

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

SCRANTON CITY COUNCIL MEETING

HELD:

Monday, June 25, 2018

LOCATION:

Council Chambers

Scranton City Hall

340 North Washington Avenue

Scranton, Pennsylvania

CATHENE S. NARDOZZI, RPR - OFFICIAL COURT REPORTER

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

CITY OF SCRANTON COUNCIL:

PATRICK ROGAN, PRESIDENT

TIM PERRY, VICE PRESIDENT

WAYNE EVANS
(Not present)

WILLIAM GAUGHAN

KYLE DONAHUE

LORI REED, CITY CLERK

KATHY CARRERA, ASSISTANT CITY CLERK

AMIL MINORA, ESQUIRE - SOLICITOR

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

3 MR. ROGAN: Roll call, please.

4 MS. DAVIDSON: Mr. Perry.

5 MR. PERRY: Here.

6 MS. DAVIDSON: Mr. Donahue.

7 MR. DONAHUE: Here.

8 MS. DAVIDSON: Mr. Evans. Mr.
9 Gaughan.

10 MR. GAUGHAN: Here.

11 MS. DAVIDSON: Mr. Rogan.

12 MR. ROGAN: Here.

13 MR. PERRY: I make a motion to
14 appoint Councilman Gaughan as the temporary
15 chairperson for the Committee on Finance.

16 MR. DONAHUE: Second.

17 MR. ROGAN: On the question? All
18 those in favor of introduction signify by
19 saying aye.

20 MR. PERRY: Aye.

21 MR. DONAHUE: Aye.

22 MR. GAUGHAN: Aye.

23 MR. ROGAN: Aye. Opposed? The ayes
24 have it and so moved. Please dispense with
25 the reading of the minutes.

1 MS. REED: THIRD ORDER. 3-A. TAX
2 ASSESSOR'S REPORT FOR HEARING DATE TO BE
3 HELD JUNE 27, 2018.

4 MR. ROGAN: Are there any comments?
5 If not, received and filed.

6 MS. REED: 3-B. TAX ASSESSOR'S
7 RESULTS REPORT FOR HEARING DATE HELD JUNE
8 13, 2018.

9 MR. ROGAN: Are there any comments?
10 If not, received and filed.

11 MS. REED: 3-C. MINUTES OF THE
12 SCRANTON FIREFIGHTERS PENSION COMMISSION
13 MEETING HELD MAY 16, 2018.

14 MR. ROGAN: Any comments? Received
15 and filed.

16 MS. REED: 3-D. MINUTES OF THE
17 SCRANTON POLICE PENSION COMMISSION MEETING
18 HELD MAY 16, 2018.

19 MR. ROGAN: Are there any comments?
20 If not, received and filed.

21 MS. REED: 3-E. MINUTES OF THE
22 COMPOSITE PENSION BOARD MEETING HELD MAY 16,
23 2018.

24 MR. ROGAN: Any comments? Received
25 and filed.

1 MS. REED: 3-F. MINUTES OF THE
2 NON-UNIFORM MUNICIPAL PENSION BOARD MEETING
3 HELD MAY 16, 2018.

4 MR. ROGAN: Any comments? Received
5 and filed.

6 MS. REED: 3-G. AGENDA FOR THE
7 NON-UNIFORM MUNICIPAL PENSION BOARD MEETING
8 HELD JUNE 20, 2018.

9 MR. ROGAN: Are there any comments?
10 If not, received and filed.

11 MS. REED: 3-H. CHECK RECEIVED IN
12 THE AMOUNT OF \$61,694.36 FROM THE SCRANTON
13 HOUSING AUTHORITY PARK GARDENS WHICH IS IN
14 LIEU OF TAXES FOR THE CITY OF SCRANTON.

15 MR. ROGAN: Are there any comments?
16 If not, received and filed.

17 MS. REED: 3-I. CHECK RECEIVED IN
18 THE AMOUNT OF \$2,262.00 FROM GOODWILL AT
19 NORTH GERALD T. LANGAN APTS. WHICH IS IN
20 LIEU OF TAXES FOR THE CITY OF SCRANTON.

21 MR. ROGAN: Are there any comments?
22 If not, received and filed.

23 MS. REED: 3-J. AGENDA FOR THE CITY
24 PLANNING COMMISSION MEETING TO BE HELD JUNE
25 27, 2018.

1 MR. ROGAN: Are there any comments?
2 If not, received and filed. Do any council
3 members have announcement at this time?

