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SCRANTON CITY COUNCIL MEETING

HELD:

Thursday, September 13, 2012

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

FRANK JOYCE, VICE-PRESIDENT

ROBERT MCGOFF

PAT ROGAN

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. MARCIANO: Mr. McGoff.

5 MR. MCGOFF: Here.

6 MS. MARCIANO: Mr. Rogan.

7 MR. ROGAN: Here.

8 MS. MARCIANO: Mr. Loscombe. Mr.
9 Joyce.

10 MR. JOYCE: Here.

11 MS. MARCIANO: Mrs. Evans.

12 MS. EVANS: Here. Dispense with the
13 reading of the minutes, please?

14 MS. KRAKE: THIRD ORDER. 3-A.
15 AUDIT STATUS FROM ROBERT ROSSI & CO.
16 RECEIVED AUGUST 16, 2012.

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

19 MS. KRAKE: 3-B. TAX ASSESSOR'S
20 REPORT, HEARING DATES FOR AUGUST 8, 2012,
21 AND SEPTEMBER 5TH, 12TH, AND 26TH OF 2012.

22 MS. EVANS: Are there any comments?
23 If not, received and filed.

24 MS. KRAKE; 3-C. TAX ASSESSOR'S
25 REPORT APPEAL HEARINGS FOR SEPTEMBER 19TH

1 AND 27TH OF 2012.

2 MS. EVANS: Are there any comments?
3 If not, received and filed.

4 MS. KRAKE: 3-D. TAX ASSESSOR'S
5 REPORT, FINAL HEARING RESULTS FROM AUGUST
6 22, 2012.

7 MS. EVANS: Are there any comments?
8 If not, received and filed.

9 MS. KRAKE: 3-E. TAX ASSESSOR'S
10 COMMERCIAL APPEALS REPORT.

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

14 MS. KRAKE: No, Mrs. Evans.

15 MS. EVANS: Thank you. Do any
16 council members have announcements at this
17 time? Mr. Loscombe, is unable to attend
18 tonight's meeting due to illness.

19 A Voting Rights Forum will be
20 conducted next Wednesday, September 19, at
21 7:00 p.m. in Pern Auditorium Brennan Hall at
22 the University of Scranton. The event will
23 help the people to understand the new voter
24 ID law in Pennsylvania as well as voting
25 rights in general. Admission is free and

1 everyone is encouraged to attend. Nothing
2 is more fundamental to our democracy than
3 the right to vote and eligible voters should
4 not be turned away from the polls in
5 November.

6 The South Side Senior Center located
7 at 425 Alder Street in Scranton will conduct
8 it's annual pasta dinner and basket raffle
9 on Thursday, September 20. Proceeds will
10 benefit the many activities provided to
11 participants 60 years of age and older.

12 The Fraternal Order of Eagles No.
13 314 in Scranton will hold a chicken barbecue
14 on September 22 from 1 to 6 p.m. The cost is
15 \$8 and takeouts are available. All proceeds
16 will benefit ALS. For additional
17 information, call the club at number
18 961-5495.

19 The Scranton/Lackawanna County
20 Taxpayers' Association will conduct a
21 candidate forum on Tuesday, September 18, at
22 7:00 p.m. in city council chambers. Frank
23 Forina and Theresa Kane, candidates for
24 state representative of the 115 district
25 will participate.

1 St. Ann's Maronite Catholic Church
2 located at 1320 Price Street in West
3 Scranton will conduct it's annual parish
4 festival this Saturday, September 15, from 3
5 to 7 p.m., and Sunday, September 16, from 12
6 noon until 7:00 p.m. The festival will
7 feature Lebanese foods and pastries,
8 authentic Lebanese music, a middle Eastern
9 coffee bar, raffle drawings, children's
10 games and fun for the entire family. That's
11 it.

12 MS. KRAKE: FOURTH ORDER. CITIZENS'
13 PARTICIPATION.

14 MS. EVANS: Our first speaker this
15 evening is Ron Ellman.

16 MR. ELLMAN: Thank you, Council.
17 First I'd like to quell a misconception that
18 all I do is talk to a bunch of illegal
19 immigrants standing in front of the grocery
20 store holding an Access card. I think
21 three-quarters or four-fifths of the people
22 I talk to are homeowners and professional
23 people and property owners, business people.

24 It just comes to mind Monday morning
25 early I was at DePietro's Pharmacy in

1 Dunmore, we sat and talked about council for
2 five, ten minutes. That's who I talk to
3 mostly. Not that I -- I don't have any
4 feeling for people that don't have property
5 or something, but, you know, that's just how
6 it is.

7 Next, I'd like to talk about this
8 deplorable despicable headline about the
9 University suing us. This Mr. Hinton, their
10 attorney, brags that they have given a
11 couple million dollars since '83, but he
12 must have a lapse of memory or overlook the
13 fact they have taken over 150 houses off the
14 payroll, off the tax rolls, probably ten
15 times that much of a loss and he's got the
16 audacity to make them into the victim and
17 being dishonored. It's the people of this
18 city that are the victims of that school.

19 You know, they showed their true
20 colors when they would rather pay this
21 ambulance chaser a fee than give us some
22 money, and I'm not against education in the
23 least bit, you know, they brag about the
24 future of their 5,000 students, how many of
25 them since '83 have moved to Scranton, you

1 know? Probably zero. The big bagel.
2 Nobody. But nothing is said about 5,000 of
3 our students that haven't gone to a proper
4 education and haven't gotten what they
5 should have because of the University taking
6 all our taxable property and not paying any
7 school taxes. It's just a mess. Just a
8 mess.

9 You know, again, I come --
10 Mr. Hinton himself talks about the public --
11 the Pure Public Charity Act in the paper.
12 They don't fall under it anymore, especially
13 it said they have relieved the government of
14 some it's burden. They have put a
15 tremendous burden on the people of this
16 city, just five consequences here you have
17 to fault -- you have to be every one of them
18 to fall under this Act and they don't fall
19 under them anymore. They might have 100
20 years ago but they don't even more. Wyoming
21 County doesn't give them any leeway
22 whatsoever and we should shouldn't.

23 You know, I remember when you went
24 to Lackawanna College and asked for a
25 donation, they told the people of this city

1 council to go to hell. They said we would
2 have to raise our tuition; isn't that right?
3 But it's all right for people to have to
4 have their taxes raised to cover them. It's
5 just -- it's just such a deplorable
6 situation it's just so one-sided. I don't
7 know where it's going to end.

8 That property, that empty lot on the
9 corner of Jefferson and Mulberry, that's not
10 anything religious about it. That took over
11 \$5,000 a year in taxes off the rolls. It
12 was a business that was a real estate -- a
13 lawyer's office. We lost his income taxes
14 and the house taxes. A block up is that new
15 dorm, as I remember it was Scott's store,
16 that was a four-story apartment building off
17 the payrolls plus the businesses that were
18 there and the next block is the same thing a
19 new dorm where there was businesses, then we
20 got the parking lot that they are crying
21 about.

22 I bet an audit will show all of
23 these businesses made them plenty of money.
24 They are a wealthy, you can look on the
25 internet. They brag about their wealth and

1 their worth, but they just suck up every
2 single thing they can and find us every way
3 they can, they are not a good neighbor.
4 They only way to get to them is give them
5 bad publicity from the bottom up. They have
6 to be stopped. You cannot let them go
7 anymore. You can't give in no more to them,
8 and I guarantee they don't want any bad
9 publicity. They don't want to be known in
10 their true colors that they showed to the
11 people of this city you got to let the city,
12 the county and the state know what we are
13 fighting about. Thank you.

14 MS. EVANS: Thank you, Mr. Ellman.
15 Andy Sbaraglia.

16 MR. SBARAGLIA: Andy Sbaraglia,
17 citizen of Scranton. Fellow Scrantonians,
18 as you know, the closing days before you
19 took office Mr. McGoff pushed through an
20 authority for the library and we are stuck
21 with that authority. Now the snake has come
22 out of the bag. They want us to lend them a
23 half a million dollars to lease this
24 building that we did own for 50 years. Your
25 legislation, I'll read it to you, "Library

1 building will be used as an unreserved use
2 by the public as a library for only 50
3 years."

4 This is what I mean about allowing
5 people to sit up there and not being able to
6 challenge them. That four years is too long
7 to wait to get rid of somebody that's doing
8 damage to the city, but the gall is they
9 want us to give them the money, the
10 leaseback, the library. No, that cannot be.
11 You can't allow it to happen. You must
12 stand strong on this.

13 The library belongs to the people of
14 Scranton for maturity until we are all dead
15 and our grandchildren are dead and our great
16 grandchildren as long as that library stands
17 and we can't -- look at the damage that has
18 been done by this authority -- I mean, these
19 so-called legislators that we put in office.
20 We stand bankrupt today because of them. We
21 have no future because we have tax everybody
22 that death of the just to make ends meet
23 because of the damage they did and they go
24 by and they smile like as if they did a
25 great thing for the city. We cannot hold

1 them responsible. I wish we could. I wish
2 we could change the policy and hold public
3 officials responsibility for their actions,
4 but we can't. They say they are incompetent
5 and if you are pushing it there I am going
6 to give it to the competent people. I think
7 that's what we got.

8 Now, did you look at our engineer,
9 you told me it was John Pocius; is that true
10 or not?

11 MS. EVANS: I believe CECO is the
12 engineering firm and Mr. Pocius is the
13 representative of CECO to the city.

14 MR. SBARAGLIA: If he is objecting
15 as an engineer, CECO got -- wants to -- has
16 the contract on the paving cuts. Don't you
17 think that's a little conflict of interest
18 where the guy that works for CECO is in
19 charge of overseeing the paving cuts? You
20 don't find it a conflict, I guess. I
21 don't --

22 MS. EVANS: No, I'm not saying that,
23 but we, city council, has no authority or
24 involvement or hiring an engineer firm.

25 MR. SBARAGLIA: But you do have a

1 mouth. That you do have. So you got to use
2 that mouth not just when it comes election
3 time because that's ridiculous. Same with
4 the cars, we are advertising for broken down
5 cars two o'sevens because we need the police
6 cars, but yet when that money was for the
7 grant and the block grant why wasn't it used
8 when it was supposed to be used? Somewhere
9 along the line we gave the money for that
10 block grant to buy police officers and then
11 this year they cry and say you can't use
12 them this year, so we have to buy broken
13 down police cars. Where is the logic in
14 this system? Where is the logic in this
15 government?

16 You got to be more responsibility.
17 You are not dealing with people who are up
18 board, you are dealing with people that like
19 to cover up, when you should have asked
20 could that money that wasn't used when it
21 should have been used could something else
22 be deleted that that money was for and that
23 money in turn would end to buy the police
24 cars, because you got to remember it's a
25 number game on the formula. Sometimes you

1 can use the money for one thing, sometimes
2 you can use the money for another. They
3 said you couldn't use it, I understood that,
4 but somewhere along the line maybe a project
5 that wasn't complete could have been
6 completed and then that money could have
7 been in use because it was all a formula and
8 we exceeded the formula.

9 But in turn we have to buy the
10 police cars, so it's coming -- instead of
11 coming from the block grants it's coming out
12 of our pockets. Where does it end, I guess
13 when we are all broke. Thank you.

14 MS. EVANS: Thank you. Les
15 Spindler.

16 MR. SPINDLER: Good evening. Les
17 Spindler, city resident and homeowner and
18 taxpayer. A month or two ago I spoke about
19 this and I want to speak about it again, the
20 intersection of Franklin and Sprue the
21 traffic lights have been out for I don't
22 know how long, six months or whatever. A
23 month or so ago there was an accident both
24 people said they had the green light, the
25 lights are totally off, there is no lights.

1 The other day a coworker of mine was waiting
2 for her daughter to come and pick her up and
3 take her to an appointment, a lady ran the
4 red light and ran into her daughter. After
5 the accident her daughter had to go the
6 hospital, she has a bruised neck. Something
7 has got to be done with that intersection.
8 It was an 84-year-old woman. She also said,
9 "Oh, I had the green light."

10 The cops said, "Lady, the lights are
11 off. There is no green light."

12 That's two accidents where people
13 said they thought they had the green light.
14 Something has got to be done. I don't know,
15 everybody in this city thinks the lights are
16 green all the time? They are not even on.
17 It's a dangerous situation there and I just
18 hope something is done before somebody is
19 not seriously hurt or worse than that.

