

AGENDA
REGULAR MEETING OF COUNCIL
SEPTEMBER 30, 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. MINUTES OF THE LACKAWANNA HEALTH & WELFARE AUTHORITY BOARD MEETING HELD ON JULY 17, 2008.
 - B. MINUTES OF THE POLICE PENSION COMMISSION MEETING HELD ON JULY 23, 2008.
 - C. POLICE PENSION COMMISSION MEETING OF AUGUST 27, 2008 WAS CANCELLED DUE TO LACK OF QUOROM.
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 – SALE OF TAX DELINQUENT PROPERTY MORE COMMONLY KNOWN AS 902-908 NORTH WASHINGTON AVENUE, SCRANTON, PENNSYLVANIA, TO ALFRED D. PANTUSO, SR., RD #2, BOX 2165, MOSCOW, PENNSYLVANIA, 18444, FOR THE CONSIDERATION OF \$8,000.00.

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C.

FOR INTRODUCTION - AN ORDINANCE - SALE OF TAX DELINQUENT PROPERTY MORE COMMONLY KNOWN AS 2110 CAPOUSE AVENUE, SCRANTON, PENNSYLVANIA, TO MARK F. AND CHRISTINE L. FRYER, 902 WOODLAWN STREET, SCRANTON, PENNSYLVANIA, 18444, FOR THE CONSIDERATION OF \$2,000.00.

D.

FOR INTRODUCTION - AN ORDINANCE - SALE OF TAX DELINQUENT PROPERTY MORE COMMONLY KNOWN AS 902-904 MADISON AVENUE, SCRANTON, PENNSYLVANIA, TO STEVEN ANDERS AND WILIM NG, RR 2, BOX 2051, STROUDSBURG, PENNSYLVANIA, 18360, FOR THE CONSIDERATION OF \$5,000.00.

E.

FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A RIGHT OF ENTRY-GENERAL RELEASE AGREEMENT WITH THE PENNSYLVANIA NORTHEAST REGIONAL RAILROAD AUTHORITY DELAWARE-LACKAWANNA RAILROAD COMPANY, INC. ("PNRRA/DL") CONCERNING THE 500 BLOCK OF LACKAWANNA AVENUE PROJECT ENTITLED "PARK, PLAZA AND PEDESTRIAN COURT".

F.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF WILLIAM J. EGAN, JR., 901 ELECTRIC STREET, SCRANTON, PENNSYLVANIA, 18509, AS A MEMBER OF THE BOARD OF THE SCRANTON HOUSING AUTHORITY FOR A TERM OF FIVE (5) YEARS. MR. EGAN'S NEW TERM WILL EXPIRE ON SEPTEMBER 27, 2011.

G.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF JANE MCCARTHY, 537 NORTH WASHINGTON AVENUE APARTMENT 303, SCRANTON, PENNSYLVANIA, 18503, AS A MEMBER OF THE BOARD OF THE SCRANTON HOUSING AUTHORITY FOR A TERM OF FIVE (5) YEARS. MS. MCCARTHY'S CURRENT TERM EXPIRED ON SEPTEMBER 27, 2008, AND HER NEW TERM WILL EXPIRE ON SEPTEMBER 27, 2013.

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H.

FOR INTRODUCTION - A RESOLUTION - RE-APPOINTMENT OF
TERRENCE V. GALLAGHER, ESQUIRE 1320 ORAM STREET,
SCRANTON, PENNSYLVANIA, 18504, AS A MEMBER OF THE BOARD
OF THE SCRANTON HOUSING AUTHORITY FOR A TERM OF FIVE
(5) YEARS. MR. GALLAGHER'S CURRENT TERM EXPIRED ON
SEPTEMBER 27, 2008 AND HIS NEW TERM WILL EXPIRE ON
SEPTEMBER 27, 2013.

6. CONSIDERATION OF ORDINANCES - READING BY TITLE:

NO BUSINESS AT THIS TIME.

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

A.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR
ADOPTION - FILE OF COUNCIL NO. 37, 2008 - 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.

B.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR
ADOPTION - FILE OF COUNCIL NO. 39, 2008 - 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 CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR
ADOPTION - FILE OF COUNCIL NO. 40, 2008 - 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
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.

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D.

FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC SAFETY -
FOR ADOPTION - RESOLUTION NO. 62, 2008 - 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.

E.

FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC SAFETY -
FOR ADOPTION - RESOLUTION NO. 63, 2008 - 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.

F.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY
DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 64, 2008 -
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.

G.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY
DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 65, 2008 -
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

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H.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY
DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 66, 2008 -
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.

8. ADJOURNMENT:

KAY GARVEY
CITY CLERK
SCRANTON, PENNSYLVANIA

