

AGENDA
REGULAR MEETING OF COUNCIL
NOVEMBER 30, 2006
6:30 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. PETITION FOR PERMIT PARKING ON THE 1000 BLOCK OF OLIVE STREET.

B. MINUTES OF THE SCRANTON-LACKAWANNA HEALTH & WELFARE AUTHORITY MEETING HELD ON OCTOBER 19, 2006.

C. AGENDA FOR THE ZONING HEARING BOARD MEETING TO BE HELD ON DECEMBER 13, 2006.

D. ACCEPTING A DONATION RECEIVED FROM MR. PAUL O'DONNELL TO THE SCRANTON FIRE DEPARTMENT IN THE AMOUNT OF \$100.00 TO BE DEPOSITED TO SPECIAL CITY ACCOUNT #02.229544 (FIRE DONATIONS).

E. ACCEPT A CHECK IN THE AMOUNT OF \$625.00 RECEIVED FROM MRS. JUDY GATELLI TO BE DEPOSITED IN ACCOUNT #01.380.38000 (MISCELLANEOUS REVENUE-OTHER).

4. CITIZENS PARTICIPATION

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

A.
MOTIONS

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B.

FOR INTRODUCTION - AN ORDINANCE - AUTHORIZING THE TRANSFER OF A PARCEL OF LAND ACQUIRED BY THE CITY THROUGH THE FLOOD CONTROL PROJECT TO RONALD F. AND MARY ANN KITLAS AS PARTIAL COMPENSATION FOR THE ACQUISITION OF PROPERTY THEY OWN ON ROSS AVENUE FOR THE LACKAWANNA RIVER FLOOD CONTROL PROJECT.

C.

FOR INTRODUCTION - AN ORDINANCE - AUTHORIZING THE VACATION OF A PORTION OF THE RIGHT-OF-WAY KNOWN AS GORGE STREET CONSISTING OF AN AREA 165 FEET LONG AND 26 FEET WIDE IN THE CITY OF SCRANTON, AS MORE PARTICULARLY DESCRIBED ON THE MAP ATTACHED HERETO.

D.

FOR INTRODUCTION - AN ORDINANCE - AUTHORIZING THE ISSUANCE AND SALE OF A FIVE MILLION (\$5,000,000.00) DOLLARS PRINCIPAL AMOUNT, TAX AND REVENUE ANTICIPATION NOTE OF THE CITY OF SCRANTON KNOWN AS TAN SERIES A, AWARDED TO COMMUNITY BANK AND TRUST COMPANY; DETERMINING THE FORM AND TERM OF SAID NOTE; AWARDED SAID NOTE; AUTHORIZING AND DIRECTING THE FILING OF CERTAIN DOCUMENTS; AND DIRECTING THE PROPER OFFICIALS OF THE CITY OF SCRANTON TO TAKE ANY AND ALL OTHER ACTIONS AS MAY BE REQUIRED IN CONNECTION WITH THE ISSUANCE OF SAID NOTE.

E.

FOR INTRODUCTION - AN ORDINANCE - AUTHORIZING THE ISSUANCE AND SALE OF A NINE AND ONE HALF MILLION (\$9,500,000.00) DOLLARS PRINCIPAL AMOUNT, TAX AND REVENUE ANTICIPATION NOTE OF THE CITY OF SCRANTON KNOWN AS TAN SERIES B, AWARDED TO COMMUNITY BANK AND TRUST COMPANY; DETERMINING THE FORM AND TERM OF SAID NOTE; AWARDED SAID NOTE; AUTHORIZING AND DIRECTING THE FILING OF CERTAIN DOCUMENTS; AND DIRECTING THE PROPER OFFICIALS OF THE CITY OF SCRANTON TO TAKE ANY AND ALL OTHER ACTIONS AS MAY BE REQUIRED IN CONNECTION WITH THE ISSUANCE OF SAID NOTE.

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F.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO SUPPLEMENTAL ENGINEERING AGREEMENT NUMBER 041761-C WITH BUCHART-HORN, INC. TO AMEND PART II OF THE AGREEMENT TO COVER UNANTICIPATED ADDITIONAL WORK NECESSARY TO COMPLETE FINAL DESIGN AND AN OVERALL EXTENSION OF THE LACKAWANNA AVENUE BRIDGE PROJECT FOR AN ADDITIONAL COST OF \$195,212.13.

6. CONSIDERATION OF ORDINANCES - READING BY TITLE

A.

READING BY TITLE - FILE OF COUNCIL NO. 64, 2006 - AN ORDINANCE - ORDINANCE OF THE CITY OF SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA, ESTABLISHING THE CLEAN INDOOR AIR WORKER PROTECTION LAW WITHIN THE CITY, PROVIDING FOR PENALTIES FOR VIOLATIONS OF SUCH SMOKING RESTRICTIONS AND ESTABLISHING AN EFFECTIVE DATE.

B.

