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SCRANTON CITY COUNCIL MEETING

HELD:

Tuesday, June 14, 2011

LOCATION:

Council Chambers

Scranton City Hall

340 North Washington Avenue

Scranton, Pennsylvania

CATHENE S. NARDOZZI, RPR - OFFICIAL COURT REPORTER

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CITY OF SCRANTON COUNCIL:

JANET EVANS, PRESIDENT

PAT ROGAN, VICE-PRESIDENT
(Not present)

ROBERT MCGOFF

FRANK JOYCE

JOHN LOSCOMBE
(Not present)

NANCY KRAKE, CITY CLERK

KATHY CARRERA, ASSISTANT CITY CLERK

BOYD HUGHES, SOLICITOR

1 (Pledge of Allegiance recited and
2 moment of reflection observed.)

3 MS. EVANS: Roll call, please.

4 MS. CARRERA: Mr. McGoff.

5 MR. MCGOFF: Here.

6 MS. CARRERA: Mr. Rogan. Mr.

7 Loscombe. Mr. Joyce.

8 MR. JOYCE: Here.

9 MS. CARRERA: Mrs. Evans.

10 MS. EVANS: Here.

11 MS. EVANS: Dispense with the
12 reading of the minutes.

13 MS. KRAKE: THIRD ORDER. 3-A.

14 RECEIVED FROM RYAN MCGOWAN, BUSINESS
15 ADMINISTRATOR, ON MAY 31, 2011, THE BUDGET
16 COMPARISON FOR THE MONTH OF APRIL, 2011.

17 MS. EVANS: Are there any comments?
18 If not, received and filed.

19 MS. KRAKE: 3-B. AGENDA FOR THE
20 CITY PLANNING COMMISSION MEETING TO BE HELD
21 JUNE 15, 2011.

22 MS. EVANS: Are there any comments?
23 If not, received and filed. Do we have any
24 clerk's notes this evening?

25 MS. KRAKE: Yes, we do, Mrs. Evans.

1 One announcement, council will see in their
2 mail a letter from a resident concerning the
3 West Lackawanna Avenue Bridge. Councilman
4 Loscombe is not here this evening, but he
5 has been doing extensive investigating on
6 this issue and he will have lots of photos
7 and information concerning it next week.

8 MS. EVANS: Thank you. Do any
9 council members have announcements at this
10 time? None? Let the record show that
11 Councilman Loscombe and Councilman Rogan
12 cannot attend this regularly scheduled
13 council meeting. Councilman Loscombe is
14 attending his daughter's graduation
15 ceremony.

16 The public caucus scheduled for 5:30
17 p.m. today, June 7, 2011, was cancelled due
18 to lack of a quorum. In addition, the
19 following invited participants failed to
20 provide a response: Mayor Doherty, and I
21 believe he is currently out of the country
22 in Israel, and business administrator, Ryan
23 McGowan. Tax Collector Courtright responded
24 that he had a prior commitment, and Scranton
25 Redevelopment Authority director, William

1 Lazer, refused to attend.

2 And finally, I'd like to wish
3 Councilman McGoff and Loscombe and all of
4 the gentlemen in our community a very happy
5 Father's Day. A father is a blessing, a
6 roll model, a teacher, a best friend, a rock
7 upon which the family is built and a guiding
8 light that leads you to your destiny and
9 brings you home at day's end. My own dear
10 father, Carl Tomko, died seven years ago,
11 and there isn't a day that I don't think of
12 him and miss him. I miss his love,
13 strength, compassion and guidance.

14 Fathers are irreplaceable blessings
15 in our lives deserving appreciation, love,
16 and honor not only on Father's Day but every
17 day, and that's it.

18 MS. KRAKE: FOURTH ORDER. CITIZENS'
19 PARTICIPATION.

20 MS. EVANS: Our first speaker this
21 evening is Andy Sbaraglia.

22 MR. SBARAGLIA: Andy Sbaraglia,
23 citizen of Scranton, fellow Scrantonians. I
24 want to speak again at the Novembrino
25 complex, which I call the Oxford Plot. Does

1 anybody look at that plan for that splash
2 park? Does anybody know what it actually
3 consists of and how much damage they are
4 going to do to the existing pools there to
5 install this?

6 MS. EVANS: I haven't seen the
7 plans, no.

8 MR. SBARAGLIA: Well, I would assume
9 that you would request them a copy of the
10 plans, because if they plan -- we spent
11 hundreds and hundreds of thousands of
12 dollars to build that complex. It's there
13 for the kids. West Side has always had a
14 pool. We don't have to have somebody up in
15 the Hill Section tell us we don't need a
16 pool in West Side, and for Councilmen to sit
17 there for three council meetings, I would
18 have had that man effigy hanging in there
19 before I let him close my pool. You have
20 three councilmen from West Side, three of
21 them, and you don't have enough pull.
22 Believe me, there would be nothing passed
23 through council with your three without your
24 approval and you got to hold this guy's
25 hands to the fire.

1 You can't deal with the mayor, I can
2 tell you this now. You cannot sit there and
3 say, okay, let's do this, you got to be just
4 as rotten as he is, definitely just as
5 rotten no matter what the paper says because
6 that's how you deal with this man. At one
7 time we had a free swim program, we still
8 have it, but there was one person that was
9 on for a loan on the docket, on the agenda,
10 because he contributed to the free swim
11 program that the mayor won't -- didn't want
12 to have he was removed. This is a true
13 story. This is how this man is. You got to
14 realize.

15 And you also got to realize he is
16 trying to run out of this city as fast he
17 can. You heard a lot of rumors that he is
18 thinking of running against Lou Barletta,
19 this has come up a lot of times, and you got
20 the backing of the three newspapers to do
21 it, but he is leaving this city in shambles.
22 Not only is the finances all shambled, but
23 now he is even attacking the children of the
24 city. There is no reason for that pool not
25 to be open. None at all. If he wants to

1 build a splash park then let's build it
2 where they don't have to destroy something
3 that we already paid for. Let's improve the
4 city, not destroy it.

5 I wish you can pass some legislation
6 that any public property cannot be destroyed
7 without the consent of the legislature here,
8 of the councilmen. That should be on the
9 books. Any time somebody wants to destroy
10 city property it should come before you.
11 That's the only way you can hold this man in
12 check.

13 I don't know how much -- you can
14 even know how it happened, believe me, if I
15 was a councilman up in West Side as a
16 Westsider, as a Westsider, I don't even live
17 in West Side anymore, I feel insulted that
18 he would slap the people of good West Side
19 in the face. I know there is bad apples.
20 There is bad apples everywhere. You can't
21 help that, but you got a whole section of
22 the city, that most populous section of the
23 city, and to allow that to happen. My
24 friend used to call it a crying shame. I
25 don't use it very often, but it is a crying

1 shame that you could allow it, and I would
2 look at them plans for that splash parks. I
3 would check the finances that was utilized
4 to build that park to see if federal money
5 was involved, and if there was federal money
6 involved you should take action plus you got
7 a lawyer that could actually put in an
8 injunction in. You have all of these things
9 at your disposal. All we got is our voice
10 and our vote and, unfortunately, you can
11 only vote every four years. If there was a
12 vote tomorrow ask the people in West Side,
13 do you want this pool to be closed? I'm
14 sure they would say no.

15 As you know, we pay for the
16 lifeguards up at Nay Aug, how could you say
17 that a private pool, which eventually that's
18 what it is now, Nay Aug is a private
19 complex, it's not a public complex it's
20 private controlled by a committee appointed
21 by the mayor and the sole reason for that is
22 so nothing comes before you. That's the bad
23 part about it. Authorities are no good, you
24 can see that with the SRA now. You want to
25 come up with a million and a half, God knows

1 how much the Parking Authority is going to
2 be in debt for, and when that falls on the
3 city plus the SRA you got to ask for removal
4 of these people that sit on those boards
5 because if they do this to all of the city.
6 You know, the taxes are probably are going
7 to have to be raised, there is no question
8 about it. With all of these little things
9 popping up there is no way we are going to
10 be on financial stability next year, and the
11 mayor said we are not even going to be on
12 that to the end of this year, but he did it.
13 That's what makes me think he really does
14 plan to run for Congress. Thank you.

15 MS. EVANS: Thank you,
16 Mr. Sbaraglia. And I just wanted to add
17 that under motions tonight I intend to
18 discuss the Novembrino pool and I do have
19 some ideas as to how council can hopefully
20 solve that situation. Next speaker is Marie
21 Schumacher.

22 MR. JOYCE: Before the next speaker
23 begins, Mr. Krake, if you could please
24 request a copy of the plans for the splash
25 park to be sent to Council's office.

1 MS. SCHUMACHER: Good evening,
2 Council.

3 MS. EVANS: Good evening.

4 MS. SCHUMACHER: I can report a
5 second sighting of the patcher vehicle.
6 Yes, that's what's printed on the vehicle.
7 Sadly though, there was no City of Scranton
8 identification, it was from Pocono something
9 or other, but it is out there.

10 Now, advance warning, tonight I am
11 offering what I trust will be taken as
12 constructed comments. First, actions have
13 consequences and last week we learned that a
14 petition with 500 plus signatures and a
15 council chamber filled mostly with potential
16 impact residents get speedy action. It is
17 personally distressing that smaller and
18 perhaps less organized areas of the city,
19 even though suffering consequences and
20 questionable zoning, have gone without
21 action for quite a number of years.

22 It has been a number of years since
23 a report of an arm of the federal government
24 recommended rezoning of the property
25 formerly occupied by Daron Northeast, and

1 close neighbors so few in number petitioned
2 for a rezoning from the podium yet no action
3 has been taken. I both hope the rezoning of
4 the former Daron property will occur shortly
5 and that the city council would act as a
6 matchmaker between Don King, the city
7 planner, and the Delaware company that was
8 interested in developing the Minooka
9 property, whose rezoning made it to the
10 agenda in one week, to offer other
11 properties in this city that might be
12 available without a zoning concern.

