

AGENDA
REGULAR MEETING OF COUNCIL
July 18, 2013
6:00 P.M.

- OF
1. ROLL CALL
 2. READING OF MINUTES
 3. REPORTS & COMMUNICATIONS FROM MAYOR & HEADS
DEPARTMENTS AND INTERESTED PARTIES AND CITY
CLERK'S NOTES:
 - A. LACKAWANNA COUNTY PLANNING COMMISSION
SUBDIVISION AND LAND DEVELOPMENT EVALUATIONS
DATED JULY 2 AND JULY 9, 2013.
 - B. MINUTES OF THE REGULAR MEETING OF THE SCRANTON
HOUSING AUTHORITY HELD ON JUNE 3, 2013.
 - C. ZONING HEARING BOARD AGENDA FOR MEETING HELD ON
WEDNESDAY, JULY 10, 2013.
 - D. AUDIT STATUS REPORT FROM ROBERT ROSSI AND
COMPANY DATED JULY 11, 2013.
 - E. TAX ASSESSOR'S REPORT FOR HEARING DATE HELD ON
JUNE 26, 2013.
 - F. TAX ASSESSOR'S REPORT FOR HEARING DATE TO BE
HELD ON JULY 24, 2013.
 - G. APPLICATIONS ALONG WITH DECISIONS RENDERED AT
THE ZONING HEARING BOARD MEETING HELD ON
WEDNESDAY, JULY 10, 2013.

4. CITIZENS PARTICIPATION

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

A.
MOTIONS

B.
ACCEPTING THE RECOMMENDATION OF THE HISTORICAL ARCHITECTURE REVIEW BOARD ("HARB") AND APPROVING THE CERTIFICATE OF APPROPRIATENESS FOR QUAD THREE GROUP, INC., ARCHITECTS, 37 NORTH WASHINGTON STREET, WILKES-BARRE, PENNSYLVANIA FOR MASONRY RECONSTRUCTION OF THE COPING STONES OF ELEVEN DORMERS AND FOUR GABLE ENDS; RESTORATION OF TWO CHIMNEYS; VINE STREET PORCH AREA FLASHED, REASSEMBLED AND REPOINTED; ENTIRE BUILDING FAÇADE REPOINTED AND CLEANED; REMOVAL OF COPPER GUTTERS AND LIGHTNING PROTECTION DURING MASONRY RESTORATION AND REINSTALLATION TO ORIGINAL LOCATIONS; REMOVAL AND REPLACEMENT OF BASEMENT AWNING-TYPE WINDOWS AND FRAMES WITH HOPPER-TYPE WOOD AND BLACK ALUMINUM-CLAD WINDOWS; REMOVAL OF WROUGHT-IRON SNOW GUARDS ALONG ROOF PERIMETER, TO BE SANDBLASTED AND RECEIVE NEW STAINLESS STEEL PINS AND BLACK POWDER-COATED FINISH AND REINSTALLATION TO ORIGINAL LOCATION; DIX COURT EAST GABLE ROSE WINDOW MASONRY FRAMEWORK RECONSTRUCTION; REMOVAL OF STAINED GLASS AND REINSTALLATION FOLLOWING MASONRY RESTORATION; PROPOSED NEW CONSTRUCTION IS LIMITED TO A FREE-STANDING STONE MONUMENT SIGN WITH BRONZE PLAQUE; EXISTING FENCING AND GATES TO BE REPAIRED AND REFURBISHED TO ORIGINAL CONDITION AND SUPPORT PIERS REPOINTED; AT THE ALBRIGHT MEMORIAL LIBRARY, 500 VINE STREET, SCRANTON, PENNSYLVANIA.

6. CONSIDERATION OF ORDINANCES - READING BY TITLE -

A.

