

**AGENDA**  
**REGULAR MEETING OF COUNCIL**  
**September 24, 2018**  
**6:00 PM**

1. ROLL CALL
2. READING OF MINUTES
3. REPORTS & COMMUNICATIONS FROM MAYOR & HEADS OF DEPARTMENTS AND INTERESTED PARTIES AND CITY CLERK'S NOTES:
  - 3.A CONTROLLER'S REPORT FOR MONTH ENDING AUGUST 31, 2018.  
  
[Controller's Report 8-31-18.pdf](#)
  - 3.B TAX ASSESSOR'S REPORTS FOR HEARING DATES TO BE HELD OCTOBER 3 AND OCTOBER 10, 2018.  
  
[Tax Assessor's Reports for 10-3-18 & 10-10-18.pdf](#)
  - 3.C MINUTES OF THE NON-UNIFORM MUNICIPAL PENSION BOARD MEETING HELD AUGUST 15, 2018.  
  
[Non-Uniform Municipal Pension Board Minutes 08-15-18.pdf](#)
  - 3.D MINUTES OF THE NON-UNIFORM MUNICIPAL PENSION BOARD SPECIAL MEETING HELD AUGUST 29, 2018.  
  
[Non-Uniform Municipal Pension Board Minutes Special Meeting 08-29-18.pdf](#)
  - 3.E MINUTES OF THE SCRANTON POLICE PENSION COMMISSION MEETING HELD AUGUST 15, 2018.

[Scranton Police Pension Commission Meeting 8-15-18.pdf](#)

- 3.F MINUTES OF THE COMPOSITE PENSION BOARD MEETING HELD AUGUST 15, 2018.

[Composite Pension Board Minutes 8-15-18.pdf](#)

- 3.G AGENDA FOR THE NON-UNIFORM MUNICIPAL PENSION BOARD MEETING HELD SEPTEMBER 19, 2018.

[Agenda for Non-Uniform Municipal Pension Board 9-19-18.pdf](#)

- 3.H TAX ASSESSOR'S RESULTS REPORT FOR HEARING DATE HELD SEPTEMBER 12, 2018.

[Tax Assessor's Results Reports for 9-12-18.pdf](#)

#### 4. CITIZENS PARTICIPATION

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

- 5.A MOTIONS

- 5.B FOR INTRODUCTION – AN ORDINANCE – APPROVING THE TRANSFER OF A RESTAURANT LIQUOR LICENSE OWNED BY SHREE SAIBABA CORPORATION D/B/A TJ'S BEER & DELI CURRENTLY IN SAFE KEEPING WITH THE PENNSYLVANIA LIQUOR CONTROL BOARD FORMERLY USED AT 1640 MAIN STREET, DICKSON CITY, LACKAWANNA COUNTY, PENNSYLVANIA, 18447 FOR USE AT 1801-1803 PITTSTON AVENUE, SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA, 18505 AS REQUIRED BY THE PENNSYLVANIA LIQUOR CONTROL BOARD.

[Ordinance-2018 Transfer Liquor License Shree Saibaba.pdf](#)

- 5.C FOR INTRODUCTION – AN ORDINANCE – CREATING AND ESTABLISHING SPECIAL CITY ACCOUNT NO. 02.229635 ENTITLED “2018 CAPITAL BUDGET” FOR RECEIVING AND DISBURSING CAPITAL PROJECT FUNDS DESIGNATED IN THE 2018 CAPITAL BUDGET.

[Ordinance-2018 Creating Special City Acct for Capital Project Funds.pdf](#)

- 5.D FOR INTRODUCTION – A RESOLUTION – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A BROWNFIELDS ASSESSMENT COALITION MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF LACKAWANNA, LACKAWANNA COUNTY REDEVELOPMENT AUTHORITY AND THE CITY OF SCRANTON REGARDING THE PENDING SUBMISSION OF AN INDUSTRIAL SITES REUSE PROGRAM GRANT (ISRP) FOR THE FORMER RSM PROPERTY SITE, WYOMING AVENUE AND LINDEN STREET, SCRANTON, PA.

[Resolution-2018 Brownfields Assessment MOA RSM Property Site.pdf](#)

## 6. CONSIDERATION OF ORDINANCES - READING BY TITLE

- 6.A READING BY TITLE - FILE OF THE COUNCIL NO. 32, 2018 – AN ORDINANCE – AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPLY FOR AND EXECUTE A GRANT APPLICATION BY THE CITY OF SCRANTON POLICE DEPARTMENT AND, IF SUCCESSFUL, A GRANT AGREEMENT, AND ACCEPT THE FUNDS RELATED THERETO THROUGH THE BJA FY 18 EDWARD BYRNE JUSTICE ASSISTANCE GRANT (“JAG”) PROGRAM-LOCAL SOLICITATION IN THE AMOUNT OF \$21,053.00.

[Ordinance-2018 JAG Grant for Scranton Police.pdf](#)

## 7. FINAL READING OF RESOLUTIONS AND ORDINANCES

- 7.A FOR CONSIDERATION BY THE COMMITTEE ON FINANCE - FOR ADOPTION - FILE OF THE COUNCIL NO. 28, 2018 – AMENDING FILE OF THE COUNCIL NO. 125, 2017, AN ORDINANCE ENTITLED “GENERAL CITY OPERATING

BUDGET 2018” BY TRANSFERRING \$50,000.00 FROM ACCOUNT NO. 01.401.17040.4299 (NON-DEPARTMENTAL EXPENDITURES-OPEB TRUST FUND) TO ACCOUNT NO. 01.401.10110.4299 (NON-DEPARTMENTAL EXPENDITURES-SHADE TREE COMMISSION) TO PROVIDE FUNDING FOR ADDITIONAL TREE MAINTENANCE COSTS AND THE PREPARATION OF A BASIC PLAN ON HOW TO DEPLOY ADDITIONAL TREES IN THE DOWNTOWN SECTION OF THE CITY.

[Ordinance-2018 Transfer \\$50K to Shade Tree Commission Account.pdf](#)

- 7.B FOR CONSIDERATION BY THE COMMITTEE ON RULES - FOR ADOPTION - FILE OF THE COUNCIL NO. 29, 2018 - ACKNOWLEDGING THE ADOPTION BY THE COMMONWEALTH OF PENNSYLVANIA OF THE PENNSYLVANIA FIREWORKS LAW, ACT 43 OF 2017, ACKNOWLEDGING THAT THE FIREWORKS LAW PROHIBITS THE IGNITING OR DISCHARGE OF CONSUMER FIREWORKS ON PUBLIC OR PRIVATE PROPERTY WITHOUT THE EXPRESS PERMISSION OF THE OWNER, PROVIDING THAT THE CITY OF SCRANTON DOES NOT GRANT PERMISSION FOR ANYONE TO IGNITE OR DISCHARGE CONSUMER FIREWORKS ON THE STREETS OR SIDEWALKS OF THE CITY OF SCRANTON OR PROPERTY OWNED BY THE CITY OF SCRANTON INCLUDING, WITHOUT LIMITATION, ALL OF THE CITY OWNED PARKS AND PUBLIC BUILDINGS; DIRECTING THAT THE CITY OF SCRANTON PROVIDE CERTIFIED COPIES OF THE ORDINANCE TO ALL MAGISTERIAL DISTRICT JUDGES WITHIN THE CITY; PROVIDING FOR A REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH PENNSYLVANIA LAW.

[Ordinance-2018 Adoption of Pennsylvania Fireworks Law.pdf](#)

- 7.C FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC WORKS - FOR ADOPTION - FILE OF THE COUNCIL NO. 30, 2018 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE A DEED OF EASEMENT AND RIGHT OF WAY BETWEEN THE CITY OF SCRANTON (“GRANTOR”) AND THE PENNSYLVANIA-AMERICAN WATER COMPANY (“GRANTEE”) GRANTING TO THE PENNSYLVANIA-AMERICAN WATER COMPANY THE EASEMENT, RIGHT OF WAY AND RIGHTS AS ARE SET FORTH BELOW WITH RESPECT TO THE PROPERTY, WHICH DEED OF EASEMENT AND RIGHT

OF WAY ARE ATTACHED HERETO AS EXHIBIT "A".

[Ordinance-2018 Easement and Right of Way PAWCO.pdf](#)

- 7.D FOR CONSIDERATION BY THE COMMITTEE ON PUBLIC WORKS - FOR ADOPTION - FILE OF THE COUNCIL NO. 31, 2018 - AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A PERMANENT EASEMENT AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT BETWEEN THE CITY OF SCRANTON AND LACKAWANNA HERITAGE VALLEY AUTHORITY FOR REAL ESTATE OWNED BY THE CITY OF SCRANTON AS MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO.

[Ordinance-2018 Permanent Easement with LHVA.pdf](#)

## 8. ADJOURNMENT

City of Scranton  
Pennsylvania

Roseann Novembrino  
City Controller  
Municipal Building  
Scranton, Pennsylvania 18503  
(570) 348-4125



Office of the City Controller  
and Bureau of Investigations

September 17, 2018

RECEIVED

SEP 18 2018

The Honorable Mayor William L. Courtright  
And  
The Honorable City Council  
Municipal Building  
Scranton, Pa 18503

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Mayor and Honorable Council:

In Accordance with the Home Rule Charter of the City of Scranton, I am hereby submitting the report of the Office of the City Controller for the month of August, 2018:

The first section of this report includes a summary of the General Fund Activities for the month as well as a year to date revenue summary. The second section contains a detailed listing of the purchases in all departments for the period. Both sections are the end result of the review, authoritative approval, and audit procedures applicable to each section. This reflects the Controller's integral part of the internal control environment and the application of those independent audit techniques designed to provide improvement within the system and/or identify irregularities.

Rather than traditional audit reports which outline the results of an examination performed on a particular schedule within the calendar cycle, this department applies audit reviews on a daily, bi-weekly and monthly basis. Audit procedures were applied to the following financial applications which are an integral part of or have a direct impact on this report; all cash receipts flowing through the Treasurer's Office, all bank account reconciliations, Capital Budget reviews, Operating budget review/monthly reconciliation, payroll review and reconciliation, and voucher/requisition order review/authorization. Any item considered reportable would have been detailed later in this report (page 2).

This report is presented for your review. All figures are accurate as of this date but are subject to change due to subsequent postings by the Business Administration Department. Any such posting will be accounted for within the next monthly report from this department.

Sincerely,

*Roseann Novembrino*  
Roseann Novembrino  
City Controller

CITY OF SCRANTON  
GENERAL FUND EXPENDITURES  
MONTH OF AUGUST 2018

CODE #	DEPARTMENT	EXPENDITURES
10	Mayor's Office	\$ 11,125.95
11	Public Safety	-
20	City Council	45,769.12
30	Controller	25,364.89
40	Business Administration	371,268.46
41	Bureau of Human Resources	93,981.99
42	Bureau of Information Technology	114,634.01
43	Treasurer	9,174.88
51	Inspections and Licenses	55,485.50
60	Law	23,343.18
71	Police	1,416,431.51
75	Traffic Maintenance	-
78	Fire	1,358,245.73
80	Public Works	219,202.72
81	Engineering	14,000.89
82	Buildings	125,939.44
83	Highways	92,457.41
84	Refuse	333,386.57
85	Garages	124,819.95
90	Single Tax Office	81,309.49
100	Parks and Recreations	99,305.29
<b>TOTAL DEPARTMENTAL:</b>		<b>\$ 4,615,246.98</b>
<b>NON DEPARTMENTAL</b>		
0140	Scranton Plan	\$ -
1000	Boards and Commissions	17,274.57
1100	Utilities	-
1300	Contingency	2,696.93
1500	Special Items	138,406.06
1600	Unpaid Bills	2,905.00
1700	Grants and Contributions	251,000.00
1900	Special Items (Non Add)	-
<b>TOTAL NON DEPARTMENTAL:</b>		<b>\$ 412,282.56</b>
<b>GRAND TOTAL:</b>		<b>\$ 5,027,529.54</b>

CITY OF SCRANTON  
AUGUST 31, 2018  
FOR THE MONTH OF AUGUST 2018

CODE #	FUND SOURCE	REVENUES
300	Previous Year Balance	\$ -
301	Real Property Taxes	1,055,132.28
302	Landfill and Refuse Fees	226,630.26
304	Utility Tax	-
305	Non-Resident Tax	-
310	Local Taxes (Act 511)	6,682,798.67
319	Penalties and Interest (Delinquent Taxes)	22,872.59
320	Licenses and Permits	166,849.43
330	Fines and Forfeitures	-
331	Police Fines and Violations	31,755.92
341	Interest Earnings	34,110.73
342	Rents and Concessions	500.00
350	Inter-Government-Revenue Reimbursements	-
359	Local Governments (Payments in Lieu)	-
360	Departmental Earnings	6,047.00
367	Recreational Departments	3,271.50
380	Cable TV and Miscellaneous Revenue	256,820.67
392	Interfund Transfers	(500,000.00)
392*	Interfund Transfers (Non Add)	-
394	Tax Anticipation Loan/Note	-
<b>TOTAL</b>		<b>\$ 7,986,789.05</b>
<b>MONTH TO DATE:</b>		
	Revenues To August 2018	\$ 78,020,011.80
	Expenditures To August 2018	47,286,947.55
	<b>NET:</b>	<b>\$ 30,733,064.25</b>

\*Non Add

**CITY OF SCRANTON**  
**AUGUST 31, 2018**  
**GENERAL FUND REVENUE REPORT**  
**YEAR TO DATE**

<b>CODE #</b>	<b>FUND SOURCE</b>	<b>ESTIMATED</b>	<b>REALIZED</b>	<b>UN-REALIZED</b>
300	Previous Year Balance	\$ -	\$ -	\$ -
301	Real Property Taxes	33,827,806.10	30,095,160.86	3,732,645.24
302	Landfill and Refuse Fees	7,662,500.00	5,621,925.75	2,040,574.25
304	Utility Tax	75,000.00	-	75,000.00
305	Non-Resident Tax	520,000.00	-	520,000.00
310	Local Taxes (Act 511)	39,343,469.39	26,485,189.56	12,858,279.83
319	Penalties and Interest (Delinquent Taxes)	168,092.00	176,947.93	(8,855.93)
320	Licenses and Permits	1,906,004.00	1,743,124.24	162,879.76
330	Fines and Forfeitures	100.00	-	100.00
331	Police Fines and Violations	360,750.00	272,443.00	88,307.00
341	Interest Earnings	30,000.00	142,870.89	(112,870.89)
342	Rents and Concessions	5,000.00	4,000.00	1,000.00
350	Inter-Government-Revenue Reimbursements	3,957,646.00	143,880.91	3,813,765.09
359	Local Government (Payments in Lieu)	250,000.00	63,956.36	186,043.64
360	Departmental Earnings	469,625.00	94,758.00	374,867.00
367	Recreational Departments	49,500.00	28,302.00	21,198.00
380	Cable TV and Miscellaneous Revenues	1,115,800.00	775,130.55	340,669.45
392	Interfund Transfers	5,183,505.30	(377,678.25)	5,561,183.55
392*	Interfund Transfers SSA/SPA	-	-	-
394	Tax Anticipation Loan/Note	12,750,000.00	12,750,000.00	-
395	Unfunded Pension	-	-	-
396	Capital Budget Reimbursements	-	-	-
<b>TOTALS</b>		<b>\$ 107,674,797.79</b>	<b>\$ 78,020,011.80</b>	<b>\$ 29,654,785.99</b>

**PURCHASE ORDER REPORT**  
MONTH ENDING AUGUST 31, 2018

**ACCOUNT BALANCES AS OF AUGUST 31, 2018**

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
<b>OFFICE OF THE MAYOR</b>				
0101000000 4270 DUES & SUBSCRIPTIONS	22,826.70	0.00		<u>0.00</u>
0101000000 4290 STATIONERY / OFFICE SUPPLIES	150.00	107.51		
ENCUMBERED: PREVIOUS PERIOD			(42.49)	
STAPLES BUSINESS ADVANTAGE			<u>42.49</u>	<u>107.51</u>
0101000000 4420 TRAVEL & LODGING	1,000.00	565.00		<u>565.00</u>
<b>DEPARTMENT OF PUBLIC SAFETY</b>				
<b>POLICE BUREAU:</b>				
0101100071 4201 PROFESSIONAL SERVICES	25,000.00	12,201.50		
LIGHTING SERVICES, INC.			<u>2,625.00</u>	<u>9,576.50</u>
0101100071 4210 SERVICES & MAINTENANCE FEE	75,000.00	12,471.84		
ENCUMBERED: PREVIOUS PERIOD			(7,640.68)	
ENCUMBERED: CURRENT PERIOD			11,208.18	
CINTAS CORPORATION			408.25	
LEXISNEXIS RISK DATA MANAGEMENT			1,000.00	
3SI SECURITY SYSTEMS, INC.			<u>648.00</u>	<u>6,848.09</u>
0101100071 4270 DUES & SUBSCRIPTIONS	3,150.00	7.85		<u>7.85</u>
0101100071 4280 MISCELLANEOUS SERVICES - NON CLASSIFIED	2,000.00	1,157.80		
DOMBROSKI, JOSEPH			15.80	
GRAZIANO, CARL			189.90	
PERSONNEL EVALUATION, INC.			20.00	
FIDELITY DEPOSIT & DISCOUNT BANK			150.00	
DUPLI CRAFT PRINTING, INC.			<u>408.28</u>	<u>373.82</u>
0101100071 4290 STATIONERY / OFFICE SUPPLIES	2,750.00	1,183.21		
RR DONNELLEY			39.80	
NATIONAL PENN CO. LLC			538.90	
FLYNN, KATHY			<u>37.50</u>	<u>567.01</u>
0101100071 4380 GUNS / AMMUNITION	22,500.00	9.57		<u>9.57</u>
0101100071 4390 MATERIALS / SUPPLIES (MISC)	21,000.00	7,912.61		
ENCUMBERED: PREVIOUS PERIOD			(464.58)	
ENCUMBERED: CURRENT PERIOD			<u>464.58</u>	<u>7,912.61</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL.	ACTIVITY	ENDING BAL.
0101100071 4420 TRAVEL & LODGING	4,000.00	217.80		<u>217.80</u>
0101100071 4470 TRAINING & CERTIFICATION ENCUMBERED: PREVIOUS PERIOD ENCUMBERED: CURRENT PERIOD SECURITY SERVICES INTERNATIONAL, INC. WITMER ASSOCIATES, INC.	50,000.00	10,611.03	(5,219.92) 2,378.23 821.19 2,838.50	<u>9,793.03</u>
0101100071 4550 CAPITAL EXPENDITURES	350,000.00	162,684.70		<u>162,684.70</u>
0101100071 4570 MAINTENANCE COMMUNICATION EQUIPMENT	7,500.00	3,251.89		<u>3,251.89</u>
0101100071 6003 SPCA - ANIMAL CONTROL	86,976.00	9,238.88		<u>9,238.88</u>
<b>FIRE BUREAU:</b>				
0101100078 4201 PROFESSIONAL SERVICES BUDGET TRANSFER FROM: 0101100078 4580 REEVE'S RENT-A-JOHN, INC.	23,000.00	(0.00)	(200.00) 189.00	<u>11.00</u>
0101100078 4210 SERVICE & MAINTENANCE FEE	15,000.00	1,185.08		<u>1,185.08</u>
0101100078 4270 DUES & SUBSCRIPTIONS	1,000.00	850.00		<u>850.00</u>
0101100078 4320 BUILDING REPAIR - SUPPLY MAINTENANCE	10,000.00	0.00		<u>0.00</u>
0101100078 4390 MATERIALS / SUPPLIES (MISC) GLEN SUMMIT SPRINGS WATER	7,250.00	1,651.71	12.15	<u>1,639.56</u>
0101100078 4420 TRAVEL & LODGING	3,000.00	2,229.10		<u>2,229.10</u>
0101100078 4430 AIR PACK / REHAB SUPPLIES	6,000.00	5,918.75		<u>5,918.75</u>
0101100078 4470 TRAINING & CERTIFICATION POLANSKY, ANDY FLYNN, SHAUN SLIMAK, ERIC J. GREGGAN, JESSE CENTRAL PENNSYLVANIA COLLEGE	75,000.00	34,942.45	769.83 190.00 539.88 338.32 5,425.00	<u>27,679.42</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0101100078 4550 CAPITAL EXPENDITURES SCRANTON ELECTRIC HEATING & COOLING	1,250,000.00	257,196.81	50,661.00	206,535.81
0101100078 4570 MAINTENANCE COMMUNICATION EQUIPMENT JALVO, INC.	4,250.00	4,250.00	920.00	3,330.00
0101100078 4575 MAINTENANCE-EQUIPMENT	1,000.00	1,000.00		1,000.00
0101100078 4580 GENERAL EQUIPMENT BUDGET TRANSFER TO: 0101100078 4201 REFUND SCRANTON GRINDER & HARDWARE WITMER ASSOCIATES, INC.	75,000.00	20,169.43	200.00 (258.75) 165.03 1,167.50	18,895.65
<b>OFFICE OF THE CITY CLERK / CITY COUNCIL</b>				
0102000000 4201 PROFESSIONAL SERVICES SB & COMPANY, LLC NARDOZZI, CATHENE EDM AMERICAS INC.	56,000.00	28,829.97	23,000.00 519.00 187.49	5,123.48
0102000000 4210 SERVICES & MAINTENANCE FEE GENERAL CODE PUBLISHERS	15,000.00	5,400.00	1,195.00	4,205.00
0102000000 4230 PRINTING & BINDING	6,250.00	4,039.04		4,039.04
0102000000 4250 ADVERTISING SCRANTON TIMES	31,500.00	21,823.40	3,098.45	18,724.95
0102000000 4290 STATIONERY / OFFICE SUPPLIES GLEN SUMMIT SPRINGS WATER	500.00	166.51	5.50	161.01
<b>CITY CONTROLLER</b>				
0103000000 4201 PROFESSIONAL SERVICES JOSEPH M. ALU & ASSOCIATES, PC	40,000.00	40,000.00	6,500.00	33,500.00
0103000000 4230 PRINTING AND BINDING	1,000.00	100.10		100.10
0103000000 4240 POSTAGE & FREIGHT	100.00	18.00		18.00