4 MR. PERRY: Yes, I have one
5 announcement. Just as a secondary reminder
6 that the Minooka Lion's is going to have
7 their annual golf tournament coming up on
8 July 21. It's a 1:30 shotgun start, which
9 is always fun. It's at the Pine Hills
10 Country Club, as it always is, which is 140
11 South Keyser Avenue in Taylor. Afterwards,
12 there is dinner and refreshments to follow
13 with a lot of prizes, it's always a good
14 time, and if anybody needs anymore
15 information or sign up contacts are Joe
16 Walsh, Lyndsay Perry, Tom Calpin or
17 President Joe Lewis and I'll get some phone
18 numbers next time. You can e-mail me
19 directly and we'll see you out there. Thank
20 you.

21 MR. ROGAN: I have a couple of
22 announcements. As I mentioned last week,
23 city council has changed the times of our
24 regularly scheduled meetings for the month
25 of July to 12:30 p.m. Council will be in

1 caucus at 11:45 a.m. in the City Clerk's
2 Office or in council chambers. Council
3 recesses for the month of August and will
4 reconvene Monday, September 10th at 6 p.m.
5 The council meetings in July will be
6 televised on ECTV and I would like to thank
7 them for accommodating the time change.

8 Secondly, the firework display that
9 was scheduled for this past weekend that was
10 postponed due to rain in the forecast will
11 be rescheduled for August 8. We will
12 announce that when it becomes closer as
13 well.

14 And also from Parks and Rec, we did
15 receive a correspondence today so please be
16 advised that the City of Scranton swimming
17 pool water slide complex at Nay Aug Park
18 will be open from 12 noon to 6 p.m. seven
19 days a week weather permitting. The cost
20 for Nay Aug pools/water slides is \$5 daily.
21 Children five years old and under are free.
22 Family and single passes are available for
23 residents and non-residents and can be
24 purchased at the Weston fieldhouse.

25 Other city pools and their hours are

1 as follows: Weston Park pool will be open
2 from 12 noon to 6:00 p.m. seven days a week
3 weather permitting. Weston field pool and
4 Connell will be closed on Mondays and
5 Tuesday. They will open at 12 noon until
6 6:00 p.m. Wednesday through Sunday weather
7 permitting. There was no charge for Weston
8 Park Pool, Weston Field pool or Connell park
9 pool. Children 12 years of age or younger
10 must be accompanied by a parent or a
11 guardian, and that is all.

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

14 (The following speakers offered
15 public comment: Madilyn Cianci spoke on
16 matters of general concern. Les Spindler
17 spoke on matters of general concern. Joan
18 Hodowanitz spoke on agenda items and city
19 business. Marge Kravitz spoke on city
20 business and matters of general concern.
21 Gerard Hetman spoke on matters of general
22 concern. Lee Morgan spoke on matters of
23 general concern. Ron Ellman spoke on
24 matters of general concern. Marie
25 Schumacher spoke on city business. Norma

1 Jeffries spoke on city business. Dave
2 Dobrzyn spoke on city business and matters
3 of general concern. Brian Matson poke on
4 city business.)

5 MS. REED: FIFTH ORDER. 5-A.
6 MOTIONS.

7 MR. ROGAN: Mr. Perry, any motions
8 or comments?

9 MR. PERRY: Yeah, just quickly.
10 Last week there was a question of fireworks
11 and with the state changing their ordinances
12 and where does the city stand so we did get
13 some clarification for everybody. This came
14 from Deputy Fire Chief Al Lucas and
15 basically to sum up his conversation that he
16 had with us was that there were changes to
17 the Pennsylvania state laws as we know and
18 the city will follow the state law.

19 Now, there is a city ordinance back
20 from 1990, that was the last time the city
21 wrote any kind of ordinance based on
22 fireworks, but as of right now the city is
23 going to fall in line with the states, the
24 states new legislature on fireworks and I'm
25 just kind of just sum up some things that

1 are included in the new state law in case
2 there was any kind of confusion. Stands
3 that sell fireworks in Pennsylvania, which
4 includes the City of Scranton, they
5 obviously need a new license and permit.
6 They obtain that permit through the
7 Department of Agriculture. They can only
8 sell consumer grade fireworks. So, you
9 know, we are not going to have any kind of
10 Montage level fireworks going on or stuff
11 that Mr. Hetman sets off, his beautiful
12 displays, but they will have consumer grade
13 fireworks for sale in Scranton and
14 Pennsylvania. They will not be allowed to
15 sell any kind of explosives like quarter
16 sticks, M-80's, things of that nature, still
17 totally illegal.