20 MS. EVANS: Mrs. Krake, could we
21 send a letter to the company that's doing
22 the traffic lights and learn why it's been
23 out so long and when it will be functioning
24 again.

25 MS. KRAKE: Yes.

1 MS. EVANS: Thank you.

2 MR. SPINDLER: I have a seen a
3 company putting different lights up in
4 different areas on Linden Street. There are
5 working lights there, why don't they give
6 the intersection where there is no working
7 lights, that would make sense.

8 The Parking Authority, I was happy
9 to see the other day about Central Parking
10 taking over because hopefully that's the
11 thing of the end of the Parking Authority.

12 And, Attorney Hughes, am I safe to
13 say in the near future Mr. Scopelliti won't
14 have a job?

15 MR. HUGHES: As of yesterday Mr.
16 Scopelliti turned over all of his keys to
17 Mr. Washo. He has no keys to the Authority.
18 It's my understanding that is he no
19 longer -- well, he was informed that as of
20 Tuesday the Parking Authority will have no
21 money to pay him. I have no idea, but if he
22 were here tonight I think you heard Mr.
23 McGowan say that, and even though the
24 legislation is on and we're terminating the
25 cooperation agreement as of October 8, that

1 all of the employees are back and will be
2 city employees, the once that are the meter
3 people, so that there will be no monies
4 transferred to the Parking Authority so they
5 have nothing in their bank accounts, they
6 have nothing coming from the city, they have
7 no money to pay anybody so the Parking
8 Authority right now is over.

9 MR. SPINDLER: Thank you.

10 MR. HUGHES: Other than the board,
11 the only function is the board in place just
12 to as the owner of the facilities but they
13 are not operating the facilities and they
14 have no money.

15 MR. SPINDLER: Okay. Thank you.

16 MR. HUGHES: I don't know how they
17 can pay anybody.

18 MR. SPINDLER: Thank you. I wish
19 Central Parking good luck and I hope they do
20 a good job.

21 Next thing, the Linden Street
22 bridge, Mr. Loscombe isn't here and he
23 usually comments on that, that was supposed
24 to start work on in July now we are almost
25 mid-September, pretty soon we are going to

1 into the winter, I have no faith that that's
2 going to be fixed this year and that's
3 another safety hazard. The emergency
4 vehicles came over down there and that's, I
5 don't know what the holdup is, it's just
6 ridiculous. People's lives are in danger
7 here, seems like nobody cares.

8 The next thing, lastly, I brought
9 this up last week about the tax thing, last
10 night's news on Channel 16, a legislator, I
11 didn't hear where he was from, but he says
12 he is going to submit a bill where all cell
13 phones, all handheld cell phone use will be
14 banned, but I have no faith that will ever
15 be passed because when this texting law was
16 passed I ran into Senator Blake and asked
17 him why he didn't include even talking on a
18 cell phone, he said we can't get the votes.

19 And I thought about it, why can't
20 they get the votes, and then it came to me,
21 they don't want to vote for that because
22 they are probably the biggest violators of
23 the law. If they voted that they wouldn't
24 be able to use their own cell phones, but I
25 think they should look at the safety of

1 people. It's definitely a safety hazard
2 using cell phones. I hope that if this
3 gentleman introduces this bill it is passed.
4 They should not have handheld cell phones
5 for any reason. It's just a safety hazard,
6 and I hope if it comes up for a vote again
7 it passes.

8 That's all I have. Thank you.

9 MS. EVANS: Thank you. Bob Bolus.

10 MR. BOLUS: Good evening, Council.
11 Bob Bolus, Scranton.

12 MS. EVANS: Good evening.

13 MR. JOYCE: Good evening.

14 MR. BOLUS: One question I have is
15 what are we paying Washo for? If you have a
16 board in place why do we need to pay a guy
17 \$100 an hour for the Scranton Parking
18 Authority that's automated and changing.
19 Let a board handle it. I mean, we are all
20 here to cut costs not to keep incurring them
21 and \$100 an hour is a nice little windfall.

22 I know we wasted money on the golf
23 course funds, \$3 1/2 million the mayor
24 squandered. Hottest summer on record and
25 one pool was open, and people wondered why

1 people in this city are disgusted with
2 what's going on.

3 We are so deep in debt that Captain
4 Nemo's submarine, the Nautilus, could never
5 get to where we are and where we are still
6 going. We are not going to stop with just a
7 couple of meetings and borrowing, the old
8 adage, "You can't borrow to get out of
9 debt."

10 Well, we are. We are going in debt
11 deeper and deeper and we have tied the
12 anchor chain around the necks of the people
13 in the City of Scranton and their
14 pocketbooks, and there is no bottom in
15 sight. No matter how we want to push the
16 peas around the plate it's not going to
17 happen. Either we run Scranton as a
18 business or we are not going anywhere. We
19 just can't keep borrowing and borrowing and
20 borrowing. Look at where we are, the
21 laughing stock of the nation. That tells us
22 we did something wrong.

23 One thing I will commend this
24 council, it was nice to see that you finally
25 brought the mayor here. It took him how

1 long to be what, the sixth councilman,
2 eight, 12 years.

3 The past councils that did the
4 rubber stamping, played his became, played
5 their game at the expenses of the people.
6 They got pensions, they got other things
7 that they weren't entitled to because they
8 put the people at risk and that's where we
9 are, and every one of them should hang their
10 heads in shame where the city is today.
11 There is no games. There is no animosity
12 one way or the other, your records all speak
13 for yourselves. It's black and white.
14 Watch a video, watch a tape, read a
15 newspaper.

16 Responsibility starts with councils
17 and administration. The people's hands are
18 tied. The only thing they can do is every
19 two or four years make a change and I think
20 we need to do that. The sad part is this, I
21 paid --well, remember Holy Cross Church that
22 went up for sale, it was \$3. The city was
23 going to demolish it and all of that. I
24 paid \$35,000. Bought the church not because
25 I needed a church or I needed a hall, but I

1 believed in Scranton and the preservation of
2 our historical values and cultures and
3 that's why I bought it. It wasn't worth
4 \$35,000, but what it represented was worth a
5 lot more to all of us in the city.

6 Well, I have been assessed \$500,000
7 for this property by the county, the taxes
8 are \$25,000 a year. I have let the kids
9 play free since I bought the property at the
10 Holy Cross hall, that's all been put in
11 jeopardy, and it troubles me to see the
12 University of Scranton, a bully with money,
13 sit here now and sue this city over their
14 private enterprises. It's a damn disgrace.
15 There is no other words to put it.

16 Now, if their Jesuits or whatever
17 they want to preach what they are doing to
18 the city is just sickening. It's time they
19 took responsibility. And don't tell me you
20 are going to pay 140 some thousand, what
21 it's going to cost me over the next five
22 years is going to equal what they pay on all
23 their enterprises and we need to make a
24 change. You need now once and for all you
25 need to consider a fee, not a tax, taxes

1 don't apply on K0Z and nonprofits, but this
2 city can, since you are the majority and you
3 can override the mayor, you can implement a
4 fee in this city that goes across everybody
5 in the city. At 1 percent the University
6 would pay over \$11 1/2 million a year to the
7 city for whatever the fee may be and
8 whatever they can do with it. It becomes
9 creative financial responsibility. You got
10 to create what you need to get this place
11 straightened out.

12 And it's not just the University,
13 it's every one taking a free ride at the
14 cost of all of us in this city. \$500,000
15 for a church that was worth three bucks?
16 It's an absurdity, but that just shows you
17 what goes on with politics in the City of
18 Scranton. That's why we are here. It
19 wasn't about the people, it was about who
20 was looking to get elected, who was going to
21 do their buddies a favor and where they were
22 going. And now it's time, the parties is
23 over and it's time to act.

24 One thing I need to do, Mrs. Evans,
25 if I may I'd like to ask Mr. Hughes a

1 question, and this has been here a long time
2 and it relates to the city and its financial
3 responsibility if I may ask him a question?

4 MS. EVANS: Yes.

5 MR. BOLUS: Mr. Hughes, if you
6 could, I have asked Mr. Kelly, we put it
7 before the board here, I submitted deeds
8 regarding the 16 1/2 foot deeded waterway on
9 East Mountain. There was a \$50,000 offer
10 that I made for that property whether a home
11 is on it or not, it wasn't properly done, it
12 was done in a subdivision that was basically
13 illegal in the way it was done.

14 I spent a lot of money having deeds,
15 you know, searched and all of it and proved
16 that the city still owns it. Paul Kelly
17 made a statement the city does not. We
18 requested, and I believe council did at that
19 time, to produce the deeds. Put the paper
20 where his mouth is once and for all and to
21 this date nobody has produced whether the
22 city does or does not own it and I'm asking
23 if council tonight could make a motion that
24 Mr. Hughes get that information for
25 Mr. Kelly and we put this matter to bed once

1 and for all. There is \$50,000 on the table
2 and the city could use every penny and
3 that's my request if I could get that.

4 MR. HUGHES: It's my opinion that I
5 should not do that work. That it is not up
6 to me to do that. My position with council
7 is strictly on legislative matters and this
8 is not a legislative matter.

9 MR. BOLUS: Would council then
10 entertain a motion to either have Mr. Kelly
11 come here and produce the documentation?
12 This has gone on over almost two years now
13 this has been going on and on and on. It's
14 time there is accountability. Since we are
15 looking for everybody to be accountable in
16 this city he is not exempt from it and it's
17 time he stands up to the plate and produces
18 the truth and factual information. If
19 council would entertain that motion. I
20 don't want to see it in the form of a
21 lawsuit and deposition and take the city,
22 which is unfair, to make the city come up
23 with more money to satisfy what we are
24 entitled to know.

25 We are taxpayers and right now we

1 are all being penalized by the financial
2 situation of this city and we are entitled
3 to see that where every dime can be
4 retrieved to take the burden off of us is
5 recapture.

6 MS. EVANS: Mr. Bolus, I'll discuss
7 this with our solicitor and then I believe
8 council will follow his advice.

9 MR. BOLUS: Okay, if you could let
10 me know, please? Thank you.

11 MS. EVANS: Thank you. Ozzie Quinn.

12 MR. QUINN: Good evening.

13 MS. EVANS: Good evening.

14 MR. JOYCE: Good evening.

15 MR. QUINN: Ozzie Quinn, Scranton
16 Taxpayers' Association. I just wanted to
17 repeat what Mrs. Evans said and I want to
18 thank Mrs. Evans for announcing the
19 Taxpayers' Association forum on Tuesday.
20 Frank Farina and Theresa Kane are the
21 candidates and this is for the vacant seat
22 that Representative Staback who is retiring
23 up the line and it covers a big area so it's
24 going to be live on ECTV so I know a lot of
25 people up the line watch ECTV so I hope they

1 are watching that night.

2 I want to also mention about 5-B,
3 especially Mr. Rogan in regards to this here
4 Community Development Block Grant going
5 again for, I don't know what year is it,
6 '74. I think since Mr. Doherty has been
7 here we spent over \$50 million just in CDBG.
8 No HOME, no emergency funds, no UDAG and no
9 whatever, okay? The fact is that I doubt if
10 they did 10 percent of that. Less than -- I
11 say less than 10 percent of that was done
12 for neighborhood improvements to housing
13 rehabilitation and it's the Housing and
14 Community Development Act, for some reason
15 or other they just forget about that housing
16 end of it and that's why we see -- all we
17 see is the city inspectors condemning
18 buildings, tearing down and vacant land
19 where a lot of these properties could be
20 repaired by their owners. Some of these
21 people who are suffering right now paying
22 the taxes and what not for the grants and
23 the deferred loans.

24 I would go out on a limb and say we
25 are the only city in the United States as an

1 entitlement city that does not have a
2 housing rehabilitation program. I don't
3 want to hear about Scranton Neighbors,
4 Lackawanna Neighbors or anything like that,
5 I doubt if they did 25 homes in the 25 years
6 they have been in existence, okay? That's
7 not it. You got to do a comprehensive
8 housing rehabilitation program. You see
9 what's happening out there and it's
10 deplorable.