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0103000000 4270 DUES & SUBSCRIPTIONS	225.00	24.75		<u>24.75</u>
0103000000 4290 STATIONERY / OFFICE SUPPLIES	200.00	172.51		
SHRED-IT			68.01	
GLEN SUMMIT SPRINGS WATER			<u>28.30</u>	<u>76.20</u>
0103000000 4420 TRAVEL AND LODGING	1,000.00	350.00		<u>350.00</u>
<b>BUSINESS ADMINISTRATION DEPARTMENT</b>				
<b>ADMINISTRATION</b>				
0104000040 4201 PROFESSIONAL SERVICES	250,000.00	78,383.91		
TURNKEY TAXES			4,621.14	
RAINEY & RAINEY CPAS			5,590.00	
GREENMAN-PEDERSON, INC.			6,615.00	
REILLY ASSOCIATES			8,060.00	
REUTHER & BOWEN PC			1,775.00	
COMMUNITY BANK NA			2,000.00	
STEAMTOWN BLUEPRINT & COPY			86.88	
UNITED RETIREMENT PLAN CONSULTANTS			<u>990.00</u>	<u>48,645.89</u>
0104000040 4210 SERVICES & MAINTENANCE FEE	1,750.00	1,412.00		
PRINT MANAGEMENT SOLUTION			<u>50.00</u>	<u>1,362.00</u>
0104000040 4230 PRINTING & BINDING	1,000.00	148.97		<u>148.97</u>
0104000040 4240 POSTAGE & FREIGHT	30,000.00	5,893.00		<u>5,893.00</u>
0104000040 4250 ADVERTISING	17,250.00	4,893.30		
SCRANTON TIMES			<u>2,123.90</u>	<u>2,769.40</u>
0104000040 4270 DUES & SUBSCRIPTIONS	1,000.00	110.00		<u>110.00</u>
0104000040 4290 STATIONERY / OFFICE SUPPLIES	12,750.00	5,042.45		
ENCUMBERED: PREVIOUS PERIOD			(462.90)	
ENCUMBERED: CURRENT PERIOD			437.16	
STAPLES BUSINESS ADVANTAGE			75.99	
OFFICE DEPOT			<u>32.49</u>	<u>4,949.71</u>
0104000040 4390 MATERIALS / SUPPLIES (MISC)	600.00	405.10		
GLEN SUMMIT SPRINGS WATER			<u>11.55</u>	<u>393.55</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0104000040 4420 TRAVEL & LODGING	2,500.00	2,500.00		<u>2,500.00</u>
0104000040 4470 TRAINING & CERTIFICATION ENCUMBERED: CURRENT PERIOD	2,000.00	1,551.00	<u>110.95</u>	<u>1,440.05</u>
0104000040 6009 OPERATING TRANSFERS - WORKERS' COMP BUDGET TRANSFER TO: 0104000043 4390	3,743,432.00	1,535,932.00	<u>3,500.00</u>	<u>1,532,432.00</u>
0104000040 6024 BANK FEES AND CHARGES PNC MERCHANT FEE	11,000.00	10,881.20	<u>15.00</u>	<u>10,866.20</u>
<b>HUMAN RESOURCES:</b>				
0104000041 4201 PROFESSIONAL SERVICES	150,000.00	56,231.56		
CINTAS CORPORATION			495.00	
CONCORDE, INC.			535.60	
MILLENNIUM ADMINISTRATORS			10,215.00	
NORTHEASTERN REHABILITATION ASSOCIATES			159.00	
P & A GROUP ADMIN SERVICE			718.96	
WE PAY PROCESSING CHARGES			4,343.75	
GL CORRECTION			(364.80)	
GL CORRECTION			(7,890.00)	
			<u>(7,890.00)</u>	<u>48,019.05</u>
0104000041 4290 STATIONARY / OFFICE SUPPLIES	25,000.00	24,930.00		<u>24,930.00</u>
0104000041 4390 MATERIALS / SUPPLIES (MISC) GLEN SUMMIT SPRINGS WATER	500.00	339.50	<u>11.55</u>	<u>327.95</u>
0104000041 4420 TRAVEL & LODGING	1,000.00	569.32		<u>569.32</u>
0104000041 4470 TRAINING & CERTIFICATION	3,000.00	1,170.98		<u>1,170.98</u>
0104000041 4630 LIABILITY / CASUALTY INSURANCE	1,371,000.00	527,270.63		
OLIVER, PRICE & RHODES			1,719.50	
ZANARAS REPORTING & VIDEO LLC			724.75	
LISA TAYLOR COURT RPORTER			618.75	
ABRAHAMSEN CONABOY & ABRAHAMSEN, PC			95.00	
GALLAGHER BASSETT SERVICE			4,948.05	
KNOWLES ASSOCIATES L.L.C.			62,888.00	
INSURANCE: LIPS VEHICLE			(1,764.90)	
			<u>(1,764.90)</u>	<u>458,041.48</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
<b>INFORMATION TECHNOLOGY:</b>				
0104000042 4201 PROFESSIONAL SERVICES	95,250.00	16,837.15		
NEW ERA TECHNOLOGIES, INC.			9,550.00	
HILLMAN SECURITY & FIRE			3,360.00	
URBAN ELECTRICAL CONTRACTORS, INC.			742.00	
			<u>14,652.00</u>	<u>3,185.15</u>
0104000042 4210 SERVICES & MAINTENANCE FEE	75,000.00	41,203.40		
CDW GOVERNMENT, INC.			4,075.00	
HILLMAN SECURITY & FIRE			3,420.00	
			<u>7,495.00</u>	<u>33,708.40</u>
0104000042 4270 DUES AND SUBSCRIPTIONS	500.00	500.00		
				<u>500.00</u>
0104000042 4290 STATIONARY / OFFICE SUPPLIES	1,000.00	1,000.00		
				<u>1,000.00</u>
0104000042 4390 MATERIALS / SUPPLIES (MISC)	65,000.00	6,217.44		
A-1 LOCK & SAFE CO., INC.			200.00	
SWIETNICKI, FRANK			781.75	
CDW GOVERNMENT, INC.			472.50	
SNAP-ON INDUSTRIES			18.23	
FRIEDMAN ELECTRIC SUPPLY			924.01	
			<u>2,396.49</u>	<u>3,820.95</u>
0104000042 4420 TRAVEL AND LODGING	750.00	750.00		
				<u>750.00</u>
0104000042 4440 TELEPHONE	150,000.00	46,918.33		
AT&T MOBILITY			2,502.77	
COMCAST			3,816.81	
FRONTIER COMMUNICATIONS			7,475.08	
VERIZON			240.50	
			<u>14,035.16</u>	<u>32,883.17</u>
0104000042 4470 TRAINING & CERTIFICATION	10,000.00	8,773.97		
				<u>8,773.97</u>
0104000042 4550 CAPITAL EXPENDITURES	250,000.00	0.00		
CDW GOVERNMENT, INC.			68,690.00	
CDW GOVERNMENT, INC.: CHANGE ORDERS			(68,750.00)	
			<u>(60.00)</u>	<u>60.00</u>
0104000042 4560 EQUIPMENT MAINTENANCE / LEASES	50,000.00	5,000.00		
				<u>5,000.00</u>
<b>TREASURY:</b>				
0104000043 4201 PROFESSIONAL SERVICES	11,250.00	8,175.78		
				<u>8,175.78</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0104000043 4390 MATERIALS / SUPPLIES (MISC) BUDGET TRANSFER FROM: 0104000043 6009 GLEN SUMMIT SPRINGS WATER DUNBAR AMORED, INC.	8,000.00	111.55	(3,500.00) 6.35 875.11	<u>2,730.09</u>
0104000043 6000 TAX & MISCELLANEOUS REFUNDS	1,000.00	1,000.92		<u>1,000.92</u>
0104000043 6001 TAX COLLECTION COMMITTEE EXPENSE	500.00	500.00		<u>500.00</u>
<b>BUREAU OF LICENSES, INSPECTIONS &amp; PERMITS</b>				
<b>LICENSE, INSPECTIONS &amp; PERMITS:</b>				
0105100051 4201 PROFESSIONAL SERVICES	40,000.00	1,790.00		<u>1,790.00</u>
0105100051 4290 STATIONERY / OFFICE SUPPLIES OFFICE DEPOT	500.00	438.80	68.10	<u>370.70</u>
0105100051 4390 MATERIALS / SUPPLIES (MISC)	500.00	500.00		<u>500.00</u>
0105100051 4420 TRAVEL AND LODGING	1,000.00	1,000.00		<u>1,000.00</u>
0105100051 4470 TRAINING & CERTIFICATION	1,000.00	1,000.00		<u>1,000.00</u>
0105100051 4550 CAPITAL EXPENDITURES	23,000.00	17,274.09		<u>17,274.09</u>
0105100051 4570 MAINTENANCE COMMUNICATION EQUIPMENT	500.00	500.00		<u>500.00</u>
0105100051 4590 BUILDING DEMOLITION ENCUMBERED: CURRENT PERIOD	65,000.00	55,652.67	904.67	<u>54,748.00</u>
<b>BUREAU OF BUILDINGS:</b>				
0105100082 4201 PROFESSIONAL SERVICES	75,000.00	73,700.00		<u>73,700.00</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0105100082 4320 BUILDING REPAIR - SUPPLY MAINTENANCE	150,000.00	37,712.53		
ENCUMBERED: PREVIOUS PERIOD			(2,688.30)	
ENCUMBERED: CURRENT PERIOD			2,688.30	
J. C. EHRlich CO.			247.00	
CINTAS CORPORATION			484.28	
CERMINARO CONSTRUCTION CO., INC.			2,110.00	
C & C CLEANING SERVICES			5,590.00	
LOWE'S			37.80	
AMERICAN JANITOR			1,707.67	
OTIS ELEVATOR CO.			1,352.00	
PICA'S GARAGE DOOR SALES & SERVICE			205.00	
ATIS ELEVATOR INC.			65.00	
BURKE, MICHAEL			8,782.00	
				<u>17,131.78</u>
0105100082 4445 SEWER CHARGES	5,000.00	5,000.00		<u>5,000.00</u>
0105100082 4447 UGI - GAS	135,000.00	51,612.36		
UGI PENN NATURAL GAS			1,359.89	
				<u>50,252.47</u>
0105100082 4448 PAWC - WATER	475,000.00	304,553.93		
PENNSYLVANIA AMERICAN WATER CO.			59,122.66	
				<u>245,431.27</u>
0105100082 4450 ELECTRICAL	275,000.00	100,776.79		
PPL ELECTRIC UTILITIES			36,708.56	
				<u>64,068.21</u>
0105100082 4465 BUILDING SUPPLIES	1,000.00	1,000.00		<u>1,000.00</u>
<b>LAW DEPARTMENT:</b>				
0106000000 4201 PROFESSIONAL SERVICES	195,000.00	90,040.60		
POWELL & APPLETON, PC			208.68	
OLIVER, PRICE & RHODES			247.00	
CIPRIANI & WERNER, P.C.			19.00	
MICHAEL A. GENELL, ESQ.			2,040.88	
ABRAHAMSEN CONABOY & ABRAHAMSEN, PC			5,146.00	
				<u>82,379.04</u>
0106000000 4210 SERVICES AND MAINTENANCE FEE	2,000.00	2,000.00		<u>2,000.00</u>
0106000000 4270 DUES & SUBSCRIPTIONS	3,950.00	3,279.00		<u>3,279.00</u>
0106000000 4290 STATIONERY / OFFICE SUPPLIES	500.00	235.00		<u>235.00</u>
0106000000 4390 MATERIALS / SUPPLIES (MISC)	500.00	350.48		<u>350.48</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0106000000 4420 TRAVEL & LODGING	1,000.00	1,000.00		<u>1,000.00</u>
0106000000 4470 TRAINING & CERTIFICATION	1,000.00	711.00		<u>711.00</u>
0106000000 4550 CAPITAL EXPENDITURES	3,250.00	3,250.00		<u>3,250.00</u>
<b>DEPARTMENT OF PUBLIC WORKS</b>				
<b>ADMINISTRATION BUREAU:</b>				
0108000080 4201 PROFESSIONAL SERVICES BUDGET TRANSFER TO: 0108000080 4130	50,000.00	50,000.00	<u>30,000.00</u>	<u>20,000.00</u>
0108000080 4210 SERVICES & MAINTENANCE FEE F & S SUPPLY COMPANY, INC. S & S TOOLS & SUPPLIES PA ONE CALL SYSTEM, INC.	2,040.00	1,620.46	332.17 39.08 <u>66.08</u>	<u>1,183.13</u>
0108000080 4420 TRAVEL AND LODGING	500.00	500.00		<u>500.00</u>
0108000080 4550 CAPITAL EXPENDITURES JAWORSKI SIGN COMPANY	10,000.00	4,350.50	<u>750.00</u>	<u>3,600.50</u>
0108000080 4570 MAINTENANCE COMMUNICATION EQUIPMENT INDUSTRIAL ELECTRONICS, INC.	16,500.00	7,260.00	<u>1,545.00</u>	<u>5,715.00</u>
0108000080 4576 MAINTENANCE SUPER FUND SIGHT JIM WILLIAMS SURPLUS	13,000.00	9,688.68	<u>1,208.16</u>	<u>8,480.52</u>
0108000080 6007 FLOOD PROTECTION SYSTEM MAINTENANCE S & S TOOLS & SUPPLIES NORTH END ELECTRIC DUNBAR'S EVERGREEN LANDSCAPING D. G. NICHOLAS CO.	50,000.00	37,114.87	33.05 542.50 2,416.67 <u>169.99</u>	<u>33,952.66</u>
<b>ENGINEERING BUREAU:</b>				
0108000081 4201 PROFESSIONAL SERVICES COMMONWEALTH OF PENNSYLVANIA LABELLA ASSOCIATES	69,500.00	34,250.00	500.00 <u>5,875.00</u>	<u>27,875.00</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0108000081 4210 SERVICES & MAINTENANCE FEE	500.00	86.30		
ENCUMBERED: PREVIOUS PERIOD			(15.96)	
GLECO PAINTS, INC			15.96	
WILLIAMS INDUSTRIAL SUPPLY			47.90	
				<u>38.40</u>
0108000081 4290 STATIONERY / OFFICE SUPPLIES	100.00	100.00		<u>100.00</u>
0108000081 4390 MATERIALS / SUPPLIES (MISC)	250.00	5.16		<u>5.16</u>
0108000081 4470 TRAINING & CERTIFICATION	1,000.00	1,000.00		<u>1,000.00</u>
<b>HIGHWAYS BUREAU:</b>				
0108000083 4260 RENTAL VEHICLES & EQUIPMENT	300,000.00	136,733.83		
BUDGET TRANSFER TO: 0108000085 4550			15,000.00	
URBAN ELECTRICAL CONTRACTORS, INC.			1,297.00	
DOWN TO EARTH EQUIPMENT RENTALS			1,038.80	
POWELL'S RENTAL			1,300.00	
				<u>118,098.03</u>
0108000083 4340 CONSTRUCTION - PAVING MATERIAL	100,000.00	16,308.49		
KEYSTONE QUARRY, INC.			618.70	
				<u>15,689.79</u>
0108000083 4350 PAINT / SIGN MATERIAL	50,000.00	45,996.65		
ENCUMBERED: PREVIOUS PERIOD			(925.00)	
ENCUMBERED: CURRENT PERIOD			3,014.00	
BRADCO SUPPLY CO.			4,269.37	
AMERICAN FIBER TECHNOLOGIES			1,014.62	
				<u>38,623.66</u>
0108000083 4370 PARKS AND RECREATION SUPPLIES	62,000.00	41,642.88		
ENCUMBERED: PREVIOUS PERIOD			(2,178.10)	
ENCUMBERED: CURRENT PERIOD			13,872.10	
				<u>29,948.88</u>
0108000083 4390 MATERIALS / SUPPLIES (MISC)	37,500.00	18,136.11		
ENCUMBERED: PREVIOUS PERIOD			(1,832.05)	
ENCUMBERED: CURRENT PERIOD			2,418.65	
PPL ELECTRIC UTILITIES			2,292.30	
JUDGE LUMBER COMPANY			46.05	
POWELL'S RENTAL			2,536.00	
S & S TOOLS & SUPPLIES			138.19	
SCRANTON CRAFTSMEN, INC.			300.00	
F & S SUPPLY COMPANY, INC.			49.44	
				<u>11,987.53</u>
0108000083 4410 SALT	273,500.00	30,265.93		
				<u>30,265.93</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0108000083 4460 STREET LIGHTING	375,000.00	182,134.02		<u>182,134.02</u>
0108000083 4466 STREET LIGHTING SERVICE / MAINTENANCE URBAN ELECTRICAL CONTRACTORS, INC. A & M ELECTRICAL CONSTRUCTION, INC. TRAVELER'S INSURANCE CHECK	77,500.00	52,363.67	8,088.82 196.00 (23,531.71)	<u>67,610.56</u>
0108000083 4550 CAPITAL EXPENDITURES	140,000.00	(0.00)		<u>(0.00)</u>
0108000083 4551 ROADWAY RESURFACING PROGRAM	875,000.00	875,000.00		<u>875,000.00</u>
<b>REFUSE BUREAU:</b>				
0108000084 4390 MATERIALS / SUPPLIES (MISC)	1,000.00	979.31		<u>979.31</u>
0108000084 4420 TRAVEL AND LODGING	1,000.00	1,000.00		<u>1,000.00</u>
0108000084 4490 LANDFILL KEYSTONE SANITARY LANDFILL	1,271,434.74	513,222.26	145,281.06	<u>367,941.20</u>
0108000084 4550 CAPITAL EXPENDITURES BUDGET TRANSFER FROM: 0108000085 4550 TRIPLE CITIES ACQUISITIONS, LLC REIMBURSE: 2019 MACK PACKER	180,000.00	5,000.00	(15,000.00) 195,000.00 (175,000.00)	<u>0.00</u>
<b>GARAGES BUREAU:</b>				
0108000085 4220 CONTRACTED SERVICES BUDGET TRANSFER FROM: 0108000085 4310 ENCUMBERED: CURRENT PERIOD	750.00	534.88	(1,500.00) 188.00	<u>1,846.88</u>
0108000085 4301 GAS, OIL, LUBRICANTS D. G. NICHOLAS CO. PETROLEUM TRADERS CORPORATION POWELL'S SALES & SERVICE WEX BANK A.I.T. AUTOMOTIVE	295,000.00	64,480.70	2,368.52 32,678.10 44.00 19,736.16 31.00	<u>9,622.92</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0108000085 4310 EQUIPMENT/VEHICLE REPAIR/MAINTENANCE	325,000.00	112,545.96		
BUDGET TRANSFER TO: 0108000085 4220			1,500.00	
ENCUMBERED: PREVIOUS PERIOD			(8,306.62)	
ENCUMBERED: CURRENT PERIOD			9,087.43	
FIVE STAR EQUIPMENT CO., INC.			896.13	
D. G. NICHOLAS CO.			2,050.11	
DENAPLES AUTO PARTS			6,378.00	
DENAPLES TOWING, INC.			762.00	
C. G. CUSTOM TRUCKS			465.48	
WAYNE COUNTY FORD			481.51	
A.I.T. AUTOMOTIVE			3,725.96	
DAVE'S AUTO IGNITION			200.00	
F & S SUPPLY COMPANY, INC.			717.06	
KOVATCH FORD, INC.			1,851.75	
ELECTRO BATTERY			929.00	
MARTIN G. SHULDE DBA LEROY'S AUTO REPAIRS			340.00	
WELLER'S LOCK & KEY SERVICE			350.00	
JOHN SIGNS			950.00	
FARGIONE AUTO SERVICE			45.00	
SCRANTON GRINDER & HARDWARE			186.42	
STADIUM INTERNATIONAL TRUCKS, INC.			671.68	
INDUSTRIAL ELECTRONICS, INC.			1,502.45	
DAILEY RESOURCES			204.00	
NORTH AMERICAN WARHORSE			33.50	
AIR BRAKE & EQUIPMENT CO., INC.			861.05	
FASTENAL COMPANY			286.07	
ARTISTIC UPHOLSTERY UNLIMITED			375.00	
DON WELLS QUALITY WELDING			150.00	
MESKO GLASS & MIRROR			240.00	
KME FIRE APPARATUS			81.08	
TRIPLE CITIES ACQUISITIONS, LLC			60.89	
A-1 SPRING SERVICE			1,408.00	
S & S TOOLS & SUPPLIES			3.49	
JORDAN'S TOWING			200.00	
JNK HYDROTEST & EXTINGUISHING SUPPLY CO., INC.			1,709.70	
				<u>82,149.82</u>
0108000085 4360 SMALL TOOLS / SHOP SUPPLIES	6,500.00	2,769.93		
ENCUMBERED: PREVIOUS PERIOD			(51.99)	
ENCUMBERED: CURRENT PERIOD			394.72	
D. G. NICHOLAS CO.			391.64	
A.I.T. AUTOMOTIVE			206.95	
WILLIAMS INDUSTRIAL SUPPLY			28.05	
AIR BRAKE & EQUIPMENT CO., INC.			37.11	
FASTENAL COMPANY			32.99	
				<u>1,730.46</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0108000085 4390 MATERIALS / SUPPLIES (MISC)	49,500.00	24,823.89		
ENCUMBERED: PREVIOUS PERIOD			(633.13)	
ENCUMBERED: CURRENT PERIOD			2,043.27	
C. G. CUSTOM TRUCKS			137.32	
A.I.T. AUTOMOTIVE			40.95	
D. G. NICHOLAS CO.			489.78	
FASTENAL COMPANY			444.39	
S & S TOOLS & SUPPLIES			20.24	
POWELL'S SALES & SERVICE			88.65	
AIR BRAKE & EQUIPMENT CO., INC.			6.48	
DENAPLES AUTO PARTS			594.00	
WAYNE COUNTY FORD			110.46	
TRIPLE CITIES ACQUISITIONS, LLC			57.58	
GOOD YEAR			116.28	
				<u>21,307.62</u>
0108000085 4401 TIRES	109,500.00	59,393.31		
ENCUMBERED: PREVIOUS PERIOD			(4,542.60)	
ENCUMBERED: CURRENT PERIOD			1,066.24	
GOODYEAR			4,626.50	
MCCARTHY TIRE SERVICE, INC.			9,821.14	
				<u>48,422.03</u>
0108000085 4420 TRAVEL AND LODGING	500.00	500.00		
				<u>500.00</u>
0108000085 4550 CAPITAL EXPENDITURES	25,000.00	5,165.43		
BUDGET TRANSFER TO: 0108000084 4550			15,000.00	
BUDGET TRANSFER FROM: 0108000083 4260			(15,000.00)	
URBAN ELECTRICAL CONTRACTORS, INC.			483.39	
				<u>4,682.04</u>
0108000085 4901 MAINTENANCE (PREVENTATIVE)	7,500.00	4,078.88		
				<u>4,078.88</u>
<b>PARKS &amp; RECREATION DEPARTMENT</b>				
0110000000 4280 MISC SERVICES - NON CLASSIFIED	5,000.00	3,503.37		
HOLMES, MICHAELINA			52.60	
BOWEN, ABIGAIL			52.60	
BAGASEVICH, SEAN			52.60	
				<u>3,345.57</u>
0110000000 4290 STATIONERY / OFFICE SUPPLIES	500.00	429.92		
				<u>429.92</u>
0110000000 4320 BUILDING REPAIR - SUPPLY MAINTENANCE	15,000.00	12,854.38		
CINTAS CORPORATION			2,993.29	
SWIFT FENCE CO.			636.75	
F & S SUPPLY COMPANY, INC.			320.26	
REEVE'S RENT-A-JOHN, INC.			373.84	
S & S TOOLS & SUPPLIES			71.40	
WEIDOW, DAVID			150.00	
				<u>8,308.84</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0110000000 4330 MEDICAL, CHEMICAL, LAB SUPPLIES MAIN POOL & CHEMICAL CO.	20,000.00	18,820.50	3,488.30	15,332.20
0110000000 4360 SMALL TOOLS / SHOP SUPPLIES	500.00	500.00		500.00
0110000000 4370 PARKS & RECREATION SUPPLIES	1,000.00	1,000.00		1,000.00
0110000000 4420 TRAVEL AND LODGING	750.00	750.00		750.00
0110000000 4530 PERFORMING ARTS STEDENFELD, RAY	20,000.00	4,625.00	300.00	4,325.00
0110000000 4540 SPRING / SUMMER PROGRAMS AMERICAN SOCIETY OF COMPOSERS BMI BROADCAST MUSIC, INC.	3,000.00	1,416.33	467.34 835.00	113.99
0110000000 4550 CAPITAL EXPENDITURES	875,000.00	791,060.21		791,060.21
<b>NON-DEPARTMENTAL EXPENDITURES</b>				
0140110030 4299 ZONING BOARD PLEVYAK, MARY M. PENETAR, DANIEL SCRANTON TIMES NARDOZZI, CATHENE	18,500.00	11,350.20	150.00 1,150.00 974.60 225.00	8,850.60
0140110060 4299 EVERHART MUSEUM	29,000.00	0.02		0.02
0140110075 4299 SCRANTON PLAN	60,000.00	50,000.00		50,000.00
0140110080 4299 SCRANTON TOMORROW	75,000.00	0.00		0.00
0140110110 4299 SHADE TREE COMMISSION TITAN TREE SERVICE CORKY'S GARDEN CENTER LLC	95,000.00	13,839.48	6,275.00 1,429.97	6,134.51
0140110120 4299 ST. CATS AND DOGS ST CATS & DOGS, INC.	10,000.00	10,000.00	7,070.00	2,930.00

