

**AGENDA**  
**REGULAR MEETING OF COUNCIL**  
**SEPTEMBER 16, 2008**  
**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.  
TAX COLLECTION COMPARISON REPORTS RECEIVED FROM THE SINGLE TAX OFFICE ON JULY 9, 2008.

B.  
TAX COLLECTION COMPARISON REPORTS RECEIVED FROM THE SINGLE TAX OFFICE ON SEPTEMBER 9, 2008.

C.  
MINUTES OF THE VACANT PROPERTY REVIEW COMMITTEE MEETING HELD ON MAY 20, 2008.

D.  
APPLICATIONS AND DECISIONS RENDERED BY THE ZONING HEARING BOARD MEETING HELD ON SEPTEMBER 10, 2008.

4. CITIZENS PARTICIPATION

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

A.  
MOTIONS

5

B.

FOR INTRODUCTION – AN ORDINANCE – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO AN AGREEMENT BETWEEN THE CITY OF SCRANTON AND OCWEN LOAN SERVICING, LLC FOR THE TRANSFER OF TITLE TO A PARCEL OF LAND COMMONLY KNOWN AS 810 HERTZ COURT TO THE CITY OF SCRANTON AND FOR ACCEPTANCE OF PAYMENT IN FULL FOR THE DEMOLITION LIEN ON SAID PROPERTY AND SATISFACTION OF THE DEMOLITION LIEN.

C.

FOR INTRODUCTION – AN ORDINANCE – AUTHORIZING THE LEASE OF CERTAIN REAL PROPERTY TO THE REDEVELOPMENT AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA (THE ‘AUTHORITY’)  
PURSUANT TO A LEASE AGREEMENT; AUTHORIZING AND DIRECTING THE INCURRENCE OF LEASE RENTAL DEBT IN THE MAXIMUM PRINCIPAL AMOUNT OF SIX MILLION ONE HUNDRED THOUSAND DOLLARS (\$6,100,000), PURSUANT TO THE ACT OF THE GENERAL ASSEMBLY OF THE COMMONWEALTH OF PENNSYLVANIA, 53 PA.C.S, CHAPTERS 80-82, AS AMENDED, KNOWN AS THE LOCAL GOVERNMENT UNIT DEBT ACT; DETERMINING THAT SUCH DEBT SHALL BE INCURRED UNDER THE DEBT ACT AS LEASE RENTAL DEBT TO BE EVIDENCED BY A CERTAIN SUBLEASE AND GUARANTY AGREEMENT OF THE CITY SECURING A GUARANTEED LEASE REVENUE BOND TO BE EXECUTED BY THE AUTHORITY TO FINANCE A PROJECT FOR THE AUTHORITY CONSISTING OF ALL OR ANY OF THE FOLLOWING: (1) ACQUIRING THE AUTHORITY’S LEASEHOLD INTEREST IN SUCH REAL PROPERTY SUBJECT TO THE LEASE AGREEMENT FROM THE CITY AND IN CONNECTION THEREWITH CURRENTLY REFUNDING THE SEWER AUTHORITY OF THE CITY OF SCRANTON, PENNSYLVANIA’S GUARANTEED LEASE REVENUE NOTES, SERIES OF 2005; AND (2) PAYING THE COSTS AND EXPENSES OF FINANCING SUCH PROJECT; BRIEFLY DESCRIBING SUCH PROJECT FOR WHICH SUCH DEBT IS TO BE INCURRED; DECLARING THE GUARANTY OF SAID AUTHORITY’S GUARANTEED LEASE REVENUE BONDS TO BE A PROJECT OF THE CITY FOR WHICH LEASE RENTAL DEBT IS TO BE INCURRED; 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 AUTHORIZING THE PREPARATION OF A DEBT STATEMENT AND BORROWING BASE CERTIFICATE; APPROVING THE FORM OF,

AND AUTHORIZING, SUBJECT TO CERTAIN

CONT'D.....