11 The other thing I want to do is the
12 fact is that, you know, since we are looking
13 for and scraping for money I saw they are
14 bidding out for tires, fuel, anti-skid and
15 janitory office stuff. I know this is old
16 hat, but again, there should be some
17 intergovernmental cooperation here with the
18 school district and the county to see if
19 somehow that, you know, you can't do this in
20 a bulk bid. Right now housing developments
21 and community organizations across the
22 United States they are doing bulk. They are
23 getting together and doing bulk bidding.
24 The City of Scranton it behooves them to do
25 it. I mean, we don't have two nickles to

1 rub together. So I'd appreciate if you
2 would look into that, Mr. Rogan, on this
3 here, okay?

4 MR. ROGAN: Absolutely.

5 MR. QUINN: The other thing here
6 that I want to put in perspective, this was
7 in the paper today and the regional news, it
8 says that Clarks Summit opposed the commuter
9 tax plan, it goes onto say that the Clarks
10 Summit Borough council met last night and
11 they read Alexander Chelik, the mayor of
12 Mayfield's, letter and they are in support
13 of opposing the 1 percent tax. The one
14 councilman says, "I don't feel like the
15 residents should be double tax and said I
16 think that the council should be ashamed of
17 themselves. "

18 I want to put this in perspective.
19 You people up there, you three people up
20 there, Mr. Rogan, Mrs. Evans and Mr. Joyce
21 and Mr. Loscombe, you are only there since
22 two years, okay? Mrs. Evans was in before,
23 of course, she has a history of going
24 against this borrowing. Now, this borrowing
25 has been going on since 2002 and it's been

1 going on and going on and going on and
2 Mrs. Evans is trying to say, "Stop it, stop
3 it, stop it," and nobody was stopping it.
4 The Scranton Times who has financially, as I
5 mentioned before, endorses the mayor and
6 they are the biggest cheerleader of the
7 mayor. They go on and say that they are
8 going to do hundreds of jobs on Lackawanna
9 Avenue in the Southern Union building, they
10 are going to do the condominiums, nothing
11 ever came of that. You know, we just spent
12 and spent and spent and Mrs. Evans tried to
13 stop it it was all rubber stamped by the
14 last ten years of the councils, okay, and
15 not yours.

16 So I want to put it in perspective
17 for the people out there, it is not their
18 fault because there is a commuter tax or any
19 other tax that's going to increased. That's
20 strictly because the Scranton Times and
21 Mr. Doherty were alone and they just rode
22 rough shot through this here community. You
23 know, the Scranton Times has an ethical
24 position as a journalistic -- to watch out
25 for the community in this here and they

1 didn't do it and Mr. Doherty, they let Mr.
2 Doherty go on and on and on. Thank you very
3 much.

4 MS. EVANS: Thank you. Doug Miller.

5 MR. MILLER: Good evening, Council.
6 Doug Miller, Scranton.

7 MR. JOYCE: Good evening.

8 MR. MILLER: I'd just like to begin
9 this evening on the legislation tonight on
10 5-E dealing with the 9.75 million unfunded
11 borrowing. I've been listening to Mr.
12 McGowan and Mr. Judge this evening, there
13 was a question posed by council and that was
14 what institution would we be participating
15 with in dealing with the unfunded borrowing?
16 And, you know, it is my personal opinion
17 that knowing the history of the lending
18 institutions locally that it's my belief
19 that we should conduct any negotiations
20 without outside institutions. I think the
21 local banks and institutions show what they
22 felt for the city in the past and they
23 knowing full well the situation we were in
24 did nothing to help us, and I think it just
25 goes to show with the efforts by Attorney

1 Hughes and Mr. John Judge we have proven
2 that we can be successful with outside
3 institutions such as Amalgamated Bank and I
4 think that moving forward and dealing with
5 this borrowing and any other borrowing in
6 the future hopefully we won't have to worry
7 about that problem, but moving forward I
8 strongly suggest we consider using outside
9 institutions. That's just my opinion.

10 Dealing with the Parking Authority
11 on the agenda tonight, I'm certainly pleased
12 that the transition process is moving
13 forward successfully. You know, last week
14 we were made aware that Central Parking, the
15 second largest parking company in the
16 nation, will oversee all of the garages and
17 now that Mr. Washo is officially in control
18 and will obviously handle the day-to-day
19 operations down at the Authority.

20 But I do have one question tonight,
21 and it's a question for Attorney Hughes
22 dealing with the sweeping changes that have
23 taken place. Attorney Hughes, are you aware
24 if Attorney O'Brien has been terminated in
25 his position as legal counsel for the SPA?

1 MR. HUGHES: I have no idea.

2 MR. MILLER: Okay.

3 MR. HUGHES: The only thing I know
4 is what I said before. As of today, the
5 Parking Authority has absolutely no money
6 and I don't see how they could pay anybody
7 or retain anybody to pay. Everything is
8 going to run through Mr. Washo. All the
9 bank accounts were turned over to him on
10 Tuesday pursuant to his notice of taking
11 over the court order of Central Parking.
12 All the balances in the bank accounts are
13 now in Mr. Washo's account, daily receipts
14 as they come in from Central Parking will be
15 put in Mr. Washo's account as the receiver,
16 and as was stated previously by Mr. McGowan
17 the line item in the budget, which was over
18 half a million dollars, which was
19 approximately \$200,000 every two weeks to be
20 transferred to the Parking Authority has
21 been discontinued.

22 The six meter people or seven meter
23 people will now all become employees of the
24 city. Their is an office here in city hall
25 they are working out of LIPS. I believe all

1 of the computers have been transferred from
2 the Parking Authority area where they used
3 to work here to city hall, so I don't see,
4 you know, they really don't have any money
5 so I don't see how they could engage in it,
6 but I have no personal knowledge of it.

7 MR. MILLER: I think that answers
8 the question. Honestly, if they don't have
9 any money as Attorney Hughes just stated I
10 don't see how they can keep on an attorney,
11 so I'm sure we'll get more information on
12 that as time goes on, but thank you,
13 Attorney Hughes.

14 Obviously tonight on the agenda we
15 need to make a payment, the bond payment
16 that's due this week I believe on Saturday
17 of \$325,000 on the city's end and certainly
18 we are obligated to make that payment. But,
19 as I stated, I'm hopeful that this will
20 begin the process of turning the operation
21 around and restoring accountability and
22 transparency once and for all. This
23 certainly has been quite a burden for the
24 city and certainly a cause of many of our
25 tremendous financial obstacles we have had

1 to deal with in the last ten years due to
2 the years of incompetent leadership down at
3 the Parking Authority, but throughout this
4 whole process I want to commend council,
5 Attorney Hughes, and all of those involved
6 in this transition process, Mr. Washo, and
7 bringing in Central Parking who have proven
8 to be confident individuals who oversee
9 parking facilities and I'm quite confident
10 that it will turn out to be a success.

11 Finally tonight, just a few
12 questions dealing with the capital budget
13 that was addressed last week. We were made
14 aware that 13 police vehicles were out of
15 service as of last week, repairs were being
16 made. We are awaiting on four new vehicles
17 that I believe were in New Jersey and we
18 were waiting for them to arrived, do we know
19 at this point if we did receive those
20 vehicles?

21 MS. EVANS: I don't know. I can
22 check though with Councilman Loscombe and we
23 can update you hopefully next week.

24 MR. MILLER: Okay. Thank you. I
25 know it was Councilman Loscombe who did

1 bring up the issue and with him being absent
2 tonight it would be appropriate to bring
3 that up next week with him.

4 And on the capital budget, you know,
5 I certainly feel there is many things that
6 are addressed in the budget that obviously
7 we need to focus on such as the repairs that
8 need to be made at the several fire
9 stations. Obviously, roads and bridges.
10 Building improvements in city hall and the
11 elevator to get everything back up to code.
12 Work down at the DPW and the police
13 headquarters, but I would just like to
14 suggest that, you know, obviously the
15 capital budget would be addressing this for
16 quite some time now, it's a process that
17 takes some time, but just my suggestion
18 would be if you could possibly consider
19 placing adequate funding aside to address
20 issues such as maintenance to police
21 vehicles, fire engines and DPW vehicles that
22 are certainly falling apart. We have police
23 officers driving around in vehicles that
24 from the looks of it they don't seem to safe
25 and it's something that I feel we should be

1 pretty embarrassed about that we have, you
2 know, public safety personnel driving around
3 in inadequate vehicles in my opinion and I
4 think these are priorities that need to be
5 addressed and when we talk about the park
6 system and we want to invest \$7 million in
7 parks I think it goes back to once again
8 priorities and that this administration has
9 had a difficult time of grasping that
10 concept of priorities and I think we need to
11 start addressing the essentials and this
12 certainly is essential, so like I said,
13 moving forward with the capital budget I
14 would like to see us address improvements to
15 the vehicles. That needs to take priority.
16 Thank you.

17 MS. EVANS: Thank you. Lee Morgan.

18 MR. MORGAN: Good evening, council.
19 The first thing I have is America is not a
20 democracy, it's a representative republic
21 and I think that's really important to note
22 that today because in true democracy people
23 would be asked their opinions and things
24 would be done by a vote of the masses.

25 And I'd like to also say that I

1 think that our major problem is that we have
2 taken a plan, which I believe is very
3 flawed, and I think that the people outside
4 of the city like the Clarks Summit council
5 and other citizens are doing the right thing
6 by beginning now to fight any commuter tax,
7 and I also believe that the citizens should
8 also fight any sales tax increase because
9 that's not the solution to our problem.

10 I also believe what Mr. Bolus said
11 to be factual, that we can't borrow our way
12 into financially stable and I don't think
13 that the people outside of this city are
14 responsible for the debt. I think that the
15 residents of this city have an obligation to
16 go to the polls and vote. They chose the
17 leadership they chose and the dominoes fell
18 the way they did. The city's financial
19 problems have been well-known for an
20 extremely long period of time.

21 But the other thing I want to talk
22 about is something that Ozzie Quinn hit on
23 here before about the amount of demolitions
24 in the city. I have got a list of 202
25 properties that are demolished from 1998 to

1 the present and there have been some that
2 were demolished with the city in-house or
3 that the city itself paid for.

4 I personally think that the city's
5 rental registration program is just a
6 terrible piece of the legislation for the
7 residents of this city. I think it's
8 nothing more than a revenue enhancement, and
9 what I'd really like to do is I'd like to
10 drop this list of 202 properties off to
11 council because I really think that since
12 you have legislated a rental registration
13 program, and I think maybe you should take a
14 good look at this 202 properties and see why
15 they were actually were demolished and what
16 the reasons for their condemnations were and
17 whether the people who own those properties
18 didn't understand they had a right to go to
19 the Building Appeals Board and is it
20 possible that these properties were targeted
21 and torn down so that we could create an
22 atmosphere in the city center to create
23 apartments and use all kinds of funding
24 formulas to try to sell the downtown?

25 Don't forget that before they became

1 apartments the county moved many of its
2 offices into the downtown and since that
3 time, of course, things have changed a lot
4 and the county is basically bankrupt, too,
5 so it's not much of a difference between the
6 county and the city at this point.

7 But, you know, when you read this
8 list and it starts at 615 Greenridge Street,
9 you know, 210 Sanderson Avenue, 1 through 10
10 Just Right Place, Kruger Place, 1347 Wyoming
11 Avenue, 1212 Marian Street, I mean, the list
12 just goes on and on and on, but you know the
13 pathetic part is this, we haven't invested
14 in the neighborhoods for a long period of
15 time, but think all of the revenue we have
16 lost in taxes.

17 And do you think that maybe some of
18 the funds that were coming into the city
19 should have been instead of diverted into
20 the downtown invested in our neighborhoods?
21 I mean, you see the scandals that are
22 rocking the city. Even now we are
23 questioning the Scranton school district,
24 that made the newspaper today, and is it
25 possible that the city, I know I remember I

1 was in Washington State I think in 2000 and
2 I was sitting there watching TV and the
3 reporter said that the mayor, who was the
4 mayor at the time, had changed political
5 parties and that Scranton, Pennsylvania, was
6 the most corrupt place in America. And it
7 may be comical and some people may find it
8 to be comical, but the truth of matter is
9 that this city is hundreds of millions of
10 dollars in debt, its residents are trying to
11 sell their properties and leave, and I think
12 good government creates an atmosphere where
13 businesses flourish and people want to live
14 and we have the direct opposite here, so
15 maybe it is comical, but I don't find it to
16 be comical.

