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AGENDA
REGULAR MEETING OF COUNCIL
JANUARY 4, 2007
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. AGENDA FOR THE CITY PLANNING COMMISSION MEETING HELD ON DECEMBER 19, 2006.

B. AGENDA FOR THE ZONING HEARING BOARD MEETING HELD ON DECEMBER 13, 2006.

C. ACCEPTING A DONATION RECEIVED FROM THE CHRISTIAN SCIENCE SOCIETY OF LACKAWANNA COUNTY TO THE CITY OF SCRANTON FIRE DEPARTMENT IN THE AMOUNT OF \$100.00 TO BE DEPOSITED TO SPECIAL CITY ACCOUNT #02.229544 (FIRE DEPARTMENT DONATIONS).

D. APPLICATIONS AND DECISIONS RENDERED BY THE ZONING HEARING BOARD MEETING HELD ON DECEMBER 13, 2006.

E. CONTROLLER'S REPORT FOR THE MONTH ENDING NOVEMBER 30, 2006.

F. MINUTES OF THE NON-UNIFORM PENSION BOARD MEETING HELD ON NOVEMBER 15, 2006.

G. AGENDA FOR THE NON-UNIFORM MUNICIPAL PENSION BOARD MEETING HELD ON DECEMBER 19, 2006.

H. MINUTES OF THE FIREMEN'S PENSION COMMISSION MEETING HELD ON NOVEMBER 15, 2006.

I. MINUTES OF THE SCRANTON POLICE PENSION COMMISSION MEETING HELD ON NOVEMBER 15, 2006.

J. AGENDA FOR THE ZONING HEARING BOARD MEETING TO BE HELD ON JANUARY 10, 2007.

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 - AN ORDINANCE - 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 2.5% FOR THE CALENDAR YEAR 2007.

C.
FOR INTRODUCTION - AN ORDINANCE - 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 2007.

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D.

FOR INTRODUCTION - AN ORDINANCE - 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 2007.

E.

FOR INTRODUCTION - AN ORDINANCE - 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 2007 FOR RESIDENTS.

F.

FOR INTRODUCTION - AN ORDINANCE - 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 2007.

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G.

FOR INTRODUCTION - AN ORDINANCE - 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 2007.

H.

FOR INTRODUCTION - AN ORDINANCE - AMENDING FILE OF COUNCIL NO.10 OF 2006 AMENDING FILE OF THE COUNCIL 95 OF 2005, WHICH IN TURN AMENDED FILE OF COUNCIL NO. 9, 1976 ENTITLED "AN ORDINANCE 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 CHANGING THE NAME OF THE TAX TO THE EMERGENCY MUNICIPAL SERVICES TAX, INCREASING THE AMOUNT OF THE WITHHOLDING TO \$52.00, AND DIRECTING THAT THE REVENUE BE USED FOR POLICE, FIRE, OR EMERGENCY SERVICES OR FOR ROAD CONSTRUCTION OR MAINTENANCE.

I.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A RENEWAL OF THE CITY'S STOP LOSS COVERAGE FOR MAJOR MEDICAL HEALTH INSURANCE WITH AMERICAN FIDELITY ASSURANCE COMPANY FOR 2007.

J.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A CONTRACT FOR PROFESSIONAL SERVICES WITH THE LAW FIRM OF CARL J. GRECO, P.C. FOR LEGAL SERVICES INCLUDING BUT NOT LIMITED TO GENERAL COUNSEL TO THE OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT ("OECD"), URBAN RENEWAL PROCESS AND PROCEDURE, EMINENT DOMAIN AND RELATED LITIGATION, DISPOSITION OF SURPLUS URBAN RENEWAL LANDS, TITLE SEARCHES AND DEED PREPARATION.

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K.

FOR INTRODUCTION - A RESOLUTION -ACCEPTING AND AGREEING TO MAINTAIN A TRAFFIC SIGNAL LOCATED ON KEYSER AVENUE (S.R. 6307) AND THE INTERSECTION OF KEYSER VILLAGE DRIVEWAY/PRIVATE DRIVE IN THE CITY OF SCRANTON PURSUANT TO THE REQUIREMENTS OF THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION.

L.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS FOR THE CITY OF SCRANTON TO ENTER INTO A LOAN AGREEMENT AND MAKE A LOAN FROM THE URBAN DEVELOPMENT ACTION GRANT REPAYMENT LOAN PROGRAM, PROJECT NO. 400.29 IN AN AMOUNT NOT TO EXCEED \$250,000.00 TO DML PROPERTIES, L.P. TO ASSIST AN ELIGIBLE PROJECT.

M.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF JOHN F. KENNEDY, 829 NORTH IRVING AVENUE, SCRANTON, PENNSYLVANIA, 18505, AS A MEMBER OF THE CITY PLANNING COMMISSION. MR. KENNEDY'S CURRENT TERM EXPIRES ON DECEMBER 31, 2006 AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31, 2011.

N.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF EV JONES, 1912 BOULEVARD AVENUE, SCRANTON, PENNSYLVANIA, 18509, AS A MEMBER OF THE CITY PLANNING COMMISSION. MR. JONES' CURRENT TERM EXPIRES ON DECEMBER 31, 2006 AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31, 2011.

O.

FOR INTRODUCTION - A RESOLUTION - APPOINTMENT OF MICHELLE DEMPSEY, 545 QUINCY AVENUE, SCRANTON, PENNSYLVANIA, 18510, AS A MEMBER OF THE HISTORICAL ARCHITECTURE REVIEW BOARD, EFFECTIVE OCTOBER 11, 2006. MS. DEMPSEY WILL BE REPLACING NELIDA AMADOR WHOSE TERM EXPIRED ON OCTOBER 11, 2006. MS. DEMPSEY'S TERM WILL EXPIRE ON OCTOBER 11, 2011.

6. CONSIDERATION OF ORDINANCES – READING BY TITLE

A.

READING BY TITLE – FILE OF COUNCIL NO. 71, 2006 – 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.

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

NO BUSINESS AT THIS TIME.

8. ADJOURNMENT:

KAY GARVEY
CITY CLERK
SCRANTON, PENNSYLVANIA