READING BY TITLE - FILE OF COUNCIL NO. 41, 2013 -AN ORDINANCE - APPROVING THE TRANSFER OF A RESTAURANT LIQUOR LICENSE CURRENTLY OWNED BY GREAT UNCLE PETER'S, LLC, 1582 NEWTON RANSOM BOULEVARD, CLARKS SUMMIT, PA 18411 (NEWTON TOWNSHIP) LICENSE NO. R-2782 TO TERRA PRETA, LLC FOR USE AT 222 WYOMING AVENUE, SCRANTON, PA AS REQUIRED BY THE PENNSYLVANIA LIQUOR CONTROL BOARD.

B.

READING BY TITLE - FILE OF COUNCIL NO. 42, 2013 -AN ORDINANCE - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS OF THE CITY OF SCRANTON TO ACCEPT AND DISBURSE GRANT FUNDS FROM THE PENNSYLVANIA EMERGENCY MANAGEMENT AGENCY, VOLUNTARY FIRE COMPANY AND VOLUNTEER AMBULANCE SERVICES GRANT AWARDED TO THE CITY OF SCRANTON FIRE DEPARTMENT.

C.

READING BY TITLE - FILE OF COUNCIL NO. 43, 2013 -AN ORDINANCE - AMENDING FILE OF COUNCIL NO. 77, 2012, AN ORDINANCE ENTITLED "GENERAL CITY OPERATING BUDGET 2013" BY TRANSFERRING FUNDS NOT TO EXCEED SEVENTY-FIVE THOUSAND DOLLARS (\$75,000.00) FROM ACCOUNT NO.01.401.13090.4299 (NON-DEPARTMENTAL OPERATING EXPENSES - CONTINGENCY) TO ACCOUNT NO.01.040.00040.4250 (BUSINESS ADMINISTRATION - ADVERTISING) TO PROVIDE FUNDING FOR DELINQUENT REFUSE AND RENTAL REGISTRATION ADVERTISING COSTS.

D.

READING BY TITLE - FILE OF COUNCIL NO. 44, 2013 -AN ORDINANCE - CREATING AND ESTABLISHING SPECIAL CITY ACCOUNT NO. 02.229606 ENTITLED "PAVING PROJECT-PENNSYLVANIA GAMING ACT" FOR THE RECEIPT AND DISBURSEMENT OF THE COMMONWEALTH OF PENNSYLVANIA

ACTING THROUGH THE COMMONWEALTH FINANCING AUTHORITY FOR A LOCAL SHARE ACCOUNT GRANT IN THE AMOUNT OF \$2,044,000.00 FOR PAVING THE STREETS THROUGHOUT THE CITY OF SCRANTON.

7. FINAL READING OF RESOLUTIONS AND ORDINANCES-

A.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - ORDINANCE NO. 33, 2013 - - AMENDING SECTION 340-1, 340-8, 340-9 AND 340-13(A) OF THE CODE OF THE CITY OF SCRANTON GOVERNING PEDDLING AND SOLICITING WITHIN THE CITY OF SCRANTON.

B.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION -ORDINANCE NO. 34, 2013 - ESTABLISHING THE DUTIES, RESPONSIBILITIES AND QUALIFICATIONS OF THE CITY HEALTH INSPECTOR, PROVIDING FOR THE PAYMENT OF AN ANNUAL LICENSE FEE FOR PUBLIC EATING AND DRINKING ESTABLISHMENTS WITHIN THE CITY OF SCRANTON, ESTABLISHING ANNUAL APPLICATION AND RENEWAL REQUIREMENTS, IMPOSING CERTAIN DUTIES UPON THE DIRECTOR OF LICENSING, INSPECTIONS AND PERMITS AND THE CITY HEALTH INSPECTOR, PROVIDING GUIDELINES FOR REVOCATION AND REINSTATEMENT OF LICENSES, AND PROVIDING FOR IMPOSITION OF PENALTIES.

