

AGENDA
REGULAR MEETING OF COUNCIL
JULY 19, 2007
1:00 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 ON WEDNESDAY, JULY 11, 2007.
 - B. AGENDA FOR THE CITY PLANNING COMMISSION MEETING HELD ON JULY 17, 2007.
 - C. CONTROLLER'S REPORT FOR THE MONTH ENDING JUNE 30, 2007.
4. INTRODUCTION OF ORDINANCES, RESOLUTIONS, APPOINTMENTS AND/OR RE-APPOINTMENTS TO BOARDS & COMMISSIONS. MOTIONS & REPORTS OF COMMITTEES:
 - A. MOTIONS
 - B. FOR INTRODUCTION - AN ORDINANCE- ESTABLISHING A REGISTRATION PROGRAM FOR RESIDENTIAL RENTAL PROPERTIES; REQUIRING ALL OWNERS OF RESIDENTIAL RENTAL PROPERTIES TO DESIGNATE AN AGENT FOR SERVICE OF PROCESS; AND PRESCRIBING DUTIES OF OWNERS, AGENTS AND OCCUPANTS; DIRECTING THE DESIGNATION OF AGENTS; ESTABLISHING FEES FOR THE COSTS ASSOCIATED WITH THE REGISTRATION OF RENTAL PROPERTY; AND PRESCRIBING PENALTIES FOR VIOLATIONS.

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C.

FOR INTRODUCTION - AN ORDINANCE - AUTHORIZING THE CONVEYANCE BY SEALED BID OR AUCTION OF ONE PARCEL OF PROPERTY LOCATED IN THE CITY OF SCRANTON AT 1008 FISK STREET, AND RECORDED AT RECORD BOOK R062, PAGE 3895.

D.

FOR INTRODUCTION - AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 155 OF 2005, ENTITLED, "AN ORDINANCE AUTHORIZING THE MAYOR AND OTHER APPROPRIATE OFFICIALS OF THE CITY OF SCRANTON TO TAKE ALL NECESSARY ACTIONS TO IMPLEMENT THE CONSOLIDATED SUBMISSION FOR COMMUNITY PLANNING AND DEVELOPMENT PROGRAMS (AS AMENDED) TO BE FUNDED UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, HOME INVESTMENT PARTNERSHIP (HOME) PROGRAM AND EMERGENCY SHELTER GRANT (ESG) PROGRAM", BY TRANSFERRING \$50,000.00, FROM PROJECT NO. 06-33 CONTINGENCY TO PROJECT NO. 06.229.6 UNC COMMUNITY SERVICE BUILDING.

E.

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 COMMUNITY DEVELOPMENT BLOCK GRANT LOAN PROGRAM, PROJECT NO. 03-150.12 IN AN AMOUNT NOT TO EXCEED \$250,000.00 TO KELBRI DEVELOPMENT, LLC TO ASSIST AN ELIGIBLE PROJECT.

F.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A LOAN AGREEMENT AND TO EXECUTE A PROMISSORY NOTE, IN THE AMOUNT OF \$250,000 BY AND BETWEEN THE CITY OF SCRANTON AND POSH LIFE, LLC FOR ENTERPRISE ZONE COMPETITIVE GRANT FUNDS TO BE DEDICATED TO THE POSH LIFE, LLC PROJECT.

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G.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO ANY DOCUMENTS NEEDED TO SUBMIT AND DESIGNATE THE REDEVELOPMENT AUTHORITY OF THE CITY OF SCRANTON AS THE LOCAL REDEVELOPMENT AUTHORITY, AS THAT TERM IS UNDERSTOOD BY THE OFFICE OF ECONOMIC ADJUSTMENT OF THE DEPARTMENT OF DEFENSE, FOR THE PURPOSE OF COORDINATING THE REDEVELOPMENT OF THE SAMUEL SERENTI ARMY RESERVE CENTER ON COLFAX AVENUE.

H.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE FILING OF A PROPOSAL FOR FUNDS WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT (DCED), COMMONWEALTH OF PENNSYLVANIA AND AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND APPLY FOR SAID GRANT FOR HOUSING AND REDEVELOPMENT ASSISTANCE THROUGH DECD; ACCEPTING THE GRANT IF THE GRANT APPLICATION IS SUCCESSFUL, AND COORDINATING THE USE OF THE GRANT FUNDS THROUGH THE PROGRAMS RUN BY UNITED NEIGHBORHOOD CENTERS OF LACKAWANNA COUNTY.