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL	ACTIVITY	ENDING BAL.
0140110130 4299 MAYOR'S 504 TASK FORCE	1,000.00	1,000.00		<u>1,000.00</u>
0140110140 4299 CIVIL SERVICE COMMISSION	25,000.00	13,910.24		<u>13,910.24</u>
0140110150 4299 HUMAN RELATIONS COMMISSION	25,000.00	25,000.00		<u>25,000.00</u>
0140110155 4299 LHVA TRAIL MAINTENANCE	21,000.00	10,500.00		<u>10,500.00</u>
0140115230 4299 TAN SERIES	12,750,000.00	12,750,000.00		<u>12,750,000.00</u>
0140115240 4299 TAN SERIES INTEREST	494,850.00	494,850.00		<u>494,850.00</u>
0140115310 4299 OPER TSF TO DBT SVC - STREET LIGHTING	450,058.36	(59,941.64)		<u>(59,941.64)</u>
0140115320 4299 OPER TSF TO DBT SVC - GUARANTEED ENERGY SAVINGS BANK OF AMERICA	171,539.33	99,040.35	36,249.49	<u>62,790.86</u>
0140115324 4299 OPER TSF TO DBT SVC - FDM REVOLVING AID LN	100,000.00	0.00		<u>0.00</u>
0140115328 4299 OPER TSF 2016 REDEVELOPMENT AUTH SERIES AA	2,061,662.50	1,868,331.25		<u>1,868,331.25</u>
0140115329 4299 OPER TSF TO DBT SVC - LEASE OF REFUSE PACKERS	218,147.96	0.00		<u>0.00</u>
0140115330 4299 OPER TSF TO DBT SVC - LEASE OF KME ENGINE	49,849.00	0.00		<u>0.00</u>
0140115332 4299 OPER TSF TO DBT SVC - SERIES 2017 GENERAL OBLIGATION REFUNDING	3,234,419.34	3,234,419.34		<u>3,234,419.34</u>
0140115334 4299 OPER TSF TO DBT SVC - LEASE OF JOHN DEERE WHEEL LOADER	25,851.02	25,851.02		<u>25,851.02</u>
0140115335 4299 OPER TSF TO DBT SVC - LEASE OF LAW ENFORCEMENT MGMT SYSTEM	219,557.60	219,557.60		<u>219,557.60</u>
0140115336 4299 OPER TSF TO DBT SVC - LEASE OF TURNOUT GEAR	80,000.00	0.00		<u>0.00</u>

DEPARTMENT / ACCOUNT	2018 BUDGET	AUGUST, 2018		
		BEGINNING BAL.	ACTIVITY	ENDING BAL.
0140115338 4299 OPER TSF TO DBT SVC - 2016 RED AUTH SERIES A	2,420,500.00	1,675,250.00		<u>1,675,250.00</u>
0140115339 4299 OPER TSF TO DBT SVC - 2016 GENL. OBL. NOTES	1,877,000.00	1,056,000.00		<u>1,056,000.00</u>
0140115340 4299 OPER TSF TO DBT SVC - 2016 LEASE FORD TRKS	53,925.94	0.00		<u>0.00</u>
0140115341 4299 OPER TSF TO DBT SVC - PIB LOAN	244,968.88	244,968.88		<u>244,968.88</u>
0140115342 4299 OPER TSF TO DBT SVC - LEASE STREET LIGHTING	413,345.00	0.00		<u>0.00</u>
0140115343 4299 2018 ARIEL PLATFORM TRUCK LEASE KS STATEBANK	102,156.57	102,156.57	<u>102,156.57</u>	<u>0.00</u>
0140113090 4299 CONTINGENCY	705,799.10	705,799.10		<u>705,799.10</u>
0140113100 4299 OECD CONTINGENCY	45,000.00	31,575.02		<u>31,575.02</u>
0140116090 4299 UNENCUMBERED EXPENSES PRIOR YEAR OBLIG. ST CATS & DOGS, INC.	550,000.00	219,386.35	<u>2,905.00</u>	<u>216,481.35</u>
0140116270 4299 COURT AWARDS	350,000.00	243,728.00		<u>243,728.00</u>
0140117020 4299 VETERAN'S ORGANIZATION	75,000.00	25,000.00		<u>25,000.00</u>
0140117040 4299 OPEB TRUST FUND	150,000.00	90,000.00		<u>90,000.00</u>
0140117060 4299 TRIPP PARK COMMUNITY CENTER TRIPP PARK NEIGHBORHOOD ASSOCIATION	1,000.00	1,000.00	<u>1,000.00</u>	<u>0.00</u>
0140117080 4299 TARGETED EXPENSES - REVENUE PASS THROUGH ACCOUNT SCRANTON TOMORROW	300,000.00	300,000.00	<u>250,000.00</u>	<u>50,000.00</u>

# TAX ASSESSOR'S REPORT

Hearing Date: 10/03/18

Time	Name	Boro/Twp.	Pin Number	Attorney	Proposed/Current Assesed Value	After Appeal Value
10:00 AM	ROSENSTEIN WM & SONS INC	SCRANTON CITY	13413020002	GERALD SCHIRATO	236200	
10:15 AM	MANUFACTURING TECHNOLOGY E	CARBONDALE CITY	05529010001	GERALD SCHIRATO	34000	
10:15 AM	MANUFACTURING TECHNOLOGY E	CARBONDALE CITY	05402040004	GERALD SCHIRATO	200000	
10:30 AM	PLEASANT MOUNT WELDERS INC	CARBONDALE TWP	04507050002	GERALD SCHIRATO	125000	
10:30 AM	PLEASANT MOUNT WELDERS INC	CARBONDALE TWP	0450705001801	GERALD SCHIRATO	1500	
10:50 AM	ELMHURST COUNTRY CLUB	ROARING BROOK TWP	18902030041	GERALD SCHIRATO	296600	
11:05 AM	UNITED GILSONITE LAB	DUNMORE	14610020006	GERALD SCHIRATO	73251	
11:05 AM	UNITED GILSONITE LAB INC	DUNMORE	14610020008	GERALD SCHIRATO	8900	
11:05 AM	UNITED GILSONITE LAB	DUNMORE	14610020007	GERALD SCHIRATO	262000	
11:05 AM	UNITED GILSONITE LAB	DUNMORE	14610010030	GERALD SCHIRATO	123100	
11:05 AM	UNITED GILSONITE LABORATORIES	DUNMORE	14610030016	GERALD SCHIRATO	8951	
11:45 AM	LCIDA C/O SANDVIK STEEL INC	SCOTT TWP	08102010002	GERALD SCHIRATO	690000	
11:45 AM	SANDVIK INC	SCOTT TWP	0810201000101	GERALD SCHIRATO	444000	
11:45 AM	PENNA EXTRUDED TUBE COMPANY	SOUTH ABINGTON TWP	0810205000301	GERALD SCHIRATO	154000	
11:45 AM	SANDVIK INC	SOUTH ABINGTON TWP	08102050004	GERALD SCHIRATO	30000	
11:45 AM	PENNA EXTRUDED TUBE COMPANY	SCOTT TWP	08102010001	GERALD SCHIRATO	286000	
12:15 PM	ARDITO LLC	OLD FORGE	17520010011	CHRISTOPHER CULLEN	1000	
12:15 PM	ARDITO LLC	OLD FORGE	17520010010	CHRISTOPHER CULLEN	25000	
12:30 PM	NP 81 NORTH INDUSTRIAL LLC	JESSUP	1260201000110	BRIAN STAHL	898350	
12:30 PM	NP 81 NORTH INDUSTRIAL LLC	JESSUP	1260201000109	BRIAN STAHL	819800	
12:50 PM	BELMONT STREET VENTURES LLC	CARBONDALE CITY	04513060021	KRIS FENDROCK	70000	
12:50 PM	BELMONT STREET VENTURES LLC	CARBONDALE CITY	04513060023	KRIS FENDROCK	4514	
1:05 PM	SEVENTY EIGHT ACQUISTION GRO	CARBONDALE CITY	0440402000506		264600	
1:20 PM	K & J REAL ESTATE LLC	TAYLOR	15617050002	JOHN RODGERS	900000	
1:40 PM	EFI REALTY INC	MOOSIC	18513020006	FRED RINALDI	88000	
1:40 PM	EFI REALTY INC	MOOSIC	18513020002	FRED RINALDI	69600	
2:00 PM	BUCARI KIMBERLY & LANDOLT C	MOOSIC	1841606002203	ERIC MAHLER	281150	
2:15 PM	RG3 LLC	MOOSIC	1850303000501		414500	

TOTAL RECORDS 28

RECEIVED

SEP 18 2018

OFFICE OF CITY COUNCIL/CITY CLERK

(01/02) 09/18/2018 01:48:08 PM

Melissa Maguire 5709636385



**TAX ASSESSOR'S REPORT**

Hearing Date: 10/10/18

Time	Name	Boro/Twp.	Pin Number	Attorney	Proposed/Current Assessed Value	After Appeal Value
10:00 AM	FLORENCE APARTMENTS LTD	SCRANTON	14669010006	JOHN R OBRIEN	131275	
10:15 AM	RT ALBERIGI DRIVE LLC	JESSUP	1260201000103	JOHN R OBRIEN	1265670	
10:30 AM	JBAS REALTY LLC	SCRANTON	1458203000202	MARK TUNIS	150500	
10:50 AM	ELECTRIC CITY PARKING CO LLC	SCRANTON	1562602003101	PATRICK LAVELLE	503150	
11:10 AM	MARTIN VENTURES LLC	SCRANTON	12319020026	DOUGLAS THOMAS	67400	
11:10 AM	MARTIN VENTURES LLC	SCRANTON	12319020001	DOUGLAS THOMAS	8742	
11:25 AM	SOUTHSIDE STATION LLC	SCRANTON	15618030002	FRANCIS HOEGEN	164850	
11:25 AM	SOUTHSIDE STATION LLC	SCRANTON	15618030003	FRANCIS HOEGEN	35150	
11:45 AM	SA REALTY INC	SCRANTON	15626020032	WILLIAM VINSKO	101760	
12:00 PM	PENN EAST FEDERAL CREDIT UNIO	SCRANTON	14519020019	ROBERT T KELLY JR	200109	
12:20 PM	CITIZENS SAVINGS & LOAN	SCRANTON W-8	15607010019	DANIEL PENETAR	163000	
12:40 PM	PLOTKIN RICHARD A	SCRANTON	15712010035		30000	
12:40 PM	PLOTKIN RICHARD CORP	SCRANTON	15712010014		3100	
12:40 PM	PLOTKIN RICHARD	SCRANTON	14583010009		100000	
1:00 PM	731 BEN LLC	SCRANTON	14518030001	JONATHAN OLIVETTI	25000	
1:05 PM	110 REALTY LLC	SCRANTON	14518030004	JONATHAN OLIVETTI	17000	
1:10 PM	LBM SCRANTON LLC	SCRANTON	15620040050	JONATHAN OLIVETTI	39700	
1:15 PM	FASULA NEAL J & JOYCE A	SCRANTON	15609040015		150000	
1:15 PM	FASULA JOYCE A	SCRANTON	1440806005502		100000	
1:15 PM	FASULA NEAL J & JOYCE A	SCRANTON	1440806005501		40000	
1:15 PM	HODIN MORTON L TRUSTEE	SCRANTON	15717040041		275000	
1:15 PM	FASULA INVESTMENTS LLC	MOOSIC	17615010014		331279	

TOTAL RECORDS 22

RECEIVED

SEP 18 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

(02/02) 09/18/2018 01:46:54 PM

Melissa Maguire 5709636385

*City of Scranton*  
*Pennsylvania*

RECEIVED

SEP 19 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK



*Non-Uniform Municipal Pension Fund*

MINUTES

NON-UNIFORM MUNICIPAL PENSION BOARD

AUGUST 15, 2018

The City of Scranton's Non-Uniform Municipal Pension Board held their monthly meeting on Wednesday, August 15, 2018 at 9:30 A.M. in City Council Chambers.

In attendance were:

**Roseann Novembrino**, City Controller

**Larry Durkin**, Esquire, Attorney for Board

**Lori Reed**, Proxy for City Council President

**Danielle Kennedy**, Proxy for Mayor

**Maggie Perry**, Newly Elected to the Board

Absent:

**John Hazzouri**, Vice President

**Attorney Durkin** asked for a motion to accept the minutes of the July 18, 2018 meeting as presented.

**Mrs. Reed** made a motion to accept the minutes from the prior meeting.

**Mrs. Novembrino** seconded the motion.

**Attorney Durkin:** Any question or comment? All in favor? (All were in favor) Opposed?

**Attorney Durkin:** First item on the agenda, received an invoice from Durkin MacDonald, LLC in the amount of \$710.50 which represents services rendered from July 17, 2018 through August 13, 2018. Do I have a motion to approve the invoice?

**Mrs. Reed** made a motion to pay the invoice to Durkin MacDonald.

**Mrs. Kennedy** seconded the motion.

**Attorney Durkin:** Any questions? All in favor? (All were in favor) Opposed?

**Attorney Durkin:** On the second item, there is a check from David Bulzoni for \$1,085.70 for the repayment of pension contributions with interest. Mr. Bulzoni had left toward the end of last year and then he came back. When someone comes back in to employment they have the option to repay their prior contributions to pick up the time that they lost. This is the culmination of that process. Do we have a motion to accept the check?

**Mrs. Reed** made a motion to accept the check from Mr. Bulzoni.

**Mrs. Novembrino** seconded the motion.

**Attorney Durkin:** Any question on it? All in favor? (All were in favor).

**Attorney Durkin:** Check from Angela Duffy in the amount of \$2,033.25. Same issue as the last one, she was laid off from the tax office for a period of time. At that point, her contributions were refunded, which would be the normal course, and then she came back to the Single Tax Office in January 2018. She was asking to repay these contributions. In prior meetings, we had gone over this topic of whether she can. We

asked the plan administrator to come up with the amount, which is the amount that is reflected here. Do we have a motion to accept this check?

**Mrs. Reed** made a motion to accept the check from Mrs. Duffy.

**Mrs. Kennedy** seconded the motion.

**Attorney Durkin:** Any question on it? All in favor? (All were in favor).

**Attorney Durkin:** The fourth item, same issue. This one is from Debra McLain in the amount of \$1,679.64. Mrs. McLain is also with the tax office. It is a similar issue. She was laid off in May 2012 at which point she got a refund. She was rehired in 2014 and she made a request to us to repay her contributions. We asked Thomas Anderson & Associates office for the amount and this is the amount. Do we have a motion to accept the check from Mrs. McLain?

**Mrs. Kennedy** made a motion to accept the check from Mrs. McLain.

**Mrs. Reed** seconded the motion.

**Attorney Durkin:** Does anybody have any question on it? All in favor? (All were in favor).

**Attorney Durkin:** Are there any open items from any of the board members? Any questions anyone has or issues they want to bring up?

**Mrs. Kennedy:** There are a couple of things, now that we have a new member. Two of the things that I am going to say I don't think we can do without John being here. One would be to nominate a president of this board. The other would be to nominate a member of this board to sit on the composite pension board. But the one thing that I think we can do to get the ball rolling here is to have the at-large vote for the composite board member.

**Attorney Durkin:** Okay.

**Mrs. Novembrino:** I personally feel that we should wait until September to do any voting. It's only right.

**Mrs. Kennedy:** Right, when John is here. That is for the president of this board and for a member of this board on the composite board.