18 A couple of -- well, three bullet
19 points in the state law, also. You have to
20 18 years of age to purchase. You cannot --
21 not only to purchase but to also execute and
22 to light off the fireworks, you need to be
23 18 years old. You cannot be under the
24 influence of alcohol during this time of
25 setting off the fireworks and you must be

1 150 feet away from any structure. You
2 cannot light them off in-between two
3 buildings. It's got to be 150 feet.

4 So that is the how the state law is
5 written a the city is going to fall in line
6 with that state law just in case there is
7 any confusion out there. And that's all I
8 have for today.

9 MR. ROGAN: Thank you. Mr. Donahue,
10 any motions or comments?

11 MR. DONAHUE: Yes. Just briefly, I
12 touched on the immigration issue a little
13 bit last week and I came across a pretty
14 interesting message that was on a message
15 board on a church in New York City called
16 Madison Avenue Baptist Church and the
17 message on the board was, "Rather than a
18 wall, American needs to build a giant mirror
19 to reflect on what we have become." And I
20 just think that's something we really need
21 to ask ourselves during this time. Thank
22 you.

23 MR. ROGAN: Thank you. Mr. Gaughan,
24 any motions or comments?

25 MR. GAUGHAN: Yes, thank you.

1 First, one of the things I brought up in
2 caucus tonight and we discussed I would like
3 an answer on from the administration I came
4 across a contract that council received June
5 20, 2018, maintenance of the City of
6 Scranton street lights effected from date of
7 execution for a period of 24 months, two
8 years, for the attached bid proposal and
9 Scranton specifications and the contract is
10 with Urban Electrical Contractors out of
11 Dunmore. My question is why did council not
12 vote on this contract? Since I have been on
13 council now we have voted on contracts like
14 this, in fact, I think we voted for this one
15 twice. If there was a decision made that
16 this is no longer going to be the policy and
17 the case why was council not notified and
18 why is this decision made? I feel that a
19 precedent has been set since I have been on
20 council that we vote on these contracts as a
21 matter of transparency and, you know, if
22 this is the case I think we just went from
23 being extremely transparent to stepping back
24 into the shadows and I do not agree with
25 that. So, Mrs. Reed, if he could please

1 find out from the administration and the
2 mayor's office and the city solicitor what
3 is going on here I appreciate it.

4 We will be having a meeting with
5 Mayor Courtright, our business
6 administrator, the Pennsylvania Economy
7 League July 30 at 11:45 a.m. in council
8 chambers. It will be televised by ECTV and
9 the purpose of this meeting is to go back
10 and take a look at the three-year exit plan
11 that council passed last summer, last July,
12 so we are going to receive an update from
13 the mayor and PEL on that and those
14 initiatives so we look forward to that.

15 I mentioned this last week the 1000
16 block of the Hitchcock Court there are
17 several bags of garbage in the alleyway.
18 Mr. Reed, if we could send another message
19 to the DPW and ask them if they can go out
20 and pick this up. I been contacted again by
21 several residents who were concerned about
22 that, and it's strewn all over the alleyway.

23 I attended a Bull's Head
24 neighborhood meeting this past -- last week
25 actually, several concerns there from

1 residents. One of them, 2501 Boulevard
2 Avenue there was a major runoff issue with
3 water in a gentleman's back yard and
4 flooding. There is also a big drop off in
5 the backyard. The city was out there years
6 ago to try and take care of this and this
7 gentlemen is having issues with it again.
8 So, Mrs. Reed, if he can send something out
9 to Mr. Gallagher and ask him if he will go
10 out and take a look at that I'd appreciate
11 it. 1213 Blair Avenue, residents are
12 reporting some issue with address and
13 couches on the porch. Rear 1206 Blair
14 Avenue overgrown grass and garbage all over
15 the place, the neighbors showed me pictures
16 of that so if we could send something to
17 Licensing and Inspections.

18 There was a gentlemen that contacted
19 me and we did reach out to DPW about a
20 hidden driveway sign before 1107 Kane Street
21 so we sent that out and hopefully that's
22 taken care of.

23 Also, for those residents in
24 Greenridge who are curious about an update
25 on the castle house, I think last year a

1 woman that was interested in repairing it
2 and updating it had come before council.
3 Pat Hinton updated me that the alleged
4 brother of the owner is in town and wants to
5 get out some personal items of the owner.
6 He has no rehab or maintain the house. The
7 owner is actually still over in Russia. The
8 city is currently dealing with Chase bank
9 regarding maintenance and ownership of the
10 property, very difficult to deal with.
11 There is numerous fines and actually a
12 warrant out for arrest so the city at this
13 point is waiting for the green light to
14 demolish the property, so that was an update
15 from Mr. Hinton. That's all I have this
16 week. Thank you.