C.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT - FOR ADOPTION - ORDINANCE NO. 35, 2013 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO DISBURSE THIRTY THOUSAND DOLLARS (\$30,000.00) FROM THE ACCOUNT INTO WHICH REPAYMENT OF URBAN DEVELOPMENT ACTION GRANTS (UDAG) ARE DEPOSITED (UDAG REPAYMENT ACCOUNT) FOR THE CONNELL PARK AND NOVEMBRINO SWIMMING POOLS TO BE OPENED IN TIME FOR THE 2013 SWIM SEASON.

D.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY

DEVELOPMENT - FOR ADOPTION - ORDINANCE NO. 36, 2013
- AUTHORIZING THE ACQUISITION BY EMINENT DOMAIN OF
THE PARCEL AFFECTED BY THE ROCKWELL AVENUE BRIDGE
REPAIR PROJECT SUPPLEMENTAL AGREEMENT NO. 041222-C
AND FEDERAL PROJECT NO. 117-X042-060.

E.
FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - ORDINANCE NO. 37, 2013 - AUTHORIZING THE
MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO
EXECUTE AND ENTER INTO A LEASE AGREEMENT WITH
NORTHEAST INSPECTION CONSULTANTS ("NEIC") FOR THE
FORMER SUPPLY ROOM IN THE LICENSING, INSPECTIONS
AND PERMITS DEPARTMENT(LIPS), FOURTH FLOOR, CITY
HALL TO BE USED FOR THIRD-PARTY INSPECTIONS.

F.
FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR
ADOPTION - ORDINANCE NO. 38, 2013 - SALE OF TAX
DELINQUENT PROPERTY MORE COMMONLY KNOWN AS 2314
PITTSTON AVENUE, TAX MAP NO. 16714-010-046,
SCRANTON, PENNSYLVANIA, TO GEORGE J. LANGAN, JR.,
2313 PITTSTON AVENUE, SCRANTON, PENNSYLVANIA,
18505, FOR THE CONSIDERATION OF \$5,000.

G.
FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - ORDINANCE NO. 39, 2013 - AUTHORIZING THE
MAYOR AND OTHER APPROPRIATE OFFICIALS OF THE CITY
OF SCRANTON TO ENTER INTO A LEASE AGREEMENT WITH
THE UNITED NEIGHBORHOOD CENTERS OF NORTHEASTERN
PENNSYLVANIA KNOWN AS THE CABRINI CENTER LOCATED AT
1004 JACKSON STREET, SCRANTON, PENNSYLVANIA FOR A
TEN (10) YEAR PERIOD WITH THREE (3) SUCCESSIVE TEN
(10) YEAR RENEWAL TERMS AT TENANT'S OPTION.

H.
FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION- ORDINANCE NO. 40, 2013 - AUTHORIZING THE
MAYOR AND OTHER APPROPRIATE OFFICIALS OF THE CITY
OF SCRANTON TO ENTER INTO A LEASE AGREEMENT WITH
THE UNITED NEIGHBORHOOD CENTERS OF NORTHEASTERN

PENNSYLVANIA KNOWN AS THE BELLEVUE CENTER LOCATED AT 531 EMMETT STREET, SCRANTON, PENNSYLVANIA FOR A TEN (10) YEAR PERIOD WITH THREE (3) SUCCESSIVE TEN (10) YEAR RENEWAL TERMS AT TENANT'S OPTION.

I.

FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - RESOLUTION NO. 26, 2013 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS FOR THE CITY OF SCRANTON TO AGREE TO EXTEND THE MATURITY DATE OF THE \$1,163,500 SUBORDINATE LOAN MADE TO SCRANTON MALL ASSOCIATES FROM DECEMBER 12, 2011 TO DECEMBER 31, 2013 WITH THE UNDERSTANDING THAT THE MATURITY DATE OF SAID SUBORDINATE LOAN COULD BE FURTHER EXTENDED (AT THE DISCRETION OF PENNSTAR BANK) TO JULY 11, 2025 TO ACCOMMODATE A RESTRUCTURING OF PENNSTAR BANK'S SENIOR LOAN, THUS AVOIDING A FORECLOSURE OF PENNSTAR BANK'S SENIOR LOAN AND CERTAIN LOSS OF THE CITY'S SUBORDINATE LOAN.

