

AGENDA
REGULAR MEETING OF COUNCIL
JANUARY 20, 2005
7:00 P.M.

1. ROLL CALL
2. READING OF MINUTES
3. REPORTS & COMMUNICATIONS FROM MAYOR & HEADS OF DEPARTMENTS AND INTERESTED PARTIES AND CITY CLERK'S NOTES:
 - A. APPLICATIONS AND DECISIONS RENDERED BY THE ZONING HEARING BOARD HELD JANUARY 12, 2005.

CLERK'S NOTES

4. CITIZENS PARTICIPATION:
5. INTRODUCTION OF ORDINANCES, RESOLUTIONS, APPOINTMENTS AND/OR RE-APPOINTMENTS TO BOARDS & COMMISSIONS. MOTIONS & REPORTS OF COMMITTEES:

A.
MOTIONS

B.
FOR INTRODUCTION - A RESOLUTION - APPROVING AND AUTHORIZING A MORTGAGE SUBORDINATION AGREEMENT IN FAVOR OF NORTH PENN BANK, CONCERNING A CITY COMMERCIAL INDUSTRIAL LOAN WITH GJK RESTAURANT GROUP, INC. (GJK), WHICH IS TO BE EXECUTED (ATTACHED).

6. CONSIDERATION OF ORDINANCES - READING BY TITLE:

A.

READING BY TITLE - FILE OF COUNCIL NO. 100, 2005 - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 231, 2003, AN ORDINANCE "ENTITLED GENERAL CITY OPERATING BUDGET 2004" BY TRANSFERRING \$85,000.00 FROM ACCOUNT NO. 01.401.15230.4299 (TAN SERIES A) TO THE ACCOUNTS LISTED BELOW TO PROVIDE FUNDING TO COVER EQUIPMENT RENTAL AND PROFESSIONAL SERVICES.

B.

READING BY TITLE - FILE OF COUNCIL NO. 101, 2005 - AN ORDINANCE - AMENDING FILE OF THE COUNCIL NO. 101 OF 1989 CREATING A COMMITTEE FOR THE DESIGNATION AND CERTIFICATION OF PROPERTY AS BLIGHTED, AND THE ACQUISITION AND DISPOSITION OF SUCH PROPERTY TO BE KNOWN AS THE VACANT PROPERTY REVIEW COMMITTEE TO INCLUDE A FIFTH MEMBER TO THE COMMITTEE, NAMELY THE CITY PLANNER.

7. FINAL READING OF RESOLUTIONS AND ORDINANCES - CONSIDERATION FOR ADOPTION:

A.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 92, 2005 - AMENDING FILE OF THE COUNCIL NO. 6, 1976 ENTITLED "AN ORDINANCE (AS AMENDED) IMPOSING A TAX FOR GENERAL REVENUE PURPOSES ON THE TRANSFER OF REAL PROPERTY SITUATE WITHIN THE CITY OF SCRANTON; PRESCRIBING AND REGULATING THE METHOD OF EVIDENCING THE PAYMENT OF SUCH TAX; CONFERRING POWERS AND IMPOSING DUTIES UPON CERTAIN PERSONS, AND PROVIDING PENALTIES", BY IMPOSING THE RATE OF THE REALTY TRANSFER TAX AT 2.2% FOR CALENDAR YEAR 2005.

7.

B.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 93, 2005 - AMENDING FILE OF THE COUNCIL NO. 7, 1976, ENTITLED "AN ORDINANCE (AS AMENDED) IMPOSING A MERCANTILE LICENSE TAX OF 2 MILLS FOR THE YEAR 1976 AND ANNUALLY THEREAFTER UPON PERSONS ENGAGING IN CERTAIN OCCUPATIONS AND BUSINESSES THEREIN; PROVIDING FOR ITS LEVY AND COLLECTION AND FOR THE ISSUANCE OF MERCANTILE LICENSES; CONFERRING AND IMPOSING POWERS AND DUTIES UPON THE TAX COLLECTOR OF THE CITY OF SCRANTON; AND IMPOSING PENALTIES", BY IMPOSING THE MERCANTILE LICENSE TAX AT 1 MILL FOR CALENDAR YEAR 2005.

C.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 94, 2005 - AMENDING FILE OF THE COUNCIL NO. 8, 1976, ENTITLED "AN ORDINANCE (AS AMENDED) PROVIDING FOR THE GENERAL REVENUE BY IMPOSING A TAX AT THE RATE OF 2 MILL UPON THE PRIVILEGE OF OPERATING OR CONDUCTING BUSINESS IN THE CITY OF SCRANTON AS MEASURED BY THE GROSS RECEIPTS THEREFROM; REQUIRING REGISTRATION AND PAYMENT OF THE TAX AS CONDITION TO THE CONDUCTING OF SUCH BUSINESS; PROVIDING FOR THE LEVY AND COLLECTION OF SUCH TAX; PRESCRIBING SUCH REQUIREMENTS FOR RETURNS AND RECORDS; CONFERRING POWERS AND DUTIES UPON THE TAX COLLECTOR; AND IMPOSING PENALTIES", BY IMPOSING THE BUSINESS PRIVILEGE TAX AT THE RATE OF 1 MILL FOR CALENDAR YEAR 2005.