READING BY TITLE - FILE OF COUNCIL NO. 65, 2006 - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 162, 2005, AN ORDINANCE "ENTITLED GENERAL CITY OPERATING BUDGET 2006" BY TRANSFERRING \$390,000.00 FROM ACCOUNT NO. 01.401.13090.4299 (CONTINGENCY) TO ACCOUNT NO. 01.401.15311.4299 (DEBT SERVICE-SALE LEASEBACK) TO PROVIDE FUNDING TO COVER THE PRINCIPAL AND INTEREST PAYMENTS ON SERIES OF 2004, \$4,000,000.00 SALES LEASEBACK OF DPW AND SERIES OF 2005, \$5,500,000.00 SEWER AUTHORITY GUARANTEED LEASE REVENUE.

C.

READING BY TITLE - FILE OF COUNCIL NO. 66, 2006 - AN ORDINANCE - APPROPRIATING FUNDS FOR THE EXPENSES OF THE CITY GOVERNMENT FOR THE PERIOD COMMENCING ON THE FIRST DAY OF JANUARY, 2007 TO AND INCLUDING DECEMBER 31, 2007 BY THE ADOPTION OF THE GENERAL CITY OPERATING BUDGET FOR THE YEAR 2007.

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D.

READING BY TITLE - FILE OF COUNCIL NO. 67, 2006 - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 162, 2005, AN ORDINANCE "ENTITLED GENERAL CITY OPERATING BUDGET 2006" BY TRANSFERRING A TOTAL AMOUNT OF \$94,990.00 FROM VARIOUS CITY ACCOUNTS LISTED BELOW TO ACCOUNT NO. 01.040.00041.4201 (DEPARTMENT OF HUMAN RESOURCES PROFESSIONAL SERVICES) TO PROVIDE FUNDING TO COVER TWO (2) OUTSTANDING INVOICES PAYABLE TO SEGAL CONSULTING.

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

A.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE- FOR ADOPTION - FILE OF COUNCIL NO. 63, 2006 - AUTHORIZING THE LEASE OF CERTAIN REAL PROPERTY TO THE REDEVELOPMENT AUTHORITY OF THE CITY OF SCRANTON, PURSUANT TO A LEASE AGREEMENT; DECLARING THE GUARANTY OF SAID AUTHORITY'S GUARANTEED LEASE REVENUE BONDS FOR THE BENEFIT OF THE CITY OF SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA, TO BE A PROJECT OF THE CITY FOR WHICH LEASE RENTAL DEBT IS TO BE INCURRED; STATING THE REALISTIC ESTIMATED USEFUL LIFE OF THE FACILITIES RELATING TO THE BONDS; DETERMINING TO INCUR LEASE RENTAL DEBT IN AN AGGREGATE PRINCIPAL AMOUNT NOT TO EXCEED \$15,000,000 IN RESPECT OF SAID PROJECT, SUCH DEBT TO BE EVIDENCED BY THE CITY'S SUBLEASE AND GUARANTY AGREEMENT WITH RESPECT TO SAID BONDS; AUTHORIZING CERTAIN CITY OFFICERS TO PREPARE, CERTIFY AND FILE WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT THE DEBT STATEMENT REQUIRED BY SECTION 8110 OF THE LOCAL GOVERNEMENT UNIT DEBT ACT AND AUTHORIZING THE PREPARATION OF A DEBT STATEMENT AND BORROWING BASE CERTIFICATE; APPROVING THE FORM OF, AND AUTHORIZING, SUBJECT TO CERTAIN CONDITIONS, EXECUTION AND DELIVERY OF THE AFORESAID LEASE AGREEMENT AND SUBLEASE AND GUARANTY AGREEMENT; REPEALING INCONSISTENT PRIOR ORDINANCES; SETTING FORTH CERTAIN CONDITIONS TO THE EXECUTION AND DELIVERY OF THE AFORESAID LEASE AGREEMENT AND SUBLEASE AND GUARANTY AGREEMENT; AUTHORIZING THE PROPER OFFICERS OF THE CITY TO TAKE ALL REQUIRED, NECESSARY OR DESIRABLE RELATED ACTION IN CONNECTION WITH SUCH PROJECT AND THE EXECUTION AND DELIVERY OF THE LEASE AGREEMENT AND SUBLEASE AND GUARANTY AGREEMENT; DECLARING SAID PROJECT DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE RESIDENTS OF THE CITY.

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B.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 114, 2006 - ACCEPTING THE RECOMMENDATION OF THE HISTORICAL ARCHITECTURE REVIEW BOARD ("HARB") AND APPROVING THE CERTIFICATE OF APPROPRIATENESS FOR A.J. GUZZI GENERAL CONTRACTORS, INC., 9 SKYLINE DRIVE, CLARKS SUMMIT FOR REPLACEMENT OF WINDOWS AT REAR AND BACK OF THE SCRANTON PUBLIC LIBRARY ANNEX CHILDREN'S LIBRARY AT 520 VINE STREET.

8. ADJOURNMENT:

KAY GARVEY
CITY CLERK
SCRANTON, PENNSYLVANIA