17 And, you know, like I said last week
18 when you go to the administration in
19 Scranton and little kids tell you that they
20 are hungry, maybe it should mean something.
21 Thank you.

22 MS. EVANS: Thank you. Dave
23 Dobrzyn.

24 MR. DOBRZYN: Good evening, Council.

25 MS. EVANS: Good evening.

1 MR. DOBRZYN: I didn't read much
2 about the capital budget, I would like to
3 get a copy of it, but I have a simple
4 request for everybody concerned, forget
5 about any further spending on swim splash
6 parks, tearing down buildings, I haven't
7 been by them, I do intend to go by them, I
8 guess the one is Novembrino and the other
9 one is down on Capouse Avenue and I'm
10 willing to bet that they are probably much
11 larger than what we will get out of it,
12 reconstruction just like Nay Aug Park.

13 Mr. Pilchesky came in with a
14 statement a couple of years ago, a year or
15 two ago, and he shed some considerable light
16 on the problem. I used to go to do my
17 business somewhere else because when we were
18 doing the Kids Swim Free because I was so
19 close to getting arrested inside of that
20 bathhouse, so I won't go any further than
21 that.

22 Also, now on this parking meter
23 business, it started out sounding like a
24 good idea, but I have a question, will
25 meters still take change?

1 MS. EVANS: Yes.

2 MR. DOBRZYN: I cannot imagine a
3 credit card company billing me 25 cents.
4 They will probably charge me two or three
5 bucks just to do that, right, and I'm very
6 concerned about it, and I don't want you
7 people to look bad. I previously stated my
8 support for what council is doing and I
9 fully understand that it's going to take a
10 long time to straighten out all of the
11 problems we have and --

12 MR. ROGAN: Mr. Dobrzyn, just as an
13 anecdote, I was down in Philadelphia and
14 they have you can buy by credit card or you
15 can give them cash, and the way it works
16 each block has a kiosk on it and you can go
17 up and say you want to by two hours worth of
18 time.

19 MR. DOBRZYN: Right.

20 MR. ROGAN: You go up to the kiosk
21 and you can put it quarters or cash or you
22 can put in a credit card and then at that
23 point you will get a ticket and you put it
24 it right in your window, so even though the
25 bigger cities have moved to credit cards you

1 can still pay with change or cash.

2 MR. DOBRZYN: Yeah, I'm one of those
3 simpler folks that I don't travel much.

4 MR. JOYCE: It's not meant to
5 eliminate the cash payment.

6 MR. DOBRZYN: Like New York City, I
7 mean, I don't care for Mr. Blumberg he
8 mentioned with the Occupied Movement I have
9 the seventh largest army in the world and he
10 is always crowing about second amendment
11 rights and everything I'm wondering here
12 what's the purpose.

13 And I have a sewer bill here from
14 last month and I would appreciate if I could
15 get it back, but if you people could take a
16 copy because I have a fixed charge of \$39,
17 consumption charge of \$41.50 and gallons
18 used of 83e. So where are we going here
19 with this? I'm all for environmental --
20 sound environment regulations and so forth,
21 but it's very concerning that I'm being
22 charged \$41.50 and I would like to keep a
23 watch on it so I'm going to give this to Ms.
24 Marciano and I'll see you after the meeting
25 to get it back and make a copy and we'll

1 have to do some more research.

2 On this library, I didn't know that
3 they could ever use the library for anything
4 else so I'm wondering, and my advice would
5 be, be very careful there.

6 And also I would like to criticize
7 our county commissioner. It seems like with
8 this zoning for the "U" and everything else
9 they seem to be on somebody else's side
10 other than the people from Scranton. We are
11 tired of being the cash cow around here and
12 we want to see a resolution, if has to start
13 there then I would encourage all of the
14 people from the city to start to do
15 something about it.

16 I went down there one time to talk
17 about that silly baseball idea and by the
18 time Marie and I got through the security
19 check the meeting was over, you know, so so
20 much for the security check. I mean, I went
21 up five floors up and, you know, pat me down
22 or whatever but good God get me in there or
23 at least let somebody let them know don't
24 start the meeting early.

25 And once again this voting law is a

1 total disgrace. Somebody from the state
2 legislator almost admitted to it's like
3 practically treason that it was to ensure a
4 vote for one candidate or the other and it's
5 ashamed.

6 And once again with the public
7 unions I would like to elaborate on that.
8 People are going backwards, they are not
9 going forward, and public unions are getting
10 their raises and I realize that that goes
11 back 10 years and so forth, so I'm
12 criticizing what happened five or ten years
13 ago, but be careful who you vote for. Be
14 careful because we can't keep outsourcing
15 all of our jobs and so forth and having
16 people lose ten and 20,000 dollars a year on
17 their wages and expect to keep ahead of all
18 these tax increases and so forth.

19 And by the way, Pat, Mr. Clinton is
20 included in the outsourcer in chief so I
21 just thought you would like that little note
22 because he signed an act on the Chinese
23 trade pact.

24 And once again, I would like to
25 advertise a great book, if anybody is

1 interested it's available at the library,
2 it's \$16 at the mall, they have a book store
3 from the public library and it's called
4 "Free Lunch, how the wealthiest Americans
5 enrich themselves at government expenses and
6 stick you with the bill."

7 One example from the book, George
8 Steinbrenner, he built the new baseball
9 park, he was handed \$600 million worth of
10 public property and that's here you go with
11 our library. They are just fleecing us and
12 we are the cash cows. Thank you and have a
13 good night. Moo, moo and bawk, bawk
14 tonight.

15 MS. EVANS: Thank you.

16 MR. SLEDENZSKI: Hello, Janet.
17 Frankie. For each of you. That's for you,
18 Frank. Pat, that's for you.

19 MR. ROGAN: Thanks, Chrissy.

20 MR. JOYCE: Thanks, Chrissy.

21 MR. SLEDENZSKI: So, Janet, our game
22 it tomorrow night. I hope we are going to
23 do something right. We are going to win
24 tomorrow. Good luck, West. Good luck
25 tomorrow. Let's win this one.

1 MS. EVANS: That's right.

2 MR. SLEDENZSKI: For the city.

3 That's it. Thank you.

4 MS. EVANS: Thank you, Chrissy.

5 MS. SCHUMACHER: Good evening, city
6 council. Marie Schumacher, resident and
7 taxpayer.

8 MS. EVANS: Good evening.

9 MS. SCHUMACHER: Tonight I though
10 since it's sort of an in-between much of
11 anything week or at least it was until I
12 read the agenda, I thought I would review
13 some previously asked questions and see if
14 maybe I could get some answers tonight, but
15 also I'd like to start with some new ones
16 and then I'll go through the old ones as far
17 as I can.

18 First one for Mr. Joyce, is the
19 replacement of the South Side Sports Complex
20 included in the capital budget, and how much
21 of the five year totals you provided last
22 week are to be provided in 2013?

23 MR. JOYCE: No, the replacement of
24 the South Side Sports Complex is not
25 included in the capital budget. And what

1 was the other part of your question?

2 MS. SCHUMACHER: You read the five
3 year figures, what is the figure for 2013?

4 MR. JOYCE: For 2013?

5 MS. SCHUMACHER: Next year?

6 MR. JOYCE: Let me get my capital
7 budget copy. As far as total capital
8 expenditures are concerned \$2 million.

9 MS. SCHUMACHER: Okay. Now, I
10 assume those are grants because your revised
11 recovery plan stated that capital
12 expenditures would be pretty much restricted
13 to grants.

14 MR. JOYCE: That is correct.

15 MS. SCHUMACHER: Next, Solicitor
16 Hughes has referenced his past working
17 Recovery Plan with Mr. Washo more than once
18 which leads me to ask whether city council
19 and/or it's solicitor recommended Mr. Washo
20 to be the court-appointed receiver of the
21 Scranton Parking Authority?

22 MR. HUGHES: No.

23 MS. EVANS: No, that is not true.
24 City council and the administration had
25 nothing to do with the appointment of the

1 receiver, just as we had -- we had no
2 involvement in the choice of a new trustee,
3 we had no involvement in the choice of a
4 receiver and we had no involvement in the
5 choice of a new management company.

6 MS. SCHUMACHER: Thank you. Now, a
7 procedural question, I don't understand how
8 the operating agreement with the Parking
9 Authority can be cancelled before the
10 ordinance becomes law. Wouldn't the
11 ordinance have to pass before the 30 day --
12 before the time, the notification could be
13 given, which is 30 days?

14 MR. HUGHES: I'll be very brief,
15 it's the most unusual clause I've ever seen
16 on a notice, it's my opinion that we do not
17 have to give 30 days notice to do it, we
18 just have to give them the notice within 30
19 days of the cancellation. I have never seen
20 a clause like it, it's extremely unusual.

21 MS. SCHUMACHER: Yeah, within. I
22 thought you would have -- okay, that answers
23 that. Thank you.

24 It's been almost a year since the
25 Supreme Court issued it's ruling in favor of

1 the police and firefighters, how much
2 interest has accrued during the past year
3 and what is the monthly accrual amount?

4 MR. JOYCE: I'm not 100 percent sure
5 what the interest rate is on it, but I could
6 find that out.

7 MS. SCHUMACHER: I would appreciate
8 that. Maybe you could bring that back next
9 week. Thank you.

10 And then could I ask for a show of
11 hands of any council member who took the
12 opportunity to review the affordability
13 section of the Scranton Sewer Authority CS0
14 long-term controlled plan draft as I
15 recommended on the 23rd of August? Okay. I
16 really strongly suggest you do that because
17 it is -- it does have a formula for
18 affordability based on many factors and I
19 think a lot of people in this city are going
20 to reach the break point.

21 Next, how much real estate tax
22 revenue have we lost to date due to real
23 estate assessment appeals? Okay.

24 And then I'd like to maybe somebody
25 could ask Mr. Loscombe if although remote

1 cameras are functioning and being monitored
2 by the police and if not how many are.

3 And then the new stuff, I would just
4 note one thing with respect to kiosk payment
5 of parking, it's very difficult for a lot of
6 handicap people and the elderly that have to
7 go down and then pay and then come back and
8 they move slowly anyway and it is not only a
9 burden on them, but it's eating into their
10 time.

11 Okay, to the previously raised
12 questions, do we have the list of entities
13 billed yet for the parking tax?

14 MR. JOYCE: No, we don't have that,
15 but I will bring that up with Mr. McGowan
16 again.

17 MS. SCHUMACHER: I mean, it just
18 seems strange that we can't get that.

19 Next, the size of the rental
20 property database, did you -- were you able
21 to get that? The census figure, just so you
22 know, the last census figure said there were
23 33,853 housing units in Scranton with a home
24 ownership of 54.6 percent. That leaves like
25 15,369 units that are most likely occupied

1 by renters. How close are we to that
2 15,000?

3 MR. MCGOFF: I was going to address
4 this during motions.

5 MS. SCHUMACHER: Okay.

6 MR. MCGOFF: Would you prefer that I
7 do it now and we can hold Mrs. Schumacher's
8 time for a moment? Do it in context now --

9 MS. EVANS: It's your decision.

10 MR. MCGOFF: To answer the questions
11 that you asked of me last week, and please
12 hold the time for Ms. Schumacher while I'm
13 talking, the database that we currently have
14 lists 1,266 rental properties, so we are
15 nowhere near close to 15,000.

16 And as far as billing, there has not
17 been a billing sent as of now. I found this
18 out this past week when I went to get the
19 information. I was told by the person that
20 is functioning in the rental registration
21 position that there was -- first of all, I
22 was told that there was no database, that he
23 couldn't find it or couldn't access it. I
24 don't know why, but that was the first thing
25 and because they couldn't access that there

1 was no billing sent and then there were a
2 whole list of other problems with
3 implementing the program.

4 Since then I have talked with
5 Mr. Seitzinger and apparently they have been
6 -- that Mr. Seitzinger did say that they
7 are -- they do have the database of the
8 1,200 odd properties and that they were
9 doing two other things to improve upon that
10 number. One was going to garbage fees to
11 determine rental properties, and the other
12 that was suggested at the PEL meeting the
13 other day by Mr. Cross was that other --
14 some other municipalities had utilized sewer
15 fees, so I know Mr. McGowan has sent the
16 request to the Sewer Authority for, you
17 know, those -- for that information so that
18 hopefully within some period of time that
19 database will be increased.

