

**COUNCIL MEETING  
MONDAY, MARCH 6, 2017  
COUNCIL CHAMBERS  
[www.lackawannanv.gov](http://www.lackawannanv.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, Surdyke  
Excused: Jerge  
Dept. Heads: Present: Law, Comptroller, Public Works, Recreation,  
Public Safety**

**Approval of Minutes:** of regular meeting of February 27, 2017

Moved by Lewis seconded by Surdyke to adopt minutes as written  
Yeas: Noman, Iafallo, Surdyke, Lewis

Carried 4-0

**Departmental Reports:**

1. City Comptroller-Revenue Report & Statement of Condition of Appropriations as of 1/31/17
2. City Treasurer-Total Receipts deposited into General Fund for February 2017
3. City Clerk-Monthly Revenue Report for February 2017

Moved by Lewis seconded by Iafallo receive and file departmental reports one thru three  
Yeas: Noman, Iafallo, Surdyke, Lewis

Carried 4-0

**Communications from the Mayor:**

**Chapter 4.3 E- Director of Development**

4. To: City Council

As per Chapter 4.3E of the City Charter, I am informing the honorable members of the City Council that former Director of Development, Fred Heinle, has been relieved from his duties as Director of Development for the City of Lackawanna based on insubordination and misconduct effective March 1, 2017.

I will begin the search for a new Director immediately.

**MAYOR SZYMANSKI**

Moved by Lewis seconded by Iafallo receive and file  
Yeas: Noman, Iafallo, Surdyke, Lewis

Carried 4-0

**Communications from Department/Division Heads:**

**Zombie & Vacant Property Remediation Grant**

5. To: City Council

As was previously submitted to this Honorable Body at the meeting of October 17, 2016 (copy of original Council Item attached) the City of Lackawanna was awarded a One Hundred Thousand Dollars (\$100,000.00) grant through the New York State Attorney General's Office and LISC (the "Grant").

All documentation associated with the Grant has been negotiated and executed and the City is about to receive the first disbursement of the Grant funds in the amount of \$70,000.00.

Accordingly request is hereby presented to this Honorable Body for the approval of the corresponding Ordinance establishing the appropriate budget line for acceptance of the Grant funds.

**FRED HEINLE-DIRECTOR of DEVELOPMENT**

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

Yeas: Noman, Iafallo, Surdyke, Lewis

Carried 4-0

**Council Member Terms-Local Law**

6. To: City Council

Please put the attached Local Law on the agenda for Council approval. Thank you.

**ANTONIO SAVAGLIO-CITY ATTORNEY**

Moved by Lewis seconded by Noman receive and file, act on Local Law

Yeas: Lewis, Noman, Iafallo, Surdyke, Lewis

Carried 4-0

**Ordinance:**

**(1) Zombie & Vacant Property Remediation Grant**

**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 increase appropriations and revenue for the Zombie and Vacant Property Remediation Grant

**SECTION 2.** That the 2016-2017 Budget Ordinance is hereby amended to increase revenues to budget code H..3020, Zombie and Vacant Property Remediation Grant by \$100,000.00

**SECTION 3.** That the 2016-2017 Budget Ordinance is hereby amended to add \$100,000.00 to budget code H.2080.0305 Zombie and Vacant Property Remediation Project

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

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

Carried 4-0

**(2) Ridge Road/Library Crosswalk**

**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 increase appropriations for Capital Project, Ridge Road Library Crosswalk

**SECTION 2.** That the 2016-2017 Budget Ordinance is hereby amended to add \$25,000.00 to budget code A.9000.9551 Transfer to Other Fund-Capital

**SECTION 3.** That the 2016-2017 Budget Ordinance is hereby amended to appropriate \$25,000.00 of the City's Fund Balance

**SECTION 4.** That the 2016-2017 Budget Ordinance is hereby amended to add \$25,000.00 to budget code H.2080.435 Capital Fund, Ridge Road Library Crosswalk

**SECTION 5.** That the 2016-2017 Budget Ordinance is hereby amended to increase budget Code H.0000.5031 Capital Fund Interfund Transfers by \$25,000.00

**THIS ORDINANCE SHALL TAKE EFFECT IMMEDIATELY**

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

Carried 4-0

**LOCAL LAW NO. 1, 2017**

**A LOCAL LAW REPEALING AND REENACTING CHAPTER 3, SECTION 3.1 OF THE  
LACKAWANNA CITY CHARTER AND KNOWN AS THE COUNCIL**

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

1. That Chapter 3, Section 3.1 of the Lackawanna City Charter entitled "Composition and Powers generally," is hereby repealed,
2. That Section 3.1 is reenacted as follows:

Composition and powers generally.

The legislative power of the City shall be exercised by a Council consisting of five Councilmen. One Councilman shall be elected from each ward of the City and a Council President shall be elected from the City at large. The Council President shall be elected for

a term of four years beginning January 1, 1980. The Councilmen from the First, Second and Third wards shall be elected for a term of four years beginning January 1, 1982. The Councilman from the Fourth Ward shall be elected for a term of four years beginning January 1, 2018. Thereafter all Councilmen shall be elected for four-year terms. No Councilman shall serve for more than two consecutive four-year terms.

No person shall be eligible for office of Councilman unless he or she is a resident of the Ward from which he or she is elected.

3. A mandatory referendum on this local law, as required pursuant to Municipal Home Rule Section 23 shall be submitted to the voters of the City at a special election to be held on May 16, 2017.
4. This local law shall take effect upon approval at said election by the affirmation vote of a majority of the qualified electors voting upon this proposed local law.

Moved by Lewis seconded by Iafallo to adopt Local Law as written

Yeas: Noman, Iafallo, Surdyke, Lewis

Carried 4-0

**Executive Session:**

Moved by Lewis seconded by Iafallo to move to executive session at 7:32 PM

Yeas: Noman, Iafallo, Surdyke, Lewis

Carried 4-0

**Meeting reconvened at 7:50 PM**

**Roll Call: Council Present: Noman, Iafallo, Surdyke, Lewis**

**Adjournment:**

Moved by Lewis seconded by Iafallo meeting adjourned

Yeas: Noman, Iafallo, Surdyke, Lewis

Carried 4-0

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Keith E. Lewis, Council President

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Jeffrey P. DePasquale, City Clerk