17 MR. ROGAN: Thank you very much.
18 Just one item that I wanted to discuss
19 tonight, and it's very good news for the
20 residents and lower Greenridge area, I
21 attended a meeting today with the developers
22 of the Scranton Lace Works project as well
23 representatives from the city fire
24 department and the city police department
25 and I know the Lace Works project is

1 something that has been discussed quite a
2 bit at our meetings for the last few weeks.
3 I remember a few weeks ago the residents
4 brought up concerns that they would see some
5 action on -- particularly on the dilapidated
6 buildings that are beyond repair, so our
7 meeting focused actually on the beginning of
8 the demolition phase of the project. I'm
9 pleased to announce that demolition will be
10 beginning any day. If you drive up the
11 equipment is actually already there, so the
12 developers did discuss safety issues with
13 the police and fire departments. Chief
14 DeSarno was on hand as well as Al Lucas and
15 it was a very productive meeting. I
16 appreciate the developers keeping the city
17 in the loop especially on the safety issues
18 when they are tearing down these old
19 dilapidated buildings.

20 And just to give everyone an update
21 on the project, what will be going on, there
22 are a number of phases of this project, but
23 phase one is if you drove by there is a
24 number of buildings that are literally
25 almost falling down already. Those

1 buildings, unfortunately, could not be
2 saved. They are a huge safety hazard and
3 that's what the majority of the complaints
4 that we have received have been about, those
5 sections of the property that are beyond
6 repair, so phase one is going to completely
7 demolish those part of the Laceworks while
8 preserving the parts that are going to be
9 rehabbed. Townhomes are going to be built
10 all on the riverbank which I believe they
11 are going to try it retrofit some of the
12 materials from the parts of Laceworks that
13 could not saved into these new townhomes.
14 There is plans for a DayCare, a bakery,
15 numerous apartments, so it's really going to
16 revitalize that entire neighborhood and even
17 though we are very happy that this project
18 is taking off it doesn't look like there has
19 been much progress over the last few weeks
20 but there really has. The amount of money
21 and time that was invested by the developers
22 just in the remediation of asbestos and lead
23 and hazardous materials within those
24 buildings is astronomical. They are already
25 millions of dollars into this project and by

1 driving by you wouldn't see it but prior to
2 beginning any sort of demolition or
3 construction all those environmental hazards
4 had to be taken care of, so that was much of
5 what has been going on over the last number
6 of years. Now we are going to be able to
7 see true process. You are going to see
8 those dilapidated buildings that we've had
9 so many complaints about coming down. You
10 are going to start seeing construction on
11 the old Laceworks getting renovated and you
12 are going to see brand ow construction
13 townhomes being built.

14 So I'd like to thank the developers
15 for their openness with council. I know
16 they have been in to talk with us a couple
17 of times already, I think we might want to
18 schedule them to come in again to give us
19 update as things progress. I do know they
20 are also go be meeting with the neighborhood
21 associations over the next week or so to
22 keep them up to date on what's going on, but
23 it is very good new and a very historic
24 building, probably one of the most historic
25 buildings in the city that's in dire need of

1 repair. So I'll keep it all positive
2 tonight and just talk about the good news
3 and that's all.

4 MR. PERRY: Mr. Rogan, I forget that
5 I had something?

6 MR. ROGAN: Sure.

7 MR. PERRY: I forgot, the first
8 speaker of the day Madilyn came in and
9 talked about the smoking situation, and I'm
10 not familiar on state regulations on where
11 you are allowed to advertise and where
12 you're not allowed to advertise so, Mrs.
13 Reed, if it's possible can I get sent a copy
14 on the state regulation on advertisement as
15 it's referred to -- as it refers to schools
16 and the regulations based on are they
17 allowed to sell next to schools or are they
18 allowed to advertise or not allowed to
19 advertise. Are they allowed to sell it in
20 certain areas. I'm not familiar with it. I
21 know there are certain bans, but I don't
22 know enough about it to speak intelligently
23 about it, so if I could get a copy of that
24 that might help us go forward on answering
25 any other questions that she or her group

1 may have. That's all I have. Thank you.