20 One of the things that I wanted to
21 ask council tonight, and I don't know if we
22 can do it as a letter to the rental
23 registration director or I don't know what
24 the title is, I would think that we should
25 have at least a billing sent to the 1,266

1 properties that we have in the database at
2 this point in time and I would hope that
3 that billing would be done by -- at least by
4 October 1, and that any future -- any new
5 listings be billed as identified. Now, I
6 don't know if we, you know, can do that as a
7 request from council or a demand from
8 council or, you know, how we go --

9 MS. EVANS: You can make a motion
10 that the letter can be sent.

11 MR. MCGOFF: Well, I would like to
12 do that at this point if that's possible to
13 make a motion that the letter be sent to
14 LIPS that that be done, that billings by
15 October 1 of the already identified
16 properties and new listings as they have
17 been identified.

18 MR. ROGAN: Second.

19 MR. MCGOFF: I'm sorry.

20 MR. ROGAN: Second.

21 MS. EVANS: On the question? All
22 those in favor signify by saying aye.

23 MR. MCGOFF: Aye.

24 MR. ROGAN: Aye.

25 MR. JOYCE: Aye.

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

3 MR. MCGOFF: Moving -- I'm probably
4 taking up too much time here, but moving
5 forward I would hope that the database be
6 somewhat current by December, you know, we
7 have something that's closer to the 15,000
8 that that's, you know, however reliable that
9 number is, but that we have something closer
10 so that as we move into 2013 we have a much
11 more reliable listing of our rental
12 properties.

13 The other thing that, you know, I'll
14 just mention it, I really do think that as
15 we move into 2013 if this is going to be
16 successful I think it does demand an
17 additional person working on this program
18 and I know from the beginning and I have
19 always advocated that it be done at the
20 outsource and done on a contingency basis so
21 that we get somebody with some initiative
22 and all to implement the program. And I'm
23 finished.

24 MS. SCHUMACHER: Just to comment on
25 that, number one, I think that -- I think

1 the whole thing should have been outsourced
2 but I guess that wasn't possible, but I'm
3 pretty sure you are getting a good database
4 because I have attended enough Sewer
5 Authority meetings to know that they have
6 an excellent database and they also have an
7 inspector who goes out and checks properties
8 so that should be good.

9 But the paperwork I gave you before
10 about that proposal also stated that
11 Lackawanna County would also give you a
12 listing of all of the properties for which
13 the billing address is not the property, so
14 that would probably be, you know, a landlord
15 from someplace else, and the worst that
16 could happen is that the people, you know,
17 prove that it's not a rental property when
18 you send it out.

19 MR. MCGOFF: Right. I'd rather err
20 on that side.

21 MS. SCHUMACHER: Yeah, but I still
22 have the concern about, you know, whether or
23 not we have enough inspectors to do those
24 inspections, those safety inspections, even
25 of the 1,200, and I'm not surprised at the

1 city's database. I sat down with Mark
2 Seitzinger one afternoon and that has got to
3 be the worst piece of the software that was
4 ever created. I do not know how that
5 happened and any extra money that is laying
6 around should -- that should be replaced and
7 upgraded to something that's at least in
8 this century. I'll be back next week.
9 Thank you.

10 MS. EVANS: Thank you. With regard
11 to the monies lost on reassessment, I think
12 perhaps we might be able to either obtain a
13 figure for that from the county officer or I
14 know that we make available the tax
15 assessor's reports in our office on a
16 consistent basis because they are listed as
17 part of our agenda each week and as they are
18 received they are basically commented on by
19 city council or, you know, there may be a
20 lack of comment, but certainly, you know,
21 because they are so readily available, you
22 know, you can always take a look at that
23 yourself and keep a running tally.

24 MS. SCHUMACHER: But I think you all
25 would want to.

1 MS. EVANS: Well, I think that would
2 be great, but I know, you know, I'll just
3 speak for myself, I have so many duties and
4 responsibilities that are often times more
5 pressing and I'm trying to prioritize and
6 handle all of the situations and put out all
7 of the fires that arise daily.

8 Mr. McGoff, though I did want to
9 say, I think everyone is on board with
10 rental registration program, but rather than
11 hiring another employee I agree that I
12 really think this should be outsourced. I
13 know we talked about the Sewer Authority
14 and, you know, gaining access to that
15 information a long time ago and nothing came
16 of it. I think what we need is perhaps a
17 company to come in and operate that program,
18 someone who has experience in doing so or
19 experience in a related field so that they
20 can come in and basically hit the ground
21 running and then allow our city inspectors
22 to do their jobs, you know, according to
23 their job descriptions.

24 So I think that should be hopefully
25 a direction we should be moving in and

1 perhaps the administration could put out an
2 RFP for that and, you know, within the
3 contract itself there could be an
4 arrangement made, as you said, for work on a
5 commission basis.

6 MR. ROGAN: I would just add as
7 mentioned from the podium and it's been
8 mentioned before that there is concern that
9 we don't have enough inspectors to do the
10 inspections. Hopefully if the program
11 brought in enough money it would be, you
12 know, enough to pay for another inspector or
13 two. As I said, I support the program
14 fully, I don't see it as a revenue
15 generator, I see it as, you know, protecting
16 the neighborhoods, and that's what I would
17 think, too.

18 MS. EVANS: Thank you. Mrs. Krake?

19 MS. KRAKE: 5-A. MOTIONS.

20 MS. EVANS: Councilman McGoff, do
21 you have any comments or motions?

22 MR. MCGOFF: I'll guess I'll
23 continue. And I would as far as the housing
24 inspectors are concerned, I thought that --
25 and they probably wouldn't like me for

1 responsibilities to people, but at a time
2 when people need to do their jobs, and
3 again, I'm probably not going to hit it off
4 well with the city inspectors, but just my
5 feeling. Anything else on the rental
6 registration I'd be happy to answer or at
7 least talk about.

8 One thing that came up, and maybe
9 I'm wrong, but I was looking at the
10 legislation in dealing with the public
11 library and as I read it all it was was
12 accepting a grant --

13 MS. EVANS: Yes.

14 MR. MCGOFF: -- for money or repairs
15 and renovations.

16 MS. EVANS: Where the city will ask
17 as a passthrough, we are not giving the
18 library a dime.

19 MR. MCGOFF: Correct, and that with
20 that grant would be included that that grant
21 would be received that the buildings must be
22 a library for a minimum of 50 years, so it
23 was doing nothing to curtail the timeline of
24 a library and, you know, not putting, as you
25 said, not putting the city into, you know,

1 any financial responsibility for it, it
2 seemed like pretty innocuous legislation and
3 nothing to be concerned about, and let's
4 face it, you know, the library does need
5 some repair and I would look forward to
6 receiving that moneys and seeing the repairs
7 and renovations done to a library.

8 I mentioned before the PEL meeting d
9 that I attended -- or that I do attend, at
10 the last meeting PEL gave, which I believe
11 we all received, an implementation plan for
12 the recovery plan. With council's
13 permission, and I know Mrs. Krake also
14 attends the meetings, I would like to
15 continue to attend those and act as kind of
16 update to PEL and back to council as far as
17 the implementation of that goes.

18 I believe with the structure that
19 they have created for, you know, the
20 meetings would tend to be more useful than
21 what has been in the past, at least there is
22 now some structure and some idea for
23 implementing the plan, so thank you for your
24 allowing me to do that.

25 Two other things that I'd just like

1 to touch on briefly as far as housing
2 rehabilitation is concerned, I know one of
3 the speakers said that he doubts that there
4 have been any homes that are whatever number
5 in the past 25 years, I know that in the
6 past we have received reports from OECD
7 detailing the number of homes that had been
8 rehabilitated in the city. I know we
9 haven't received those in awhile, but
10 perhaps it would be interesting to at least
11 go back and take a look at that over the
12 last couple of years. I know that I could
13 go to in South Side alone and find five
14 homes that have been rehabbed in the last
15 year, so there is a rehabilitation program
16 taking place.

17 And as far as comparing it to the
18 demolition program, I don't think the
19 properties that I have seen demolished by
20 the city are ones that were receiving no tax
21 money because they had been vacated and they
22 have liens and whatever else against them
23 going back numbers of the years. Most of
24 the ones that I have seen were eyesores in
25 the community, small, really uninhabitable

1 places and ones that could not be rehabbed
2 because to rehab them you could not make
3 them -- you could not bring them to current
4 code. You know, as I said, small and a lot
5 of small lots, so I think that we are doing
6 a great service to the community by removing
7 these blighted properties and rehabbing the
8 ones that can, in fact, be rehabbed.

9 Could we do more? Possibly, but it
10 is a costly venture, and again, I think that
11 through OECD and the CDBG funding we have
12 the funding, but we have, you know, worked
13 on the rehabilitation of homes in the area.

14 And the last thing dealing with the
15 Scranton Parking Authority, I just have two
16 questions, and again, I don't know if they
17 are answerable, is the Scranton Parking
18 Authority -- has the Scranton Parking
19 Authority dissolved? Does it no longer
20 exist?

21 MR. HUGHES: If you want me to
22 answer that?

23 MR. MCGOFF: If you would, please.
24 I'm sorry.

25 MR. HUGHES: No, the Scranton

1 parking authority is not dissolved. It
2 continues to exist just with the board of
3 directors. It has no money.

4 MR. MCGOFF: Okay.

5 MR. HUGHES: And it still owns the
6 garages, but is subject to Court order the
7 garages are being managed by the receiver,
8 Mr. Washo, who has hired Central Parking to
9 manage the garages with the goal to increase
10 the revenue and decrease the expenses so
11 that the obligation of the city will be
12 reduced in the event that the Parking
13 Authority under Mr. Washo, and actually
14 Wells Fargo Bank that is now the trustee,
15 cannot make the bond payments.

16 So that they will exist and if there
17 is proposals received and looked at in order
18 to sell some of these garages and to
19 privatize them that board will have to meet
20 and will have to approve that to reduce the
21 debt. They still own the garages.

22 MR. MCGOFF: Could I have a
23 follow-up question?

24 MR. HUGHES: Sure.

25 MR. MCGOFF: When the Parking

1 Authority then or is out of the
2 receivership, will the operation of the
3 garages return to the Scranton Parking
4 Authority?

5 MR. HUGHES: If it -- if they ever
6 do come out of receivership, I believe the
7 answer would be, yes.

8 MR. MCGOFF: Thank you. And that is
9 all. Thank you very much.

10 MS. EVANS: Thank you. And,
11 Councilman Rogan, do you have any comments
12 or motions this evening.

13 MR. ROGAN: Yes, thank you. I would
14 be very brief tonight, I am feeling a little
15 under the weather. Four things I wanted to
16 bring up, the first on the Parking
17 Authority. As was mentioned, I did speak to
18 employees at the Parking Authority and
19 Attorney Hughes also mentioned it as well
20 that Mr. Scopelliti and the management at
21 the at the Authority are no longer in
22 charge, and as I stated when we had the
23 previous votes that I opposed on giving the
24 money to the Authority, I said once the
25 management is changed I would support

1 paying, you know, the debt obligations.

2 So that being said, I will be voting
3 "yes" on those payments tonight and
4 understand that it does need to be passed in
5 one meeting because of the deadline this
6 weekend.

7 Secondly, and actually on that issue
8 just so council could have a little more
9 information and I guess we will just see how
10 everyone feels about this, I would like to
11 request that Mr. Washo come in for a caucus
12 just so he can present his plan of what's
13 changed, what's going on, for council and
14 for the public. If that's agreeable to
15 everyone to make that request?

16 MS. EVANS: Um-hum.

17 MR. ROGAN: Mrs. Krake, could we
18 please send that letter to Mr. Washo?

19 MS. KRAKE: Yes.

20 MR. ROGAN: Thank you.

21 MR. MCGOFF: Could we include -- I
22 don't mean to interrupt, could we include
23 also in that a representative from Central
24 Parking.

25 MR. ROGAN: Absolutely.

1 MS. EVANS: Sure.

2 MR. JOYCE: Yes, I think that would
3 be a great idea.

4 MR. HUGHES: From what I understand
5 I don't think anything would be productive
6 next Wednesday night, I think he has -- you
7 know, he just took over on Tuesday, Central
8 Parking is in here, I don't know how much
9 information that they could give council,
10 maybe they could come in and just give you
11 an overview, but I don't know how much
12 information they would have. I don't know
13 if it would be better to wait until he gets
14 everything, you know, really -- that they
15 have a good operation of sense as to what
16 they are doing.