**Mrs. Novembrino:** Yes. I know that.

**Mrs. Kennedy:** But we can set a date for the at-large voting process to go on, prior to the September meeting.

**Mrs. Reed:** Who does that voting?

**Mrs. Kennedy:** The entire membership of the Non-Uniform Pension does that voting.

**Mrs. Reed:** So we will just be setting a date for the membership to vote for the member at-large to sit on the board.

**Attorney Durkin:** The composite board was set up sometime in 1987 and for each of the bodies - police, fire and non-uniform, the membership structure is set up basically the same way. One member comes from the board itself and one member comes from the employee body that the board represents. So, there is a member at-large from police; there is a member at-large from fire; and then there would be a member at-large from non-uniform. It is my understanding that what happened the last time the only member that asked to run was John Hazzouri, who ran for the member at-large for the non-uniform. So since there was only one person the mayor simply appointed him. There wasn't an actual vote because there was only one person on the ballot. So it ended up being John and Ernie who was the president of the board at the time. We have to basically set up our membership so we are going to be reorganizing in September, the officers on this board. We will have to address that, too. I think that setting the date for the election is fine because that is more procedural, it is not a substantive decision.

**Mrs. Kennedy:** Could we have it done before the next composite meeting? September 19<sup>th</sup>.

**Secretary:** I have to send notices to library, single tax and non-uniform members because this time they have to have ten signatures on their petitions.

**Mrs. Kennedy:** Same as last election, except this time you said it is ten (names) and it is for the member at-large.

**Attorney Durkin:** I think it is fine to do it that way.

**Mrs. Kennedy:** September 12<sup>th</sup>. That's a Wednesday. It's the week before the next pension meetings. Does that give you enough time to send out the notices and everybody get all their stuff in?

**Mrs. Reed:** So that's the actual voting. I think that's smart to do it after the actual Labor Day holiday because I think people are still vacationing.

**Secretary:** Do you want to do it on Wednesday or Friday? When did we have the last one?

**Mrs. Kennedy:** Thursday.

**Secretary:** Whatever everybody else thinks.

**Mrs. Kennedy:** Wednesday.

**Mrs. Novembrino:** Wednesday, that's fine.

**Secretary:** Wednesday, September 12<sup>th</sup>?

**Mrs. Kennedy:** Yes.

**Mrs. Novembrino:** Thank you.

**Mrs. Kennedy:** Thanks, Kathy. Do we need to have a motion for that?

**Attorney Durkin:** Yes, I would do that.

**Mrs. Kennedy:** I make a motion to have the election for the at-large membership of the composite pension board take place on Wednesday, September 12<sup>th</sup>.

**Mrs. Reed:** Second

**Attorney Durkin:** Anyone have a question on that? All in favor? (All were in favor).

**Attorney Durkin:** In terms of updates, nothing has happened on any of the pending matters that we have in court. We are still waiting for a decision from Judge Mazzone on the double pension cases. In February or March of 2017, the board voted to cut the pensions of a group of people, and I am pretty sure you've heard about that. They appealed it, which they have a right to do. It's been going through the process in county court.

**Mrs. Perry:** Are they fighting to get the double pensions back?

**Attorney Durkin:** Yes.

**Mrs. Perry:** Are we fighting against them having it and them repaying it?

**Attorney Durkin:** We are asking for both. My recommendation to the board was to appoint hearing officers to hear this dispute because we knew this was going to be contested. The board itself was involved in investigating some of these things. In my opinion, that was the proper way to do it. That would eliminate the most legal issues that we could by appointing somebody. So we did appoint people. We went through a hearing process with them. It took a little while, in part, because there were so many people and in part, because they filed an action to try to stop it. Relatively speaking, it took maybe ten or twelve months to get from the point where we notified them to the point of the hearing, which for 22 people is not too bad. The hearing officers took everything. There is a transcript. I think there is 1600 pages worth of material that was submitted to them. They reviewed it. They asked for submissions from the lawyers because just about everybody was represented. Then in February 2017, they (hearing officers) issued their recommendations to the board and their recommendation was that there was no

basis for the double pension but that the board should not be able to recapture the money. We said that we should be able to, whatever we pay them going forward, reduce their amounts until it was paid up, which would have been tough given the amounts involved. The board accepted their recommendations; it was either late February or early March 2017. That then triggered their right to appeal it. We were not going to appeal it. We were willing to accept it as is. But, if they did appeal it, we would then obviously ask to affirm, to keep in place what the hearing officers had recommended but also recapture the money. Get the money back. They did appeal it and at that point, we said, okay, fine, we think you should make them pay it back, skipping some procedure. The court then had its own briefing schedule and this also took some time. We had argument before Judge Mazzoni, in June, maybe. It is very clear from the tenor of the argument he is not going to make them repay it. The issue is, if he stays with us, their pensions will stay at their current levels. If he rules against us, they would revert to what they were. Either side has the right to appeal that to the Pennsylvania Commonwealth Court, if they chose to. We will see what happens. That is kind of a nutshell where we have been (with the double pensions). It has taken a while. There were hearings before that. This wasn't the first round. This came after the auditor general's report. Other than that, nothing to report and nothing on any of the other cases right now, either.

**Attorney Durkin:** Do we have anything from the audience? (No one responded). Are there any new applications for membership or pension?

**Secretary:** No.

**Attorney Durkin:** Then we just need a motion to adjourn.

**Mrs. Novembrino** made a motion to adjourn the meeting.

**Mrs. Reed** seconded it.

**Attorney Durkin:** All in favor? (All were in favor).

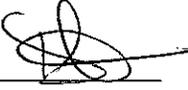
Meeting adjourned at 9:46 A.M.

Minutes approved by: \_\_\_\_\_ Date: \_\_\_\_\_  
Attorney Larry Durkin

Respectfully submitted: \_\_\_\_\_ Date: \_\_\_\_\_  
Kathy Carrera, Recording Secretary

**PROXY**

I, William L. Courtright, hereby revoke any previous proxies and appoint Danielle Kennedy, Human Resource Director/Assistant Business Administrator, as my proxy to attend the meeting of the Non-Uniform Pension Board Meeting and any continuation or adjournment thereof, and to represent, vote and otherwise act for me in the same manner and with the same effect as if I were personally present.

DATE: 08/15/18 

  
\_\_\_\_\_  
Mayor William L. Courtright  
City of Scranton

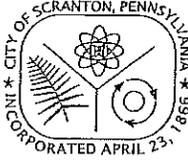
  
\_\_\_\_\_  
Witness

# Council of the City of Scranton

340 No. Washington Avenue • Scranton, Pennsylvania 18503 • Telephone (570) 348-4113 • Fax (570) 348-4207

Lori Reed  
City Clerk

Amil Minora, Esq.  
Counsel



PROXY

Pat Rogan, President  
Timothy Perry, Vice President  
William Gaughan  
Wayne Evans  
Kyle Donahue

I, Patrick Rogan, hereby revoke any previous proxies and appoint Lori Reed as my proxy to attend the meeting of:

Non-union pension board

On:

Aug. 15, 2018

And any continuation or adjournment thereof and to represent, vote and otherwise act for me in the same manner and with the same effect as if I were personally present.

This proxy and the authority represented herein is valid only on the above date and shall not survive said date.

Dated: 8/15/18

Signed: Pat Rogan

Witness: Kathy Carrera

*City of Scranton*  
Pennsylvania



RECEIVED

SEP 19 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

*Non-Uniform Municipal Pension Fund*

MINUTES

SPECIAL MEETING

NON-UNIFORM MUNICIPAL PENSION BOARD

AUGUST 29, 2018

The City of Scranton's Non-Uniform Municipal Pension Board held a special meeting on Wednesday, August 29, 2018 at 10:00 A.M. in City Council Chambers.

In attendance were:

John Hazzouri, Vice President

Roseann Novembrino, City Controller

Larry Durkin, Esquire, Attorney for Board

Lori Reed, Proxy for City Council President

Danielle Kennedy, Proxy for Mayor

Maggie Perry, Newly Elected to the Board

**Attorney Durkin** informed everyone that there was a notice of this meeting published in the Scranton Times-Tribune on Friday, August 24, 2018. The reason for this meeting is to select a president and vice-president and to designate a Municipal Board Representative to sit on the Composite Pension Board. He recommended the board make a motion to nominate a president and vice-president and then do a second motion to nominate a representative to the Composite Pension Board.

*City of Scranton*  
*Pennsylvania*



RECEIVED

SEP 19 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

*Non-Uniform Municipal Pension Fund*

MINUTES

SPECIAL MEETING

NON-UNIFORM MUNICIPAL PENSION BOARD

AUGUST 29, 2018

The City of Scranton's Non-Uniform Municipal Pension Board held a special meeting on Wednesday, August 29, 2018 at 10:00 A.M. in City Council Chambers.

In attendance were:

**John Hazzouri**, Vice President

**Roseann Novembrino**, City Controller

**Larry Durkin**, Esquire, Attorney for Board

**Lori Reed**, Proxy for City Council President

**Danielle Kennedy**, Proxy for Mayor

**Maggie Perry**, Newly Elected to the Board

**Attorney Durkin** informed everyone that there was a notice of this meeting published in the Scranton Times-Tribune on Friday, August 24, 2018. The reason for this meeting is to select a president and vice-president and to designate a Municipal Board Representative to sit on the Composite Pension Board. He recommended the board make a motion to nominate a president and vice-president and then do a second motion to nominate a representative to the Composite Pension Board.

**Mrs. Reed** made a motion to nominate John Hazzouri as president of the Non-Uniform Pension Board.

**Mrs. Novembrino** seconded the motion.

**Attorney Durkin:** Any question or comment?

**John Hazzouri:** Thank you.

**Attorney Durkin:** All in favor? (All were in favor) Opposed? Now we have to nominate a vice-president.

**Mrs. Novembrino** made a motion to nominate Maggie Perry as vice-president.

**Mr. Hazzouri** seconded the motion.

**Attorney Durkin:** On the question? All in favor? (All were in favor).

**Attorney Durkin:** This board has to send somebody to the Composite Board so that would be the next nomination.

**Mrs. Reed** made a motion to nominate John Hazzouri to represent the Non-Uniform Pension Board at the Composite Pension Board.

**Mrs. Perry** seconded the motion.

**Mr. Hazzouri:** Thank you. I appreciate the honor.

**Attorney Durkin:** Any question on it? All in favor? (All were in favor).

**Mrs. Reed:** I have a question. So then the membership at large will vote for the employee representative at the Composite level?

**Attorney Durkin:** Correct. And that's significant because there are some important issues coming at the Composite Board level. Most immediately is the issue on the sewer proceeds money. There has been a vote on how it would be allocated between the three plans – police, fire and non-uniform. There was a vote on that. From what I understand, there is some chance that there will be votes on this money in the coming months in having talked to Jessica (City Solicitor) and then having talked to Dave Bulzoni (BA). The only thing I can say is that it is

significant to have two representatives from Non-Uniform at the Composite Board. I don't personally know if there is going to be a vote at the September meeting. That's a big deal because the allocation to Non-Uniform was ten percent of roughly 23 million dollars. That is an enormous chunk of money in to the Non-Uniform fund. Our balance might be around four (\$4 million)?

**Mr. Hazzouri:** It is \$4.6 (million). Jim (Kennedy) said he is going to give me the balance at the end of the year with the two point some million that we are supposed to get from the sewer money.

**Attorney Durkin:** So then it is two without it?

**Mr. Hazzouri:** It is \$4.6 million right now as of the end of last year.

**Attorney Durkin:** So if you add another \$2.3 million...

**Mr. Hazzouri:** That's \$6.8 million.

**Attorney Durkin:** There are no other opportunities for that kind of infusion. Per the Composite Board ordinance, the second member from each body – police, fire and non-uniform - comes from the membership. Up until now, both seats for non-uniform, their terms had ended; meaning John's seat and Ernie's seat had ended. We had an election so now John fills the seat of the board representative and we need the second seat filled.

**Mrs. Kennedy** asked if the secretary had sent out the notifications of the upcoming election.

**Secretary** replied that the notices were sent out a while ago and that there was only one person interested in running so far – John Hazzouri.

**Mrs. Perry:** I am running.

**Attorney Durkin:** I believe that covered the topics that needed to be covered.

**Secretary** asked if John's nomination petition would be null and void (since he can't sit on both seats).

**Attorney Durkin:** He can't have both seats. He will just withdraw his petition. Then we should be set by the September meeting to have the second representative.

**Mrs. Perry** wanted to know if the Composite Board meeting took place on the same day.

**Attorney Durkin** explained that the Non-Uniform meeting is at 9:30 A.M. and the Composite Board meeting is at 11:00 A.M.

**Mrs. Reed:** Just for the record, what is the date of the vote for the employee representative for the Composite Board?

**Secretary:** Wednesday, September 12<sup>th</sup>.

**Attorney Durkin:** The following week is the Composite Pension Board meeting, the 19<sup>th</sup>.

**Mrs. Novembrino:** Is the vote taking place between one and two?

**Secretary** commented that she will send out a reminder about the vote a week prior.

**Attorney Durkin** turned over the meeting to president-elect Hazzouri.

**Mr. Hazzouri:** I just want to say that it is an honor to be the president of the board. I feel like the majority of this board, we had a hard battle for a couple of years. Everybody will agree with me and I hope we can finalize that double pension within the next couple months. Larry has done a great job for everybody here. I think everything has been going smooth. I can't believe what went on in the past. It's been a hard job the last couple of years. I want to wish Maggie the best and I feel we will do a great job on this board and on the Composite Board.

**Attorney Durkin:** Okay, just a motion to adjourn.

**President Hazzouri:** I make a motion to adjourn.

**Mrs. Novembrino** seconded the motion.

President Hazzouri: Thank you, everyone.

Meeting adjourned at 10:16 A.M.

Minutes approved by: \_\_\_\_\_ Date: \_\_\_\_\_  
Attorney Larry Durkin

Respectfully submitted: \_\_\_\_\_ Date: \_\_\_\_\_  
Kathy Carrera, Recording Secretary

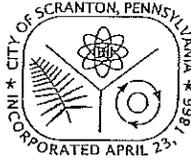
After the meeting concluded, Mr. Hazzouri withdrew his nomination petition papers.

# Council of the City of Scranton

340 No. Washington Avenue • Scranton, Pennsylvania 18503 • Telephone (570) 348-4113 • Fax (570) 348-4207

Lori Reed  
City Clerk

Amil Minora, Esq.  
Counsel



PROXY

Pat Rogan, President  
Timothy Perry, Vice President  
William Gaughan  
Wayne Evans  
Kyle Donahue

I, Patrick Rogan, hereby revoke any previous proxies and appoint Lori Reed as my proxy to attend the meeting of:

Non-uniform pension board - special meeting

On:

Aug. 29, 2018

And any continuation or adjournment thereof and to represent, vote and otherwise act for me in the same manner and with the same effect as if I were personally present.

This proxy and the authority represented herein is valid only on the above date and shall not survive said date.

Dated: 8/29/18

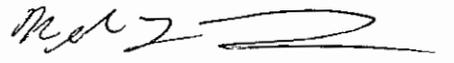
Signed: Pat Rogan

Witness: Camie Marciano

**PROXY**

I, William L. Courtright, hereby revoke any previous proxies and appoint Danielle Kennedy, Human Resource Director/Assistant Business Administrator, as my proxy to attend the meeting of the Non-Uniform Pension Board Meeting and any continuation or adjournment thereof, and to represent, vote and otherwise act for me in the same manner and with the same effect as if I were personally present.

DATE: August 29, 2018 

  
\_\_\_\_\_  
Mayor William L. Courtright  
City of Scranton

  
\_\_\_\_\_  
Witness

The Scranton Times (Under act P.L. 877 No 160, July 9, 1976)  
Commonwealth of Pennsylvania, County of Lackawanna

DURKIN MACDONALD LLC  
536 EAST DRINKER STREET  
DUNMORE PA 18512

Account # 439987  
Order # 82246444  
Ad Price: 69.15

MEETING NOTICE RE: SPECIA

Ann Marie Fortese

Being duly sworn according to law deposes and says that (s)he is Billing clerk for The Scranton Times, owner and publisher of The Scranton Times, a newspaper of general circulation, established in 1870, published in the city of Scranton, county and state aforesaid, and that the printed notice or publication hereto attached is exactly as printed in the regular editions of the said newspaper on the following dates:

08/24/2018

Affiant further deposes and says that neither the affiant nor The Scranton Times is interested in the subject matter of the aforesaid notice or advertisement and that all allegations in the foregoing statement as time, place and character or publication are true Sharon Venturi

Sworn and subscribed to before me  
this 24th day of August A.D., 2018

Sharon Venturi  
(Notary Public)

Commonwealth of Pennsylvania - Notary Seal  
Sharon Venturi, Notary Public  
Lackawanna County  
My commission expires February 12, 2022  
Commission number 1254228  
Member, Pennsylvania Association of Notaries

**MEETING NOTICE**  
**RE: SPECIAL MEETING OF THE CITY OF SCRANTON NON-UNIFORM PENSION BOARD**  
The City of Scranton Non-Uniform Pension Board will hold a special meeting on Wednesday, August 29, 2018 at 10:00 a.m. in City Council Chambers, 340 North Washington Avenue, Scranton.

RECEIVED

SEP 19 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

**SCRANTON POLICE PENSION  
COMMISSION MEETING**

SCRANTON CITY COUNCIL CHAMBERS  
AUGUST 15, 2018

**BOARD MEMBERS**

1. THOMAS TOLAN- PRESENT
2. JUSTIN BUTLER- PRESENT
3. NANCY KRAKE- PRESENT
4. ROSEANNE NOVEMBRINO-PRESENT
5. PAUL HELRING- ABSENT
6. MICHAEL CAMMEROTA- ABSENT

ALSO IN ATTENDANCE ATTORNEY LARRY DURKIN.

MINUTES FROM WEDNESDAY JULY 18, 2018 MEETING OF THE SCRANTON POLICE PENSION COMMISSION MEETING, WERE REVIEWED. MOTION MADE BY CAMMEROTA TO ACCEPT THE MINUTES AND SECONDED BY NOVEMBRINO. THE MOTION PASSED.

**BILLS:**

A BILL FROM DURKIN MACDONALD LLC ATTORNEY AT LAW FOR SERVICES RENDERED FOR ONE MONTH. JULY 17, 2018 THRU AUGUST 13, 2018 TO THE AMOUNT OF \$217.50

A MOTION MADE BY TOLAN TO PAY DURKIN MACDONALD LLC ATTORNEY AT LAW FOR SERVICES RENDERED FOR 217.50 FROM JULY 17, 2018 THRU AUGUST 13, 2018. SECONDED BY KRAKE, ALL IN FAVOR MOTION PASSED.

**COMMUNICATION:**

NONE

A MOTION TO ADJOURN WAS MADE BY NOVEMBRINO AND SECONDED BY BUTLER. MEETING ADJOURNED AT 1009HRS.

RECEIVED

SEP 19 2018

**COMPOSITE PENSION BOARD MINUTES**  
August 15, 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

The regular meeting of the Composite Pension Board was held on Wednesday, August 15<sup>th</sup> at 11:00AM in City Council Chambers.

The following were in attendance:

**DAVID MITCHELL – Pres - Police Employee Representative**  
**ROBERT SENCHAK – Fire Employee Representative**  
**JUSTIN BUTLER – (Proxy) Police Board Representative**  
**DANIELLE KENNEDY – (Proxy) Mayor**  
**LORI REED – (Proxy) City Council**  
**ROSEANN NOVEMBRINO – City Controller**  
**LARRY DURKIN – Durkin MacDonald (Legal Counsel) 4/13/2020**  
**JAMES KENNEDY – T. Anderson & Assoc. (Administrator)**  
**MARK YASENCHAK – PFM Group (Trustee)**  
**RANDEE SEKOL – Beyer Barber (Actuarial)**

**David Mitchell...** Called the meeting to order, he asked for a Motion for the Minutes from the previous meeting which was held on July 18<sup>th</sup>. **Motion made by Lori Reed to accept, seconded by Roseann Novembrino, all were in favor.** Minutes are approved.

**Correspondence:**

Two are from PFM to go over the report. Hopefully Mark will get through the traffic to get here to give us and there is an e-mail from Jim Kennedy to Dave Bulzoni regarding the status of the level of our pension and the MMO for next year. Randee is here he is going to present it to the Board.

**Bills:**

**Durkin & MacDonald...** In the amount of \$1,087.50 for legal services from 6/1-7/16/2018, **Motion to pay made by Danielle Kennedy, seconded by Lori Reed, all were in favor.**

**Durkin & MacDonald...** 7/17-8/14/2018 for \$391.50 **Motion to pay made by Lori Reed, seconded by Roseann Novembrino, all were in favor.**

**PFM Asset Management...** For the period of 6/1– 6/30/2018 in the amount of \$10,494.98 **Motion to pay made by Lori Reed, seconded by Danielle Kennedy, all were in favor.**

**The Bank of New York Mellon...** For the cycle date of 7/1/2018 in the amount of \$8,873.04 **Motion to pay made by Danielle Kennedy, seconded by Lori Reed, all were in favor.**

**Jim Kennedy...** He had just brought up with Dave and just so that we are all aware, based on the January 1, 2017 ACT 205 Report that they completed awhile back, they weren't due into the State until March of this year. So the State just published the Pensions Stress Report which they do every odd year. So 18 this is data based on the 1/1/17. He wanted to make Dave, the pension board and the City aware. In terms of rank of worse distress and the least funded Scranton is third on the list. We were at 37% funded that's based on smoothing and Level 3 Distress, which is severe.