D.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 95, 2005 - AMENDING FILE OF THE COUNCIL NO. 9, 1976, ENTITLED "AN ORDINANCE (AS AMENDED) ENACTING AND IMPOSING A TAX FOR GENERAL REVENUE PURPOSES ON INDIVIDUALS FOR THE PRIVILEGE OF ENGAGING IN AN OCCUPATION WITHIN THE CORPORATE LIMITS OF THE CITY OF SCRANTON", BY IMPOSING THE OCCUPATIONAL PRIVILEGE TAX OF FIFTEEN (\$15.00) DOLLARS FOR RESIDENTS AND TEN (\$10.00) DOLLARS FOR NON- RESIDENTS FOR CALENDAR YEAR 2005.

7.

E.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 96, 2005 - AMENDING FILE OF THE COUNCIL NO. 11, 1976, ENTITLED "AN ORDINANCE (AS AMENDED) ENACTING, IMPOSING A TAX FOR GENERAL REVENUE PURPOSES IN THE AMOUNT OF 2% ON EARNED INCOME AND NET PROFITS ON PERSONS, INDIVIDUALS, ASSOCIATIONS AND BUSINESSES WHO ARE RESIDENTS OF THE CITY OF SCRANTON, OR NON-RESIDENTS OF THE CITY OF SCRANTON, FOR WORK DONE, SERVICES PERFORMED OR BUSINESS CONDUCTED WITHIN THE CITY OF SCRANTON, REQUIRING THE FILING OF RETURNS BY TAX PAYERS SUBJECT TO THE TAX; REQUIRING EMPLOYERS TO COLLECT THE TAX AT SOURCE; PROVIDING FOR THE ADMINISTRATION, COLLECTION AND ENFORCEMENT OF THE SAID TAX; AND IMPOSING PENALTIES FOR THE VIOLATIONS", BY IMPOSING THE WAGE TAX AT 2.4% ON EARNED INCOME FOR THE YEAR 2005 FOR RESIDENTS.

F.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 97, 2005 - AMENDING FILE OF THE COUNCIL NO. 17, 1994 ENTITLED "AN ORDINANCE (AS AMENDED) AUTHORIZING THE GOVERNING BODY OF THE CITY OF SCRANTON TO ENACT A "WASTE DISPOSAL AND COLLECTION FEE" FOR THE PURPOSE OF RAISING REVENUE TO COVER THE WASTE DISPOSAL AND COLLECTION COSTS INCURRED BY THE CITY OF SCRANTON FOR THE DISPOSAL OF REFUSE", BY IMPOSING A WASTE DISPOSAL AND COLLECTION FEE OF \$178.00 FOR CALENDAR YEAR 2005.

G.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 98, 2005 - AMENDING FILE OF THE COUNCIL NO. 100, 1976, ENTITLED "AN ORDINANCE (AS AMENDED) LEVYING GENERAL AND SPECIAL TAXES FOR THE FISCAL YEAR 1977", BY SETTING THE MILLAGE FOR THE YEAR 2005.

7.

H.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF COUNCIL NO. 99, 2005 - SALE OF TAX DELINQUENT PROPERTY AT 2609 JACKSON STREET, SCRANTON, PENNSYLVANIA, TO ARTHUR WILLIAMS, 1522 N. KEYSER AVENUE, SCRANTON, PENNSYLVANIA, 18504, FOR THE SUM OF \$6,800.00.

I.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 119, 2005 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO SUPPLEMENTAL ENGINEERING AGREEMENT NUMBER 041508-B SUPPLEMENT C WITH CECO ASSOCIATES, INC. TO AMEND THE AGREEMENT FOR ADDITIONAL CONSTRUCTION INSPECTION SERVICES COSTS OF \$10,235.82 FOR THE ONGOING EAST MARKET STREET BRIDGE IMPROVEMENT PROJECT.

J.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 120, 2005 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A CONTRACT FOR INSURANCE WITH HARIE INSURANCE EXCHANGE, NATIONAL CASUALTY AND PHILADELPHIA INSURANCE COMPANY FOR CITY INSURANCE COVERAGES FOR THE YEAR 2005.

K.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 121, 2005 - RE-APPOINTMENT OF DAVID V. PHANEUF, 1812 ACADEMY STREET, SCRANTON, PENNSYLVANIA, 18504, AS A MEMBER OF THE SCRANTON LACKAWANNA HEALTH & WELFARE AUTHORITY. MR. PHANEUF'S TERM EXPIRED ON DECEMBER 31, 2004 AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31, 2009.

7.

L.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 122, 2005 - RE-APPOINTMENT OF JERRY WEINBERGER, ESQUIRE, 611 NORTH WEBSTER AVENUE, SCRANTON, PENNSYLVANIA, 18510, AS A MEMBER OF THE SCRANTON LACKAWANNA HEALTH & WELFARE AUTHORITY. MR. WEINBERGER'S TERM EXPIRED ON DECEMBER 31, 2004 AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31, 2009.

8. ADJOURNMENT:

JAY L. SAUNDERS
CITY CLERK
SCRANTON, PENNSYLVANIA