17 MR. ROGAN: That would be fine, and
18 I understand they have a history of, you
19 know, working with different garages and
20 just so they can talk about some of their
21 experiences and, you know, what they are
22 going to do, even if they can't elaborate,
23 as you said, they did just recently took
24 over even if they can't elaborate too much
25 and, you know, put a face to a name for

1 council and the public as well.

2 MS. EVANS: Mrs. Krake, though, and
3 I would remind everyone next week we have a
4 public hearing for the CDBG allocations, so
5 perhaps the following week.

6 MR. ROGAN: That would be fine.
7 Next, on the unfunded borrowing while the
8 merit of it can be debated, I don't see the
9 need for the emergency certificate. We
10 still haven't received the unfunded "A" yet
11 so I really don't see the reason to run that
12 through in one meeting. I do thank Mr.
13 McGowan for coming and answering the
14 questions that council had.

15 Next on the CDBG, I did receive some
16 changes that other council members suggested
17 and if anyone else has any just give me a
18 call or e-mail, however, and the public as
19 well if they have any concerns they can
20 reach out to me and I will have something
21 put together and given to everyone before
22 next week's meeting to review and, you know,
23 let the public also have their input as
24 well.

25 As has been mentioned, the funding

1 has been cut pretty much every year since
2 the federal government is just as broke as
3 the city, so it is getting tougher and
4 tougher, there is not as much fat I would
5 say in there as there was in the past and I
6 think part of that is because council has
7 been cutting that and we have been trying to
8 put money and again this year to put it in
9 areas that will help the community and help
10 the people the most.

11 And finally, just one citizen's
12 requests and I do have a few more that I
13 apologize I have to get a few residents I
14 have to get back to, for over a month now I
15 have brought up the potholes in front of
16 3030 Division Street. Now, I understand
17 that the administration has been working
18 with council a little bit more. All I'm
19 asking for the mayor to do is to have his
20 department heads answer to city council
21 simple requests, filling potholes,
22 information requests. It's frustrating that
23 a resident would have to contact me ten
24 times because they haven't had a result yet.

25 So, Mrs. Krake, could we please send

1 in bold a request to Mr. Dougher asking that
2 the potholes in front of 3030 Division
3 Street are repaired, and that is all I have
4 for tonight. Thank you.

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

8 MR. JOYCE: Yes. To begin tonight
9 I'm going to address the capital budget
10 again, and I'm going to try and be a little
11 bit brief because I'm a feeling bit under
12 the weather myself.

13 To remind, the process of capital
14 budgeting is the budget of planning,
15 validating and selecting the long-term
16 projects involved with the city. The
17 capital budget that was sent down by the
18 administration to council is a five-year
19 plan beginning in 2013 and ending in 2017.
20 The capital budget that was sent from the
21 administration was sent to council pursuant
22 to Section 904 of the Home Rule Charter
23 which states that the mayor shall submit to
24 council the first five-year capital budget
25 after adoption of the charter initially at

1 least nine months prior to the final date
2 for submission of the budget, and all
3 subsequent years shall be submitted to the
4 council at least three months prior to the
5 final date for the submission of the budget.

6 The capital budget was sent to
7 council on August 15 of this year,
8 therefore, it complied with the deadline.

9 Now, just to remind everyone, there
10 is four sections of the capital budget that
11 was sent down by the administration being
12 fire stations and equipment, bridges, roads,
13 curbs and sidewalks, which is Section II,
14 building improvements, which is Section III,
15 and the parks system which is Section IV.

16 The estimated cost for these
17 sections in the administration's capital
18 budget were \$14 million being \$2.5 million
19 per fire stations and equipment, \$3 million
20 for bridges, roads, curbs and sidewalks,
21 \$1.5 million for building improvements, and
22 \$7 million for the park system.

23 The majority of the funding for
24 these projects as reported by the
25 administration is to come from grants and

1 contributions. In fact, \$10.5 million is to
2 come from grants and contributions.

3 I sent an e-mail to Ryan McGowan,
4 our business administrator, to ask what
5 grants and contributions the city expects to
6 receive that will equate to \$10.5 million.
7 He responded by saying that currently there
8 are no planned grants that the city has
9 applied for.

10 In addition, the administration
11 expects to receive \$1.5 million from
12 one-time revenue sources and \$2 million from
13 operating transfers from other funds. I
14 also e-mailed Ryan McGowan asking where the
15 one-time revenue sources are expected to
16 come from as well as the \$2 million from
17 other funds are expected to come from.

18 Basically for these questions the
19 response was the same, there is no specific
20 one-time revenue sources or other funds that
21 the city is expected to receive money from.

22 Essentially, with all being said,
23 the capital budget is nothing more than a
24 wish list of what the city would do with \$14
25 million in unborrowed money for capital

1 projects if grants and one-time revenue
2 sources would become available.

3 The projects in the capital budget
4 may not ever happen if grants are not
5 obtained. However, by voting for the
6 capital budget it initiates the process of
7 the city applying for grants for the
8 specific projects contained in them.

9 I'm going to vote to move this piece
10 of legislation tonight, but in the mean time
11 I would also like to ask for the opinions of
12 other council members as to what projects
13 they believe should be included or deleted
14 from the capital budget. I would ask that
15 other council members provide me their
16 suggestions by Tuesday of next week. I
17 brought this up at last week's council
18 meeting, but so far I have only received a
19 few suggestions, so if by Tuesday of next
20 week if we can all just look at the capital
21 budget again and provide suggestions of what
22 we like versus what we don't like or
23 representing what we wish to change or
24 anything that we wish to put in there or
25 delete it would be greatly appreciated.

1 In other city business matters to
2 report, there have been many questions asked
3 to me by residents and speakers regarding
4 TAN Series B of 2012, which is being loaned
5 by the Amalgamated Bank, which I had the
6 opportunity to meet with last Friday. The
7 first question that was asked of me is why
8 do we need another TAN in the first place?

9 The answer to this is that we need
10 another TAN because the city does not have
11 the distribution of cash flow throughout the
12 year. For instance, say someone earns
13 \$1,000 per week, they receive that amount
14 every week for 32 two weeks out of the year.
15 This pattern doesn't hold true for the city.
16 We do not receive the same amount of cash in
17 every month because tax revenues are not
18 received in the same amounts on consistent
19 basis. Therefore, the city uses TANS, which
20 are short-term tax anticipation notes to
21 fill the gaps where revenues may not be
22 realized at high amounts.

23 The second question that was asked
24 of me is what is the amount of the interest
25 rate and when do we have to pay the TAN

1 back?

2 The amount of the TAN that was
3 passed by council was for \$6.25 million and
4 the interest rate is 5 percent and we must
5 pay this note back in full by December 15,
6 2012.

7 The third question that was asked me
8 is what is the total amount of interest that
9 will have to be paid by taking out the TAN?

10 To answer this, the total amount of
11 interest that would be paid by taking out
12 the TAN is \$86,076.39.

13 The fourth question that was asked
14 of me is how will the city pay this TAN
15 back?

16 This TAN will be paid back by two
17 main sources of funding. The first source
18 of the funding is the state DCED loans and
19 grants being \$2 million in no interest loans
20 and \$225,000 in grant money received by the
21 state. It is my understanding after
22 speaking with Mr. McGowan before tonight's
23 meeting that the city did receive the
24 proceeds from the no interest loan and the
25 grant will be received tomorrow from my

1 understanding.

2 The second source of financing will
3 be through earned income tax collection.
4 Essentially that will happen until the TAN
5 is paid off or December 15, whichever comes
6 first. 60 percent of the earned income tax
7 revenue, which is the wage tax, will be
8 transferred to Amalgamated Bank.

9 A fifth question that was asked of
10 me is what are the fees associated with the
11 loan?

12 Fees associated with the TAN are
13 \$282,250 with the great majority of these
14 fees going to Amalgamated Bank and Case Con
15 Capital.

16 And I do have a few citizens'
17 requests. First deals with the 1200 block
18 Aker Avenue. Several residents of Aker
19 Avenue as well as residents who travel
20 through lower West Scranton have informed me
21 that there are large potholes in the 1200
22 block of the Aker Avenue that are in serious
23 need of repair. Motorists have also
24 informed me that potholes are making travel
25 conditions difficult and even caused one

1 Scranton residents and business owners on
2 Cedar Avenue have contacted me regarding the
3 lot between 709 and 717 Cedar. Residents
4 and business owners have informed me that
5 the lot contains overgrown grass and weeds
6 that have grown to about three to four feet
7 high and that the lot has become a haven for
8 rodents which are bothering residents.

9 Mrs. Krake, please add this to the
10 list of the issues to contact Director
11 Seitzinger about. And that's all I have for
12 tonight.

13 MS. EVANS: Thank you. Good
14 evening. I'd like to begin by acknowledging
15 the work and achievement of this council,
16 Solicitor Hughes and our staff, in changing
17 the operations of the Scranton Parking
18 Authority. We held firm for a year and did
19 not sell our city's parking meters or lose
20 this revenue item. When we were refused
21 financial documents by the SPA, handed bogus
22 SPA budgets but told to pay their debts,
23 council stepped up to the plate, took
24 necessary actions and by initially refusing
25 to payment we gained the ears of the bond

1 issuers. Soon afterward, council made the
2 bond payment and the dismantling of the
3 Parking Authority began.

4 First, with the replace trustee;
5 second, the resignation of the Parking
6 Authority solicitor; third, the appointment
7 of a receiver; and fourth, just this week
8 the hiring of a new management company that
9 has replaced the previous management and
10 whose goal is to increase revenue and
11 hopefully make the garages self-sustaining.

12 Council, its solicitor, and its
13 staff worked hard and fought hard to protect
14 Scranton taxpayers and as a result
15 significant change for the better has
16 occurred in the last two months.

17 The next SPA bond pavement is due on
18 September 15. Consequently, emergency
19 legislation was sent to city council
20 yesterday, September 1, by the mayor to
21 transfer \$325,000 from the contingency
22 account to nondepartmental expenses,
23 operating transfer debt service, to provide
24 funding for this September 15 bond payment.

25 The legislation must be adopted

1 during this meeting in order to meet the
2 payment deadline. Because a new management
3 company, Central Parking, assumed operation
4 of the parking garages effective September
5 11, 2012, and the cooperation agreement
6 between the city and the Parking Authority
7 is being terminated, city council should
8 vote to approve this payment.

9 We have accomplished our goals at
10 the Parking Authority to better serve and
11 protect Scranton taxpayers. We have also
12 retained the city's parking meter revenue
13 and both of these measures will now prevent
14 a drain on city taxpayers by halting the
15 need for any tax increases to fund Parking
16 Authority debt.

17 In addition, council received
18 emergency legislation to secure a second
19 unfunded debt borrowing in the amount of
20 \$9.75 million for 2012. A public caucus was
21 conducted earlier this evening prior to our
22 regularly scheduled meeting in order that
23 city business administrator, Ryan McGowan,
24 could explain this specific legislation and
25 it's urgency to the public.

1 According to both Mayor Doherty and
2 BA Ryan McGowan, any potential tax increase
3 related to this unfunded debt borrowing was
4 already included in the revised recovery
5 plan and the 2013 tax increase should be
6 remain at 12 percent.

7 Further, the mayor stated that the
8 city is hoping to finalize the first \$9.85
9 million in unfunded debt borrowing by the
10 end of the month.

11 Also, on tonight's agenda is
12 introduction of the 2013 CDBG program
13 allocations. In compliance with the federal
14 requirements, a public hearing will be held
15 regarding the proposed allocations followed
16 by a 30-day public comment period and the
17 final vote will occur during the October 25
18 council meeting. And before I do provide my
19 recommendations to Councilman Rogan, I would
20 like to hear from the people during the
21 public hearing next week. And that's it.