Basically the market value is fairly close to that, it's a little bit less at 36%. The nice thing was basically we have increased from the previous report. We were at 24% on the 1/1/15 despite the fact that we're still severe and you all have seen the asset base of the plan has been coming up. We basically went from a 24% to a 37%. That is progress for the Board and the City between the 1/1/15 and the 1/1/17 reports.

Basically what they do is they just issue a standard distress letter and on the Auditor General's web site we changed this but they publish it alphabetically. He tried to look at it just to see politically and for purposes he wanted us to be aware if somebody asks where we are and also the fact that we improved. A nice improvement from the previous report too.

The positive thing we've all talked about is the 17 Report basically dropped the assumed interest rate we're talking about again. On 1/1/19 the sewer proceeds so it's good so far with the progress we've made. He always likes to share the cause and affects with the Board so that we are aware. When somebody brings it up you can say well look we came up from here. So we're at least headed in the right direction.

Lori Reed said she wanted this on record that she did receive the e-mail and it will be on Council's 9/10/18 agenda. Jim said the reason she's bringing it up, that everyone's aware, the MMO's have to be presented to Council and reviewed. It's always a budgetary item for the next year. So we're doing 19 for the next year and it has to be done before the business day of September every fall. It is just a formality under ACT 205 that governs the plan.

**Randee Sekol...** We do the actuarial once every two years, every odd year. So we did a 1/1/17 Valuation and that 1/1/17 Valuation is used as a basis for the determination of the City's contribution level not in 17 but for 18 and 19. So last year about this time we gave you an MMO for the calendar 18 year based on the 17 Valuation and these numbers are really based on the same concept. Not all that much has changed.

If you look at the top line the normal cost is developed as a percentage of payroll, so in #1 the Total Annual Payroll for each of the groups has gone up slightly, about \$500,000.00 or 2%. When the payroll is projected higher the normal cost is going to be higher because the normal cost is a percentage of the payroll. That normal cost in Line #2 10.11% for example for police, 9.35% for fire and 1.35% for non-uniform are the same numbers that were in the 1/1/17 Valuation and are the same percentages that were in the 2018 MMO. So the total in Line #3 is just a multiplication of those two numbers. It's up about \$40,000 which again is up 2% because the payroll is up 2%, so that's one piece of the MMO.

What the normal cost represents is kind of the value of the benefits being earned over the next year. So that \$2,191 million is the value of the benefits that each of the City's employees is going to earn over the next calendar year, calendar year 19. But we have unfunded liability. Jim was just saying we were what 30% funded so we have to pay that off. That's like a mortgage on a house. So think of the normal cost, like carpeting cost, you're paying your lights, phone, real estate taxes. Now this unfunded that 74% or 64% unfunded is what you have to pay off like a mortgage. That's made up of a million different things. An initial unfunded that was determined to 20 or 30 years ago when ACT 205 first came into place. Then gains and losses, we earned more money than we thought we were going to earn in the stock market, that's a gain. So that's a credit to charges. If we lost money that's a liability so that's a charge to charges.

This number does change from year to year or it can change from year to year and it did this year because there was an old actuarial loss amortization base created 15 years ago that we finally paid off that 15 year mortgage. So think of it a one of twenty loans that we paid off and that's a good thing it's gone. So that lowered the amortization cost in Line #4 by about \$541,000 down about 4%. The Administrative Costs are relatively level. That gets us to #6 which is the Financial Requirement of the Plan. All the money that needs to come into the plan in 2019 is \$14,352,539 down about \$500,000 primarily driven by that amortization base going away, the amortization cost going down, then part of the costs are going to be paid by employee contributions on Line #7, that's \$1,339,000. Guess what it's up 2% because payroll is up 2% and employee contributions are based on payroll. There is no funding adjustment. That would only occur in the case you were overfunded and we're far from overfunded.

In Line #9 we have the MMO. The City's portion of the financial requirement, nine is the portion that the City must pay and that's \$13,013,539 down about 4% down about \$500,000 because that amortization base went away. These are all pretty well expected numbers. Nothing in the MMO for 19 is affected by any of the returns we've experienced during calendar 17 or that we are experiencing now during 18. All of those things will be reflected in the 1/1/19 Valuation that they do next year that will be used for the 2020 and the 2021 MMO's.

It's really not great changes from last year it's down a little bit. Life is good. Jim said remember too we'll find out the end of September what the State Aid unit value is and all of that

and send a letter out like we normally do. But roughly it's been 3.2 or 3.3 it could tweak up slightly. It went up about 4% last year. We'll just have to see how that comes out. So basically that \$13 million is going to be netting out the State Aid that comes to the plan. So roughly the City's net obligation will be in the 9.5 or 9.7 range, ballpark. Again it depends on State Aid no one knows what that value will be yet.

Usually we hear the report in September whenever it comes out and generally it hits around the last week in September, first week in October. This is a summary of the MMO's City Council will get separate sheet for police, fire and non-uniform. So if you see it in a different format. This is just a summarization of that.

Dave Mitchell said we won't see any substantial changes until next year. The sewer money will drastically change these numbers. Jim Kennedy said everything that goes into that soup, the new money going in that goes into that soup, the new money going in from the sewer, then the 1/1/19 picks up that, the liability, how we do against the assumptions. Basically here everything in Rande's actuarial stew and then the 1/1/19 would drive the 2020 and 2021 MMO's.

**Mark Yasenchak...** July was a pretty good month the S&P 500 was up 3.72. August we're in large negative numbers today. The trend is the same U.S. versus Non U.S. Non U.S. is lagging a bit. A lot has to do with inflation expectations and the Turkish trade wars, impact of the tariffs wars that are going on. That's still a major concern of the day. The retail sales numbers came out today they were pretty strong again that's a sign of consumer health. On the fixed income side it is relatively flat as well.

He reviewed the plan performance. The return for the month was 1.83 that puts the year to date at 2.32. August has been flat. We are relatively the same today. The international equity asset class has been very helpful to us. The fixed income side most of the managers are out performing. No changes were made to the allocation during the month.

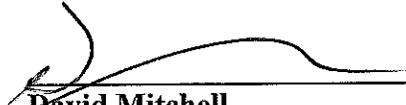
For the month we ended with \$68,625,506 that's an increase of 1.2. As of last Friday, August 10<sup>th</sup> \$68,583,518 slightly down for August thus far. Nothing to report here, no major changes for the month.

**Robert Senchak...** What is the status of our trust fund? Danielle said the Trust Agreement is not fully complied with so the City is not going to move the money. Larry said he spoke with Dave Bulzoni yesterday. The money has been set up in a trust, that was done, that was accomplished. He didn't get a statement from him yet. Not into the pension fund, from a City Account into a Trust Account. Larry will ask him to send the title page.

Motion to adjourn made by Roseann Novembrino, seconded by Lori Reed, all were in favor.

**September 19<sup>th</sup> is our next Meeting.**

Minutes approved September 19, 2018:

  
\_\_\_\_\_  
David Mitchell  
President

  
\_\_\_\_\_  
Kathleen McGinn  
Recording Secretary

*City of Scranton*  
*Pennsylvania*

RECEIVED  
SEP 19 2018



OFFICE OF CITY  
COUNCIL/CITY CLERK

*Non-Uniform Municipal Pension Fund*

## **NON-UNIFORM MUNICIPAL PENSION**

### **AGENDA**

**SEPTEMBER 19, 2018**

- 1. RECEIVED INVOICE #36468 DATED AUGUST 20, 2018 IN THE AMOUNT OF \$350.00 PAYABLE TO BEYER-BARBER COMPANY FOR PREPARATION OF PENSION BENEFIT CALCULATIONS FOR CITY RETIREE MARY MAROON AND SCRANTON PUBLIC LIBRARY RETIREE SCOTT THOMAS.**
- 2. RECEIVED AN INVOICE FROM THE SCRANTON TIMES-TRIBUNE IN THE AMOUNT OF \$69.15 FOR ADVERTISEMENT OF THE SPECIAL MEETING HELD ON WEDNESDAY, AUGUST 29, 2018.**
- 3. RECEIVED AN INVOICE FROM DURKIN MACDONALD, LLC IN THE AMOUNT OF \$ 957.00 WHICH REPRESENTS SERVICES RENDERED FROM AUGUST 14, 2018 THROUGH SEPTEMBER 17, 2018.**

# TAX ASSESSOR'S REPORT

Hearing Date: 09/12/18

Time	Name	Boro/Twp.	Pin Number	Attorney	Proposed/Current Assessed Value	After Appeal Value
12:15 PM	HERRERA GLORIA K	BLAKELY	09204LL0061	WALTER CASPER	8000	3000
12:25 PM	NOVOTNY RONALD J	JERMYN	0731607001200		9500	8500
12:35 PM	SCARTELLI DOMINICK JR	JEFFERSON TWP	1610201002703	MARK CONWAY	8250	8250
12:35 PM	SCARTELLI DOMINICK JR	JEFFERSON TWP	1610201002704	MARK CONWAY	8250	8250
12:35 PM	SCARTELLI DOMINICK JR	JEFFERSON TWP	1610201002707	MARK CONWAY	10000	10000
12:45 PM	ZAWICKI ALBERT & GLADYS	JEFFERSON	15003010004		17600	12600
12:55 PM	CICILIONI ALFRED & CATHERINE	VANDLING	01612020018		18000	13000
12:55 PM	CICILIONI ALFRED & CATHERINE	VANDLING	01612020014		9250	9250
12:55 PM	CICILIONI ALFRED & CATHERINE	VANDLING	01608030001		17700	17700
1:25 PM	PATUK MICHAEL & PRICE JENNIFER	CARBONDALE CITY	05505040048		11000	7000
1:35 PM	VALVANO ROCCO & JANET	OLYPHINAT	1141803000401		46500	39000
1:45 PM	LONGO LEONARD & KAREN	SCOTT TWP	0510101000403		23185	23185
1:55 PM	GOLDOVICH KYLE W	SCOTT TWP	07103020022		23400	9000
2:00 PM	MINICHELLO NICO	ROARING BROOK TWP	1900103001301		25000	25000
2:10 PM	BILARDI LAWRENCE & PATRICIA	ROARING BROOK TWP	1800301000302		30000	24000
2:20 PM	MISLINSKI TERESA & KRISTA	SPRINGBROOK TWP	1960401001606		8000	8000
2:30 PM	STRACKA WILLIAM & DALE	SPRINGBROOK TWP	2180301000110		28000	28000
2:40 PM	CHIN JAMES & CHIM Y	CLIFTON TWP	23304050009		30000	25000
2:50 PM	SMEKODUB RITA	CLIFTON TWP	23304100023		24000	24000
3:00 PM	THOMPSON JOHN ROY II	CLARKS SUMMIT	1001001002900		22900	22900
3:10 PM	MANCUSO JAKE & MURACCO GIANN	DUNMORE	14705010001		20000	19000
3:20 PM	VALTOS BARBARA ANN	SCOTT TWP	0510401001203		4000	2500
3:30 PM	FINNERTY NICOLE	DUNMORE	1461901002500		12000	12000
TOTAL RECORDS					23	

RECEIVED

SEP 20 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

Linda Crofton 5709636385

(02/03) 09/20/2018 01:14:53 PM

56

FILE OF THE COUNCIL NO. \_\_\_\_\_

2018

**AN ORDINANCE**

**APPROVING THE TRANSFER OF A RESTAURANT LIQUOR LICENSE OWNED BY SHREE SAIBABA CORPORATION D/B/A TJ'S BEER & DELI CURRENTLY IN SAFE KEEPING WITH THE PENNSYLVANIA LIQUOR CONTROL BOARD FORMERLY USED AT 1640 MAIN STREET, DICKSON CITY, LACKAWANNA COUNTY, PENNSYLVANIA, 18447 FOR USE AT 1801-1803 PITTSTON AVENUE, SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA, 18505 AS REQUIRED BY THE PENNSYLVANIA LIQUOR CONTROL BOARD.**

WHEREAS, the Pennsylvania Liquor Control Board ("PLCB") requires that the governing body of a municipality pass legislation approving an inter-municipal transfer of a liquor license when a municipality has met its quota of liquor licenses; and

WHEREAS, Shree Hare Krishna Corporation, wishes to transfer Lackawanna County Restaurant Liquor License No. R-21270 owned by Shree Saibaba Corporation d/b/a TJ's Beer & Deli currently in safekeeping with the Pennsylvania Liquor Control Board, formerly used at 1640 Main Street, Dickson City, Lackawanna County, Pennsylvania to the City of Scranton to use at its convenience market located at 1801-1803 Pittston Avenue, Scranton, Lackawanna County, Pennsylvania; and

WHEREAS, the Council of the City of Scranton approves the transfer of this license subject to its authority regarding inter-municipal transfers and subject to public comment on the same.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON** that the inter-municipal transfer request of Shree Hare Krishna Corporation wishes to transfer Lackawanna County Restaurant Liquor License No. R-21270 owned by Shree Saibaba Corporation d/b/a TJ's Beer & Deli, currently in safekeeping with the Pennsylvania Liquor Control Board formerly used at 1640 Main Street, Dickson City, Lackawanna County, Pennsylvania to the City of Scranton for use at 1801-1803 Pittston Avenue, Scranton, Pennsylvania is hereby approved.

**SECTION 1.** If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Ordinance or

any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of this Ordinance, and the effective administration thereof.

**SECTION 2.** This Ordinance shall become effective immediately upon approval.

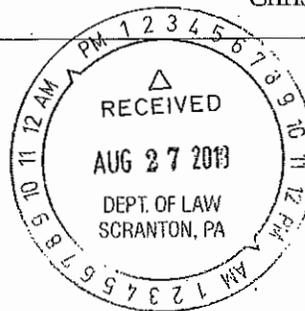
**SECTION 3.** This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Option Plans Law" and any other applicable law arising under the laws of the State of Pennsylvania.



Mazzoni Karam  
Petorak & Valvano  
ATTORNEYS AT LAW

Paul R. Mazzoni  
Gerard M. Karam  
John Petorak, Jr.  
Rocco V. Valvano, Jr.  
Christopher J. Szewczyk

August 17, 2018



Amil Minora, Esquire  
700 Vine Street  
Scranton, PA 18510

**RE: Liquor License Transfer Hearing Request**

Dear Amil:

The undersigned represents Shree Hare Krishna Corporation. To that end, I am requesting a resolution and public hearing to transfer a liquor license currently in safe keeping from Dickson City to Scranton.

The particulars of the transfer are as follows: Shree Saibaba Corporation currently holds the license in safe keeping. The license is for a location at 1640 North Main Street, Dickson City. The transfer will be to Shree Hare Krishna Corporation, which will use the license at its convenience market located at 1801-1803 Pittston Avenue, Scranton. The License Number is R21270 and the LID is 70026.

Upon the grant of the transfer to Shree Hare Krishna Corporation, it will place the liquor license it currently holds for 1801-1803 Pittston Avenue (License Number E3337/LID 58100) into safe keeping.

If you have any questions or concerns, please do not hesitate to contact me. Please let me know when a hearing date is set.

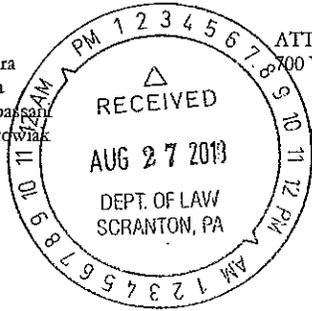
Thank you.

Very truly yours,

*Christopher J. Szewczyk, Esquire*

# MINORA, MINORA, COLBASSANI, KROWIAK, MATTIOLI & MUNLEY

Arnold M. Minora  
John J. Minora  
Joseph S. Colbassani  
Edward G. Krowiak



ATTORNEYS AND COUNSELORS AT LAW  
700 VINE STREET AT JEFFERSON AVENUE  
SCRANTON, PA 18510  
PHONE (570) 961-1616  
FAX (570) 558-1110 OR (570) 961-1691

Jason J. Mattioli  
Thomas W. Munley  
Paul J. Ware  
John R. Williams, Jr.  
Michael J. Ossont

Lori Reed  
c/o Scranton City Council  
340 North Washington Avenue  
Scranton, PA 18503

August 22<sup>nd</sup>, 2018

RECEIVED

AUG 27 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

RE: Liquor License Transfer Hearing Request

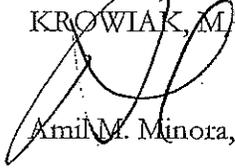
Dear Lori,

Enclosed, please find a letter from Attorney Szewczyk requesting a Liquor License Transfer Hearing for his client.

Please set this matter as per our rules. Thank you.

Very truly yours,

MINORA, MINORA, COLBASSANI,  
KROWIAK, MATTIOLI & MUNLEY

  
Arnold M. Minora, Esquire

AMM/cpg  
Enclosures:



DEPARTMENT OF LAW

PENNSYLVANIA CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

September 17, 2018

To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

RECEIVED

SEP 17 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Council Members:

ATTACHED IS AN ORDINANCE APPROVING THE TRANSFER OF A RESTAURANT LIQUOR LICENSE OWNED BY SHREE SAIBABA CORPORATION D/B/A TJ'S BEER & DELI CURRENTLY IN SAFE KEEPING WITH THE PENNSYLVANIA LIQUOR CONTROL BOARD FORMERLY USED AT 1640 MAIN STREET, DICKSON CITY, LACKAWANNA COUNTY, PENNSYLVANIA, 18447 FOR USE AT 1801-1803 PITTSTON AVENUE, SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA, 18505 AS REQUIRED BY THE PENNSYLVANIA LIQUOR CONTROL BOARD.

Respectfully,

*Jessica Eskra (s)*  
Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl

FILE OF THE COUNCIL NO. \_\_\_\_\_

2018

AN ORDINANCE

**CREATING AND ESTABLISHING SPECIAL CITY ACCOUNT NO. 02.229635 ENTITLED "2018 CAPITAL BUDGET" FOR RECEIVING AND DISBURSING CAPITAL PROJECT FUNDS DESIGNATED IN THE 2018 CAPITAL BUDGET.**

WHEREAS, this Special City Account is being established for receiving Capital Project funds designated in the 2018 Capital Budget.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON that Special City Account No. 02.229635 is hereby established and that any and all appropriate City officials are authorized to execute any and all documents necessary to set up said account.

**SECTION 1.** If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of this Ordinance, and the effective administration thereof.

**SECTION 2.** This Ordinance shall become effective immediately upon approval.

**SECTION 3.** This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Option Plans Law" and any other applicable law arising under the laws of the State of Pennsylvania.



DEPARTMENT OF BUSINESS ADMINISTRATION

CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4118 • FAX: 570-348-4225

September 12, 2018

Jessica Eskra, Esq.  
City Solicitor  
Municipal Building  
Scranton, PA 18503

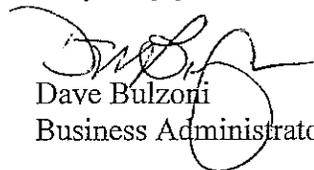
Dear Attorney Eskra:

Please prepare an Ordinance for Scranton City Council creating a new special city account for the purpose of receiving and disbursing Capital Project funds designated in the 2018 Capital Budget.

02.229635  
2018 Capital Budget

If you should have any questions regarding this matter, please do not hesitate to contact me.

Very truly yours,



Dave Bulzori  
Business Administrator

DMB:nmk

Cc: Roseann Novembrino, City Controller  
Wayne Beck, City Treasurer  
Lori Reed, City Clerk  
Andy Marichak, Financial Analyst  
Adam Joyce, Senior Accountant  
Rebecca McMullen, Financial Manager



DEPARTMENT OF LAW

CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

September 17, 2018

To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

RECEIVED

SEP 17 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Council Members:

ATTACHED IS AN ORDINANCE CREATING AND ESTABLISHING  
SPECIAL CITY ACCOUNT NO. 02.229635 ENTITLED "2018 CAPITAL BUDGET"  
FOR RECEIVING AND DISBURSING CAPITAL PROJECT FUNDS DESIGNATED  
IN THE 2018 CAPITAL BUDGET.

