

AGENDA
REGULAR MEETING OF COUNCIL
SEPTEMBER 23, 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. AGENDA FOR THE CITY PLANNING COMMISSION MEETING HELD ON SEPTEMBER 17, 2008.
 - B. AGENDA FOR THE NON-UNIFORM MUNICIPAL PENSION BOARD MEETING TO BE HELD ON SEPTEMBER 24, 2008.
 - C. PETITION FOR A STREET LIGHT IN THE 900 BLOCK OF GREEN RIDGE STREET.
 - D. CONTROLLER'S REPORT FOR THE MONTH ENDING AUGUST 31, 2008.
 - E. MINUTES OF THE COMPOSITE PENSION BOARD MEETING HELD ON AUGUST 27, 2008.
 - F. MINUTES OF THE NON-UNIFORM MUNICIPAL PENSION BOARD MEETING HELD ON AUGUST 27, 2008.
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 – A RESOLUTION – AUTHORIZING THE CITY OF SCRANTON TO MAKE APPLICATION FOR PERMIT TO THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION TO INSTALL AND OPERATE TRAFFIC SIGNAL AND TIMING CHANGES AT THE INTERSECTION OF MOOSIC STREET AND FRONT STREET TO IMPROVE THE FLOW OF TRAFFIC FOR THE PISANO COMMERCIAL PROJECT ON MOOSIC STREET.

C.

FOR INTRODUCTION – A RESOLUTION – DESIGNATING BRIAN SWANSON, CITY ENGINEER, AS THE CITY’S DESIGNATED OFFICIAL TO APPROVE AND SIGN THE TRAFFIC SIGNAL PLAN FOR THE INTERSECTION OF MOOSIC STREET AND FRONT STREET FOR THE PISANO COMMERCIAL PROJECT ON MOOSIC STREET.

D.

FOR INTRODUCTION – A RESOLUTION – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A PROFESSIONAL SERVICES AGREEMENT WITH CLOUGH HARBOUR & ASSOCIATES LLP FOR ADDITIONAL PROFESSIONAL ENGINEERING SERVICES FOR THE LACKAWANNA AVENUE STREETScape PROJECT.

E.

FOR INTRODUCTION – A RESOLUTION – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A CONTRACT WITH MICHAEL J. PASONICK, JR., INC., CONSULTING ENGINEERS & SURVEYORS, 165 NORTH WILKES BARRE BOULEVARD, WILKES BARRE, PENNSYLVANIA 18702 TO INSPECT THE ENGINEERING AND CONSTRUCTION WORK FOR THE 500 BLOCK OF LACKAWANNA AVENUE PROJECT ENTITLED PARK PLAZA AND PEDESTRIAN COURT.

F.

FOR INTRODUCTION – A RESOLUTION – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO ACCEPT, EXECUTE AND ENTER INTO A BROWNFIELD ASSESSMENT AND CLEANUP COOPERATIVE AGREEMENT WITH THE U.S. DEPARTMENT OF ENVIRONMENTAL PROTECTION AGENCY (EPA) IN THE AMOUNT OF \$200,000.00. THE “PROJECT” WILL BE CALLED THE BROWNFIELDS COMMUNITY-WIDE HAZARDOUS ASSESSMENT GRANT FOR THE CITY OF SCRANTON, PENNSYLVANIA.

6. CONSIDERATION OF ORDINANCES – READING BY TITLE:

A.

READING BY TITLE – FILE OF COUNCIL NO. 39, 2008 – 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.

B.

READING BY TITLE – FILE OF COUNCIL NO. 40, 2008 – 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
SECTION 8110 OF THE LOCAL
AND AUTHORIZING THE PREPARATION
BORROWING BASE CERTIFICATE;

DEBT STATEMENT REQUIRED BY
GOVERNMENT UNIT DEBT ACT
OF A DEBT STATEMENT AND
CONT'D.....

APPROVING THE FORM OF, AND AUTHORIZING, SUBJECT TO
CERTAIN
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.

C.

READING BY TITLE - FILE OF COUNCIL NO. 41, 2008 - 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.

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

A.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR
ADOPTION - FILE OF COUNCIL NO. 36, 2008 - 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.

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B.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - FILE OF COUNCIL NO. 38 , 2008 - 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.

C.

FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC SAFETY -
FOR ADOPTION - RESOLUTION NO. 58, 2008 - 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.

D.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - RESOLUTION NO. 59, 2008 - 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.

E.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - RESOLUTION NO. 60, 2008 - 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.

F.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - RESOLUTION NO. 61, 2008 - 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.

8. ADJOURNMENT:

KAY GARVEY
CITY CLERK
SCRANTON, PENNSYLVANIA