22 MS. KRAKE: 5-B. AUTHORIZING THE
23 MAYOR AND OTHER APPROPRIATE OFFICIALS OF THE
24 CITY OF SCRANTON TO TAKE ALL NECESSARY
25 ACTIONS TO IMPLEMENT THE CONSOLIDATED

1 SUBMISSION FOR COMMUNITY PLANNING AND
2 DEVELOPMENT PROGRAMS TO BE FUNDED UNDER THE
3 COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
4 PROGRAM, HOME INVESTMENT PARTNERSHIP (HOME)
5 PROGRAM AND EMERGENCY SOLUTIONS GRANT (ESG)
6 PROGRAM FOR THE PERIOD BEGINNING JANUARY 1,
7 2013.

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

11 MR. ROGAN: So moved.

12 MR. JOYCE: 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. ROGAN: Aye.

18 MR. JOYCE: Aye.

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

21 MS. KRAKE: 5-C. PROVIDING FOR THE
22 ACCEPTANCE OF CERTAIN STREETS, OPEN SPACE
23 PARCELS AND STORMWATER FACILITIES IN THE
24 MOUNTAIN LAKE ESTATES SUBDIVISION LOCATED IN
25 THE CITY OF SCRANTON, PENNSYLVANIA. ALSO

1 AUTHORIZING THE MAYOR AND OTHER APPROPRIATE
2 CITY OFFICIALS TO ACCEPT FOR THE SUM OF ONE
3 DOLLAR (\$1.00) AND RECORD IN THE LACKAWANNA
4 COUNTY RECORDER OF DEEDS OFFICIAL RECORDS A
5 DEED FOR THE ABOVE MENTIONED LANDS AND
6 RIGHT-OF-WAYS.

7 MS. EVANS: At this time I'll
8 entertain a motion that Item 5-C be
9 introduced into its proper committee.

10 MR. ROGAN: So moved.

11 MR. JOYCE: Second.

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

15 MR. MCGOFF: Aye.

16 MR. ROGAN: Aye.

17 MR. JOYCE: Aye.

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

20 MS. KRAKE: 5-D. CREATING AND
21 ESTABLISHING A GENERAL FUND ACCOUNT
22 #01.101860 TITLED "FIRST LIBERTY BANK-ESCROW
23 ACCOUNT CITY OF SCRANTON-EARNED INCOME TAX
24 SINKING FUND" FOR THE RECEIPT AND
25 DISBURSEMENT OF 2012 EARNED INCOME TAX

1 REVENUE TO BE DRAWN DOWN BY AMALGAMATED BANK
2 ON A MONTHLY BASIS FOR PAYMENT ON THE TAN
3 SERIES B-2012.

4 MS. EVANS: At this time I'll
5 entertain a motion that Item 5-D be
6 introduced into its proper committee.

7 MR. ROGAN: So moved.

8 MR. JOYCE: Second.

9 MS. EVANS: On the question?

10 MR. JOYCE: Yes. I just wanted to
11 describe the establishment of this account
12 very briefly. This account is being created
13 to make payments to Amalgamated Bank. What
14 is going to happen from now on with earned
15 income tax revenue is that our tax
16 collector, Bill Courtright, will transfer
17 earned income tax checks into this account
18 and First Liberty Bank will then divvy up 60
19 percent of that and give that to Amalgamated
20 Bank and issue the remaining 40 percent to
21 the City of Scranton. That's all.

22 MS. EVANS: Anyone else? All those
23 in favor of introduction signify by saying
24 aye.

25 MR. MCGOFF: Aye.

1 MR. ROGAN: Aye.

2 MR. JOYCE: Aye.

3 MS. EVANS: Aye. Opposed? The ayes
4 have it and so moved.

5 MS. KRAKE: 5-E. PROVIDING FOR THE
6 PROPER OFFICIALS OF THE CITY OF SCRANTON TO
7 PETITION THE COURT OF COMMON PLEAS OF
8 LACKAWANNA COUNTY, PENNSYLVANIA, FOR
9 PERMISSION TO FUND UNFUNDED DEBT IN AN
10 AMOUNT NOT TO EXCEED NINE MILLION SEVEN
11 HUNDRED FIFTY THOUSAND (\$9,750,000.00)
12 DOLLARS; AUTHORIZING INCIDENTAL ACTION; AND
13 REPEALING INCONSISTENT ORDINANCES.(EMERGENCY
14 CERTIFICATE ATTACHED).

15 MS. EVANS: At this time I'll
16 entertain a motion that Item 5-E be
17 introduced into its proper committee.

18 MR. MCGOFF: So moved.

19 MR. JOYCE: Second.

20 MS. EVANS: On the question? All
21 those in favor of introduction signify by
22 saying aye.

23 MR. MCGOFF: Aye.

24 MR. JOYCE: Aye.

25 MS. EVANS: Aye. Opposed?

1 MR. ROGAN: The ayes have it and so
2 moved.

3 MS. KRAKE: 5-F. AMENDING FILE OF
4 COUNCIL NO. 56, 2011, AN ORDINANCE ENTITLED
5 "GENERAL CITY OPERATING BUDGET 2012" BY
6 TRANSFERRING \$325,000.00 FROM ACCOUNT NO.
7 01.401.13090.4299 (NON-DEPARTMENTAL
8 OPERATING EXPENSES-CONTINGENCY) TO ACCOUNT
9 NO. 01.401.15319.4299 (NON-DEPARTMENTAL
10 EXPENSES-OPER TSF DEBT SERVICE-SCRANTON
11 PARKING AUTHORITY) TO PROVIDE FUNDING FOR
12 THE SCRANTON PARKING AUTHORITY DEBT PAYMENT
13 DUE SEPTEMBER 15, 2012. (EMERGENCY
14 CERTIFICATE ATTACHED).

15 MS. EVANS: At this time I'll
16 entertain a motion that Item 5-F be
17 introduced into its proper committee.

18 MR. MCGOFF: So moved.

19 MR. JOYCE: Second.

20 MS. EVANS: On the question? All
21 those in favor of introduction signify by
22 saying aye.

23 MR. MCGOFF: Aye.

24 MR. ROGAN: Aye.

25 MR. JOYCE: Aye.

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

3 MS. KRAKE: 5-G. AUTHORIZING THE
4 MAYOR AND OTHER APPROPRIATE CITY OFFICIALS
5 TO ENTER INTO A GRANT AGREEMENT WITH
6 KEYSTONE RECREATION, PARK AND CONSERVATION
7 FUND REQUIRING THE CITY OF SCRANTON TO
8 COMMIT TO A GRANT REQUIREMENT TO ASSURE THAT
9 THE ALBRIGHT MEMORIAL LIBRARY BUILDING WILL
10 BE USED AS AN UNDISTURBED USE BY THE PUBLIC
11 AS A LIBRARY ONLY FOR FIFTY (50) YEARS.

12 MS. EVANS: At this time I'll
13 entertain a motion that Item 5-G be
14 introduced into its proper committee.

15 MR. MCGOFF: So moved.

16 MR. JOYCE: Second.

17 MS. EVANS: On the question?

18 MR. MCGOFF: As I read that and as
19 Mrs. Krake read it the wording sounds that
20 sometimes if you read it one way it will
21 only be a library for 50 years rather than
22 library only for 50 years, so maybe that's
23 where some of, you know, maybe there was
24 some confusion with, you know, how it was
25 worded. Maybe there should be a comma or

1 something there, or maybe a library only for
2 a minimum of 50 years should have been
3 included in that.

4 MS. EVANS: I think, Mrs. Krake, if
5 we could take a look at the legislation for
6 amendment in the next week to make that
7 change.

8 MS. KRAKE: Yes.

9 MS. EVANS: I do understand the
10 concerns cited by some of our speakers
11 tonight, perhaps I was looking at the glass
12 as half-full in that since the Library
13 Authority has the deed to the Albright
14 Library, my fear was that at any time they
15 could do what they wished with that building
16 and so by designating that for 50 years it's
17 going to remain, if this is what it means, a
18 library for public use so that it can't be
19 sold or given to anyone else then that is a
20 guarantee that I find most appealing because
21 I don't know who is going to sit here five,
22 ten, 30 years from now who would be in
23 agreement to hand that library over to
24 perhaps a post-secondary institution.

25 I'd rather see or I'd rather know

1 that there is some guarantee at least for 50
2 years that nothing like that is going to
3 happen.

4 MR. MCGOFF: In the -- I don't mean
5 to belabor this, in the backup on the
6 letters that we received from the Board of
7 Trustees and from the Board of the Scranton
8 Public Library Authority, it reads, "And
9 further assures that said building will
10 continue to be used as a public library for
11 not less than 50 years."

12 So it's worded a little bit better
13 in the backup than --

14 MS. EVANS: Thank you. Anyone else
15 on the question? All those in favor of
16 introduction signify by saying aye.

17 MR. MCGOFF: Aye.

18 MR. ROGAN: Aye.

19 MR. JOYCE: Aye.

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

22 MS. KRAKE: 5-H. AUTHORIZING THE
23 MAYOR AND OTHER APPROPRIATE CITY OFFICIALS
24 TO APPLY FOR A GRANT APPLICATION AND, IF
25 SUCCESSFUL, TO ENTER INTO A GRANT AGREEMENT

1 AND ACCEPT THE FUNDS RELATED THERETO A
2 KEYSTONE RECREATION, PARK AND CONSERVATION
3 FUND GRANT IN THE AMOUNT OF \$500,000.00 FOR
4 REPAIRS TO THE HISTORIC ALBRIGHT MEMORIAL
5 LIBRARY.

6 MS. EVANS: At this time I'll
7 entertain a motion that Item 5-H be
8 introduced into its proper committee.

9 MR. MCGOFF: So moved.

10 MR. JOYCE: Second.

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

14 MR. MCGOFF: Aye.

15 MR. ROGAN: Aye.

16 MR. JOYCE: Aye.

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

19 MR. JOYCE: I make a motion to
20 suspend the rules to move Items 5-E and 5-F
21 to Sixth and Seventh Order to be considered
22 for final passage based upon the attached
23 emergency certificate.

24 MR. MCGOFF: Second.

25 MS. EVANS: On the question?

1 MR. ROGAN: Yes. I will vote "yes"
2 just because of item -- my support for Item
3 5-F.

4 MS. EVANS: Anyone else? All those
5 in favor signify by saying aye.

6 MR. MCGOFF: Aye.

7 MR. ROGAN: Aye.

8 MR. JOYCE: Aye.

9 MS. EVANS: Aye. Opposed? The ayes
10 have it and so moved.

11 MS. KRAKE: SIXTH ORDER. 6-A.
12 READING BY TITLE - FILE OF COUNCIL NO. 54,
13 2012 - AN ORDINANCE - APPROVING AND
14 ACCEPTING THE CITY OF SCRANTON CAPITAL
15 BUDGET FOR THE YEAR 2013 PURSUANT TO SECTION
16 904 OF THE CITY'S HOME RULE CHARTER.

17 MS. EVANS: You've heard reading by
18 title of Item 6-A, what is your pleasure?

19 MR. JOYCE: I move that Item 6-A
20 pass reading by title.

21 MR. MCGOFF: Second.

22 MS. EVANS: On the question?

23 MR. MCGOFF: Just very briefly, I
24 know Mr. Joyce asked that we provide
25 additions or subtractions or whatever to the

1 capital budget, I think it would be more
2 appropriate to prioritize the items in the
3 capital budget, those things that we feel
4 are most needed in terms of capital
5 improvements as opposed to adding, you know,
6 or removing things. Just a thought.

7 MS. EVANS: And that I think that's
8 something we can consider and perhaps --

9 MR. JOYCE: Yes, I think that's a
10 good idea, too.

11 MS. EVANS: And if you would like to
12 submit that, Mr. McGoff, I think that would
13 do.

14 Anyone else on the question? All
15 those in favor signify by saying aye.

16 MR. MCGOFF: Aye.

17 MR. ROGAN: Aye.

18 MR. JOYCE: Aye.

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

21 MS. KRAKE: 6-B. READING BY TITLE -
22 FILE OF COUNCIL NO. 55, 2012 - AN ORDINANCE
23 - AN ORDINANCE TERMINATING THE COOPERATION
24 AGREEMENT BETWEEN THE CITY OF SCRANTON
25 AND THE SCRANTON PARKING AUTHORITY AS OF

1 12:01 AM OCTOBER 8, 2012 AND GIVING NOTICE
2 TO THE SCRANTON PARKING AUTHORITY THAT FILE
3 OF COUNCIL NO. 104 OF 1995 HAS BEEN
4 TERMINATED AS OF 12:01 AM OCTOBER 8, 2012.

