 PM**

**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 Meeting Law of the State of New York; and

**WHEREAS**, the City Council is desirous of conducting a special meeting to be held on

Wednesday, October 5, 2016 @6:00 PM and

**BE IT 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, the Front Page Newspaper and the City's website

**THIS RESOLUTION SHALL TAKE EFFECT IMMEDIATELY**

Moved by Lewis seconded by Noman to adopt resolution as written

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Ordinance:**

**A Budget Ordinance transferring funds for Library Repairs**

**AN ORDINANCE AMENDING THE 2016-2017 BUDGET ORDINANCE ADOPTED JUNE 16, 2016**

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

**SECTION 1.** That the 2016-2017 Budget Ordinance adopted June 16, 2016 is hereby amended to transfer appropriations for Library Repairs

**SECTION 2.** That the 2016-2017 Budget Ordinance is hereby amended to transfer \$50,000.00 to budget code A.1620.442 Buildings, Library Repairs

**SECTION 3.** That the 2016-2017 Budget Ordinance is hereby amended to transfer \$50,000.00 from budget code A.1900.1930 Special Items, Judgments & Claims

**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

**Advisory Committee for Honorary Street Naming**

Several citizens have approached the Council regarding having streets renamed in honor of their loved ones. The City Council is desirous in establishing a committee for a potential Honorary Street naming. This committee will assist the Council with requests to have a street renamed in honor of a specific citizen who contributed greatly to the City of Lackawanna. Please understand, this is only an Honorary name change; the existing street name will stay the same. Any persons showing an interest in becoming a member of this committee should send their request by mail to the Lackawanna City Council, c/o City Clerk, 714 Ridge Road, Lackawanna, New York 14218.

Moved by Lewis seconded by Noman, the City Clerk to advertise for citizens interested in becoming a member of the potential committee

Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Executive Session:**

Moved by Lewis seconded by Iafallo to move to executive session at 7:24 PM  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

**Meeting reconvened at 7:40 PM**

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

**Adjournment:**

Moved by Lewis seconded by Iafallo, meeting is adjourned  
Yeas: Lewis, Noman, Iafallo, Jerge, DePasquale

Carried 5-0

---

Keith E. Lewis, Council President

---

Jacqueline A. Caferro, City Clerk