13 The bigger squeakier wheel getting
14 the speeder attention is but one example of
15 the kind of things that turn off citizens
16 and result in voter apathy when such
17 involvement is required of good government
18 and is sorely needed.

19 Another was when Mr. Loscombe
20 stated, in essence, last week that he agreed
21 in principal with Mr. Rogan on Scranton
22 Sewer Authority appointment vote, but cast a
23 vote that ignored that principal and voted
24 for the appointment as council's vote had no
25 consequences. I believe that was setting a

1 poor example, but it's certainly
2 Mr. Loscombe's right.

3 Last week the Novembrino pool was a
4 major issue. I confess to being unsure
5 about whether the entire Novembrino Swim
6 Complex is being converted to a splash park
7 or whether swimming will still be available.
8 However, had a Home Rule Charter compliant
9 capital budget been approved last year, this
10 would have been known and citizens would
11 have had a chance to make an input. The
12 fact that the Home Rule Charter apparently
13 has no teeth that would encourage or force
14 Home Rule Charter compliance, makes me think
15 that a Home Rule Charter update is overdue.
16 However, councils, both this and the prior
17 council, have talked about such an endeavor,
18 but have not taken the required actions to
19 allow an update to occur.

20 Each week third order items are
21 routinely received and filed. I would like
22 to know during motions whether all of these
23 items are available at the Albright Library
24 for interested persons who cannot make it to
25 city hall during the workday, such as

1 myself, may review these items. Many of
2 these are received and filed documents
3 containing interesting and actionable items.

4 For example, at the May 24 meeting,
5 three months of Office and Economic and
6 Community Development reports were received
7 and filed. Mr. Rogan used to share at least
8 highlights of these reports, but now they
9 are received and filed. I know I would like
10 to know the status of loan payments, are
11 they all current, are some delinquent.

12 The Caper was also received and
13 filed and there are certainly questions that
14 arise from this report. For instance, four
15 projects had no or little amounts drawn for
16 the entire report year. One, the demolition
17 of hazardous structures. \$200,000 available
18 and none spent. Did we run out of
19 properties needing demolition? I don't
20 think so.

21 Two, reconstruction of bridges.
22 \$400,000 available and none spent, and this
23 was for the Rockwell Avenue Bridge, even
24 though ten defects have been noted by
25 engineers.

1 Three, neighborhood police patrol in
2 low/moderate income areas, \$300,000
3 available to spend, yet none spent.

4 Four, public facilities and
5 improvements-paving, \$8,500 drawn from
6 \$200,000 available.

7 At the may 31 meeting, two 2010
8 audits status reports were received and
9 filed and so we know nothing about whether
10 the open items are serious or trivial and
11 when the audit report might be available. I
12 would like to know if the current open items
13 are the same as the 2009 audit open items as
14 of this time last year. If they are the
15 same, is there a procedural change that
16 could be made such that these items would be
17 available in a timely manner next year?

18 Some citizen requests for
19 information go months without answer. What
20 is the message? Give up and go away? I,
21 for one, plan to stick it out and hope for
22 change. Thank you for your consideration.

23 MS. EVANS: Thank you.

24 MR. JOYCE: Mrs. Schumacher, in
25 regard to some of the items in Third Order,

1 if you do have a question about any of the
2 financial items such a budget comparisons,
3 if you would send me an e-mail I would be
4 glad to have someone in our office scan in a
5 copy of the report and e-mail it to you.

6 Also, as far as the status of the
7 OECD loans, I did have a chance to review
8 the report, I don't have it with me, I did
9 get it in my mail earlier, the status of any
10 of the loans in that report there is no
11 changes from the previous months. So things
12 that are pending litigation are still
13 pending litigation, things that are in
14 delinquency are still in delinquency and
15 things that are current are still current as
16 per Ms. Aebli's report.

17 MS. SCHUMACHER: Thank you.

18 MR. JOYCE: You're welcome.

19 MS. EVANS: And I just wanted to add
20 a few comments to what Councilman Joyce
21 provided. First of all, with regard to
22 Daron Northeast I was, as you know, very
23 well aware of the problems there and very
24 much opposed to the actions of Daron
25 Northeast. I'm sure you remember, also,

1 meetings that were held with representatives
2 of DEP. Now, as one of the recommendations
3 of DEP, the city was asked to rezone that
4 area in order that at the time of a sale of
5 that property no such business or industry
6 could locate into that area and cause the
7 same type of problems, and when that report
8 was received I, as a minority council
9 person, wrote to the zoning board and I
10 received responses from Attorney Penetar
11 stating that the area could not be rezoned,
12 we went back and forth several times through
13 written communication, he did not want to
14 make any changes to it.

15 Now, I, in the mean time learned I
16 think it might have been this year or late
17 2010 that a development is planned for that
18 particular area, I think it might be perhaps
19 an elderly high rise, and that came before
20 the zoning board, I believe, and perhaps the
21 planning commission as well and I spoke with
22 neighbors at that time about this new
23 development and they attended the zoning
24 board hearing, I believe one may have even
25 testified at the zoning board hearing

1 the appointment of Mr. Renda to the Scranton
2 Sewer Authority, it was my understanding
3 that the articles that I read in the
4 newspaper Mr. Renda had already been
5 appointed to the Sewer Authority before that
6 legislation ever became -- ever came before
7 city council. He had taken his seat on the
8 Sewer Authority, I think the members of the
9 Sewer Authority seated him, and so we
10 received the legislation apparently after
11 the fact, and since I think it's important
12 to always because there are so many issues
13 on Council's plate and 99 percent of these
14 issues are very weighty, very important to
15 all of the people of this city, I think it
16 becomes important to choose your battles and
17 when someone has -- when action has already
18 been taken, then I don't think it's the
19 battle that in this case you want to
20 undertake because there are far more serious
21 situations that require our immediate
22 consideration.

23 Now, as for the reports of OECD, I
24 will tell Councilman Rogan that he should be
25 providing some of that information to the

1 public under council motions. I can tell
2 you that the according to the last report
3 council received from Ms. Aebli, the loan
4 portfolio had remained unchanged throughout
5 2011. I know that previous -- at the
6 beginning of the year I think the loan
7 portfolio might have been missing and at
8 that time I requested that we see a specific
9 breakdown of all of the loans, we she did
10 then provide. So, as I said, in the latest
11 report rather than providing the breakdown
12 once again, there was a statement indicating
13 that the portfolio remained unchanged.

14 The final thing that I would like to
15 add is that we placed these issues into
16 Third Order so that the public could have
17 full access and knowledge of them and, you
18 know, conversely, if they weren't in Third
19 Order the public would never know that we
20 received them and they are part of the
21 agenda, so they are fully available in our
22 office with the agenda.

23 And our next speaker is Carl
24 Kupchunas.

25 MR. KUPCHUNAS: Good evening. My

1 name is a Carl Kupchunas. One of the
2 reasons that I'm here this evening is to
3 invite everyone here and everyone watching
4 to our annual block party. The Meriweather
5 of God of Parish, formerly Holy Rosary
6 Parish, will be conducting our annual block
7 party next weekend, June 23, 24 and 25 at
8 our Parish Center, which is on West Market
9 Street by Cole Muffler. The block party is
10 between 6 & 11 p.m. on Thursday and Friday
11 and between 5 and 11 p.m. on Saturday.

12 The block party will include the
13 following live entertainment: On Thursday,
14 Sweet Pepper and the Longhots will be
15 featured. On Friday, Picture Perfect, who
16 is one of the very best bands in the
17 Scranton area, will be featured, and on
18 Saturday, Jim Cerminaro between 5 on 7 p.m.,
19 later Take Three will take the stage between
20 7 and 11 p.m. This year's entertainment
21 shall be enjoyable for everyone.

22 We have a variety of the games for
23 adults and children, such as the Big 6
24 wheel, the money wheel, Irish poker for the
25 adults, as well as our annual raffle. For

1 the children we have plush animals, the
2 lollipop tree, kids corner, which will
3 include face painting and many boards games
4 and fun.

5 We cannot forget about our annual
6 diaper derby which we run Friday, June 24,
7 at 7:00 p.m. All children three years and
8 older -- three years and younger actually,
9 are warmly invited to run for the roses.
10 Ribbons and prizes will be awarded at the
11 metal stand.

12 Other features of our block party
13 are the treasure cove, dining around,
14 baskets galore, book nook, an ice cream
15 truck, bingo and many more. Also, water
16 wars is back where you can launch water
17 balloons at your friends.

18 We also have some of the best food
19 around. In addition to the usual burgers,
20 hot dogs, fries, pizza, potato pancakes and
21 usual block party food and beverages, we
22 will be featuring at St. Joseph's stand
23 homemade Lithuanian food. New this year is
24 a stand from our neighbors and friends at
25 the Shilo Baptist Church who will feature

1 the best chicken and ribs that you ever had.
2 On Friday night, St. Anthony's will have
3 homemade Italian cookies and pastries. If
4 you miss our block party you are going to
5 miss some of the best food and entertainment
6 of the summer season. As you can see, our
7 block party has something for everyone. We
8 hope to see you there next weekend, rain or
9 shine, and sincerely thank everyone who
10 comes.

11 In other matters, I would like to
12 publically thank the Army Corp of Engineers
13 for the completion of the Albright Avenue
14 flood control project. With all of the rain
15 we had so far this spring, it gives the
16 residents of lower Greenridge peace of mind
17 that we will not be the victim of another
18 flood.

19 Finally, I know I'm a couple of
20 weeks late on this, the Scranton Sewer
21 Authority is getting another huge rate
22 increase from the homeowners of Scranton.
23 This time 47 percent. They also received a
24 substantial raise about a year ago at the
25 same time. This 47 percent increase is

1 highway robbery without a gun by Gene
2 Barrett and the Sewer Authority board. The
3 Pennsylvania American Water Company and the
4 you UGI gas corporation are also requesting
5 rate increases. Where do these companies
6 think the ratepayers will get all of the
7 extra money?