5 MS. EVANS: You've heard reading by
6 title of Item 6-B, what is your pleasure.

7 MR. JOYCE: I move that Item 6-B
8 pass reading by title.

9 MR. ROGAN: Second.

10 MS. EVANS: On the question?

11 MR. MCGOFF: Again I'd like to make
12 a brief comment. Last week I voted "no" on
13 this primarily because of the method in
14 which it had been introduced. I didn't feel
15 there was adequate time to review and
16 consider what was being presented. I think
17 in many cases now with the changes that have
18 taken place at the Parking Authority this is
19 almost a moot point that this is being done
20 and I will vote "yes" for it.

21 MS. EVANS: Anyone else on the
22 question? All those in favor signify by
23 saying aye.

24 MR. MCGOFF: Aye.

25 MR. ROGAN: Aye.

1 MR. JOYCE: Aye.

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

4 MS. KRAKE: This would be on the
5 council's addendum to the agenda.

6 6-C, FORMERLY 5-E, READING BY TITLE
7 - FILE OF COUNCIL NO. 57, 2012 - AN
8 ORDINANCE - PROVIDING FOR THE PROPER
9 OFFICIALS OF THE CITY OF SCRANTON TO
10 PETITION THE COURT OF COMMON PLEAS OF
11 LACKAWANNA COUNTY, PENNSYLVANIA, FOR
12 PERMISSION TO FUND UNFUNDED DEBT IN AN
13 AMOUNT NOT TO EXCEED NINE MILLION SEVEN
14 HUNDRED FIFTY THOUSAND (\$9,750,000.00)
15 DOLLARS; AUTHORIZING INCIDENTAL ACTION; AND
16 REPEALING INCONSISTENT ORDINANCES.(EMERGENCY
17 CERTIFICATE ATTACHED).

18 MS. EVANS: You've heard reading by
19 title of Item 6-C, what is your pleasure?

20 MR. MCGOFF: I move that Item 6-C
21 pass reading by title.

22 MR. JOYCE: Second.

23 MS. EVANS: On the question? All
24 those in favor signify by saying aye.

25 MR. MCGOFF: Aye.

1 MR. JOYCE: Aye.

2 MS. EVANS: Aye. Opposed?

3 MR. ROGAN: No.

4 MS. EVANS: The ayes have it and so
5 moved.

6 MS. KRAKE: 6-D, FORMERLY 5-F -
7 READING BY TITLE - FILE OF COUNCIL NO. 58,
8 2012 - AN ORDINANCE - AMENDING FILE OF
9 COUNCIL NO. 56, 2011, AN ORDINANCE ENTITLED
10 "GENERAL CITY OPERATING BUDGET 2012" BY
11 TRANSFERRING \$325,000.00 FROM ACCOUNT NO.
12 01.401.13090.4299 (NON-DEPARTMENTAL
13 OPERATING EXPENSES-CONTINGENCY) TO ACCOUNT
14 NO. 01.401.15319.4299 (NON-DEPARTMENTAL
15 EXPENSES-OPER TSF DEBT SERVICE-SCRANTON
16 PARKING AUTHORITY) TO PROVIDE FUNDING FOR
17 THE SCRANTON PARKING AUTHORITY DEBT PAYMENT
18 DUE SEPTEMBER 15, 2012. (EMERGENCY
19 CERTIFICATE ATTACHED).

20 MS. EVANS: You've heard reading by
21 title of Item 6-D, what is your pleasure?

22 MR. JOYCE: I move that Item 6-D
23 pass reading by title.

24 MR. MCGOFF: Second.

25 MS. EVANS: On the question? All

1 those in favor signify by saying aye.

2 MR. MCGOFF: Aye.

3 MR. ROGAN: Aye.

4 MR. JOYCE: Aye.

5 MS. EVANS: Aye. Opposed? The ayes
6 have it and so moved.

7 MR. JOYCE: I make a motion to
8 suspend the rules to move 6-B to Seventh
9 Order for final passage.

10 MR. MCGOFF: Second.

11 MS. EVANS: On the question? All
12 those in favor signify by saying aye.

13 MR. MCGOFF: Aye.

14 MR. ROGAN: Aye.

15 MR. JOYCE: Aye.

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

18 MS. KRAKE: SEVENTH ORDER.

19 MS. EVANS: Is there -- I'm sorry,
20 Mrs. Krake. Is there anyone who wishes to
21 address council on Items 7-A, 7-B or 7-C
22 that have been moved to Seventh Order?

23 MS. SCHUMACHER: I don't see the
24 need to move what was 6-B to Seventh Order
25 tonight because it's a moot point, so

1 waiting another week and doing it, as I
2 stated last week I hope we had seen the last
3 of legislation that was passed in one night.
4 This, of course, is two, but I still waiting
5 another week would not be a detriment.

6 On 5-E, I tend to agree with
7 Mr. Rogan, I don't see the urgency. We have
8 had one since January of or February, a
9 Court order, and we still don't have that
10 one, so I don't see why that the burning
11 need, and with respect to what was 5-F,
12 again, timing. We have known for some time
13 that was going to happen, and I don't know
14 why we didn't have it on the agenda three
15 weeks ago and do it in three readings in
16 case anyone did have a comment that's not
17 here tonight. Thank you.

18 MS. EVANS: Thank you. The only
19 thing I would like to add to that is that in
20 some cases legislation -- well, in the case
21 of the specifically the bond payment for the
22 Scranton Parking Authority, I was working on
23 that for the last two weeks and basically
24 held that up until this evening because I
25 wanted to be very sure that before council

1 would consider this bond payment that the
2 management of the Parking Authority had
3 switched hands and that all of the loose
4 ends were tied up, so sometimes when you are
5 looking at a piece of emergency legislation
6 it's happening because we are working on it
7 right into and beyond the 11th hour and we
8 are trying to do that so that we are
9 protecting the taxpayers.

10 In terms of the other involving the
11 unfunded debt, it's my understanding that
12 this needs to be done in one evening because
13 the administration would like to approach
14 the Court of Common Pleas to get a Court
15 date and the longer it takes to pass the
16 legislation the longer it is going to take
17 to take that step and go before the Court
18 and then, of course, the Court cannot grant
19 a hearing for this for possibly another
20 month, and money is needed for 2012 bills,
21 so it needs to happen as soon as possible.

22 The \$9.85 million of the original
23 unfunded debt borrowing, obviously, was held
24 up all of this time because the Pennsylvania
25 Economy League and DCED wanted a recovery

1 plan and also because the city was still
2 working on an audit and right now that's
3 still ongoing. Great progress has been
4 made. There is meeting that's going to
5 occur tomorrow between the financial -- I
6 think our BA and with Rossi, the auditor,
7 and then contact will be made with the
8 financial institutions that is very likely
9 providing that \$9.85 we hope by the end of
10 this month, but it was key to them, and it
11 seems to me even more important than a
12 revised recovery plan, was getting that
13 audit done which is what I have been saying
14 all along and what our solicitor has been
15 saying all along. They want to see the
16 financial statements, they don't want to see
17 -- you know, it's not as important as
18 estimates and projections into the future of
19 what it might be and what it might not be,
20 they really wanted to know where we have
21 been and where we are right now. So we are
22 taking care of everything as quickly as
23 possible in order to now abide by that
24 recovery plan and to keep the city alive.

25 So if there is nothing else on the

1 question then -- no?

2 MR. ROGAN: We have to read it.

3 MS. EVANS: Oh, okay. We have no
4 one else from the audience then, Mrs. Krake,
5 by all means.

6 MS. KRAKE: 7-A, FORMERLY 6-B, FOR
7 CONSIDERATION BY THE COMMITTEE ON RULES -
8 FOR ADOPTION - FILE OF COUNCIL NO. 55, 2012-
9 AN ORDINANCE TERMINATING THE COOPERATION
10 AGREEMENT BETWEEN THE CITY OF SCRANTON
11 AND THE SCRANTON PARKING AUTHORITY AS OF
12 12:01 AM OCTOBER 8, 2012 AND GIVING NOTICE
13 TO THE SCRANTON PARKING AUTHORITY THAT FILE
14 OF COUNCIL NO. 104 OF 1995 HAS BEEN
15 TERMINATED AS OF 12:01 AM OCTOBER 8, 2012.

16 MS. EVANS: As Chair for the
17 Committee on Rules, I recommend final
18 passage of Item 7-A.

19 MR. JOYCE: Second.

20 MS. EVANS: On the question? Roll
21 call, please?

22 MS. MARCIANO: Mr. McGoff.

23 MR. MCGOFF: Yes.

24 MS. MARCIANO: Mr. Rogan.

25 MR. ROGAN: Yes.

1 MS. MARCIANO: Mr. Joyce.

2 MR. JOYCE: Yes.

3 MS. MARCIANO: Mrs. Evans.

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

6 MS. KRAKE: 7-B, FORMERLY 6-C, FOR
7 CONSIDERATION BY THE COMMITTEE ON FINANCE -
8 FOR ADOPTION - FILE OF COUNCIL NO. 57, 2012
9 - PROVIDING FOR THE PROPER OFFICIALS OF THE
10 CITY OF SCRANTON TO PETITION THE COURT OF
11 COMMON PLEAS OF LACKAWANNA COUNTY,
12 PENNSYLVANIA, FOR PERMISSION TO FUND
13 UNFUNDED DEBT IN AN AMOUNT NOT TO EXCEED
14 NINE MILLION SEVEN HUNDRED FIFTY THOUSAND
15 (\$9,750,000.00) DOLLARS; AUTHORIZING
16 INCIDENTAL ACTION; AND REPEALING
17 INCONSISTENT ORDINANCES. (EMERGENCY
18 CERTIFICATE ATTACHED).

19 MS. EVANS: What is the
20 recommendation of the Chair for the
21 Committee on Finance?

22 MR. JOYCE: As Chairperson for the
23 Committee on Finance, I recommend final
24 passage of Item 7-B.

25 MR. MCGOFF: Second.

1 MS. EVANS: On the question? Roll
2 call, please?

3 MS. MARCIANO: Mr. McGoff.

4 MR. MCGOFF: Yes.

5 MS. MARCIANO: Mr. Rogan.

6 MR. ROGAN: No.

7 MS. MARCIANO: Mr. Joyce.

8 MR. JOYCE: Yes.

9 MS. MARCIANO: Mrs. Evans.

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

12 MS. KRAKE: 7-C, FORMERLY 6-D, FOR
13 CONSIDERATION BY THE COMMITTEE ON FINANCE -
14 FOR ADOPTION - FILE OF COUNCIL NO. 58, 2012
15 - AMENDING FILE OF COUNCIL NO. 56, 2011, AN
16 ORDINANCE ENTITLED "GENERAL CITY OPERATING
17 BUDGET 2012" BY TRANSFERRING \$325,000.00
18 FROM ACCOUNT NO. 01.401.13090.4299
19 (NON-DEPARTMENTAL OPERATING
20 EXPENSES-CONTINGENCY) TO ACCOUNT NO.
21 01.401.15319.4299 (NON-DEPARTMENTAL
22 EXPENSES-OPER TSF DEBT SERVICE-SCRANTON
23 PARKING AUTHORITY) TO PROVIDE FUNDING FOR
24 THE SCRANTON PARKING AUTHORITY DEBT PAYMENT
25 DUE SEPTEMBER 15, 2012. (EMERGENCY

1 CERTIFICATE ATTACHED).

2 MS. EVANS: What is the
3 recommendation of the Chair for the
4 Committee on Finance?

5 MR. JOYCE: As Chairperson for the
6 Committee on Finance, I recommend final
7 passage of Item 7-C.

8 MR. ROGAN: Second.

9 MS. EVANS: On the question? Roll
10 call, please?

11 MS. MARCIANO: Mr. McGoff.

12 MR. MCGOFF: Yes.

13 MS. MARCIANO: Mr. Rogan.

14 MR. ROGAN: Yes.

15 MS. MARCIANO: Mr. Joyce.

16 MR. JOYCE: Yes.

17 MS. MARCIANO: Mrs. Evans.

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

20 If there is no further business,
21 I'll entertain a motion to adjourn.

22 MR. JOYCE: Motion to adjourn.

23 MS. EVANS: This meeting is adjourn.
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C E R T I F I C A T E

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