Respectfully,

*Jessica Eskra (s)*  
Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl

RESOLUTION NO. \_\_\_\_\_

2018

**AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A BROWNFIELDS ASSESSMENT COALITION MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF LACKAWANNA, LACKAWANNA COUNTY REDEVELOPMENT AUTHORITY AND THE CITY OF SCRANTON REGARDING THE PENDING SUBMISSION OF AN INDUSTRIAL SITES REUSE PROGRAM GRANT (ISRP) FOR THE FORMER RSM PROPERTY SITE, WYOMING AVENUE AND LINDEN STREET, SCRANTON, PA.**

WHEREAS, this Memorandum of Agreement sets forth the roles and responsibilities of the parties involved in the Assessment Coalition regarding the pending submission of an Industrial Sites Reuse Program Grant (ISRP) on behalf of the City of Scranton for the former RSM Property Site; and

WHEREAS, Lackawanna County, in cooperation with the Brownfield Coalition partners and on behalf of the City of Scranton, will prepare and submit a grant application to support necessary remediation efforts of the former RSM site to the PA Department of Community and Economic Development and act as the Lead Agency with respect to the remediation of the project Site; and

WHEREAS, Lackawanna County shall be responsible to the Assessment Coalition for management of the cooperation agreement and compliance with the statutes, regulations, terms and conditions of the potential award, and ensure that all members of the coalition are in compliance with the terms and conditions; and

WHEREAS, Lackawanna County shall be responsible to competitively bid and coordinate activities with engineers designated by the City for future site development and administrative remediation grant funds and provide timely information to the other Coalition Partners regarding management of the agreement and any changes that may be made to it over the period of performance; and

WHEREAS, the City of Scranton will provide the necessary grant matching funds through our accounts to support the remediation project.

**NOW, THEREFORE, BE IT RESOLVED BY THE COUNCIL OF THE CITY OF SCRANTON** that the Mayor and other appropriate city officials are hereby authorized to execute and enter into the Brownfields Assessment Coalition Memorandum of Agreement



**BROWNFIELDS ASSESSMENT COALITION**  
MEMORANDUM OF AGREEMENT BETWEEN THE FOLLOWING PARTIES: COUNTY OF  
LACKAWANNA, LACKAWANNA COUNTY REDEVELOPMENT AUTHORITY, AND THE  
CITY OF SCRANTON

This Memorandum of Agreement documents the roles and responsibilities of the various parties involved in the Assessment Coalition with regard to the pending submission of an Industrial Sites Reuse Program Grant (ISRP) on behalf of the City of Scranton for the former RSM Property Site, Wyoming Avenue and Linden Street, Scranton, PA, 18503.

1. Lackawanna County, in cooperation with the Brownfield Coalition partners and on behalf of the City of Scranton, will prepare and submit a grant application to support necessary remediation efforts at the former RSM site to the PA Department of Community and Economic Development and act as the Lead Agency with respect to remediation of project site.
2. Lackawanna County is responsible to the Assessment Coalition for management of the cooperative agreement and compliance with the statutes, regulations, and terms and conditions of the potential award, and will ensure that all members of the coalition are in compliance with the terms and conditions.
3. It is the responsibility of Lackawanna County to competitively bid and coordinate remediation activities with engineers designated by the City of Scranton for future site development and administrative remediation grant funds. The City of Scranton will provide the necessary grant matching funds through their accounts to support the remediation project.
4. It is the responsibility of Lackawanna County to provide timely information to the other Coalition Partners regarding the management of the cooperative agreement and any changes that may be made to the cooperative agreement over the period of performance.
5. The Coalition Partners are the Lackawanna County Redevelopment Authority and the City of Scranton. The contact information is as follows:

Lackawanna County Redevelopment Authority  
George Kelly, Project Manager  
135 Jefferson Avenue, 2<sup>nd</sup> Floor  
Scranton, PA 18503  
570-963-6830  
kellyg@lackawannacounty.org

And

City of Scranton  
Donald King, Project Manager  
David Bulzoni, Business Administrator  
340 North Washington Avenue  
Scranton, PA 18503  
570-348-4280  
[dking@scrantonpa.gov](mailto:dking@scrantonpa.gov) or [dbulzoni@scrantonpa.gov](mailto:dbulzoni@scrantonpa.gov)

6. Activities funded through the cooperative agreement may include: pending submission of an Industrial Sites Reuse Program Grant on behalf of the City of Scranton for the former RSM Property Site, administration of grant funding for remediation, competitive bidding of required remediation plan and project implementation and completion, interface with PA Department of Environmental Protection, planning (including cleanup planning) relating to brownfield sites, and other eligible activities. Lackawanna County may retain consultant(s) and contractors to undertake various activities funded through the cooperative agreement and potential award.
7. The Lead Coalition Member will procure the consultant(s) in compliance with remediation requirements. The Lead Coalition Member will issue the Request for Proposals or Request for Qualifications and will be the entity responsible for receipt of the submitted proposals and selection and award of contracts. Lackawanna County will consult with other coalition members in making selections of consultants and contractors and negotiating the terms of agreements.

Agreed:

\_\_\_\_\_  
Lackawanna County

\_\_\_\_\_  
Date

\_\_\_\_\_  
Lackawanna County Redevelopment Authority

\_\_\_\_\_  
Date

\_\_\_\_\_  
City of Scranton

\_\_\_\_\_  
Date

CITY OF SCRANTON

ATTEST:

BY: \_\_\_\_\_  
Lori Reed, City Clerk

BY: \_\_\_\_\_  
William L. Courtright, Mayor

Date: \_\_\_\_\_

Date: \_\_\_\_\_

BY: \_\_\_\_\_  
Roseann Novembrino, City Controller

Date: \_\_\_\_\_

APPROVED AS TO FORM:

BY: \_\_\_\_\_  
Jessica L. Eskra, Esq., City Solicitor

Date: \_\_\_\_\_



DEPARTMENT OF LAW

PENNSYLVANIA CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

September 17, 2018

To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

RECEIVED

SEP 17 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Council Members:

ATTACHED IS A RESOLUTION AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A BROWNFIELDS ASSESSMENT COALITION MEMORANDUM OF AGREEMENT BETWEEN THE COUNTY OF LACKAWANNA, LACKAWANNA COUNTY REDEVELOPMENT AUTHORITY AND THE CITY OF SCRANTON REGARDING THE PENDING SUBMISSION OF AN INDUSTRIAL SITES REUSE PROGRAM GRANT (ISRP) FOR THE FORMER RSM PROPERTY SITE, WYOMING AVENUE AND LINDEN STREET, SCRANTON, PA.

Respectfully,

*Jessica Eskra (sl)*  
Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl

FILE OF THE COUNCIL NO. \_\_\_\_\_

2018

AN ORDINANCE

**AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPLY FOR AND EXECUTE A GRANT APPLICATION BY THE CITY OF SCRANTON POLICE DEPARTMENT AND, IF SUCCESSFUL, A GRANT AGREEMENT, AND ACCEPT THE FUNDS RELATED THERETO THROUGH THE BJA FY 18 EDWARD BYRNE JUSTICE ASSISTANCE GRANT (“JAG”) PROGRAM-LOCAL SOLICITATION IN THE AMOUNT OF \$21,053.00.**

WHEREAS, the Scranton Police Department is desirous of obtaining funds from the BJA FY 18 Edward Byrne Justice Assistance Grant (“JAG”) Program-Local Solicitation in the amount of \$21,053.00 to be used to purchase 42 Weapon Mounted Cameras (WMCs) to be included in the department’s Body-Worn Camera Program (BWC). A copy of the Grant Application is attached hereto as Exhibit “A” and incorporated herein as if set forth at length; and

WHEREAS, the Scranton Police Department is in the process of implementing a Body-Worn Camera (BWC) program- an evidence based approach to reductions in complaints of police misconduct and use of force incidents; and

WHEREAS, the Scranton Police Department is requesting funding to expand the BWC program to include Weapon Mounted Cameras (WMC). The Scranton Police Department will provide the funding for 8 additional cameras, bringing the total of WMCs up to 50. These cameras will be used by officers in the Patrol Division; and

WHEREAS, the use of these cameras will be incorporated into the department’s existing BWC policy and all training on the use of the WMCs will be provided by the Scranton Police Department Training Division.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON** that the Mayor and other appropriate City Officials are hereby authorized to apply for and execute a Grant Application, and, if successful, a Grant Agreement, and any and all documents related thereto, and accept any funds awarded through the BJA FY 18 Edward Byrne Memorial Justice Assistance Grant (JAG) Program-Local Solicitation.

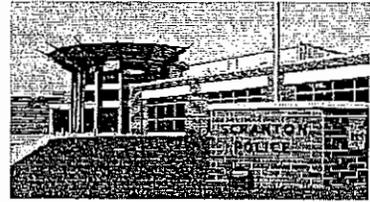
**SECTION 1.** If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of this Ordinance, and the effective administration thereof.

**SECTION 2.** This Ordinance shall become effective immediately upon approval.

**SECTION 3.** This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Optional Plans Law" and any other applicable law arising under the laws of the State of Pennsylvania.

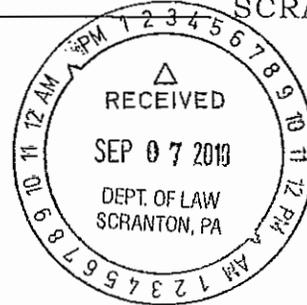
**Police Department  
Maggie Perry  
Grant Manager**

Scranton Police Headquarters  
100 South Washington Avenue  
Scranton, Pennsylvania 18503  
Tel: (570) 558-8335  
Fax: (570) 207-0412  
mamclane@scrantonpa.gov



SCRANTON

September 7, 2018



Atty. Jessica Eskra  
City of Scranton  
340 North Washington Avenue  
Scranton, Pa 18503

Re: 2018 JAG Funding

Atty. Boyles,

I respectfully request that you send legislation to City Council to apply for and execute the BJA FY 18 Edward Byrne Memorial Justice Assistance Grant (JAG) - Local Solicitation.

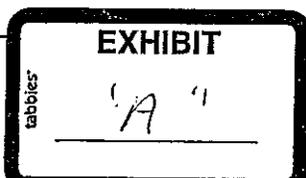
The purpose of this grant is to purchase Weapon Mounted Cameras (WMCs) to be used in correlation with the Body Camera Program. SPD is requesting \$21,053 to be used for the purchase of 42 WMCs.

If you have any questions or concerns please feel free to contact me at 558-8335.

Thank you,

  
Maggie Perry  
Grant Manager

<b>APPLICATION FOR FEDERAL ASSISTANCE</b>		2. DATE SUBMITTED August 21, 2018	Applicant Identifier
1. TYPE OF SUBMISSION Application Construction	3. DATE RECEIVED BY STATE		State Application Identifier
	4. DATE RECEIVED BY FEDERAL AGENCY		Federal Identifier
<b>5. APPLICANT INFORMATION</b>			
Legal Name City Of Scranton		Organizational Unit Scranton Police Department	
Address 340 N. Washington Ave Scranton, Pennsylvania 18503-1582		Name and telephone number of the person to be contacted on matters involving this application  Perry, Maggie (570) 558-8335	
6. EMPLOYER IDENTIFICATION NUMBER (EIN) 24-6000704		7. TYPE OF APPLICANT Municipal	
8. TYPE OF APPLICATION New		9. NAME OF FEDERAL AGENCY Bureau of Justice Assistance	
10. CATALOG OF FEDERAL DOMESTIC ASSISTANCE NUMBER: 16.738 CFDA Edward Byrne Memorial Justice Assistance Grant TITLE: Program		11. DESCRIPTIVE TITLE OF APPLICANT'S PROJECT Support Equipment for Body Camera Program	
12. AREAS AFFECTED BY PROJECT City of Scranton			
13. PROPOSED PROJECT Start Date: September 01, 2018 End Date: September 30, 2019		14. CONGRESSIONAL DISTRICTS OF  a. Applicant b. Project PA17	
15. ESTIMATED FUNDING		16. IS APPLICATION SUBJECT TO REVIEW BY STATE EXECUTIVE ORDER 12372 PROCESS?	
Federal	\$21,053	Program has not been selected by state for review	
Applicant	\$3,947		
State	\$0		
Local	\$0		



Other	\$0	
Program Income	\$0	17. IS THE APPLICANT DELINQUENT ON ANY FEDERAL DEBT?
TOTAL	\$25,000	

18. TO THE BEST OF MY KNOWLEDGE AND BELIEF, ALL DATA IN THIS APPLICATION PREAPPLICATION ARE TRUE AND CORRECT. THE DOCUMENT HAS BEEN DULY AUTHORIZED BY GOVERNING BODY OF THE APPLICANT AND THE APPLICANT WILL COMPLY WITH THE ATTACHED ASSURANCES IF THE ASSISTANCE IS REQUIRED.

Close Window

Edward Byrne Memorial JAG Program FY 18

Scranton Police Department

**Budget Narrative**

The Scranton Police Department is requesting \$21,000 in funding through the FY18 Justice Assistance Grant Program. This funding will be used to purchase 42 Weapon Mounted Cameras (WMCs) to be included in the department's Body-Worn Camera Program (BWC). SPD will provide the funding for 8 additional cameras, bringing the total WMCs up to 50. These cameras will be used by officers in the Patrol Division. The use of these cameras will be incorporated into the department's existing BWC policy and all training on the use of the WMCs will be provided by SPD Training Division.

Edward Byrne Memorial JAG Program FY 18

Scranton Police Department

**Project Narrative**

Project Identifiers:

- Body-worn Cameras
- Community Policing
- Equipment video/audio
- Evidence based
- Law Enforcement Professionalism
- Officer safety

Description of Issues:

The Scranton Police Department (SPD) is in the process of implementing a Body-Worn Camera (BWC) program- an evidence based approach to reductions in complaints of police misconduct and use of force incidents. SPD is currently in the procurement phase, training will begin in September and the officers equipped with cameras will be deployed by the end of 2018; the BWCs will be worn on the front of the outermost uniform garment in such a manner to give the lens a clear, unobstructed view to capture the majority of the event area/person contacted. The goals of the BWC program are: to improve officer professionalism and encounters with the public, promote accountability and transparency and enhance officer safety.

The Scranton Police Department is requesting funding to expand the BWC program to include Weapon Mounted Cameras (WMC). The WMCs provide video and audio at that crucial

moment when an officer is required to un-holster his or her weapon. In some situations, the recording of the BWC may be obscured by the drawn weapon; the added weapon mounted cameras would ensure that as much of these dangerous incidents are clearly recorded which will help achieve the goals of SPD BWC program.

Project Design and Implementation:

SPD is in procurement phase of the BWC program; the officers will be trained on the BWC policies procedures in September 2018 and deployed with the cameras following the completion of training. Once SPD is notified of the FY18 JAG award, the weapon mounted cameras will be purchased. Upon receipt of the cameras officers will be trained in the use of the WMCs as they will be incorporated into the BWC program.

Capabilities and Competencies:

The staff assigned to this project are:

- Chief of Police Carl Graziano- Chief Graziano has been with SPD for over twenty years. He has been the Chief of Police since 2014 and has a degree in Criminal Justice. Chief Graziano serves as Project Manager for the department's BWC Program.
- Grant Manager Maggie Perry- Mrs. Perry has been the Grant Manager for the City of Scranton since 2010. For this program Mrs. Perry will be responsible for completing and submitting all annual/quarterly progress and financial reports as well as collecting performance measures and completing project evaluation.

Plan for Collecting Data Required for Performance Measures:

The Grant Manager, Maggie Perry, will be responsible for collecting the data associated with the Performance Measures and including this data in the quarterly performance metrics.

The goals and related performance measures for the proposed project are:

Goal #1- Promote accountability and transparency throughout the Scranton Police

Department and enhance public trust

- Performance Measure: Make BWC policy easily accessible to the public by posting it on department's website.
- Performance Measure: Track and document the number of requests for BWC footage from the media or the public; share BWC and WMC footage with public provided the release does not compromise an investigation or violate the law'

Goal #2- Improve officer professionalism and encounters with the public

- Performance Measure: Ensure that officers equipped with BWCs and WMCs are properly trained in equipment usage and encounters with the public that promotes community policing
- Performance Measure: Supervisors will review BWC and WMC footage that is related to a citizen complaint, use of force incident, or are concerned about officer performance and conduct.



DEPARTMENT OF LAW

PENNSYLVANIA CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

September 10, 2018

To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

Dear Honorable Council Members:

ATTACHED IS AN ORDINANCE AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO APPLY FOR AND EXECUTE A GRANT APPLICATION BY THE CITY OF SCRANTON POLICE DEPARTMENT AND, IF SUCCESSFUL, A GRANT AGREEMENT, AND ACCEPT THE FUNDS RELATED THERETO THROUGH THE BJA FY 18 EDWARD BYRNE JUSTICE ASSISTANCE GRANT ("JAG") PROGRAM-LOCAL SOLICITATION IN THE AMOUNT OF \$21,053.00.

Respectfully,

Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl

RECEIVED

SEP 10 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

FILE OF THE COUNCIL NO. \_\_\_\_\_

2018

AN ORDINANCE

AMENDING FILE OF THE COUNCIL NO. 125, 2017, AN ORDINANCE ENTITLED "GENERAL CITY OPERATING BUDGET 2018" BY TRANSFERRING \$50,000.00 FROM ACCOUNT NO. 01.401.17040.4299 (NON-DEPARTMENTAL EXPENDITURES - OPEB TRUST FUND TO ACCOUNT NO. 01.401.10110.4299 (NON-DEPARTMENTAL EXPENDITURES - SHADE TREE COMMISSION) TO PROVIDE FUNDING FOR ADDITIONAL TREE MAINTENANCE COSTS AND THE PREPARATION OF A BASIC PLAN ON HOW TO DEPLOY ADDITIONAL TREES IN THE DOWNTOWN SECTION OF THE CITY.

WHEREAS, it is in the best interest of the City of Scranton that these funds are transferred to provide funding for additional tree maintenance costs and the preparation of a basic plan on how to deploy additional trees in the downtown section of the City.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON that File of the Council No. 125, 2017 be amended by transferring funds as

follows:

**FROM:**

ACCOUNT NO.	AMOUNT
01.401.17040.4299 Non-Departmental Expenditures OPEB Trust Fund	\$50,000.00
<b>TOTAL FROM .....</b>	<b>\$50,000.00</b>

**TO:**

01.401.10110.4299 NON-Departmental Expenditures Shade Tree Commission	\$50,000.00
<b>TOTAL TO .....</b>	<b>\$50,000.00</b>

The purpose of this transfer is to provide funding for additional tree maintenance costs and the preparation of a basic plan on how to deploy additional trees in the downtown section of the City.

**SECTION 1.** In all other respects, File of the Council No. 125, 2017 shall remain in full force and effect.

**SECTION 2.** If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of this Ordinance, and the effective administration thereof.

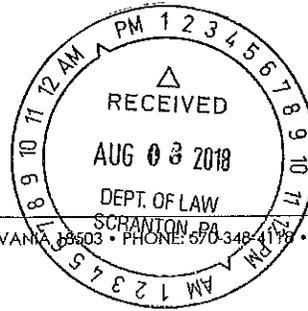
**SECTION 3.** This Ordinance shall become effective immediately upon approval.

**SECTION 4.** This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Option Plans Law" and any other applicable law arising under the laws of the State of Pennsylvania.



DEPARTMENT OF BUSINESS ADMINISTRATION

CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4178 • FAX: 570-348-4225



August 8, 2018

Jessica Eskra, Esq.  
City Solicitor  
Municipal Building  
Scranton, PA 18503

Dear Attorney Eskra:

Please prepare an Ordinance for Scranton City Council amending File of the Council No. 125, 2017 (2018 Operating Budget), by transferring funds as follows:

1. FROM:

<b>Account #01.401.17040.4299</b>	
<b>Non-Departmental Expenditures</b>	
OPEB Trust Fund	<b>\$50,000.00</b>

TO:

<b>Account #01.401.10110.4299</b>	
<b>Non-Departmental Expenditures</b>	
Shade Tree Commission	<b>\$50,000.00</b>

The purpose of this transfer is to provide funding for additional tree maintenance costs and the preparation of a basic plan on how to deploy additional trees in the downtown section of the City.

Very truly yours,

David Bulzoni  
Business Administrator

DMB:nmk

Encls.

Cc: Roseann Novembrino, City Controller  
Wayne Beck, City Treasurer  
Lori Reed, City Clerk  
Becky McMullen, Financial Manager  
Andy Marichak, Financial Analyst  
Adam Joyce, Senior Accountant



DEPARTMENT OF LAW

CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

August 21, 2018

To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

RECEIVED

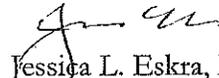
AUG 24 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Council Members:

ATTACHED IS AN ORDINANCE AMENDING FILE OF THE COUNCIL NO. 125, 2017, AN ORDINANCE ENTITLED "GENERAL CITY OPERATING BUDGET 2018" BY TRANSFERRING \$50,000.00 FROM ACCOUNT NO. 01.401.17040.4299 (NON-DEPARTMENTAL EXPENDITURES - OPEB TRUST FUND TO ACCOUNT NO. 01.401.10110.4299 (NON-DEPARTMENTAL EXPENDITURES -SHADE TREE COMMISSION) TO PROVIDE FUNDING FOR ADDITIONAL TREE MAINTENANCE COSTS AND THE PREPARATION OF A BASIC PLAN ON HOW TO DEPLOY ADDITIONAL TREES IN THE DOWNTOWN SECTION OF THE CITY.