8 I know council cannot do anything
9 about PAWC or the UGI rate increases, but
10 they can investigate the justification for
11 the huge rate increase by the Sewer
12 Authority. Also, doing a Right-to-Know
13 about Gene Barrett's salary and if he got
14 any increases. Also, recent Sewer Authority
15 hirings and employee's salaries.

16 Also, recently I read a very
17 disturbing information on a local political
18 website that a Sewer Authority employee was
19 allegedly using taxpayer supported Sewer
20 Authority equipment for his own private use
21 and another Sewer Authority employee was
22 allegedly doing personal appointments while
23 punched in on the city clock. That is --
24 any business I know if I did my own personal
25 duty while I worked down at the lanes, I

1 would get fired. I mean, so I would
2 appreciate if council could check into if
3 there is any truth to that, but I found that
4 very disturbing when I read that on I think
5 you know what website I mean. I want to
6 thank you for your time this evening and I
7 hope everybody has a great summer.

8 MS. EVANS: Thank you,
9 Mr. Kupchunas. I probably should add though
10 that council did send a letter to the PUC
11 regarding the water rate increase urging it
12 or well opposing the rate increase and
13 urging it's reconsideration. I think we can
14 most certainly pursue a Right-to-Know
15 request for from the Sewer Authority for the
16 information that you delineated tonight.
17 However, if you could help us out by
18 providing that information to Ms. Carrera,
19 exactly what it is, what facts you are
20 seeking from the Sewer Authority and pass
21 that off to her this evening and then we'll
22 be able to send that letter out hopefully
23 this week to the Sewer Authority. Bill
24 Jackowitz.

25 MR. JACKOWITZ: Bill Jackowitz,

1 South Scranton resident and member of the
2 Taxpayers' Association. I'd like to wish
3 the United States Army our 234th birthday
4 today. Today is the birthday, the Army has
5 been in existence for 234 years protecting
6 this country so happy birthday to the US
7 Army.

8 Okay, Kids Swim Free. We are going
9 to have our first Kids Swim Free on the 28th
10 of June 2011. It will be from noon to 6:00
11 at Nay Aug Park.

12 Also, in regards to the Novembrino
13 pool, I would like to find out and have
14 council find out for the citizens to know
15 where the plans are for the splash pool, was
16 the job bided out, who got the bid, what the
17 start date is, and when the projected
18 completion date is because there is no
19 reason at all to close that pool if nothing
20 is going to be going on. You are going to
21 have an empty pool sitting there.

22 The majority of the people in this
23 city I know, because as you know all know
24 I'm involved with the swim thing, I have
25 gotten letters, I have gotten e-mails, and I

1 have gotten -- I have not received one yet
2 of anybody in favor of closing that
3 Novembrino pool, so I think we really need
4 to research this before we close that pool
5 down for no reason as all.

6 I'd like to thank all of the
7 contributors who have been contributing to
8 the Kids Swim Free, and I especially like to
9 thank the ones from out of the city, people
10 from Abington Heights, some people from
11 Throop and people from Taylor who are
12 contributing. Also, I'd like to thank them
13 for the nice little notes that they have
14 been putting in on their envelopes. It's
15 well appreciated and it is a good cause and
16 I think everybody seems to agree with that.
17 Again, I'd like to thank ECTV for running
18 the spot that they have been running.

19 Changing the subject, I, too, am
20 disappointed about the appointment of Stu
21 Renda and also Ray Hayes. I understand
22 that, you know, they were already made in
23 advance, but you know what, you should never
24 retreat, and I would -- if I was on council
25 I would have voted "no" against the

1 appointments just because that's the way I
2 feel, not because the appointment was
3 already made. I don't know agree with that,
4 but that's me and I'm not on council, thank
5 God.

6 Everybody seems to talk about
7 cooperation with different bodies of
8 government, legislative, executive, and so
9 on so forth, but you know what, I haven't
10 seen any cooperation yet. You know, a good
11 example is today, okay, we have two council
12 members out, that's okay, but this meeting
13 was scheduled far in advance the mayor is in
14 Israel, I mean, the one guy from the
15 Redevelopment Authority refuses to come,
16 where is the cooperation? Where is the
17 cooperation? There is no cooperation. The
18 boards need to cooperate, the authorities
19 need to cooperate, the mayor needs to
20 cooperate, city council needs to cooperate,
21 the business administrator needs to
22 cooperate, the human resource manager needs
23 to cooperate, we all need to cooperate.

24 You know, we should have a big
25 meeting right here in this room and just

1 invite everybody, you know, maybe we should
2 have beer, I don't know if you can have beer
3 in city hall, but I guarantee you if you
4 bring a couple of kegs of beer everybody
5 will show up. You know, let's get the
6 people here. Do what you got to do.

7 Council, if you got to go to the mayor's
8 office, go to the mayor's office because the
9 mayor is not coming here. He has proven
10 that in nine years. He is not coming here,
11 so go to his office if you have to. Go to
12 the Business Administrator's Office if you
13 have to, but we got to get some cooperation
14 because this city is going downhill fast.

15 I'm disappointed with the police
16 union not dropping the grievance against the
17 chief. Again, lack of cooperation.

18 I'm disappointed with the golf
19 course money, the \$3.5 million that was set
20 aside with the sale of the golf course, that
21 money was squandered by past councils, that
22 money was used -- was supposed to be used
23 for park and recreation, if that money had
24 been saved and still in escrow in an account
25 we wouldn't have a problem with repairs and

1 the pools, we wouldn't have a problem with
2 lifeguards because we have \$3.5 million
3 sitting there that we could go to and use.
4 But, no, it was given away to other entities
5 by past councils. Again, that should never
6 have happened. That money was set aside for
7 the citizens for parks and recreation, for
8 the kids' and for the citizens' use at their
9 parks.

10 Also, I'd like to find out who do I
11 have to contact at the Sewer Authority to
12 have work done on my pool because it seems
13 like that's what was going on by an employee
14 of the Sewer Authority, so if someone can
15 give me Mr. Barrett's home phone number and
16 cell phone number so I can have someone come
17 over and build a pool for me or do whatever
18 they were doing on government city
19 government time.

20 We need to get into this and get
21 into this deep and find out what's going on,
22 what happened, who the people were, who were
23 involved in this, if this really did happen,
24 what disciplinary action, termination is not
25 enough. If this really happened, charges

1 should be filed because this is
2 misappropriation of government funds and
3 government property and government
4 equipment. So, again, I would like city
5 council to really look into this and find
6 out if this really happened or if this is
7 just a rumor because our Sewer Authority
8 they are raising rates, I'm almost finished,
9 they are raising rates and they are doing
10 everything else and we got Sewer Authority
11 employees running around doing personal
12 business and doing business for their
13 friends. Can't allow that to happen.

14 We've got a good corruption trial
15 going on right down here at the Federal
16 Court system, which is a total disgrace for
17 Lackawanna County, the City of Scranton, and
18 this entire area. We had a corruption case
19 going down in Luzerne County which was
20 totally disgraceful and it's just total
21 disrespect for the citizens and it needs to
22 stop, but we need to find out and we need to
23 keep Novembrino pool open in year.

24 MS. EVANS: Thank you,
25 Mr. Jackowitz. If you could please provide

1 the information you are requesting to Ms.
2 Carrera in writing that would be very
3 helpful.

4 MR. JACKOWITZ: I will.

5 MS. EVANS: I just wanted to add
6 that-- you could be seated, about the
7 Scranton Redevelopment Authority's -- well,
8 specifically it's chairmen's refusal to
9 attend tonight's public caucus, I was very
10 concerned by that response since it is the
11 SRA that is in default of the \$1.5 million,
12 and according to what I have read in the
13 backup, it is the SRA that issued the RFP
14 for the collector of delinquent taxes, yet,
15 the Scranton Redevelopment Authority would
16 not appear at a public caucus with the very
17 company that has been selected to collect
18 those delinquencies.

19 Mr. Lazer stated that if we want to
20 discuss anything we can attend a Scranton
21 Redevelopment Authority meeting when it's
22 held sometime in July, I forget the date,
23 and I find that type of response
24 unacceptable, and frankly, he should have
25 been present this evening, the business

1 administrator should have been present this
2 evening, the parties involved really should
3 have been here, and they are seeking
4 council's assistance and placing legislation
5 before us for an approval or a decline of
6 bailing them out, so I think it behooves
7 them to come before city council.

8 But what troubles me even further is
9 this, to go to an SRA meeting, to discuss
10 any questions we may have defeats part of
11 the purpose. The caucus was to be held so
12 that the public would be aware of what this
13 agreement contains, what the role of the SRA
14 is, what the role of the city is, and as we
15 all know SRA meetings are not televised nor
16 are they widely attended by the public, and
17 so to provide a response such that you can
18 come to us in July, not only (a) are you
19 holding up the legislation, but (b) it
20 appears that you are hiding from the public.
21 And Mr. Ellman.

22 MR. HUGHES: Mrs. Evans, if I could
23 just make a brief statement?

24 MS. EVANS: Yes.

25 MR. HUGHES: I stated before that I

1 believe that the loan that was made by the
2 Penn Star Bank to the Redevelopment
3 Authority was misfeasance, malfeasance, and
4 nonfeasance, never should have been made at
5 the rate it was made. It was 100 percent
6 financing on delinquent taxes, which is
7 unheard of. They took the total amount of
8 delinquent taxes, discounted it only by 10
9 percent, added back in the Redevelopment
10 Authority fees of a hundred and eighty-nine,
11 ninety thousand, I'm going from memory, to
12 bring it back up to 98 percent financing of
13 delinquent taxes to be collected in three
14 years.