2 MS. REED: 5-B. FOR INTRODUCTION -
3 AN ORDINANCE - CREATING AND ESTABLISHING
4 SPECIAL CITY ACCOUNT NO. 02.229632 ENTITLED
5 "2016 SETTLEMENT AWARD" FOR THE RECEIPT OF
6 UNDISTRIBUTED FUNDS FROM THE 2016 POLICE AND
7 FIRE COURT AWARD, CITY OF SCRANTON 2016
8 SETTLEMENT FUND ACCOUNT.

9 MR. ROGAN: At this time, I'll
10 entertain a motion that Item 5-B be
11 introduced into its proper committee.

12 MR. PERRY: So moved.

13 MR. DONAHUE: Second.

14 MR. ROGAN: On the question?

15 MR. GAUGHAN: Yes, on the question.
16 Mrs. Reed did find out for us that this
17 account is being opened because some members
18 have not been found or responded and some
19 are deceased for which the family members do
20 not want to open an estate to receive money.
21 That's the reason that this legislation is
22 coming before us. Thank you.

23 MR. ROGAN: All those in favor of
24 introduction signify by saying aye.

25 MR. PERRY: Aye.

1 MR. DONAHUE: Aye.

2 MR. GAUGHAN: Aye.

3 MR. ROGAN: Aye. Opposed? The ayes
4 have it and so moved.

5 MS. REED: 5-C. FOR INTRODUCTION -
6 A RESOLUTION - AUTHORIZING THE MAYOR AND
7 OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE
8 AND ENTER INTO AN ADMINISTRATIVE SERVICES
9 AGREEMENT BY AND BETWEEN THE CITY OF
10 SCRANTON AND PHOENIX ADMINISTRATORS, LLC
11 D/B/A PERFORMANCE HEALTH, A LICENSED OHIO
12 THIRD PARTY ADMINISTRATOR ("COMPANY") TO
13 PROVIDE DISCOUNTS TO EMPLOYEES AND THEIR
14 DEPENDENTS THROUGH THE COMMONWEALTH CARD
15 PROGRAM.

16 MR. ROGAN: At this time, I'll
17 entertain a motion that Item 5-C be
18 introduced into its proper committee.

19 MR. PERRY: So moved.

20 MR. DONAHUE: Second.

21 MR. ROGAN: On the question? All
22 those in favor of introduction signify by
23 saying aye.

24 MR. PERRY: Aye.

25 MR. DONAHUE: Aye.

1 MR. GAUGHAN: Aye.

2 MR. ROGAN: Aye. Opposed? The ayes
3 have it and so moved.

4 MS. REED: 5-D. FOR INTRODUCTION -
5 A RESOLUTION - RATIFYING AND APPROVING THE
6 EXECUTION AND SUBMISSION OF A GRANT
7 APPLICATION BY THE CITY OF SCRANTON THROUGH
8 THE KEYSTONE HISTORIC PRESERVATION GRANT
9 FROM THE PENNSYLVANIA HISTORICAL AND MUSEUM
10 COMMISSION AND AUTHORIZING THE MAYOR AND
11 OTHER APPROPRIATE OFFICIALS TO ACCEPT
12 THE GRANT FUNDS IN THE AMOUNT OF \$80,000.00
13 TO BEGIN PRESERVATION WORK ON THE SCRANTON
14 MUNICIPAL BUILDING.

15 MR. ROGAN: At this time, I'll
16 entertain a motion that Item 5-D be
17 introduced into its proper committee.

18 MR. PERRY: So moved.

19 MR. DONAHUE: Second.

20 MR. ROGAN: On the question?

21 MR. DONAHUE: Yes, on the question,
22 just to touch on what Joan brought up, Joan,
23 as I'm sitting here looking through this I
24 believe it was that we applied for \$100,000
25 we are only granted 80 so that's the

1 difference in the numbers but we'll find out
2 for sure for you.

3 MR. ROGAN: Anyone else?

4 MR. GAUGHAN: Yes, just on the
5 question, I am glad that we are receiving
6 \$80,000 to begin preserving this building.
7 Obviously, it is very historic building and
8 I think this is a long time coming and if we
9 start to invest in it to make sure that
10 future generations of Scrantonians can enjoy
11 this building so I hope we get more grant
12 money comes along with it. Thank you.

