

AGENDA
REGULAR MEETING OF COUNCIL
JULY 21, 2009
10:00 A.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 COMPOSITE PENSION BOARD MEETING HELD ON JUNE 24, 2009.
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 - 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 PROGRAM, PROJECT NO. 150.24 IN AN AMOUNT NOT TO EXCEED \$50,000.00 TO MARTINI GRILL, LLC TO ASSIST AN ELIGIBLE PROJECT.
 - C. FOR INTRODUCTION - A RESOLUTION - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS FOR THE CITY OF SCRANTON TO EXECUTE AND ENTER INTO A LEASE WITH SCRANTON LIFE REALTY CO., INC. TO PROVIDE OFFICE SPACE FOR THE CITY OF SCRANTON OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT.

5

D.

FOR INTRODUCTION A RESOLUTION – APPOINTMENT OF BRUCE MILLER, 609 RACE STREET, SCRANTON, PENNSYLVANIA, 18509, THE POSITION OF ASSISTANT ZONING OFFICER OF THE CITY OF SCRANTON, EFFECTIVE APRIL 6, 2009.

E.

FOR INTRODUCTION – A RESOLUTION – AUTHORIZING ANY AND ALL APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A PERMIT AGREEMENT WITH THE COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF TRANSPORTATION TO APPLY FOR THE HIGHWAY OCCUPANCY PERMITS REQUIRED TO CONSTRUCT THE MULBERRY STREET STREETScape PROJECT AND AUTHORIZING ANY AND ALL APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO AN INDEMNIFICATION AGREEMENT WITH THE UNIVERSITY OF SCRANTON TO INDEMNIFY THE CITY FROM ANY LIABILITY WITH RESPECT TO VEHICULAR TIRE DAMAGE CAUSED BY THE USE OF GRANITE CURBING WITH A ROUNDED LEADING EDGE IN THE UNIVERSITY’S MULBERRY STREET STREETScape PROJECT.

F.

FOR INTRODUCTION – A RESOLUTION – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO ON BEHALF OF THE CITY OF SCRANTON A PROFESSIONAL SERVICES AGREEMENT WITH DUFFIELD ASSOCIATES, INC. TO UNDERTAKE INVENTORY OF BROWNFIELD SITES WITHIN THE CITY.

6. CONSIDERATION OF ORDINANCES – READING BY TITLE:

A.

READING BY TITLE – FILE OF COUNCIL NO. 74, 2009 – AN ORDINANCE – TO LIMIT THE TURNING MOVEMENT FOR TRAFFIC TRAVELING SOUTHWEST TOWARD MULBERRY STREET FROM THE 400 BLOCK OF HITCHCOCK COURT, COSTELLO COURT, AND MAHON COURT TO RIGHT TURN MOVEMENT ONLY.

6

B.

— READING BY TITLE - FILE OF COUNCIL NO. 75, 2009 - AN
ORDINANCE - ESTABLISHING "NO PARKING" ZONES ALONG THE
SOUTHERLY AND NORTHERLY SIDES OF MULBERRY STREET (S.R.
3027) FOR TURNING LANES AT DESIGNATED INTERSECTIONS
BETWEEN JEFFERSON AVENUE AND NORTH WEBSTER AVENUE, AS
MORE PARTICULARLY DESCRIBED ON THE PLAN ATTACHED HERETO,
TO ALLOW FOR SAFE SITE DISTANCE AS MANDATED BY THE
PENNSYLVANIA DEPARTMENT OF TRANSPORTATION.

C.

— READING BY TITLE - FILE OF COUNCIL NO. 76, 2009 - AN
ORDINANCE - AMENDING FILE OF COUNCIL NO. 129 OF 1995,
(AS AMENDED), ENTITLED "ESTABLISHING FINES TO BE IMPOSED
FOR THE ACTIVATION OF AN ALARM DEVICE WHICH IS
DETERMINED TO BE A FALSE ALARM BY THE POLICE DEPARTMENT;
AUTHORIZING THE ADMINISTRATION AND ENFORCEMENT OF SAID
FINES; AND PRESCRIBING PENALTIES FOR VIOLATIONS",
BY CHANGING CERTAIN SECTIONS TO ALLOW FOR THE IMPROVED
ADMINISTRATION OF THE ORDINANCE, SPECIFICALLY SECTIONS
1D. AND 1E.; SECTION 2; SECTION 3; SECTION 4; SECTION 6
AND SECTION 7.

D.