15 Even though, as I stated before, the
16 sale of the delinquent taxes by the City to
17 the Redevelopment Authority was with
18 recourse, which meant that the Redevelopment
19 Authority really has no liability, the bank
20 was assured that in the event only 50
21 percent of the taxes were collected that the
22 City of Scranton was responsible for the
23 balance of the debt when it matured, which
24 is end of this year, which was not put in
25 this year's budget by the mayor, that the

1 city, and I believe should -- the only way
2 that this could be -- not the only way, but
3 one way to be collected is the Pennstar
4 would have to file litigation against the
5 city, I think that the city could put up a
6 defense that Pennstar made an improvident
7 loan, that they knew when the loan was made
8 that it could not be collected under the
9 terms of their note, and that while they did
10 lend us money to the SRA, and the SRA ended
11 up giving a portion of the money to the city
12 after reduction of it's expenses, that I
13 believe that the administration should look
14 into some form of defense of the action
15 against Pennstar so that the taxpayers won't
16 be saddled with the balance that's due of
17 \$1.5 million of a \$200 million loan, and
18 that they should try to negotiate a settle
19 down of that money and let Pennstar take the
20 hit.

21 The Redevelopment Authority has
22 absolutely to liability, Pennstar is going
23 to come after the Redevelopment Authority
24 which then will come after the City of
25 Scranton based upon the fact that the sale

1 is with recourse. I really haven't
2 researched the opinion, you know to the
3 extent that it would be defensible, that's
4 not my issue, I think the issue is for the
5 administration to look at it that this loan,
6 while it could have been made by Pennstar
7 with due diligence as a federal banking
8 institution, that they violated guidelines,
9 and I don't think that they really did a
10 proper due diligence and they knew it. It
11 matter if we provide 98 percent financing,
12 if it's not paid we will come back to the
13 city, and the city taxpayers will have to
14 pay it anyway. That's all I want to say on
15 the subject.

16 MS. EVANS: And the SRA, however, is
17 part and parcel of this new agreement with a
18 new collection agency and their name appears
19 as well as the City of Scranton on these
20 documents; and, in addition, as I think is
21 the case, the SRA produced the RFP,
22 specifically, I don't know whom, but they
23 are the one -- they are the entity that
24 called for it, but it does seem to be all in
25 all quite an overstepping of the boundaries

1 here in that according to previous
2 resolutions and ordinances, the SRA is not
3 empowered to take any of the action that
4 it's taken. The SRA appears to be in
5 purpose an authority used for the -- well,
6 for condemnation of the properties and yet
7 they have become quite an arm of city
8 government while at the same time claiming
9 to be autonomous and accountable to no one.

10 MR. HUGHES: In accordance with
11 Resolution No. 14 of 1986, which I believe
12 is called the phaseout resolution of the
13 Scranton Redevelopment Authority, the only
14 function of the Redevelopment Authority
15 pursuant to that resolution, which was not
16 adopted by the Redevelopment Authority until
17 1996, was only to act -- to be maintained as
18 an authority only to be a condemning agency
19 on approved plans -- on plans approved by
20 the government body of the City of Scranton,
21 which is council, any redevelopment plan for
22 no other purpose.

23 MS. EVANS: Thank you, Attorney
24 Hughes. I'm sorry, Mr. Ellman.

25 MR. ELLMAN: That's okay. I don't

1 have any job, no money, no place to go, so
2 Bob Jones told me to come up there and give
3 you a big hug for him because he hurt his
4 ankle, but I will forego it since I saw Dave
5 walking around out there.

6 Last night at he corner of North
7 Main and Wells a bicyclist got run over.
8 You know, this -- North Main is like a
9 racetrack. People have been trying to get a
10 stop sign, make that a four-way stop, it is
11 so dangerous right there. Last year a young
12 boy was hit on a bicycle and then the people
13 drove away, they stopped and drove away.
14 There is accidents, they had poles knocked
15 down, it's a terrible intersection, and if
16 it was a four-way stop it would slow up cars
17 anyway.

18 I was going to complain about
19 Mr. Barrett, too, but I guess everybody said
20 enough.

21 I don't know if you heard it, but
22 the medical school seems to have some kind
23 of financial problems. They might not be
24 able to buy those five acres of houses they
25 want. It was on the -- today it was on the

1 news this afternoon.

2 And, boy, did I catch some hell from
3 somebody about bad mouthing Jerry's Kids,
4 some lady phoned me, and I still think there
5 is people right here in this area that need
6 our help and we don't need to send money to
7 an organization like Jerry's kids that
8 hasn't proved anything in 40 years. You
9 know, somebody asked me why I support St.
10 Judge, is out of town, it's because they did
11 a complete turn around on leukemia on
12 children and anybody from anywhere in this
13 country can go to St. Jude's, but I'm not
14 trying to be argumentative, but there is
15 people in pain in this city and this area
16 that we should worry about. You go to these
17 convenient stores you see those little
18 bottles collecting change.

19 Well, my son finally got out of jail
20 and I hope to help him expose what is going
21 on in that building, how the taxpayers of
22 this city are being taken advantage of. I
23 have talked not only him, but some other
24 people, some other boys that are in there.
25 It's shameful. This is as a direct result

1 of the prison board not caring the least bit
2 what goes on. He hurt his shoulder and
3 didn't see the doctor for eight days. Now,
4 I'll bet that doctor gets paid every single
5 day to be at the jail, that's what the
6 guards infer, but he didn't show up for
7 eight days, and then he made a snide and
8 smart remark to my son about me getting up
9 here and complaining about him not seeing a
10 doctor, that's why he was there.

11 That place needs a thorough and
12 complete investigation from top to bottom.
13 It's just not being run right, and like I
14 said, it's those that oversee the jail, it's
15 not the guards. I have talked to the guards
16 and so my son doesn't have any complaints
17 about the guards. It just -- you just
18 wouldn't believe some of the things that go
19 on in there.

20 They lost his shoes. He had some
21 nice boots on, they lost them. They give
22 him some little cotton things to wear home
23 and just tell -- they said they were
24 supposed to give them \$25, he went to get
25 his \$25, the boots cost twice that much,

1 they won't even give him his \$25. They told
2 him he had the boots. He said, well, if I
3 had the boots why did I wear the cotton
4 shoes home. Just one thing in another in
5 that lousy jail like that.

6 I don't know, but I implore you
7 people to do something about the speeding
8 cars on North Main and put some stop signs
9 up. And this father's day there is a very
10 nice car show at Nay Aug again and very
11 successful and I hope everybody shows up,
12 there is millions of dollars worth of
13 beautiful cars at those shows and those
14 people work so hard to have a successful
15 show.

16 And I heard Mr. Snedeker talking
17 about St. Joseph's, there is another
18 organization that I think we should support
19 instead of worrying about Jerry's Kids.

20 You know, Goodwill still hasn't
21 accounted for \$2 1/2 million of taxpayer
22 money, but they got these pushers out there
23 wanting more and more and more and it just
24 doesn't stop with all of these crooked
25 organizations that are not paying taxes on

1 their property, but Paul Mansour keeps
2 buying and selling houses. He has -- he
3 doesn't seem to have to answer to anybody
4 for his conduct. He is just completely
5 destroying -- I don't know how to say these
6 words, but he is abusing what other people
7 need. I'm the first one to concede. There
8 is organizations that ought to be nonprofit
9 out there and doing a good job like Sister
10 Adrian and so forth, but there is 90 percent
11 of them seem to be these phony organizations
12 just sucking money out of the city:

13 MS. EVANS: Thank you, Mr. Ellman.
14 Is there anyone else who cares it address
15 council?

16 MR. ELLMAN: Thank you, Ms. Evans.

17 MS. EVANS: You're welcome.

18 MR. DOBRZYN: Dave Dobrzyn, resident
19 of Scranton, taxpayer and so forth. I also
20 would like to speak on this SRA and sewer
21 and so forth. If you people can't get any
22 cooperation from them then maybe you should
23 contact the proper authorities and request
24 an investigation that way you are covered.
25 It's just ashame what the attitude that you

1 get out of these people, and I would like to
2 make one other point that's not you people
3 that refuse to cooperate, so what else can
4 you do. You invited them here and they
5 refused.

6 And on that Novembrino pool, if we
7 could find any way of stopping the pool from
8 being -- or the changes from being made if
9 they are in a negative since it's just an
10 excuse to get a grant and spend money and
11 hire somebody that's in the right circles,
12 well, then please to it.

13 And last week I mentioned about poor
14 garbage placement and off times and I cut
15 out a little thing from the newspaper about
16 Taylor, and if you could pass it along onto
17 the people that aren't present tonight. I
18 even underlined in like orange the two good
19 parts, so there is a fine and there is also
20 a warning for some redemption so somebody
21 isn't getting hit that doesn't deserve it.

22 And I have been watching Congress
23 and so forth incessantly and this week the
24 golden parrot goes to tax cuts without job
25 creation, give them to small businesses,

1 give them to people that create jobs, but
2 why should anybody get a tax cut when they
3 do absolutely nothing to help solve our
4 current problems. I mean, we did this in
5 the 70's and it worked great and people got
6 tax cuts and people also had jobs. Nowadays
7 it's like the tax cut and it's all my money
8 and that's it, so the golden parrot goes to
9 anybody that wants a tax cut but don't feel
10 that they should bother putting their money
11 to work. Bawk, bawk. Have a good night.

12 MS. EVANS: Thank you. Is there
13 anyone else who cares to address council?

14 MR. JOYCE: Before the next speaker,
15 I want to comment briefly on what Mr. Ellman
16 passed over to us here about Taylor,
17 eliminating the garbage placement because
18 oddly enough I was approached by a resident
19 over the past week that had some concerns
20 with the hot weather that a few of their
21 neighbors were putting their garbage out a
22 couple of days early and it was creating a
23 lot of problems with pests and rodents and
24 whatnot and, Mrs. Krake, I just wanted to
25 ask or any other council member for that

1 matter, is there an ordinance that limits
2 when a resident can place garbage out on the
3 curb?