13 MR. ROGAN: All those in favor of
14 introduction signify by saying aye.

15 MR. PERRY: Aye.

16 MR. DONAHUE: Aye.

17 MR. GAUGHAN: Aye.

18 MR. ROGAN: Aye. Opposed? The ayes
19 have it and so moved.

20 MS. REED: SIXTH ORDER. 6-A. NO
21 BUSINESS AT THIS TIME.

22 SEVENTH ORDER. 7-A. FOR
23 CONSIDERATION BY THE COMMITTEE ON FINANCE -
24 FOR ADOPTION - FILE OF THE COUNCIL NO. 21,
25 2018 - CREATING AND ESTABLISHING SPECIAL

1 CITY ACCOUNT NO. 02.229630 ENTITLED "LSA
2 GRANTS" FOR THE RECEIPT OF GRANT FUNDS FROM
3 THE LOCAL SHARE ACCOUNT FUNDS THROUGH THE
4 PENNSYLVANIA DEPARTMENT OF COMMUNITY AND
5 ECONOMIC DEVELOPMENT IN ORDER TO PROVIDE
6 FUNDING FOR VARIOUS PROJECTS AS GRANT FUNDS
7 ARE MADE AVAILABLE.

8 MR. ROGAN: What is the
9 recommendation for the temporary Chair for
10 the Committee on Finance?

11 MR. GAUGHAN: As temporary
12 Chairperson for the Committee on Finance, I
13 recommend final passage of Item 7-A.

14 MR. DONAHUE: Second.

15 MR. ROGAN: On the question? Roll
16 call, please?

17 MS. DAVIDSON: Mr. Perry.

18 MR. PERRY: Yes.

19 MS. DAVIDSON: Mr. Donahue.

20 MR. DONAHUE: Yes.

21 MS. DAVIDSON: Mr. Gaughan.

22 MR. GAUGHAN: Yes.

23 MS. DAVIDSON: Mr. Rogan.

24 MR. ROGAN: Yes. I hereby declare
25 Item 7-A legally and lawfully adopted.

1 MS. REED: 7-B. FOR CONSIDERATION
2 BY THE COMMITTEE ON FINANCE - FOR ADOPTION -
3 FILE OF THE COUNCIL NO. 22, 2018 - CREATING
4 AND ESTABLISHING SPECIAL CITY ACCOUNT NO.
5 02.229631 ENTITLED "STORM WATER" FOR
6 THE RECEIPT OF FUNDS FROM THE SEWER SYSTEM
7 ESCROWED SALES PROCEEDS SPECIFICALLY
8 ALLOCATED FOR STORM WATER EXPENSES.

9 MR. ROGAN: What is the
10 recommendation of the Chair for the
11 Committee on Finance?

12 MR. GAUGHAN: As temporary
13 Chairperson for the Committee on Finance, I
14 recommend final passage of Item 7-B.

15 MR. PERRY: Second.

16 MR. ROGAN: On the question? Roll
17 call, please?

18 MS. DAVIDSON: Mr. Perry.

19 MR. PERRY: Yes.

20 MS. DAVIDSON: Mr. Donahue.

21 MR. DONAHUE: Yes.

22 MS. DAVIDSON: Mr. Gaughan.

23 MR. GAUGHAN: Yes.

24 MS. DAVIDSON: Mr. Rogan.

25 MR. ROGAN: Yes. I hereby declare

1 Item 7-B legally and lawfully adopted.

2 MS. REED: 7-C. FOR CONSIDERATION
3 BY THE COMMITTEE ON RULES - FOR ADOPTION -
4 FILE OF THE COUNCIL NO, 23, 2018 - AS
5 AMENDED - AMENDING FILE OF THE COUNCIL NO.
6 37 OF 2016, AN ORDINANCE "AUTHORIZING THE
7 MAYOR AND OTHER APPROPRIATE CITY OFFICIALS
8 TO EXECUTE AND ENTER INTO CONCESSION
9 ARRANGEMENTS WITH COMMUNITY DEVELOPMENT
10 PROPERTIES, SCRANTON, INC. (THE
11 "CONCESSIONAIRE") WITH RESPECT TO METERED
12 PARKING IN THE CITY OF SCRANTON (THE "CITY")
13 AND THE GARAGES OWNED BY THE PARKING
14 AUTHORITY OF THE CITY OF SCRANTON,
15 PENNSYLVANIA (THE "AUTHORITY") PURSUANT TO
16 THE SCRANTON METERED PARKING SYSTEM
17 CONCESSION AGREEMENT (THE "METERED SYSTEM
18 CONCESSION AGREEMENT") AND SCRANTON PARKING
19 FACILITIES SYSTEM CONCESSION AND LEASE
20 AGREEMENT (THE "FACILITIES CONCESSION
21 AGREEMENT"), AND TO AUTHORIZE CERTAIN
22 ACTIONS AND ANCILLARY AGREEMENTS
23 CONTEMPLATED BY THE METERED SYSTEM
24 CONCESSION AGREEMENT" TO AUTHORIZE THE MAYOR
25 AND OTHER APPROPRIATE CITY OFFICIALS TO