I.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A SUPPLEMENTAL REIMBURSEMENT AGREEMENT NO. 040928-F WITH THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION ("PENNDOT") FOR THE PURPOSE OF INCREASING THE FUNDS ALLOCATED FOR THE CONSTRUCTION PHASE OF THE EAST MARKET STREET BRIDGE PROJECT.

5. CONSIDERATION OF ORDINANCES - READING BY TITLE

A.

READING BY TITLE - FILE OF COUNCIL NO. 103, 2007 - AN ORDINANCE - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPLY FOR AND EXECUTE A GRANT APPLICATION AND IF SUCCESSFUL A GRANT AGREEMENT AND ACCEPT THE FUNDS RELATED THERETO THROUGH THE EDWARD J. BYRNE JUSTICE ASSISTANCE GRANT ("JAG") FORMERLY KNOWN

AS THE LOCAL LAW ENFORCEMENT BLOCK GRANT (LLEBG).

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B.

READING BY TITLE - FILE OF COUNCIL NO. 104, 2007 - AN ORDINANCE - DECLARING (1) THE ACQUISITION OF PARKING FACILITIES BY THE PARKING AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA AND THE ASSOCIATED REFUNDING OF THE REDEVELOPMENT AUTHORITY OF THE CITY OF SCRANTON GUARANTEED VARIABLE RATE DEMAND LEASE REVENUE BONDS, SERIES OF 2004, ISSUED TO FINANCE SUCH PARKING FACILITIES, (2) THE ACQUISITION, CONSTRUCTION AND EQUIPPING OF NEW PARKING FACILITIES OF THE PARKING AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA, (3) THE RENOVATION OF EXISTING PARKING FACILITIES OWNED BY THE PARKING AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA AND LOCATED IN THE CITY OF SCRANTON AND OPERATED BY THE CITY PURSUANT TO AN OPERATING AGREEMENT, AND (4) THE FINANCING OF NECESSARY RESERVES, CAPITALIZED INTEREST AND COSTS OF ISSUANCE OF THE HEREINAFTER MENTIONED 2007 BONDS, TO BE A PROJECT OF THE CITY FOR WHICH LEASE RENTAL DEBT IS TO BE INCURRED; DETERMINING TO INCUR LEASE RENTAL DEBT IN THE MAXIMUM AMOUNT OF \$35,000,000 IN RESPECT OF THE PROJECT, SUCH DEBT TO BE EVIDENCED BY BONDS TO BE ISSUED BY THE AUTHORITY AND SECURED BY RENTALS PAYABLE TO THE AUTHORITY BY THE CITY UNDER A LEASE (INCLUDING A FIFTH SUPPLEMENTAL LEASE) OF THE PARKING FACILITIES, AND BY A COVENANT OF GUARANTY OF THE CITY CONTAINED IN SAID FIFTH SUPPLEMENTAL LEASE; STATING THE ESTIMATED REALISTIC USEFUL LIVES OF THE PARKING FACILITIES; 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 GOVERNMENT UNIT DEBT ACT AND ANY STATEMENTS REQUIRED BY SECTION 8026 OF SUCH DEBT ACT TO QUALIFY THE DEBT INCURRED AS SELF-LIQUIDATING DEBT; AUTHORIZING THE PREPARATION OF A DEBT STATEMENT AND BORROWING BASE CERTIFICATE; SPECIFICALLY APPROVING AMOUNTS OF FIXED RENT AND OTHER PAYMENTS (INCLUDING THE GUARANTY OF DEBT SERVICE ON SAID BONDS) TO BE MADE BY THE CITY UNDER SUCH LEASE; APPROVING AND ACKNOWLEDGING NOTICE OF THE AUTHORITY'S ASSIGNMENT OF SUCH RENTALS TO TRUSTEE IN RESPECT OF THE AUTHORITY'S BONDS; AUTHORIZING INCIDENTAL ACTION; REPEALING INCONSISTENT PRIOR ORDINANCES; AND APPROVING THE FORM OF, AND AUTHORIZING, SUBJECT TO RECEIPT OF NECESSARY

STATE APPROVALS, EXECUTING AND DELIVERY OF THE FIFTH SUPPLEMENTAL LEASE AND THE THIRD OPERATING AGREEMENT.