CONDITIONS, EXECUTION AND DELIVERY OF THE AFORESAID LEASE AGREEMENT AND SUBLEASE AND GUARANTY AGREEMENT; SPECIFYING THE AMOUNT OF THE GUARANTY OBLIGATION OF THE CITY PURSUANT TO SUCH SUBLEASE AND GUARANTY AGREEMENT AND THE SOURCES OF PAYMENT OF SUCH GUARANTY OBLIGATION; 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; APPROVING THE FORM AND DISTRIBUTION OF A PRELIMINARY OFFICIAL STATEMENT AND AN OFFICIAL STATEMENT WITH REGARD TO THE GUARANTEED LEASE REVENUE BONDS; APPOINTING VARIOUS PROFESSIONALS; PROVIDING FOR THE EFFECTIVENESS OF THIS ORDINANCE; AND DECLARING SAID PROJECT DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE RESIDENTS OF THE CITY.

D.

FOR INTRODUCTION - 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 TO BE FUNDED UNDER THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) PROGRAM, HOME INVESTMENT PARTNERSHIP (HOME) PROGRAM AND EMERGENCY SHELTER GRANT(ESG) PROGRAM.

E.

FOR INTRODUCTION - A RESOLUTION - APPROVING REVISION OF THE EXISTING TRAFFIC SIGNAL AT THE INTERSECTION OF MAIN AVENUE AND SWETLAND STREET AS A RESULT OF THE TRAFFIC IMPACT STUDY PREPARED FOR THE JAY'S COMMONS PROJECT.

F.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF NANCY D. BISIGNANI, 1200 PINE STREET, SCRANTON, PENNSYLVANIA,

18510, AS A MEMBER OF THE HISTORICAL ARCHITECTURE REVIEW BOARD. MS. BISIGNANI'S TERM EXPIRED ON OCTOBER 11, 2007 AND HER NEW TERM WILL EXPIRE ON OCTOBER 11, 2012.

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G.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF JOHN MOORE, 315 THIRTEENTH AVENUE, SCRANTON, PENNSYLVANIA, 18504, AS CHAIRMAN OF THE HISTORICAL ARCHITECTURE REVIEW BOARD. MR. MOORE'S TERM EXPIRED ON OCTOBER 11, 2007 AND HIS NEW TERM WILL EXPIRE ON OCTOBER 11, 2012.

H.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF ELLA RAYBURN, 934 NORTH WEBSTER AVENUE, SCRANTON, PENNSYLVANIA, 18510, AS A MEMBER OF THE HISTORICAL ARCHITECTURE REVIEW BOARD. MS. RAYBURN'S TERM EXPIRED ON OCTOBER 11, 2006 AND HER TERM WILL EXPIRE ON OCTOBER 11, 2011.

6. CONSIDERATION OF ORDINANCES - READING BY TITLE:

A.

READING BY TITLE - FILE OF COUNCIL NO. 36, 2008 - AN ORDINANCE - CREATING AND ESTABLISHING SPECIAL CITY ACCOUNT NO. 02.229589 ENTITLED "DCNR GRANT-SWIMMING POOL IMPROVEMENTS" FOR THE RECEIPT AND DISBURSEMENT OF GRANT FUNDS FROM THE PENNSYLVANIA DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES (DCNR) FOR SWIMMING POOL IMPROVEMENTS IN THE CITY OF SCRANTON.

B.

READING BY TITLE - FILE OF COUNCIL NO. 37, 2008 - AN ORDINANCE - APPROVING AND ACCEPTING THE UPDATED CITY OF SCRANTON CAPITAL BUDGET FOR THE YEAR 2009 THE FIRST-YEAR REVISION AND EXTENSION OF THE 2008 FIVE-YEAR PLAN.

C.

READING BY TITLE - FILE OF COUNCIL NO. 38, 2008 - AN ORDINANCE - AUTHORIZING THE CONVEYANCE BY SEALED BID OR AUCTION OF THREE PARCELS OF LAND ACQUIRED PURSUANT TO THE LACKAWANNA RIVER FLOOD CONTROL PROJECT, AS MORE

PARTICULARLY DESCRIBED ON THE ATTACHED MAPS.