1 EXECUTE AND ENTER INTO THE SECOND AMENDMENT
2 TO CONCESSION AND LEASE AGREEMENT.

3 MR. ROGAN: As Chairperson for the
4 Committee on Rules, I recommend final
5 passage of Item 7-C.

6 MR. PERRY: Second.

7 MR. ROGAN: On the question?

8 MR. GAUGHAN: Yes, on the question,
9 two weeks ago I asked several questions from
10 the gentlemen that came in from NDC and
11 presented in our caucus and I just want to
12 read into the record their reply. One of
13 the questions that I had was regarding the
14 Electric city garage and the Steamtown
15 garage and the work that has gone on there,
16 and this reply came from Mr. Trevisani from
17 NDC and he says, "Regarding the Electric
18 City and Steamtown Mall garages, Steamtown
19 300, LLC, as owner, is required to maintain
20 and make necessary capital repairs to the
21 garages as per the 2015-2016 Desmond
22 Associates site survey. The owner has been
23 providing regular maintenance of the garages
24 as confirmed by ABM, but have made minimal
25 capital repairs to our understanding, they

1 include some joint repair in the mall garage
2 and LED lighting upgrades to both garages.
3 We also understand the owner has been
4 meeting with structural engineers as is
5 required to prepare the project scope but
6 has not been informed as to the status of
7 their arrangement. The owner has not
8 disclosed the dollars spent to date on any
9 upgrades. The owner remains behind the
10 schedule outlined in the Desmond survey
11 which indicates a two-year timeframe for
12 completion of the initial improvement. We
13 have requested and inspect a more detailed
14 update with a revised schedule for the owner
15 by Monday, June 25."

16 I also requested financial
17 information and at that point on Wednesday,
18 June 20, Mr. Trevisani said, "Regarding the
19 request for financial information, the CDPS
20 board has informed staff that any requests
21 for financial information from the city be
22 directed to their respective representative
23 on the board. Scranton City Council
24 representative is Wayne Evans. Bud and I
25 have been staying in close contact with Mr.

1 Evans since his appointment by council and,
2 in fact, I have a briefing this afternoon to
3 see he is formally be appointed to the CDPS
4 board at next week's meeting. CDPS is a
5 private Delaware corporation with its
6 principal offices in New York City and the
7 entity that entered into the 45-year
8 concession lease for operation of the
9 facilities. As CDPS is not a public body,
10 the board believes this protocol is the most
11 efficient method of communication to insure
12 transparency and consistency. Bud and I
13 will let Mr. Evans know you've inquired and
14 will likely reach out to him. Thank you."

15 I then replied, because I didn't
16 find that answer satisfactory being that we
17 have the legislation on our agenda that I
18 would be making a motion to table this
19 legislation if we did not receive the
20 financial information. Mr. Trevisani then
21 replied to me on June 25 that they did have
22 a meeting, they discussed at their board
23 meeting the communication protocol with CDPS
24 staff that will provide parking program
25 updates including financial performance to

1 city council on quarterly basis. It was
2 agreed that Councilman Wayne Evans would be
3 the point of contact with CDPS staff to
4 provide support and then he says that he is
5 available to discuss.

6 So he did provide answers to my
7 questions and I am glad that we are going to
8 be getting updates on the finances of the
9 garage. Revenue that is collected from the
10 parking offered at the mall garages to date,
11 total revenue from Steamtown garage is
12 \$159,357 through May 31. This is \$6,902
13 better than the budget. Total revenue from
14 Electric City garage is \$55,267 through May
15 31. This is \$12,173 worse than what was
16 budgeted. Total revenue from all parking
17 activities including off-street garages and
18 on-street meters is \$1,786,562 through May
19 31. This is \$115,136 better than the
20 budget. Total expenses from all parking
21 activities, including off-street garages and
22 on-street meters is \$988,261 as of May 31.
23 This is \$105,797 worse than budgeted mainly
24 due to start up costs associated with the
25 implementation the mall revenue control

1 equipment. Overall the system is operating
2 at \$9,331 better than budget before debt
3 service net operating income.

4 So, again, I want to thank the
5 gentleman from NDC for providing that and I
6 will be looking forward to the financial
7 performance updates and the program updates
8 to council on a quarterly basis. Thank you.