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

A.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE – FOR ADOPTION – FILE OF COUNCIL NO. 101, 2007 – SALE OF TAX DELINQUENT PROPERTY AT 2314 PITTSTON AVENUE, SCRANTON, PENNSYLVANIA, TO ROBERT WEBER AND MARY BETH WEBER, HIS WIFE, 2309 PITTSTON AVENUE, SCRANTON, PENNSYLVANIA, 18505, FOR THE SUM OF \$6,000.00.

B.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE – FOR ADOPTION – FILE OF COUNCIL NO. 102, 2007 – SALE OF TAX DELINQUENT PROPERTY AT 113-115 SOUTH BROMLEY AVENUE, SCRANTON PENNSYLVANIA, TO JOSEPH A. HAZZOURI, JR., 125 FAIRVIEW AVENUE, SCRANTON, PENNSYLVANIA, 18504, FOR THE SUM OF \$4,600.00.

C.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – RESOLUTION NO. 156, 2007 – APPOINTMENT OF JEFFREY BRAZIL, 922 FRONT STREET, SCRANTON, PENNSYLVANIA, 18505, TO THE POSITION OF DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS, EFFECTIVE JULY 2, 2007. MR. BRAZIL WILL BE REPLACING GEORGE PARKER WHO RESIGNED.

D.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – RESOLUTION NO. 157, 2007 – APPOINTMENT OF MARK DOUGHER, 1105 CORNELL STREET, SCRANTON, PENNSYLVANIA, 18504, TO THE POSITION OF DIRECTOR OF PARKS AND RECREATION EFFECTIVE JULY 2, 2007. MR. DOUGHER WILL BE REPLACING JEFFREY BRAZIL, WHO TOOK ANOTHER POSITION WITH THE CITY.

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E.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – RESOLUTION NO. 158, 2007 – APPOINTMENT OF STUART RENDA, 1112 WOODLAWN STREET, SCRANTON, PENNSYLVANIA, 18509, TO THE POSITION OF DIRECTOR OF LICENSING, INSPECTIONS & PERMITS, EFFECTIVE JULY 2, 2007. MR. RENDA WILL BE REPLACING WILLIAM FIORINI, WHO RESIGNED EFFECTIVE JULY 2, 2007.

F.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT – FOR ADOPTION – RESOLUTION NO. 159, 2007 – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE OFFICIALS FOR THE CITY OF SCRANTON TO ENTER INTO A LOAN AGREEMENT AND MAKE A LOAN FROM THE COMMERCIAL INDUSTRIAL LOAN PROGRAM, PROJECT NO. 150.11 IN AN AMOUNT NOT TO EXCEED \$65,000.00 TO PAUL M. NARDONE D/B/A OUTRAGEOUS TO ASSIST AN ELIGIBLE PROJECT.

G.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT – FOR ADOPTION – RESOLUTION NO. 160, 2007 – 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. 400.33 IN AN AMOUNT NOT TO EXCEED \$85,000.00 TO PATRICIA E. PETROZIELLO D/B/A AROMA CAFÉ TO ASSIST AN ELIGIBLE PROJECT.

H.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR ADOPTION – RESOLUTION NO. 161, 2007 – APPROVING THE AMENDMENT OF THE SEWER AUTHORITY OF THE CITY OF SCRANTON’S ARTICLES OF INCORPORATION TO EXTEND THE AUTHORITY’S CURRENT CHARTER TO JANUARY 9, 2058 TO ACCOMMODATE A THIRTY YEAR BOND ISSUE AND DEFEASANCE SCHEDULE FOR THE PURPOSE OF FINANCING NECESSARY AND REQUIRED COLLECTION SYSTEM IMPROVEMENTS.

7. CITIZENS PARTICIPATION

8. ADJOURNMENT:

KAY GARVEY
CITY CLERK
SCRANTON, PENNSYLVANIA