4 MS. EVANS: Yes. It's 24 hours in
5 advance of trash collection and then they
6 must remove their garbage cans within 24
7 hours after pickup.

8 MR. JOYCE: Okay. Are there any
9 penalties that you know of?

10 MS. EVANS: I honestly don't know
11 off the top of my head, we can look into the
12 legislation again.

13 MR. JOYCE: Okay.

14 MS. EVANS: But then it's also a
15 matter of enforcement.

16 MR. JOYCE: Correct. I definitely
17 understand that, but, Mrs. Krake, if you
18 could please obtain a copy of that ordinance
19 and place it in my mailbox I would greatly
20 appreciate it because I think that there is
21 something -- or something definitely should
22 be done to those violating this on a
23 consistent basis and it's starting to cause
24 problems and create some issues amongst
25 neighbors in various parts of the city.

1 MS. EVANS: That's all. Is there
2 anyone else who cares to address council?

3 MS. KRAKE: FIFTH ORDER. 5-A
4 MOTIONS.

5 MS. EVANS: Mr. McGoff, any comments
6 or motions?

7 MR. MCGOFF: Thank you. Briefly, a
8 citizen sent me a letter about an ordinance
9 that was being enforced somewhere in
10 Florida, it might have been St. Petersburg,
11 dealing with unpaid parking tickets, and I
12 think the essence of it was that what they
13 did if they found a car that had unpaid
14 parking tickets what they did was boot the
15 car and would not remove the boot until all
16 of the unpaid parking tickets were paid.

17 Now, I realize again that becomes a,
18 you know, an issue of manpower to do
19 something like that, but I thought it was an
20 interesting way in which to get people to
21 pay their tickets. If they don't have use
22 of their vehicle, it may prompt them to at
23 least make an effort to pay the unpaid
24 tickets, so I'll pass that letter on and it
25 had an article from a newspaper with it and

1 I'll pass that onto the police department
2 and see if there is anything and possibly to
3 the Parking Authority to see if there is
4 anything that they can do.

5 MS. EVANS: And just to add to that,
6 I learned today, for example, that in
7 Wilkes-Barre if a vehicle parks, let us say,
8 next to a fire hydrant, and we know that
9 that's not permitted, rather than the
10 vehicle being ticketed solely it's towed,
11 and that might be something I think as well
12 that we may wish to pursue.

13 MR. MCGOFF: Thank you, and I would
14 like to thank the citizen for that letter
15 and making me aware of that. It may be
16 become useful in the future.

17 Secondly, I, too, would like to just
18 make a brief comment about the cancellation
19 of the caucus tonight. I think that in
20 light of what has happened in the past and
21 also in any matter where we are dealing with
22 the amounts of money that we are dealing
23 with in terms of these delinquent taxes, I
24 think that it's something that should be
25 brought to council, should be brought to a

1 caucus, and I am very disappointed that the
2 parties involved were unable -- I know that
3 we cancelled because of lack of quorum, but
4 I would like -- I would still like to see
5 the parties involved in this the sale of the
6 delinquent taxes come before a caucus before
7 we would make any decision on it. I think
8 that's an important thing to do at this
9 point in time.

10 And lastly, a number of weeks ago
11 Mr. Bolus came to council and asked that we
12 pursue a question concerning the 16 1/2 foot
13 deeded waterway owned by the City of
14 Scranton that he had put in or said that he
15 would purchase. Attorney Kelly did respond
16 to that letter and since Mr. Bolus has made
17 this a council issue, I would just like to
18 read the response from Attorney Kelly for
19 council and for the public.

20 "I write to you in response to your
21 June 1, 2011, letter whereby Mr. Bolus
22 requested his offer to purchase a 16 1/2
23 deeded waterway owned by the City of
24 Scranton."

25 It says, "First, Mr. Bolus is

1 represented by counsel, and pursuant to the
2 rules of professional responsibility I
3 cannot discuss this matter with anyone but
4 his counsel of record."

5 Then it goes onto say that that the
6 Selatine subdivision, which this includes,
7 was approved by the City Planning Commission
8 in January of 2004. Mr. Bolus challenged
9 the legality of that in Lackawanna Court,
10 Judge Mazzone ruled in December of 2005 that
11 the subdivision, including the waterway
12 easement, was proper and legal. Mr. Bolus
13 then appealed that to the Commonwealth Court
14 and the Commonwealth Court affirmed Judge
15 Mazzone's decision in April of 2007."

16 And so the conclusion from Attorney
17 Kelly is that, "After reviewing these facts,
18 it is my opinion that there is no 16 1/2
19 foot waterway easement owned by the city and
20 Mr. Bolus knows this having litigated the
21 issue from 2004 to 2007."

22 So I just wanted since Mr. Bolus
23 kind of included me in some of his
24 allegations concerning the situation that he
25 has on East Mountain, I just thought that I

1 would provide this answer and hopefully we
2 can send a copy of this to Mr. Bolus in some
3 way so that he has a response to his
4 question, and that's all I have. Thank you.

5 MS. EVANS: Thank you, Councilman
6 McGoff. Councilman Joyce, any comments or
7 motions?

8 MR. JOYCE: Yes. Tonight in Item
9 5-B we will be voting to introduce
10 legislation to change the zoning of a
11 specific section of land between Colliery
12 Avenue and McCarthy Street in Minooka from
13 CN, neighborhood commercial, to R-1A, medium
14 density residential.

15 Last week at council and at the
16 public hearing we heard arguments from
17 Attorney Finnerty, who represented the
18 Minooka Neighborhood Association, and
19 Mr. Worgan, a potential developer for the
20 land in question. While listening to both
21 of them speak, they both brought out various
22 points, however, I will express that I am
23 strongly in favor of the changing the zoning
24 of the section of the land between Colliery
25 Avenue and McCarthy Street. In my opinion

1 Attorney Finnerty brought forth stronger
2 concerns than Mr. Worgan.

3 Besides the differing of opinion
4 between Attorney Finnerty and Mr. Worgan,
5 the most important piece of the puzzle
6 behind all of the legal red tape is what the
7 people of Minooka want.

8 Last month I walked various streets
9 in Minooka and discussed this issue with
10 many residents, probably around 150 in
11 total. Out of all of those residents, every
12 one was in favor of changing the zoning to
13 R-1A. The residents of Minooka deserve to
14 be granted what they desire in regard to the
15 future of their neighborhood. The wishes of
16 the Minooka residents are quite clear, which
17 is, that they want the zoning changed. With
18 this in mind, I will be voting affirmative
19 for Item 5-B tonight.

20 Secondly, in Item 7-A we will be
21 voting to transfer \$200,000 from the
22 emergency flood relief fund for additional
23 paving measures and reconstruction of
24 handicap accessible curbs. As you may know,
25 the \$200,000 amount is federal funding.

1 While some may be concerned that there would
2 not be funding available in the event of a
3 flood, I do want to reassure the public that
4 there will be approximately \$130,000 left
5 for the emergency flood account if anything
6 shall ever happen and in the future in
7 regards to flooding, therefore, I will be
8 voting in favor of this as well.

9 Over the weekend, both me and
10 Councilwoman Evans took the time to meet
11 with Mr. McGowan, our business
12 administrator, as well as other city
13 officials to discuss the current financial
14 situation of the city caused greatly by the
15 deficit carried into these year's budget
16 brought forth by the deficit carried over
17 from the administration 2010 budget, which
18 was not made clear to council until February
19 of this year, as I have discussed in many
20 meetings previously.

21 At the request of the
22 administration, the information discussed at
23 Saturday's meeting will be kept confidential
24 until further notice. While I have been in
25 favor of the meeting in public with the

1 administration, I agreed to meet in private
2 on Saturday afternoon as an amicable gesture
3 and to signify that council is willing to
4 work with the administration. The question
5 is, is the administration willing to work
6 with council city council?

7 I have been calling for a few weeks
8 for a public meeting to discuss the
9 financial situation of the city with Mr.
10 McGowan and Mayor Doherty. Mrs. Krake, I
11 asked last week that you resubmit my request
12 to Mayor Doherty to see if he would be
13 willing attend a public meeting with a
14 requested response date of today. As of
15 this point, has Mayor Doherty responded?

16 MS. KRAKE: We have not received a
17 response.

18 MR. JOYCE: Okay, with this in mind,
19 I would just like to extend this date to
20 next Tuesday, I understand that the mayor is
21 on vacation this week, which every employee
22 is entitled to vacation time.

23 The main point is that there needs
24 to be a public meeting to discuss solutions
25 and there should also be a meetings in the

1 future to discuss 2012. For years, meetings
2 and decisions have been made behind closed
3 doors without the opportunity for public
4 comment or even public knowledge for that
5 matter. The challenges that Scranton faces
6 today can't be solved by the same level of
7 thinking processes that were instituted when
8 they were first created years ago.

9 Public meetings between the
10 administration and council have never
11 occurred in the past. A change in this
12 pattern is necessary to initiate true
13 progress and overall business accounting.

14 One request that I did have tonight
15 is about individuals employed about the city
16 and the administration and the unions
17 regarding opting out of health insurance.
18 Typically I know from corporate America that
19 in situations where you may go on your
20 spouse's health plan, you could receive a
21 sum of money if you opt out of the health
22 insurance that the company is offering, and
23 I know that also in some companies that has
24 been done due to poor economic conditions.
25 However, for the city I wanted to find out

1 what exactly the amount is. So, Mrs. Krake,
2 if you could send a Right-to-Know request to
3 Business Administrator McGowan asking for a
4 breakdown of each of the unions and the
5 administration in regard to how many
6 employees were opting out of the city's
7 health care as well as how much money is
8 being paid to them.

9 And finally, I have a few citizens'
10 requests: Residents in the 1600 block of
11 Price Street have expressed their concerns
12 for the plot of land at the end of this
13 block. The grass on this block -- or the
14 grass on the plot of land rather, has grown
15 to about three feet in height and is causing
16 growing problems in the neighborhood. Mrs.
17 Krake, if we could contact Mr. Brazil and
18 ask him to handle this situation as he sees
19 appropriate.