9 MR. ROGAN: Anyone else?

10 MR. PERRY: Yes, just on the
11 question, the meter system that's kind of
12 dead technology. Right now the kiosks are
13 the future, so I really have no issue with
14 that. The one thing that we did talk about
15 was the amendment with the residential
16 parking and we felt that solved two issues,
17 one it -- you know, it is going to capture
18 more revenue from the downtown residents and
19 encourage them to use the parking garages
20 instead of the meters and by doing that that
21 would free up more on-street parking for
22 local businesses to utilize because any
23 thriving downtown, which are we thriving,
24 are we getting there? But we can't push the
25 envelope without parking that's just, you

1 know, that's a backbone of any city. So I
2 think this will help two issues. It will
3 help the residents with some parking and
4 it's also going to help the businesses as
5 well.

6 MR. ROGAN: Roll call, please?

7 MS. DAVIDSON: Mr. Perry.

8 MR. PERRY: Yes.

9 MS. DAVIDSON: Mr. Donahue.

10 MR. DONAHUE: Yes.

11 MS. DAVIDSON: Mr. Gaughan.

12 MR. GAUGHAN: Yes.

13 MS. DAVIDSON: Mr. Rogan.

14 MR. ROGAN: Yes. I hereby declare
15 Item 7-C legally and lawfully adopted.

16 MS. REED: 7-D. FOR CONSIDERATION
17 BY THE COMMITTEE ON FOR ADOPTION -
18 RESOLUTION NO. 53, 2018 -AUTHORIZING THE
19 CHIEF OF POLICE FOR THE CITY OF SCRANTON
20 POLICE DEPARTMENT TO EXECUTE AND ENTER INTO
21 A MASTER SERVICES AND PURCHASING AGREEMENT
22 BY AND BETWEEN AXON ENTERPRISE, INC.
23 ("AXON") A DELAWARE CORPORATION AND THE
24 SCRANTON POLICE DEPARTMENT ("AGENCY")
25 SETTING FORTH THE TERMS AND CONDITIONS FOR

1 THE PURCHASE, DELIVERY, USE, AND SUPPORT
2 COSTS FOR THE CITY OF SCRANTON POLICE
3 DEPARTMENT FOR THEIR BODY CAMERA PROJECT.

4 MR. ROGAN: What is the
5 recommendation of the Chair for the
6 Committee on Public Safety?

7 MR. PERRY: As Chairperson for the
8 Committee on Public Safety, I recommend
9 final passage of Item 7-D.

10 MR. DONAHUE: Second.

11 MR. ROGAN: On the question? Roll
12 call, please?

13 MS. DAVIDSON: Mr. Perry.

14 MR. PERRY: Yes.

15 MS. DAVIDSON: Mr. Donahue.

16 MR. DONAHUE: Yes.

17 MS. DAVIDSON: Mr. Gaughan.

18 MR. GAUGHAN: Yes.

19 MS. DAVIDSON: Mr. Rogan.

20 MR. ROGAN: Yes. I hereby declare
21 Item 7-D legally and lawfully adopted.
22 roll call, please.

23 MS. REED: 7-E. FOR CONSIDERATION
24 BY THE COMMITTEE ON RULES - FOR ADOPTION -
25 RESOLUTION NO. 54, 2018 - APPOINTMENT OF

1 GERALD J. SMURL, 300 PROSPECT AVENUE,
2 SCRANTON, PENNSYLVANIA, 18505, AS A MEMBER
3 OF THE SCRANTON MUNICIPAL RECREATION
4 AUTHORITY. MR. SMURL WILL BE REPLACING
5 KRISTEN JENKINS WHOSE TERM EXPIRED MARCH 1,
6 2016. MR. SMURL'S TERM IS EFFECTIVE MAY 31,
7 2018 AND WILL EXPIRE MAY 31, 2023.

8 MR. ROGAN: As Chairperson for the
9 Committee on Rules, I recommend final
10 passage of Item 7-E.

11 MR. PERRY: Second.

12 MR. ROGAN: On the question? Roll
13 call, please?

14 MS. DAVIDSON: Mr. Perry.

15 MR. PERRY: Yes.

16 MS. DAVIDSON: Mr. Donahue.

17 MR. DONAHUE: Yes.

18 MS. DAVIDSON: Mr. Gaughan.

19 MR. GAUGHAN: Yes.

20 MS. DAVIDSON: Mr. Rogan.

21 MR. ROGAN: Yes. I hereby declare
22 Item 7-E legally and lawfully adopted.

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

25 MR. PERRY: I make a motion to

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

adjourn.

MR. ROGAN: Meeting adjourned.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

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