Respectfully,

  
Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl

FILE OF THE COUNCIL NO. \_\_\_\_\_

2018

AN ORDINANCE

**ACKNOWLEDGING THE ADOPTION BY THE COMMONWEALTH OF PENNSYLVANIA OF THE PENNSYLVANIA FIREWORKS LAW, ACT 43 OF 2017, ACKNOWLEDGING THAT THE FIREWORKS LAW PROHIBITS THE IGNITING OR DISCHARGE OF CONSUMER FIREWORKS ON PUBLIC OR PRIVATE PROPERTY WITHOUT THE EXPRESS PERMISSION OF THE OWNER, PROVIDING THAT THE CITY OF SCRANTON DOES NOT GRANT PERMISSION FOR ANYONE TO IGNITE OR DISCHARGE CONSUMER FIREWORKS ON THE STREETS OR SIDEWALKS OF THE CITY OF SCRANTON OR PROPERTY OWNED BY THE CITY OF SCRANTON INCLUDING, WITHOUT LIMITATION, ALL OF THE CITY OWNED PARKS AND PUBLIC BUILDINGS; DIRECTING THAT THE CITY OF SCRANTON PROVIDE CERTIFIED COPIES OF THE ORDINANCE TO ALL MAGISTERIAL DISTRICT JUDGES WITHIN THE CITY; PROVIDING FOR A REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH PENNSYLVANIA LAW.**

WHEREAS, the Pennsylvania Fireworks Law, Act 43 of 2017, took effect on October 30, 2017; and

WHEREAS, the Pennsylvania Fireworks Law defines consumer fireworks as any combustible or explosive composition or any substance or combination of substances which is intended to produce visible or audible effects by combustion, suitable for use by the public, complies with the construction, performance, composition and labeling requirements promulgated by the Consumer Products Safety Commission in 16 C.F.R. (relating to commercial practices), or any successor regulation and complies with the provisions for "consumer fireworks" as defined in APA 87-1 or any successor standard, the sale, possession and use of which shall be permitted throughout the Commonwealth (the term does not, however, include devices as "ground and hand held sparkling devices," "novelties" or "toy-caps" in APA 87-1 or any successor standard, the sale, possession and use of which shall be permitted at all times throughout the Commonwealth); and

WHEREAS, pursuant to the Pennsylvania Fireworks Law, a person who is at least eighteen (18) years of age and meets the requirements of the law may purchase, possess and use consumer fireworks provided, however, that a person may not intentionally ignite or discharge consumer fireworks on public or private property without the express permission of the owner, may not intentionally ignite or discharge consumer fireworks or sparkling devices within, or

throw consumer fireworks or sparkling devices from, a motor vehicle or building, may not intentionally ignite or discharge consumer fireworks or sparkling devices into or at a motor vehicle or building or at another person, may not intentionally ignite or discharge consumer fireworks or sparkling devices while the person is under the influence of alcohol, a controlled substance or another drug, and may not intentionally ignite or discharge consumer fireworks within 150 feet of an occupied structure ; and

**WHEREAS**, City Council of the City of Scranton has determined that the use of consumer fireworks and sparkling devices in an urban setting such as the City provides safety and health hazards if the terms of the Pennsylvania Fireworks Law are not specifically complied with.

**NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON AS FOLLOWS:**

**SECTION 1.** It is hereby ordained and enacted that no permission is granted by the City to any person to ignite or discharge consumer fireworks on the streets of the City of Scranton, the sidewalks of the City of Scranton or any property owned by the City of Scranton, including, without limitation, all of the City's parks and public buildings.

**SECTION 2.** The City hereby directs that certified copies of this Ordinance be provided to all magisterial judges within the City of Scranton to provide judicial notice that no permission has been granted by the City for any person to intentionally ignite or discharge consumer fireworks on the City streets and sidewalks or on any real estate owned by the City of Scranton.

**SECTION 3.** All Ordinances or Resolutions or parts of Ordinances or Resolutions insofar as they are inconsistent herewith are hereby repealed and rescinded.

**SECTION 4.** If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of this Ordinance, and the effective administration thereof.

**SECTION 5.** This Ordinance shall become effective immediately upon approval.

SECTION 6. This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Optional Plans Law" and any other applicable law arising under the laws of the State of Pennsylvania.



DEPARTMENT OF LAW

CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

August 21, 2018

To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

RECEIVED

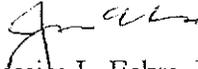
AUG 24 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Council Members:

ATTACHED IS AN ORDINANCE ACKNOWLEDGING THE ADOPTION BY THE COMMONWEALTH OF PENNSYLVANIA OF THE PENNSYLVANIA FIREWORKS LAW, ACT 43 OF 2017, ACKNOWLEDGING THAT THE FIREWORKS LAW PROHIBITS THE IGNITING OR DISCHARGE OF CONSUMER FIREWORKS ON PUBLIC OR PRIVATE PROPERTY WITHOUT THE EXPRESS PERMISSION OF THE OWNER, PROVIDING THAT THE CITY OF SCRANTON DOES NOT GRANT PERMISSION FOR ANYONE TO IGNITE OR DISCHARGE CONSUMER FIREWORKS ON THE STREETS OR SIDEWALKS OF THE CITY OF SCRANTON OR PROPERTY OWNED BY THE CITY OF SCRANTON INCLUDING, WITHOUT LIMITATION, ALL OF THE CITY OWNED PARKS AND PUBLIC BUILDINGS; DIRECTING THAT THE CITY OF SCRANTON PROVIDE CERTIFIED COPIES OF THE ORDINANCE TO ALL MAGISTERIAL DISTRICT JUDGES WITHIN THE CITY; PROVIDING FOR A REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH PENNSYLVANIA LAW.

Respectfully,

  
Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl

FILE OF THE COUNCIL NO. \_\_\_\_\_

2018

AN ORDINANCE

**AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE A DEED OF EASEMENT AND RIGHT OF WAY BETWEEN THE CITY OF SCRANTON (“GRANTOR”) AND THE PENNSYLVANIA-AMERICAN WATER COMPANY (“GRANTEE”) GRANTING TO THE PENNSYLVANIA-AMERICAN WATER COMPANY THE EASEMENT, RIGHT OF WAY AND RIGHTS AS ARE SET FORTH BELOW WITH RESPECT TO THE PROPERTY, WHICH DEED OF EASEMENT AND RIGHT OF WAY ARE ATTACHED HERETO AS EXHIBIT “A”.**

WHEREAS, the City of Scranton is the owner in fee simple of the real estate hereby subjected to said easement and right of way, and has good title to convey the same, having acquired said real estate from Lackawanna Land and Energy, Inc. located in Pittston, PA by deed dated February 15, 2005 and recorded in the Office of the Recorder of Deeds of Lackawanna County, Instrument Number 200513055, Pin No. 12417010054 as shown on the map attached hereto.

WHEREAS, the Grantor, wishes to hereby give, grant and convey unto the Grantee, its successors and assigns, forever, an easement and a free uninterrupted and unobstructed right of way, in, under, across and over the property of the Grantor, for the purpose of constructing, installing, laying, operating, maintaining, inspecting, removing, repairing, replacing, relaying and adding to from time to time pipe or pipes, with necessary fittings, appurtenances and attached facilities including manholes, inlets, laterals and connections for the collection and transmission of wastewater.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON that the Mayor and other appropriate City officials are hereby authorized to execute a Deed of Easement and Right of Way between the City of Scranton (“Grantor”) and the Pennsylvania-American Water Company (“Grantee”) a copy of which is attached hereto as Exhibit “A”.

SECTION 1. If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of this Ordinance, and the effective administration thereof.

SECTION 2. This Ordinance shall become effective immediately upon approval.

---

**SECTION 3.** This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Optional Plans Law" and any other applicable law arising under the laws of the State of Pennsylvania.

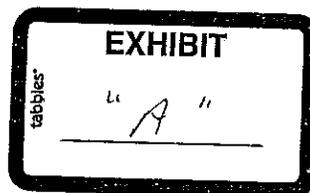
DEED OF EASEMENT AND RIGHT OF WAY

THIS INDENTURE, made this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_, by and between The City of Scranton, a municipal corporation with the mailing address of 340 North Washington Avenue, Scranton, Pennsylvania, 18503, hereinafter referred to as the "Grantor" and Pennsylvania-American Water Company, a corporation organized and existing under the laws of the Commonwealth of Pennsylvania, having an office for the transaction of business at 800 West Hershey Park Drive, Hershey, Pennsylvania, hereinafter referred to as the "Grantee".

WITNESSETH

The Grantor, in consideration of the covenants and agreements hereinafter recited and the sum of One Dollar (\$1.00), the receipt of which is hereby acknowledged, does hereby give, grant and convey unto the Grantee, its successors and assigns, forever, an easement and a free uninterrupted and unobstructed right of way, in, under, across and over the property of the Grantor, situate in the City of Scranton in Lackawanna County, Pennsylvania; said permanent right of way to be described in the attached metes and bounds description (Exhibit A) and as shown on Drawing C2 attached hereto, for the purpose of constructing, installing, laying, operating, maintaining, inspecting, removing, repairing, replacing, relaying and adding to from time to time pipe or pipes, with necessary fittings, appurtenances and attached facilities including manholes, inlets, laterals and connections for the collection and transmission of wastewater.

Together with the right to the Grantee, its successors and assigns, to (i) enter in and upon the premises described above, through existing access driveway(s) located on the property, with men and machinery, vehicles and material at any and all times for the purpose of maintaining, repairing, renewing or adding to the aforesaid sewer pipe lines, appurtenances and facilities, (ii) remove trees, bushes, undergrowth and other obstructions interfering with the activities authorized herein, and (iii) for doing anything necessary, useful or convenient for the enjoyment of the easement herein granted.



The right of the Grantor to freely use and enjoy its interest in the premises is reserved to Grantor, its successors and assigns insofar as the exercise thereof does not endanger or unreasonably interfere with the construction, operation, and maintenance of Grantee's sewer pipe lines and attached facilities, except that no building, structure or similar improvements shall be erected within said easement, nor shall the grade or ground cover over Grantee's facilities be substantially altered, without the consent of the Grantee. Notwithstanding the foregoing, no other pipes or conduits shall be placed within ten (10) feet, measured horizontally, from the said wastewater mains except pipes crossing at right angles, in which latter case, a minimum distance of two (2) feet shall be maintained between the pipes. No excavation or blasting shall be carried on which in any way endangers or unreasonably interferes with the wastewater pipelines and attached facilities.

TO HAVE AND TO HOLD the above granted easement and right of way unto the same Grantee, its successors and assigns forever.

The Grantee agrees, by the acceptance of this Deed of Easement and Right of Way that, upon any opening made in connection with any of the purposes of this easement and right of way, said opening shall be backfilled and resurfaced to as nearly as possible the same condition as existed when said opening was made, provided that Grantee shall not be obligated to restore landscaping, other than resodding any grass which was removed upon entry, all such work to be done at the expense of the Grantee.

And the said Grantor does covenant with the said Grantee as follows:

1. That the Grantor is the owner in fee simple of the real estate hereby subjected to said easement and right of way, and has good title to convey the same, having acquired said real estate from Lackawanna Land and Energy, Inc. located in Pittston, PA by deed dated February 15, 2005 and recorded in the Office of the Recorder of Deeds of Lackawanna County, Instrument Number 200513055.

2. That the Grantee shall quietly enjoy the said easement and right of way.

3. That the premises hereby subjected to said easement and right of way are subject to no mortgages except NO EXCEPTIONS.

IN WITNESS WHEREOF, the Grantor has duly executed this INDENTURE, all as of the day and year first above written.

ATTEST/WITNESS:

GRANTOR  
CITY OF SCRANTON

By \_\_\_\_\_

By \_\_\_\_\_

IN WITNESS WHEREOF, the Grantee has duly executed this INDENTURE, all as of the day and year first above written.

ATTEST:

GRANTEE  
PENNSYLVANIA-AMERICAN WATER COMPANY

By \_\_\_\_\_

By \_\_\_\_\_

CITY OF SCRANTON

ATTEST:

BY: \_\_\_\_\_  
Lori Reed, City Clerk

BY: \_\_\_\_\_  
William L. Courtright, Mayor

Date: \_\_\_\_\_

Date: \_\_\_\_\_

BY: \_\_\_\_\_  
Roseann Novembrino, City Controller

Date: \_\_\_\_\_

APPROVED AS TO FORM:

BY: \_\_\_\_\_  
Jessica L. Eskra, Esq., City Solicitor

Date: \_\_\_\_\_

PIN # 12417010054

\*\*\*\*\*

**(ACKNOWLEDGMENT FOR CORPORATE – CITY OF SCRANTON**

\*\*\*\*\*

COMMONWEALTH OF PENNSYLVANIA )  
 )  
COUNTY OF \_\_\_\_\_ ) SS:

On this, the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_, before me, a Notary Public, personally appeared, \_\_\_\_\_ known to me (or satisfactorily proven) to be the person(s) whose name is subscribed to the within instrument, and acknowledged that he/she/they executed the same for the purposes therein contained.

In Witness Whereof, I hereunto set my hand and official seal.

Notary Public

\_\_\_\_\_

My Commission expires:

\_\_\_\_\_

\*\*\*\*\*

**(ACKNOWLEDGMENT FOR PENNSYLVANIA-AMERICAN WATER COMPANY)**

\*\*\*\*\*

COMMONWEALTH OF PENNSYLVANIA )  
 )  
COUNTY OF \_\_\_\_\_ ) SS:

On this, the \_\_\_\_\_ day of \_\_\_\_\_, A.D., 20\_\_\_\_, before me, a Notary Public, personally appeared, \_\_\_\_\_, known to me as \_\_\_\_\_ of PENNSYLVANIA-AMERICAN WATER COMPANY, a corporation, known to me or satisfactorily proven to be the person whose name is subscribed to the within instrument, and as such officer, being authorized to do so, executed the foregoing instrument for the purposes therein contained.

In Witness Whereof, I have set my hand and official seal.

Notary Public

\_\_\_\_\_

My Commission expires:

\_\_\_\_\_

# EXHIBIT A

**Pennsylvania American Water Company  
Permanent Sanitary Sewer Line Easement  
on Lands of  
City of Scranton**

**Parcel 124.17-010-054**

All that certain lot, piece or parcel of land situate, lying and being in the City of Scranton, County of Lackawanna, and Commonwealth of Pennsylvania bounded and described as follows to wit:

Beginning at a point on the southerly right-of way line of Wells Street, a city street, and being the easterly most corner of the area shown as "Permanent Easement" on a map entitled "Permanent Sanitary Sewer Line Easement Plan"; Thence the following courses and distances,

South fifteen degrees twelve minutes four seconds West (S15°-12'-04"W), thirty-two and eighty-seven hundredths (32.87) feet to a point; Thence,

North fifty-eight degrees twenty-five minutes forty-two seconds West (N58°-25'-42"W), fifty-one and ninety-six hundredths (51.96) feet to a point; Thence,

South fifty-five degrees twenty-eight minutes six seconds West (S55°-28'-06"W), one-hundred and zero hundredths (170.00) feet to a point; Thence,

South sixty-two degrees thirteen minutes twenty-nine seconds West (S62°-13'-29"W), ninety-one and thirty-nine hundredths (91.39) feet to a point; Thence,

South eighty-five degrees fifty-eight minutes thirty seconds West (S85°-58'-30"W), three-hundred twenty-three and eighty-nine hundredths (323.89) feet to a point; Thence,

South eighty-eight degrees one minute forty-seven seconds West (S88°-01'-47"W), two-hundred fifty-two and ninety-five hundredths (252.95) feet to a point; Thence,

North eighty-two degrees twelve minutes thirty-eight seconds West (N82°-12'-38"W), one-hundred eighty-eight and forty-eight hundredths (188.48) feet to a point; said point being a corner of an existing sanitary sewer easement. Thence, along said existing sanitary sewer easement the following five (5) courses and distances;

North nineteen degrees six minutes twenty-nine seconds East (N19°-06'-29"E), forty-three and eighty-three hundredths (43.83) feet to a point; Thence,

North seventy degrees fifty-three minutes thirty-one seconds West (N70°-53'-31"W), thirty and zero hundredths (30.00) feet to a point; Thence,

South nineteen degrees six minutes twenty-nine seconds West (S19°-06'-29"W), twenty-four and thirty-eight hundredths (24.38) feet to a point; Thence,

South eight-five degrees zero minutes five seconds West (S85°-00'-05"W), one-hundred ninety-five and four hundredths (195.04) feet to a point; Thence,

South twenty-one degrees twenty-four minutes fourteen seconds West (S21°-24'-14"W), ten and eight hundredths (10.80) feet to a point; said point being a corner of existing sanitary sewer easement and Permanent Easement; Thence,

South eight-five degrees forty-five minutes forty-two seconds West (S85°-45'-42"W), one-hundred sixty-six and fifty-four hundredths (166.54) feet to a point; Thence,

North sixty-one degrees twenty-one minutes five seconds West (N61°-21'-05"W), seventy-eight and eighty hundredths (78.80) feet to a point; Thence,

North seventy-two degrees twenty-eight minutes nine seconds East (N72°-28'-09"E), thirty-one and thirty-eight hundredths (31.38) feet to a point; Thence,

North eighty-five degrees forty-five minutes forty-two seconds East (S85°-45'-42"E), four-hundred twenty-two and seventy-one hundredths (422.71) feet to a point; Thence,

North eighty-six degrees fifteen minutes thirty-four seconds East (N86°-15'-34"E), one-hundred ninety-four and forty-four hundredths (194.44) feet to a point; Thence,

North eighty-eight degrees one minute forty-seven seconds East (N88°-01'-47"E), two-hundred forty-five and forty-six hundredths (245.46) feet to a point; Thence,

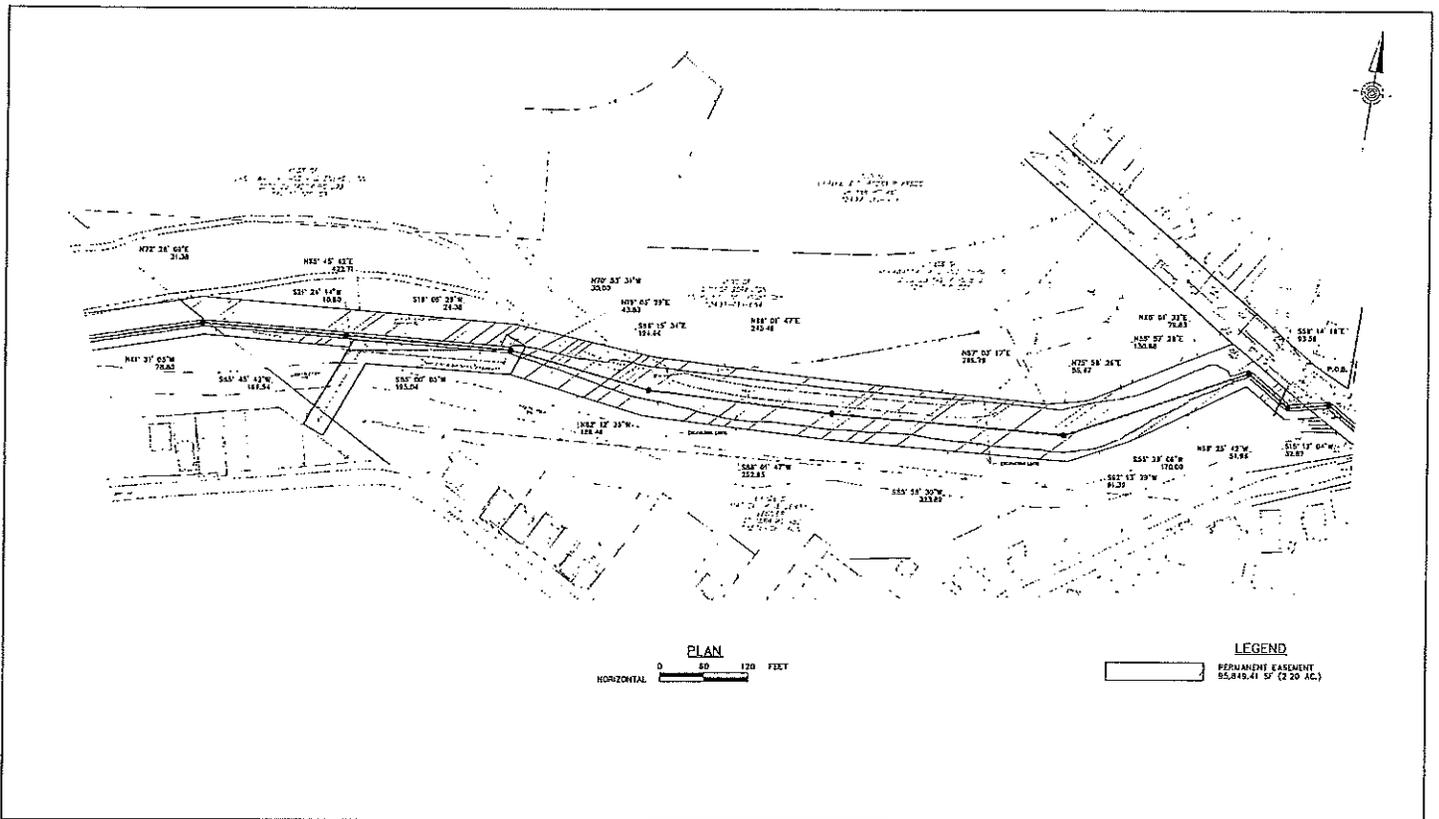
North eighty-seven degrees three minutes seventeen seconds East (N87°-03'-17"E), two-hundred eighty-six and seventy-nine hundredths (286.79) feet to a point; Thence,

North seventy-five degrees fifty-eight minutes twenty-six seconds East (N75°-58'-26"E), fifty-five and forty-seven hundredths (55.47) feet to a point; Thence,

North fifty-eight degrees fifty-seven minutes twenty-eight seconds East (N58°-57'-28"E), one-hundred thirty and eighty-eight hundredths (130.88) feet to a point; Thence,

North sixty degrees one minute thirty-two seconds East (N60°-01'-32"E), seventy-nine and eighty-three hundredths (79.83) feet to a point on the said southerly right-of way line of Wells Street; Thence, along said right-of-way line of Wells Street,

South fifty-eight degrees fourteen minutes eighteen seconds East (S58°-14'-18"E), ninety-three and fifty-six hundredths (93.56) feet to the Point of Beginning of said Permanent Easement all within the Lands of the City of Scranton containing 95,849.41 square feet (2.20 acres) of land, more or less.