— READING BY TITLE - FILE OF COUNCIL NO. 77, 2009 - AN
ORDINANCE - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE
CITY OFFICIALS TO DESIGNATE \$4,999.52 FROM PROJECT NO.
09- 400.41 REPAYMENTS OF URBAN DEVELOPMENT ACTION GRANTS
(UDAG), FOR THE PURCHASE AND INSTALLATION OF TEN
(10) BIKE RACKS ON CITY OWNED PROPERTY.

E.

— READING BY TITLE - FILE OF COUNCIL NO. 78, 2009 - AN
ORDINANCE - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE
CITY OFFICIALS TO ENTER INTO AN AGREEMENT BETWEEN THE
MOST REVEREND JOSEPH F. MARTINO, D.D., BISHOP OF THE
DIOCESE OF SCRANTON, PENNSYLVANIA, TRUSTEE FOR THE
FORMER HOLY CROSS CONGREGATION, AND ITS PRESENT SUCCESSOR
CONGREGATION, ST. PATRICK'S PARISH SCRANTON,
PENNSYLVANIA AND THE CITY OF SCRANTON, APPROVING AND

AUTHORIZING THE TRANSFER OF THE REAL ESTATE AND IMPROVEMENTS LOCATED AT 5TH AVENUE AND BROADWAY STREET IN THE CITY OF SCRANTON TO THE CITY OF SCRANTON AND TO EXECUTE ANY AND ALL OTHER DOCUMENTS NECESSARY FOR THE CLOSING OF THIS TRANSACTION.

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

A.

FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC SAFETY – FOR
ADOPTION – RESOLUTION NO. 164, 2009 – AUTHORIZING REVISION OF THE EXISTING TRAFFIC SIGNALS ALONG MULBERRY STREET (S.R. 3027) FROM THE INTERSECTION OF MULBERRY STREET AND JEFFERSON AVENUE TO THE INTERSECTION OF MULBERRY STREET AND NORTH WEBSTER AVENUE FOR THE UNIVERSITY OF SCRANTON MULBERRY STREET STREETScape PROJECT.

B.

FOR CONSIDERATION BY THE COMMITTEE ON RULES – FOR
ADOPTION – RESOLUTION NO. 165, 2009 – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A COLLECTIVE BARGAINING AGREEMENT WITH LOCAL LODGE 2305 OF THE INTERNATIONAL ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS IN ACCORDANCE WITH THE TERMS AND PROVISIONS OF A MEMORANDUM OF UNDERSTANDING DATED JUNE 12, 2009 AND RATIFIED BY THE MEMBERSHIP.

C.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY
DEVELOPMENT – FOR ADOPTION – RESOLUTION NO. 166, 2009 –
RATIFYING THE ACTIONS OF THE OFFICE OF ECONOMIC AND COMMUNITY DEVELOPMENT AND OTHER APPROPRIATE CITY OFFICIALS APPLYING FOR AN ENERGY EFFICIENCY AND CONSERVATION BLOCK GRANT THROUGH THE UNITED STATES DEPARTMENT OF ENERGY'S NATIONAL ENERGY TECHNOLOGY LABORATORY IN THE AMOUNT OF \$718,500.00, AND IF THE GRANT APPLICATION IS SUCCESSFUL, AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO ACCEPT THE GRANT, AND TO COORDINATE AND DISBURSE THE GRANT FUNDS TO IMPLEMENT THE ENERGY EFFICIENCY PROJECTS OUTLINED IN SAID GRANT APPLICATION.

7

D.

FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC WORKS – FOR
ADOPTION – RESOLUTION NO. 167, 2009 – TO ACCEPT
OWNERSHIP, MAINTENANCE OF, AND RESPONSIBILITY FOR A
RETAINING WALL TO BE BUILT BY THE COMMONWEALTH OF
PENNSYLVANIA DEPARTMENT OF TRANSPORTATION AS PART OF THE
KEYSER AVENUE PROJECT ADJACENT TO THE SOUTH SIDE OF
GLINKO STREET AND TO EXECUTE AND ENTER INTO THE RETAINING
WALL OWNERSHIP AND MAINTENANCE AGREEMENT NO.
04M035 BETWEEN THE COMMONWEALTH OF PENNSYLVANIA,
DEPARTMENT OF TRANSPORTATION (“COMMONWEALTH”)
AND THE CITY OF SCRANTON
 (“MUNICIPALITY”).

8. ADJOURNMENT:

KAY GARVEY
CITY CLERK
SCRANTON, PENNSYLVANIA