J.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 27, 2013 - 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 MAY 30, 2013 AND RATIFIED BY THE MEMBERSHIP.

K.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 28, 2013 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO ACCEPT GRANT FUNDS FROM THE DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) ACT 101 RECYCLING PROGRAM PERFORMANCE GRANT IN THE AMOUNT OF \$34,488.00 FOR THE CITY OF SCRANTON RECYCLING PROGRAM.

L.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 29, 2013 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO ACCEPT GRANT FUNDS FROM THE DEPARTMENT OF ENVIRONMENTAL PROTECTION (DEP) ACT 101 RECYCLING PROGRAM PERFORMANCE GRANT IN THE AMOUNT OF \$80,283.00 FOR THE CITY OF SCRANTON RECYCLING PROGRAM.

M.

FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC SAFETY - FOR ADOPTION - RESOLUTION NO. 30, 2013 - ACCEPTING A DONATION OF THREE (3) OPTICOM UNITS FROM THE BOARD OF AMOS TOWERS PRESENTED TO THE CITY OF SCRANTON FIRE DEPARTMENT.

N.

FOR CONSIDERATION BY THE COMMITTEE ON COMMUNITY DEVELOPMENT - FOR ADOPTION - RESOLUTION NO. 31, 2013 - ACCEPTING THE RECOMMENDATION OF THE HISTORICAL ARCHITECTURE REVIEW BOARD ("HARB") AND APPROVING THE CERTIFICATE OF APPROPRIATENESS FOR THE UNIVERSITY OF SCRANTON, 800 LINDEN STREET, SCRANTON, PENNSYLVANIA, FOR DEMOLITION OF LEAHY HALL; TO INCLUDE COURTESY REVIEW BY THE HARB FOR PUBLIC INCORPORATION OF THE LINDEN STREET PORTICO; PUBLIC RECOGNITION OF THE 1907 BUILDING VIA EXHIBIT PHOTO AND TEXT, INCLUDING ACKNOWLEDGEMENT OF THE YWCA BUILDING AND ITS ROLE IN THE CITY; AT 630 LINDEN STREET AND 235 JEFFERSON AVENUE, SCRANTON, PENNSYLVANIA.

O.

FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - RESOLUTION NO. 32, 2013 - APPOINTING JOSEPH GILHOOLEY, 952 NORTH WEBSTER AVENUE, SCRANTON, PENNSYLVANIA 18510 AS AN ALTERNATE NO.2 MEMBER TO THE BOARD OF ZONING APPEALS FOR THE CITY OF SCRANTON. MR. GILHOOLEY WILL REPLACE DOMINIC GEORGETTI WHOSE TERM EXPIRED ON JULY 1, 2013. MR. GILHOOLEY'S TERM WILL COMMENCE ON JULY 2, 2013 AND EXPIRE ON JULY 1, 2015.

P.
FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR
ADOPTION - RESOLUTION NO. 33, 2013 - RE-APPOINTING
CHARLIE SPANO, 718 STAFFORD AVENUE, SCRANTON,
PENNSYLVANIA 18505 AS AN ALTERNATE NO.1 MEMBER TO
THE BOARD OF ZONING APPEALS FOR THE CITY OF SCRANTON.
MR. SPANO'S TERM EXPIRED ON JULY 1, 2013 AND HIS NEW
TERM WILL COMMENCE ON JULY 2, 2013 AND EXPIRE ON
JULY 1, 2015.

8.
ADJOURNMENT:

NANCY KRAKE
CITY CLERK
SCRANTON, PENNSYLVANIA