20 A resident of the 1300 block of East
21 Elm Street in East mountain recently sent me
22 pictures because of the condition of the
23 road on his block and made a request that
24 this block be repaired last week. Since we
25 provide two weeks for the request to be

1 answered in most situations, I will also
2 forward these pictures and if you could
3 please pass them along to Mr. Brazil I would
4 greatly appreciate it.

5 A resident residing at 312 16th
6 Avenue requests that a handicap parking sign
7 be placed in front of the property. Due to
8 a lack of parking spaces on this street,
9 this resident is elderly is experiencing
10 some problems getting in and out of their
11 house, so if you could please send this over
12 to Mr. Brazil that would be much
13 appreciated.

14 And I did receive somewhat of a
15 disturbing e-mail this week, it was from a
16 Scranton resident who informed me that a
17 stranger simply left four kittens on the
18 resident's porch and a day later dropped off
19 the mother cat. I know that we post the
20 number for the pothole hotline on ECTV, and
21 given this resident's concern for people
22 trying to use her house as an animal
23 shelter, I believe that it would be useful
24 if we could request ECTV to post the number
25 of the Griffen Pond Animal Shelter as well

1 if they agree to do so. If you could please
2 send this request to ECTV.

3 I know from having animals that
4 taking care of an animal is a
5 responsibility. Instead of dropping off an
6 animal on a porch of another resident or
7 simply letting them go, the animal should be
8 brought to a shelter so they could be found
9 a loving home and taken care of if the owner
10 is not able to do so themselves.

11 In today's mail we also had a
12 request about the sidewalks on West -- the
13 West Lackawanna Avenue Bridge. If we could
14 please address this with the appropriate
15 party to have this rectified as the
16 sidewalks are in poor condition.

17 Also, in a request to Mr. Brazil,
18 can you please add a request for him to
19 provide a list of all of the state routes in
20 the city. I know various residents contact
21 all of the -- all council members, I'm sure,
22 and I know of some of the state routes
23 offhand, however, I do not know all of them,
24 so this will be very useful when handling
25 citizens' requests in the future.

1 And finally, a resident has
2 requested that a handicap sign be placed
3 outside of her house. She is an elderly
4 woman and needs a handicap spot and I guess
5 this just came into our office today. The
6 address is 1153 Hampton Street, and I will
7 provide you with the phone number if you
8 would like to contact her for more
9 information, and that's all for tonight.

10 MS. EVANS: Thank you, Councilman
11 Joyce. Councilman McGoff?

12 MR. MCGOFF: Yes, I'm sorry. I was
13 reading through some of the things that we
14 had received and one of the things from the
15 Scranton Sewer Authority I forgot to ask,
16 they have asked that as spring is here or
17 summer is here and people are doing
18 landscaping and other things around their
19 house, that please don't use the corner
20 catch basins as a place to dump grass
21 clippings, leaves, and other yard waste. It
22 may seem like a simple request, but those
23 types of things do clog the system and make
24 it very difficult and then it does lead to,
25 you know, block ages and floodings and so

1 they are requesting that please find a
2 better spot to dump these types of things
3 and thank you. I'm sorry.

4 MS. EVANS: You are welcome. And
5 good evening. Prior to last week's
6 regularly scheduled council meeting, a
7 public hearing was conducted regarding the
8 petition of the Minooka Neighborhood
9 Association for rezoning of a 17-acre parcel
10 of the land from commercial to residential.
11 Following this hearing, city council
12 requested that the administration draft
13 zoning legislation for placement on
14 tonight's agenda and council's
15 consideration. The law office refused to
16 draft the legislation.

17 Consequently, city council directed
18 Council Solicitor Boyd Hughes to draft this
19 legislation. Council thanks both Solicitor
20 Hughes and city planner, Don King, for their
21 tireless work and time devoted to this
22 legislation. Once again, Attorney Hughes
23 has risen to the occasion and performed the
24 responsibilities of the city's legal
25 department. Without Attorney Hughes and

1 Mr. King's efforts, the Minooka Resident's
2 Association would have received no response
3 from city government. The zoning
4 legislation is included on tonight's agenda
5 for introduction.

6 There was also continued discussion
7 of the closing of the Novembrino pools
8 during our previous council meetings. City
9 Council had urged the mayor to postpone
10 construction of a splash pond until
11 September 2011, thereby allowing children in
12 West Scranton to swim free during these
13 summer months. Unfortunately, the mayor
14 ignored council's request. Thereafter,
15 council requested that the Scranton
16 Recreation Authority allow the children of
17 Pinebrook and West Scranton a day of free
18 swimming each summer month at the Nay Aug
19 Swim Complex, and council awaits the
20 Recreation Authority's response.

21 It appears that there are no funds
22 available to pay lifeguards at the
23 Novembrino pools because the mayor used
24 those funds to reinstate four DPW
25 supervisors who had been eliminated in the

1 2011 budget. As a result, three to four
2 supervisors earned more money in 2011 than
3 they did in 2010. It isn't right that
4 hundreds of children must lose free swimming
5 in the summer to pay for political
6 appointments. Therefore, with the agreement
7 of my honorable colleagues, I ask Solicitor
8 Hughes, he is going to love this, to draft
9 legislation for introduction on next week's
10 agenda to transfer funds from the UDAG
11 repayment account or RE-RE for the payment
12 of lifeguard salaries at the Novembrino
13 pools for the 2011 summer swim season. The
14 funds available in the account should be
15 used for the benefit of the people,
16 particularly since council halted the
17 mayor's unchecked and often frivolous
18 spending of these monies earlier in 2011.

19 And do I have my colleagues'
20 agreement?

21 MR. JOYCE: Yes.

22 MR. MCGOFF: Fine.

23 MS. EVANS: Thank you. Attorney
24 Hughes, since the remainder of city pools
25 are scheduled to open this weekend, please

1 prepare the legislation for placement on
2 next week's agenda. And finally --

3 MR. HUGHES: The only which I could
4 do that is I'm going to Scotland this
5 weekend and I'm going to be cloned as Dolly
6 the sheep. I think they will have one Boyd
7 Hughes that will stay in the office 24 hours
8 a day to do his work, and then the other
9 Boyd Hughes will go and have a good time.

10 MS. EVANS: Well, when you go to
11 Scotland please take me with you because
12 actually I need a bit of cloning myself.

13 Finally, I have citizens' requests
14 for the week: I received a report regarding
15 the nuisance property in the 1300 block of
16 Eynon Street owned by an individual who
17 resides outside of the Scranton. The
18 property was previously reported to
19 Mr. Seitzinger, but no action has been
20 taken. It appears that over 30 police calls
21 have occurred recently, many of which fall
22 under the nuisance property ordinance, while
23 others involve domestic disputes and an
24 arrest. In addition, an increased amount of
25 short-term traffic at this property has been

1 observed.

2 Please report the specific location
3 to the police chief and request that copies
4 of all police reports from the last six
5 months at this location are forwarded to the
6 Office of City Council for review on or
7 before June 24. Council will then submit
8 all police reports to the Office of
9 Licenses, Inspections and Permits so that it
10 can take appropriate action.

11 Hill section residents report the
12 following problems, and they reference the
13 city code for appropriate action. Now, I'm
14 not quite sure that is the city code, it may
15 be something -- another book that we have,
16 but I am going to refer to it as the city
17 code. City Code Chapter 439-92, parking or
18 standing of trucks in residential areas. A
19 dump truck is parked at the corner of Olive
20 Street and Wheeler avenue. Also, the owner
21 has several junk cars parked on Olive Street
22 and continuing onto the 600 block of Wheeler
23 Avenue.

24 City Code Chapter 438-11, junk
25 vehicles storage. A junk yard containing

1 old cars and other debris is located behind
2 1615 Olive Street.

3 City Code Chapter 438-2, abandonment
4 of vehicles. An abandoned vehicle has been
5 parked at the corner of Harrison Avenue and
6 Olive Street since the winter months. It
7 has no motor and the owner uses it for
8 storage.

9 City Code Chapter 439-24, parking
10 for repairs. On Olive Street between the
11 100 block and 600 block of Wheeler Avenue
12 vehicles are frequently parked on cinder
13 blocks for repair.

14 Please address these issues as soon
15 as possible and provide council with a
16 written update on or before June 30, 2011.

17 601-603 Wheeler Avenue, the house at
18 this address was condemned approximately
19 four years ago. Recently neighbors observed
20 foot traffic and entering and exiting the
21 structure at night. Also, the grass is
22 highly overgrown making it home to snakes,
23 mice, rats and other rodents. This is a
24 second request for action in 2011, and
25 additional requests were made during 2010

1 and 2009 by council. I have checked this
2 property each summer and no action is ever
3 taken. Provide a written update to city
4 council on or about before June 30, 2011.

5 East Mountain homeowners report that
6 catch basins on the upper part of East
7 Mountain Road are covered or clogged with
8 debris, and the catch basin at the base of
9 Yesu Lane located a few feet from East
10 Mountain Road is also covered with trash.
11 Please address as soon as possible.

12 South Side residents report high
13 weeds and litter, including political signs,
14 at the intersection of Meadow avenue and
15 River Street. Please address this blight as
16 soon as possible.

17 Also, please clean the trash cans at
18 the park on Orchard Street and clear
19 city-owned property next to 620 Pittston
20 Avenue.

21 And finally, a resident requests a
22 new "No parking" handicapped sign outside of
23 her house. The sign she has is faded. She
24 is 84 years old and ill and needs her
25 parking spot. She stated that no one can

1 read the sign so they are parking in her
2 spot. She has called the DPW and said no
3 one has returned her call, so I'm not going
4 to use her name publically, but we do have
5 this information if we could please send
6 that letter along, and that's it.