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

A.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR  
ADOPTION - RESOLUTION NO. 51, 2008 - ACCEPTING A  
ONE THOUSAND (\$1,000.00) DOLLAR CONTRIBUTION FROM  
SANOFI PASTEUR PRESENTED TO THE CITY OF SCRANTON FIRE  
DEPARTMENT.

B.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY  
DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 52 ,  
2008 - ACCEPTING THE RECOMMENDATION OF THE HISTORICAL  
ARCHITECTURE REVIEW BOARD ("HARB") AND APPROVING  
ISSUANCE OF THE CERTIFICATE OF APPROPRIATENESS FOR A+  
SIGNS, INC., 825 SCRANTON CARBONDALE HIGHWAY, DICKSON  
CITY, PENNSYLVANIA FOR THE INSTALLATION OF ONE  
SET OF ILLUMINATED LOGO CHANNEL LETTERS AND  
RULE LINE IN WHITE LED LIGHTING, MOUNTED ON THE REAR  
FAÇADE OF THE RADISSON- LACKAWANNA STATION HOTEL, 700  
LACKAWANNA AVENUE, SCRANTON, PA.

C.

FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC WORKS - FOR  
ADOPTION - RESOLUTION NO. 53, 2008 AUTHORIZING THE  
MAYOR AND OTHER APPROPRIATE OFFICIALS OF THE CITY OF  
SCRANTON TO EXECUTE AND ENTER INTO AN AGREEMENT WITH  
THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF  
TRANSPORTATION ("PENNDOT") TO CONTINUE PARTICIPATION IN  
ITS AGILITY PROGRAM TO SHARE RESOURCES FOR THE MORE  
EFFICIENT USE OF STATE AND LOCAL GOVERNMENT FUNDS AND  
EQUIPMENT.

D.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY  
DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 54,  
2008 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE  
CITY OFFICIALS TO ACCEPT ENTER INTO, AND EXECUTE AN

AGREEMENT WITH THE U.S. DEPARTMENT OF HOUSING AND URBAN DEVELOPMENT (HUD) USING ECONOMIC DEVELOPMENT INITIATIVE (EDI) FUNDS IN CONJUNCTION WITH THE UNITED NEIGHBORHOOD CENTERS OF NEPA. THE GRANT FUNDS WILL BE USED FOR A PROJECT TO BE NAMED "HARRIETT BEECHER STOWE".

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E.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 55, 2008 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPLY FOR AND EXECUTE A GRANT FOR HOUSING AND REDEVELOPMENT ASSISTANCE (HRA) THROUGH THE COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT (DCED); AND IF THE APPLICATION IS SUCCESSFUL TO COORDINATE THE USE OF THE GRANT FUNDS FOR THE PROJECT TO BE NAMED AS THE "CONNELL BUILDING" WITH "JEFFERSON-WERNER, LLC", THE DEVELOPER, OR ITS DESIGNEE.

F.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 56, 2008 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPLY FOR AND EXECUTE A GRANT APPLICATION FOR MIXED USE FACILITY FINANCING INITIATIVE (MUFI) IN THE AMOUNT OF ONE MILLION \$1,000,000.00 DOLLARS THROUGH THE PENNSYLVANIA HOUSING FINANCE AGENCY (PHFA); ACCEPTING AND DISBURSING THE GRANT IF THE APPLICATION IS SUCCESSFUL; AND TO COORDINATE THE USE OF THE GRANT FUNDS WITH "JEFFERSON-WERNER, LLC", THE DEVELOPER, OR ITS DESIGNEE FOR THE PROJECT NAMED AS "THE CONNELL BUILDING".

G.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 57, 2008 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE OFFICIALS OF THE CITY OF SCRANTON TO ENTER INTO A PROFESSIONAL SERVICES CONTRACT WITH THE LAW FIRM OF HOURIGAN, KLUGER & QUINN, P.C. FOR LABOR AND EMPLOYMENT LEGAL SERVICES.

8. ADJOURNMENT:

KAY GARVEY  
CITY CLERK  
SCRANTON, PENNSYLVANIA