7 MS. KRAKE: 5-B. AMENDING FILE OF
8 COUNCIL NO.74, 1993 (AS AMENDED), ENTITLED
9 "THE ZONING ORDINANCE FOR THE CITY OF
10 SCRANTON" BY CHANGING THAT PORTION OF AN 17
11 ACRE PARCEL OF LAND FRONTING ON THE 100
12 BLOCK AND 200 BLOCK OF DAVIS STREET AND ITS
13 SURROUNDING AREA, AS MORE PARTICULARLY
14 DESCRIBED IN EXHIBIT "A" ATTACHED HERETO
15 FROM C-N (NEIGHBORHOOD COMMERCIAL) TO R-1A
16 (MEDIUM DENSITY RESIDENTIAL DISTRICT).

17 MS. EVANS: At this time I'll
18 entertain a motion that Item 5-B be
19 introduced into it's proper committee.

20 MR. JOYCE: So moved.

21 MR. MCGOFF: Second.

22 MS. EVANS: On the question? I
23 would like to defer for a moment to
24 Solicitor Hughes on the question.

25 MR. HUGHES: Thank you, Madam

1 President. I drafted the ordinance to
2 change the zone from CN to R-1A. The actual
3 area of the zone is 17 acres, and that
4 includes the streets. On further
5 investigation, this entire area in the 1983
6 zoning code of the City of Scranton was
7 zoned R-1A, however, when the zoning code --
8 when the new zoning code was adopted in 1993
9 it was changed to CN.

10 A major portion, I'd say the six
11 acres of this area, which is down in here,
12 is mostly a single family residential.
13 These are all houses in this area and, of
14 course, this is the large parcel that is
15 vacant is CN right now.

16 As a result, council with the
17 ordinance in front of it that is proposed
18 tonight 5-A, it was drafted, I drafted it in
19 accordance with changing the entire zone to
20 R-1A, which will confirm to what this
21 property was prior to 1993 for a long time
22 and, as you stated, I drafted this
23 legislation since the solicitor's office
24 refused to draft it.

25 MS. EVANS: Thank you, Solicitor

1 Hughes.

2 MR. MCGOFF: Could I just --

3 MR. HUGHES: I would state, the form
4 was submitted by the Minooka Neighborhood
5 Association. I never reviewed it, I mean, I
6 just reviewed it cursorily to take a look at
7 it to see what they were requesting to be
8 rezoned. They did supply a proposed
9 ordinance, and that proposed ordinance was
10 sent to the City Planning Commission and
11 also to the Lackawanna County Regional
12 Planning Commission, and I thought that that
13 would be drafted by the solicitor's office.
14 However, when they refused to draft it, you
15 requested that I draft it, I believe it was
16 last Thursday or Friday, I think it was
17 Thursday, Thursday evening, I drafted it to
18 get it on the agenda for this meeting and I
19 changed the form. I didn't think that the
20 form was really the proper form for an
21 ordinance, for a zoning ordinance, so it was
22 changed. The actual description or boundary
23 was not changed, but I took the -- I just
24 what I call massaged it around to make it a
25 more, you know, more proper form for the

1 ordinance and that's what we have tonight.

2 MS. EVANS: Thank you.

3 MR. MCGOFF: May I ask Attorney
4 Hughes a question? I'm sorry, I can't --

5 MR. HUGHES: I'll hide behind the
6 pole.

7 MR. MCGOFF: When the gentleman was
8 here from the development company he spoke
9 of the possibility that this was
10 discriminatory. Can you foresee this
11 legislation being challenged as being
12 discriminatory zoning?

13 MR. HUGHES: I'll give you my stock
14 answer, anybody can sue anybody. I mean,
15 it's -- you know, it's that simple. You
16 know, when the American form of lawsuits
17 that everybody pays their own fees. It's a
18 very exceptional case when a loser has to
19 pay the other side's fees, costs and
20 attorney fees. You know, the English system
21 is that you file a lawsuit, you have the
22 consequence of filing that lawsuit, if you
23 lose the lawsuit you have to pay the other
24 side's fees.

25 I mean, anybody can sue anybody on

1 this. I look at it, it's not going to be
2 council's job to defend this, it's going to
3 be the solicitor's office to defend it in
4 the event the legislation is passed. We are
5 certainly -- well, this is -- that's why I
6 wanted to go back and see what it previously
7 was to see if this area was always CN,
8 however, at least from 1983, and I didn't go
9 further beyond that, back beyond that to the
10 city original's zoning ordinances to see how
11 this area was zoned in that whole time
12 period.

13 It appears that at least from 1983
14 to 1993 it's a fact that it was an R-1A
15 zone. For some reason it was changed to CN.
16 Why? I can't tell you, but when you look at
17 the zoning map, and you see the zoning map
18 here it, this whole area was R-1A. They cut
19 this out and made it CN and made this CN.
20 Here is an R-3 zone and this area down here
21 is CN zone. Is there an area that's close
22 to it that is a CN zone where the project
23 would be put? Yes. I don't know who owns
24 this property or any land that is down here
25 that's for sale.

1 But to answer your question could
2 somebody sue? Sure. Could the owner of the
3 property sue? I understand they live in
4 Florida or North Carolina, you know, they
5 would still have a property that for a
6 period of, what would that be, 18 years that
7 when it went from R-1A to CN nothing ever
8 happened; right? So to me this property
9 sticks out like a sore thumb as a CN zone.
10 That's Boyd Hughes' opinion, right?

11 MR. MCGOFF: That's what I asked
12 for.

13 MR. HUGHES: And, you know, when I
14 look at it and say does it make sense for
15 the Minooka Neighborhood Association wanting
16 to do this to make it all R-1A I certainly
17 think so, especially under the fact that for
18 a long period of time it was an R-1A zone,
19 and who knows if it stayed R-1A the last 18
20 years would a developer had come in and made
21 single family residential, that's pure
22 conjecture. But to answer your question,
23 anybody can sue anybody. All it takes is
24 \$134.50 to file the complaint with the
25 Clerk's Office. Better go to Atlantic City

1 sometimes.

2 MR. MCGOFF: Thank you. My point
3 was that I sympathize with what the intent
4 of this is and I was hoping that the answer
5 would be that it would be -- that the
6 Minooka Residents Association wouldn't have
7 further difficulties in, you know, dealing
8 with this property, you know, due to that,
9 but I am in favor of the resolution for
10 sure.

11 MS. EVANS: Thank you. All those in
12 favor of introduction signify by saying aye.

13 MR. MCGOFF: Aye.

14 MR. JOYCE: Aye.

15 MS. EVANS: Aye. Opposed? The ayes
16 have it and so moved.

17 MS. KRAKE: 5-C. ACCEPTING OWNERSHIP
18 AND MAINTENANCE RESPONSIBILITY FOR TRAFFIC
19 SIGNAL DEVICE AT THE INTERSECTIONS OF
20 SR 3011 (KEYSER AVENUE) AND FERDINAND
21 STREET; SR 3011/SR 307 (KEYSER AVENUE) AND
22 SR 307 (MORGAN HIGHWAY); SR 0307 (KEYSER
23 AVENUE) AND SR 8031 (SCRANTON EXPRESSWAY SB
24 OFF RAMP); SR 0307/6307 (KEYSER AVENUE) AND
25 SR 8031 (SCRANTON EXPRESSWAY NB OFF RAMP);

1 SR 6307 (KEYSER AVENUE) AND KEYSER VILLAGE
2 DRIVEWAY/PRIVATE DRIVE AND SR 6307 (KEYSER
3 AVENUE) AND SR 3033 (OAK STREET) AND
4 ACCEPTING TRAFFIC SIGNAL MAINTENANCE
5 AGREEMENT NO. 04S022 BETWEEN THE
6 COMMONWEALTH OF PENNSYLVANIA, DEPARTMENT OF
7 TRANSPORTATION (COMMONWEALTH) AND THE
8 CITY OF SCRANTON (SUBDIVISION) AS PART OF
9 THE SCRANTON WEAVE/OAK STREET RAMP REMOVAL
10 PROJECT.

11 MS. EVANS: At this time I'll
12 entertain a motion that Item 5-C be
13 introduced into it's proper committee.

14 MR. JOYCE: So moved.

15 MR. MCGOFF: Second.

16 MS. EVANS: On the question? Some
17 of you may recognize this as a familiar
18 piece of the legislation in that it was
19 recently approved by council, however, our
20 office received correspondence from a
21 Mr. Keith D. Williams, the district traffic
22 engineer for PennDOT, and he is indicating
23 in the letter, and I will read from it, "We
24 have received the executed applications to
25 own and operate the traffic signal for the

1 above-referenced intersections as part of
2 the Scranton League Project," and, of
3 course, those intersections are the same
4 that were named in the legislation.

5 "However, since this project is
6 federally funded, we actually need an
7 executed maintenance agreement in place of
8 an application. We apologize for any
9 inconvenience."

10 And so the introduction of tonight's
11 legislation is just to provide the proper
12 paperwork or proper documents, that being an
13 executed maintenance agreement, to PennDOT.
14 Is there anyone else on the question? All
15 those in favor of introduction signify by
16 saying aye.

17 MR. MCGOFF: Aye.

18 MR. JOYCE: Aye.

19 MS. EVANS: Aye. Opposed? The ayes
20 have it and so moved.

21 MS. KRAKE: 5-D. RATIFYING AND
22 APPROVING OF THE EXECUTION AND SUBMISSION OF
23 THE GRANT APPLICATION BY THE CITY OF
24 SCRANTON, ON BEHALF OF EMPLOYMENT
25 OPPORTUNITY & TRAINING CENTER OF

1 NORTHEASTERN PENNSYLVANIA (EOTC), TO THE
2 PENNSYLVANIA DEPARTMENT OF COMMUNITY
3 ECONOMIC DEVELOPMENT FOR A LOCAL SHARE
4 ACCOUNT GRANT, PURSUANT TO THE PA RACE HORSE
5 DEVELOPMENT AND GAMING ACT, FOR A REAL
6 ESTATE DEVELOPMENT PROJECT LOCATED AT 431
7 NORTH SEVENTH AVENUE, SCRANTON, PA, AND
8 AUTHORIZING THE MAYOR AND OTHER APPROPRIATE
9 CITY OFFICIALS OF THE CITY OF SCRANTON
10 TO EXECUTE AND ENTER INTO A LOCAL SHARE
11 ACCOUNT GRANT CONTRACT #C000051396 AND
12 COMMITMENT LETTER WITH THE COMMONWEALTH OF
13 PENNSYLVANIA TO ACCEPT AND UTILIZE THE GRANT
14 IN THE AMOUNT OF \$165,791.00 AWARDED BY THE
15 COMMONWEALTH OF PENNSYLVANIA FOR SUCH
16 PROJECT.

17 MS. EVANS: At this time I'll
18 entertain a motion that Item 5-D be
19 introduced into it's proper committee.

20 MR. JOYCE: So moved.

21 MR. MCGOFF: Second.

22 MS. EVANS: On the question?

23 MR. MCGOFF: Yes. I would just like
24 to say that over the past couple of years
25 that I have been on council I have gotten to

1 know Mrs. McCroan, the executive director of
2 the EOTC, and some of the work that they do
3 is exemplary, especially I was very
4 impressed with the some of the work they did
5 with young adults, especially in parenting
6 classes and some other types of things, and
7 I am happy see that they are getting --
8 perhaps will get some funding to continue
9 the work that they have done.

10 MS. EVANS: If I might explain this
11 grant a bit to the public, EOTC, I believe,
12 applied for Phase III, funding for Phase III
13 of a project that has been underway for some
14 time now, and through Phase III this funding
15 will provide for sidewalks, parking lots,
16 and I believe a playground or play areas for
17 small children. I believe, too, it involves
18 outside lighting as well.

19 And so I think that basically much
20 has already occurred, but this is still
21 necessary and we are hoping that the grant
22 is approved. All those in favor of
23 introduction signify by saying aye.

24 MR. MCGOFF: Aye.

25 MR. JOYCE: Aye.

1 MS. EVANS: Aye. Opposed? The ayes
2 have it and so moved.

3 MS. KRAKE: 5-E. AUTHORIZING THE
4 MAYOR AND OTHER APPROPRIATE CITY OFFICIALS
5 TO EXECUTE AND ENTER INTO A LEASE AGREEMENT
6 WITH HORSEPOWER HARLEY DAVIDSON, INC. TO
7 LEASE FIVE (5) POLICE PACKAGE MOTORCYCLES.

8 MS. EVANS: At this time I'll
9 entertain a motion that Item 5-E be
10 introduced into it's proper committee.

11 MR. JOYCE: So moved.

12 MR. MCGOFF: Second.

13 MS. EVANS: On the question? All
14 those in favor of introduction signify by
15 saying aye.

16 MR. MCGOFF: Aye.

17 MR. JOYCE: Aye.

18 MS. EVANS: Aye. Opposed? The ayes
19 have it and so moved.

20 MS. KRAKE: SIXTH ORDER. 6-A. NO
21 BUSINESS AT THIS TIME. SEVENTH ORDER. 7-A.
22 FOR CONSIDERATION BY THE COMMITTEE ON
23 FINANCE FOR ADOPTION-FILE OF COUNCIL NO. 36,
24 2011- AMENDING FILE OF COUNCIL NO. 83, 2009,
25 ENTITLED, "AN ORDINANCE AUTHORIZING THE

1 MAYOR AND OTHER APPROPRIATE OFFICIALS OF THE
2 CITY OF SCRANTON TO TAKE ALL NECESSARY
3 ACTIONS TO IMPLEMENT THE CONSOLIDATED
4 SUBMISSION FOR COMMUNITY PLANNING AND
5 DEVELOPMENT PROGRAMS (AS AMENDED) TO BE
6 FUNDED UNDER THE COMMUNITY DEVELOPMENT BLOCK
7 GRANT (CDBG) PROGRAM, HOME INVESTMENT
8 PARTNERSHIP (HOME) PROGRAM AND EMERGENCY
9 SHELTER GRANT (ESG) PROGRAM", BY
10 TRANSFERRING \$200,000.00 FROM PROJECT 05-15
11 EMERGENCY FLOOD RELIEF TO PROJECT 10-04
12 RECONSTRUCTION OF ROADS AND HANDICAP CURB
13 CUTS.

14 MS. EVANS: What is the
15 recommendation of the Chair for the
16 Committee on Finance?

17 MR. JOYCE: As Chairperson for the
18 Committee on Finance, I recommend final
19 passage of Item 7-A.

20 MR. MCGOFF: Second.

21 MS. EVANS: On the question? Just
22 once again, I'd like to repeat that there is
23 a certain amount, I think it's over
24 \$100,000 --

25 MR. JOYCE: 130.

1 MS. EVANS: About approximately
2 \$130,000 that remains in the account for
3 future flood projects or emergency flood
4 projects. Roll call, please.

5 MS. CARRERA: Mr. McGoff.

6 MR. MCGOFF: Yes.

7 MS. CARRERA: Mr. Joyce.

8 MR. JOYCE: Yes.

9 MS. CARRERA: Mrs. Evans.

10 MS. EVANS: Yes. I hereby declare
11 Item 7-A legally and lawfully adopted.

12 MS. KRAKE: 7-B. FOR CONSIDERATION
13 BY THE COMMITTEE ON PUBLIC SAFETY FOR
14 ADOPTION-FILE OF COUNCIL NO. 37, 2011 (AS
15 AMENDED)- ESTABLISHING THE LIST OF
16 AUTHORIZED TOWING COMPANIES FOR THE CITY OF
17 SCRANTON AND ESTABLISHING THE RULES,
18 QUALIFICATIONS AND STANDARDS TO BE FOLLOWED
19 BY ALL SAID TOWING COMPANIES, ESTABLISHING
20 FINES AND PENALTIES FOR TOWING AND FEES
21 RELATED TO THIS ORDINANCE.

22 MR. JOYCE: I would like to make a
23 motion to table Item 7-B.

24 MR. MCGOFF: Second.

25 MS. EVANS: There is a motion on the

1 floor to table Item 7-B and a second. On
2 the question? I should explain, as I
3 reviewed the legislation more carefully,
4 certainly I recognize that both the fees
5 paid by towers to the city has increased and
6 the amount that will be paid to the towers
7 by owners of towed vehicles has increased,
8 but I also noticed that among the three
9 lists that have been established for regular
10 tows, heavy equipment tows, and salvage
11 tows, that of the 15 towers contained within
12 those lists three of the towers appear on
13 only one list. Three of the towers appear
14 on all three lists, and the remainder of the
15 towers appear on two lists.

16 So in all fairness, it doesn't seem
17 quite appropriate that a towing company that
18 is only eligible for placement on one list
19 should be paying the same fee as a towing
20 company that is placed for potential work on
21 three different lists, so that, of course,
22 you know, the tower that is placed on three
23 lists is going to enjoy more business than
24 the tower that's only on one list.

25 So in the upcoming week council is

1 hoping to make some appropriate adjustments
2 to these fees and amend the legislation.

3 All those in favor signify by saying
4 aye.

5 MR. MCGOFF: Aye.

6 MR. JOYCE: Aye.

7 MS. EVANS: Aye. Opposed? The ayes
8 have it and so moved. Item 7-B is tabled.

9 MS. KRAKE: 7-C. FOR CONSIDERATION
10 BY THE COMMITTEE ON FINANCE FOR
11 ADOPTION-FILE OF COUNCIL NO. 38, 2011-
12 CREATING AND ESTABLISHING SPECIAL CITY
13 ACCOUNT NO. (TO BE DETERMINED) ENTITLED
14 "COMMUNITY MEDICAL CENTER PARKING REVENUE
15 ACCOUNT" FOR THE RECEIPT OF ALL PAYMENTS TO
16 BE MADE BY THE COMMUNITY MEDICAL CENTER
17 TO THE CITY OF SCRANTON PURSUANT TO FILE OF
18 COUNCIL NO. 26, 2011, (AS AMENDED), AND FOR
19 THE DISBURSEMENTS OF DEPOSITS FROM SPECIAL
20 CITY ACCOUNT NO. (TO BE DETERMINED).

21 MS. EVANS: What is the
22 recommendation of the Chair for the
23 Committee on Finance.

24 MR. JOYCE: As Chairperson for the
25 Committee on Finance, I recommend final

1 passage of Item 7-C.

2 MR. MCGOFF: Second.

3 MS. EVANS: On the question? Roll
4 call, please?

5 MS. CARRERA: Mr. McGoff.

6 MR. MCGOFF: Yes.

7 MS. CARRERA: Mr. Joyce.

8 MR. JOYCE: Yes.

9 MS. CARRERA: Mrs. Evans.

10 MS. EVANS: Yes. I hereby declare
11 Item 7-C legally and lawfully adopted.

12 I would also like to recognize that
13 in tonight's audience we have two graduates
14 of Scranton High School, former students in
15 a manner of speaking. They were both very
16 successful members of the scholastic bowl
17 team, two very, very intelligence young men
18 who are certainly a credit to their family,
19 the Scranton School District, and our entire
20 community. Thank you for being with us this
21 evening. It's very nice to see young people
22 in the audience.

23 And if there is no further business,
24 I will entertain a motion to adjourn.

25 MR. JOYCE: Motion to adjourn.

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MS. EVANS: This meeting is
adjourned.

C E R T I F I C A T E

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I hereby certify that the proceedings and evidence are contained fully and accurately in the notes of testimony taken by me at the hearing of the above-captioned matter and that the foregoing is a true and correct transcript of the same to the best of my ability.

CATHENE S. NARDOZZI, RPR
OFFICIAL COURT REPORTER