	REVISIONS	REVISIONS		DAVID J. OSBORNE	LABELIA ASSOCIATION, P.C. 1000 KANAWHA DRIVE, SUITE 6 DUNELAND, PA 19411	<b>LEGGETT'S CREEK SANITARY SEWER LINE REPLACEMENT          PERMANENT SANITARY SEWER LINE EASEMENT PLAN          CITY OF SCRANTON          PARCEL 124.17-010-054</b>		
	▲ ▲ ▲ ▲	▲ ▲ ▲ ▲		▲ ▲ ▲ ▲	PROJECT 24-920025	DRAWN BY: JMS PROJECT: 24-920025 DATE: APRIL 2018	FONTS: VARIOUS USE APPROVED SHOWN ONLY FOR CONSTRUCTION PURPOSES	SCRANTON



DEPARTMENT OF LAW

PENNSYLVANIA CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

August 29, 2018

RECEIVED

AUG 29 2018

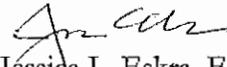
To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Council Members:

ATTACHED IS AN ORDINANCE AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE A DEED OF EASEMENT AND RIGHT OF WAY BETWEEN THE CITY OF SCRANTON ("GRANTOR") AND THE PENNSYLVANIA-AMERICAN WATER COMPANY ("GRANTEE") GRANTING TO THE PENNSYLVANIA-AMERICAN WATER COMPANY THE EASEMENT, RIGHT OF WAY AND RIGHTS AS ARE SET FORTH BELOW WITH RESPECT TO THE PROPERTY, WHICH DEED OF EASEMENT AND RIGHT OF WAY ARE ATTACHED HERETO AS EXHIBIT "A".

Respectfully,

  
Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl

FILE OF THE COUNCIL NO. \_\_\_\_\_

2018

AN ORDINANCE

**AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A PERMANENT EASEMENT AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT BETWEEN THE CITY OF SCRANTON AND LACKAWANNA HERITAGE VALLEY AUTHORITY FOR REAL ESTATE OWNED BY THE CITY OF SCRANTON AS MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO.**

**WHEREAS**, the City of Scranton is the owner in fee simple of real estate which is more fully described in the attached Exhibit "A" and is subject of this Agreement (the "Easement Area"); and

**WHEREAS**, Lackawanna Heritage Valley Authority, a public and corporate body organized pursuant to the Pennsylvania Municipality Authorities Act of 1945, Act of May 2, 1945, P.L. 382, as amended, needs a privilege and easement for: (1) the further development and design of the Lackawanna River Heritage Trail along the Lackawanna River Heritage Trail (the "Trail") to be located on the Permanent Easement Area; (2) a privilege and easement for ingress and egress over and across the Permanent Easement Area; and (3) a Temporary Construction Easement, which will run for a duration of twelve (12) months from the Lackawanna Heritage Valley Authority's notification to City of the commencement of construction for the purpose of construction of the Trail. The Easements referred to in items (1), (2) and (3) above will be perpetual and non-exclusive; and

**WHEREAS**, the Permanent Easement Area is approximately 1.8 acres of land and is identified with the following Pin Numbers:

13501-060-014  
13501-060-013  
13501-060-011  
13501-060-008  
13501-060-007  
13501-060-006  
13501-060-005  
13501-060-004  
13501-060-003

**WHEREAS**, Lackawanna Heritage Valley Authority will construct and design the Trail Area at its sole cost and expense and shall perform such maintenance and make such repairs and replacements as shall be required to keep the Easement Area in good and safe operating condition; and

WHEREAS, the Easement Area may be used only for non-commercial recreational access, public trail use.

NOW, THEREFORE, BE IT ORDAINED BY THE COUNCIL OF THE CITY OF SCRANTON that the Mayor and other appropriate City officials are authorized to make, deliver and enter into the Agreement attached hereto as Exhibit "A" between the City of Scranton and Lackawanna Heritage Valley Authority for a privilege and easement for: (1) the further development and design of the Lackawanna River Heritage Trail along the Lackawanna River Heritage Trail (the "Trail") to be located on the Permanent Easement Area; (2) a privilege and easement for ingress and egress over and across the Permanent Easement Area; and (3) a Temporary Construction Easement, which will run for a duration of twelve (12) months from the LHVA's notification to City of the commencement of construction for the purpose of construction of the Trail.

**SECTION 1.** If any section, clause, provision or portion of this Ordinance shall be held invalid or unconstitutional by any Court of competent jurisdiction such decision shall not affect any other section, clause, provision or portion of this Ordinance so long as it remains legally enforceable minus the invalid portion. The City reserves the right to amend this Ordinance or any portion thereof from time to time as it shall deem advisable in the best interest of the promotion of the purposes and intent of this Ordinance, and the effective administration thereof.

**SECTION 2.** This Ordinance shall become effective immediately upon approval.

**SECTION 3.** This Ordinance is enacted by the Council of the City of Scranton under the authority of the Act of Legislature, April 13, 1972, Act No. 62, known as the "Home Rule Charter and Optional Plans Law" and any other applicable law arising under the laws of the State of Pennsylvania.

## AGREEMENT

THIS AGREEMENT, ("this Agreement") made this \_\_\_\_\_ day of \_\_\_\_\_, 2018, (the "Agreement Date") is by and between the City of Scranton ("the undersigned Owner") and Lackawanna Heritage Valley Authority, a public body corporate organized pursuant to the Pennsylvania Municipality Authorities Act of 1945, Act of May 2, 1945, P.L. 382, as amended, with an office at 213 South 7<sup>th</sup> Avenue, Scranton, Pennsylvania 18503, (the "Holder").

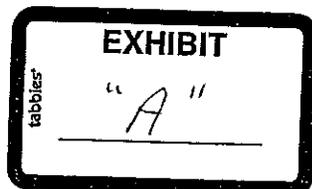
### Article 1. Background; Grant of Easement

1.1 Owner is the owner in fee simple of real estate located in Scranton, Lackawanna County, Pennsylvania which real estate is more fully described in the attached Exhibit "A" and which is the subject of this Agreement (the "Easement Area"). The Easement Area is approximately 1.8 acres of land and is identified with the following PIN Numbers:

13501-060-014  
13501-060-013  
13501-060-012  
13501-060-011  
13501-060-008  
13501-060-007  
13501-060-006  
13501-060-005  
13501-060-004  
13501-060-003

1.2 Holder has requested Owner to grant to Holder a privilege and easement for:

(1) the further development and design of the Lackawanna River Heritage Trail along the Lackawanna River Heritage Trail (the "Trail") to be located on the Easement Area; (2) a privilege and easement for ingress and egress over and across the Easement Area; and (3) a Temporary Construction Easement, which will run for a duration of twelve (12) months from Holder's notification to Owner of the commencement of construction for the purpose of



construction of the Trail. The Easements referred to in items (1), (2) and (3) above will be perpetual and non-exclusive.

1.3 Owner has agreed to the request of the Holder subject to the terms and provisions of this Agreement.

1.4 Owner in consideration of the sum of Ten Dollars (\$10.00) and other consideration received by Owner with respect to the conveyance to Holder of this Easement Agreement, the receipt of which is hereby acknowledged, does hereby grant unto Holder, its successors and assigns, a perpetual, non-exclusive easement as more particularly set forth herein and subject to the terms and conditions set forth herein.

1.5 Owner hereby grants and conveys to Holder, its permitted successors and assigns a privilege and easement for the development of the Trail area by Holder along the Easement Area; and

1.6 The undersigned Owner warrants to Holder that the Easement Area is, as of the Agreement Date, free and clear of Liens or, if it is not, that Owner has obtained and attached to this Agreement as an exhibit the legally binding subordination of any mortgage, lien, or other encumbrance affecting the Easement Area as of the Agreement Date.

1.7 The undersigned Owner warrants to Holder that there are no easements (except as noted on the survey documents, if any) or other servitudes affecting the Easement Area prior

to the Agreement Date and running to the benefit of persons that constitute legally binding servitudes prior in right to this Agreement. The Property, Lots 5 to 14, are under and subject to the express conditions and restrictions as set forth of record in Lackawanna County Deed Book 333, p. 81-86 and Lots 3 and 4 are under and subject to the express conditions as set forth of record in Lackawanna County Deed Book Instrument No. 201123257.

1.8. Holder shall construct the Trail at its sole cost and expense subject at all times to the provisions of Paragraph 1.9 hereof, and shall perform such maintenance and make such repairs and replacements as shall be required to keep the Easement Area in good and safe operating condition.

1.9 Holder shall comply in all respects, at its expense, with all governmental regulations and requirements applicable to the construction and ongoing use and operation of the Easement Area. At least 30 days prior to letting bid, Holder shall provide Owner with a courtesy review of the Trail construction specifications, including length and location.

1.10 Owner also hereby grants and conveys to Holder, its successors and assigns a privilege and easement of ingress and egress, for pedestrian traffic in common with any present or future owner of the Easement Area, along, over and across said Trail Area.

1.11 Owner for itself, its successors and assigns retains, reserves, and continues to enjoy the use of the surface of the Easement area for any and all publically regulated land use purposes which do not interfere with or prevent the use by Holder of the within easements.

1.12 Owner and Holder for themselves and their successors and assigns agree that the aforesaid easements, reservations, conditions and restrictions shall be covenants running with the land, and that in any deed of conveyance of said Easement Area or any part thereof to any person or persons, said easements, reservations, conditions and restrictions shall be incorporated by reference to this Easement Agreement as fully as the same are contained herein.

## Article 2. Limitations

The grant of easement under this Agreement is subject to the limitations set forth in this Article.

2.1 The Easement area may be used only for non-commercial recreational access, public trail use.

2.2 Soil, rock and vegetative resources may be removed, cut or otherwise disturbed only to the extent reasonably necessary to accommodate construction, maintenance and patrol of the Easement Area. When vegetative cover is removed, it shall be restored as soon as reasonably feasible by replanting with grasses or native species of trees, shrubs and plant materials, as needed to stabilize the Trail perimeter.

2.3 Prior to commencing initial construction along the Easement Area, Holder must (i) provide Owner with at least thirty (30) days notice; (ii) obtain legally binding waivers of mechanics liens from all persons furnishing labor or materials in connection with construction; (iii) obtain certificates evidencing liability insurance coverage with respect to Holder and all

persons entering the Easement Area for the purpose of construction; and (iv) obtain at Holder's cost and expense, all permits and approvals required for the construction.

2.4 Owner is not responsible for costs associated with construction and maintenance of improvements in the Easement Area except for improvements resulting from Owner exercising a reserved right. Holder must promptly pay as and when due all costs and expenses incurred in connection with construction and maintenance.

### **Article 3. Reserved Rights of Owner**

Owner reserves the following rights:

3.1 Owner may enter the Easement Area by foot at any time except when construction and maintenance activities could present a danger.

3.2 Owner may cut trees or otherwise disturb resources only to the extent reasonably prudent to remove or mitigate against an unreasonable risk of harm to persons on or about the Easement Area; however, Owner do not assume any responsibility or liability to the general public for failing to do so.

### **Article 4. Miscellaneous**

4.1 Holder or its successors or permitted assigns if any, shall indemnify and hold harmless Owner, its officers, employees, agents, servants, successors and assigns, regardless of any negligence on their part, from and against any and all loss, damage, claims, demands, actions or causes of action, suits at law or in equity, judgments, liability or expenses, including

attorneys' fees for damages for personal injury, including death, to any person whatsoever, and for damage to property of any person whatsoever, including loss or destruction thereof, arising out of any accident or occurrence, however caused, in or as a result of the exercise by Holder of the easement granted herein, except to the extent caused by the negligent or wrongful acts or omissions of Owner.

4.2. In the event either the Owner or Holder breach any covenant or agreement, or shall otherwise be in default under this Agreement, the non-breaching party shall be entitled to exercise any or all remedies available at law, in equity, including without limitation the right of specific performance, each such remedy being considered cumulative. No exercise of a remedy shall be deemed an election to forgo any other remedy and any failure to pursue a remedy shall not prevent, restrict or otherwise modify its subsequent exercise.

4.3 This Agreement is intended to be interpreted so as to convey to Owner and Holder all of the protections from liability provided by the Pennsylvania Recreation Use of Land and Water Act, 68 P.S. 477-1 et seq., as amended through the applicable date of reference, or any other applicable law that provides immunity or limitation of liability for owners or possessors who make property available to the public for recreational purposes. The Holder shall add the Owner to all of its insurance liability policies naming the Owner as an additional insured on its policies and shall further specify that Owner shall receive thirty (30) days prior written notice of any proposed cancellation, non-renewal or a material change in any such policy. Certified policy copies or certificates of all policies of insurance issued to Holder shall be provided to Owner.

4.4 This Easement is being issued to the Grantee, Lackawanna Heritage Valley Authority, a Pennsylvania Municipal Authority, exclusively for the Holder's use pursuant to the purposes of the Pennsylvania Recreation Use of Land and Water Act, 68 P.S. 477-1, et seq., as amended, and cannot be conveyed to any person, entity or third party without the written consent of the Owner.

4.5 Any amendment of this Agreement must be in writing, signed by Owner and Holder, and recorded in office of Recorder of Deeds of Lackawanna County, Pennsylvania.

4.6 The internal laws of the Commonwealth of Pennsylvania shall govern this Agreement.

4.7 If any provision of this Agreement is determined to be invalid, illegal or unenforceable, the remaining provisions of this Agreement shall remain valid, binding and enforceable.

4.8 This instrument shall be binding on the heirs, executors, administrators, successors, and assigns of the Owner and Holder.

4.9 This is the entire agreement of Owner and Holder pertaining to the subject matter of this Agreement. The terms of this Agreement supersede in full all statements and writings between Owner, Holder and others pertaining to the transaction set forth in this Agreement.

4.10 This easement was either acquired with or donated as a match for funds provided by the Pennsylvania Department of Conservation and Natural Resources ("Department"). The source of the funds is Keystone Recreation, Park and Conservation Fund Act, the act of July 2, 1993 (P.L. 359, No. 50) (32 P.S. §2011 *et seq.*) This property, or any portion of it, may not be converted to purposes other than those authorized under the Act for property acquired with Department funds. No change of use and no transfer of ownership, control, or interest in this property may occur, and no encumbrance may be placed on this property, without the written consent of the Department or its successor. The restriction in this paragraph applies to both the surface and subsurface of the property. This restriction has the effect of a covenant running in perpetuity with the land and is binding upon the owner(s) of the property and upon all subsequent owners, successors, and assigns. This restriction is enforceable by the Department and its successors.

4.11 In the event the Lackawanna River Heritage Trail is permanently closed, as authorized by Resolution of the Holder or its authorized and permitted successors and assigns, then this Agreement shall be terminated by a Termination of Easement Agreement executed by Holder and notarized for filing in the Lackawanna County Recorder of Deeds Office.

IN WITNESS WHEREOF, Owner and Holder intending to legally bound, have caused  
this Agreement to be duly executed the date and year first above written.

HOLDER:

Lackawanna Heritage Valley Authority

By: \_\_\_\_\_  
Title: \_\_\_\_\_

OWNER:

City of Scranton

By: \_\_\_\_\_  
Title: \_\_\_\_\_

Date: \_\_\_\_\_

COMMONWEALTH OF PENNSYLVANIA :  
 : ss.  
COUNTY OF LACKAWANNA :

On this, the \_\_\_\_\_ day of \_\_\_\_\_, 2018, before me, the undersigned officer, personally appeared Dominic Keating, who acknowledged himself to be the Chairman of the Lackawanna Heritage Valley Authority, a municipal corporation, and that she as such, being authorized to do so, executed the foregoing instrument in the capacity therein stated and for the purposes therein contained.

IN WITNESS WHEREOF, I have hereunto set my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Notary Public

COMMONWEALTH OF PENNSYLVANIA :  
 : ss.  
COUNTY OF LACKAWANNA :

On this, the \_\_\_\_\_ day of \_\_\_\_\_, 2018, before me, the undersigned officer, personally appeared \_\_\_\_\_, who acknowledged himself to be the \_\_\_\_\_ of the City of Scranton and that he as such, being authorized to do so, executed the foregoing instrument in the capacity therein stated and for the purposes therein contained.

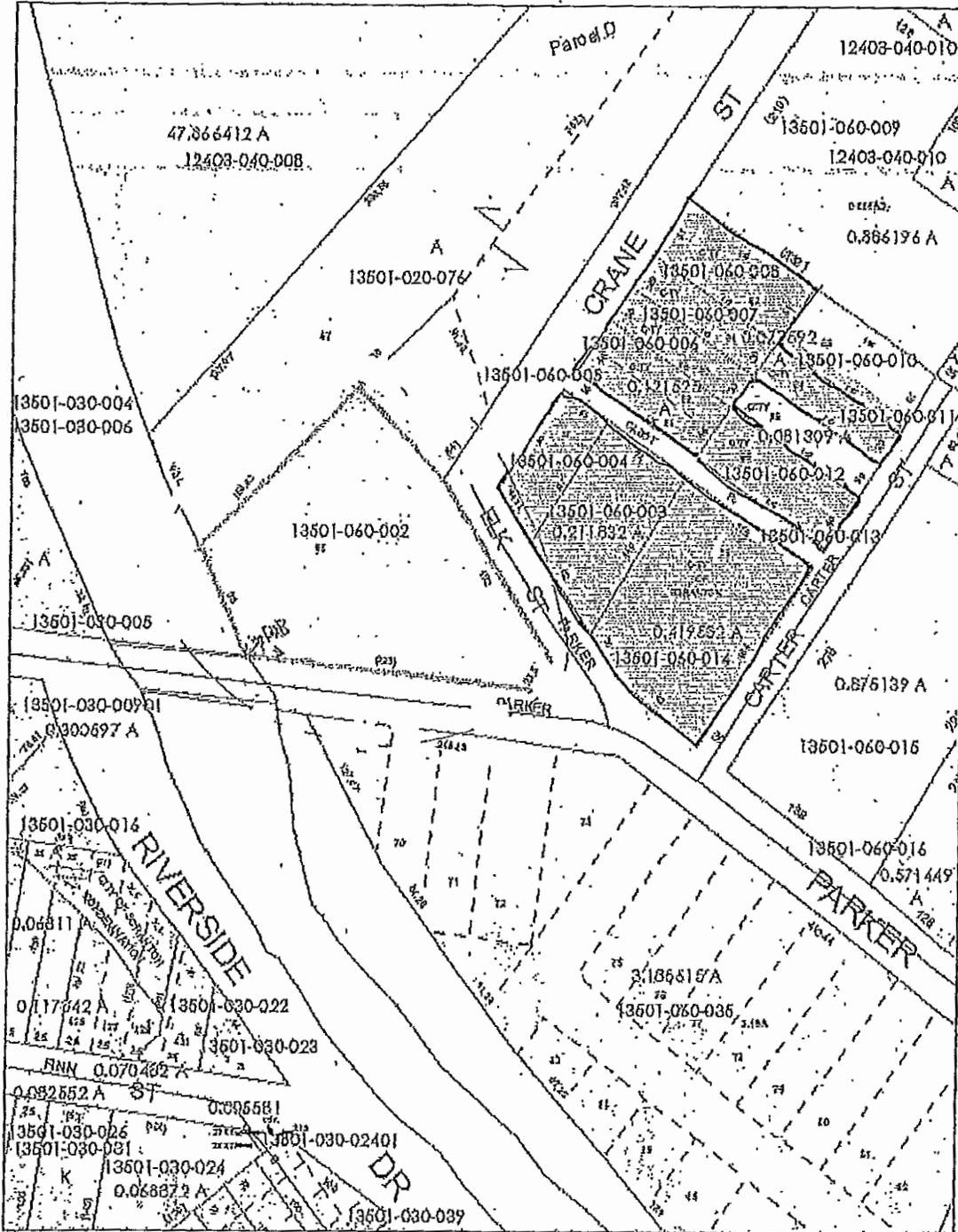
IN WITNESS WHEREOF, I have hereunto set my hand and official seal this \_\_\_\_\_ day of \_\_\_\_\_, 2018.

\_\_\_\_\_  
Notary Public

EXHIBIT "A"

See Attached

# Lackawanna County



Disclaimer:  
The County of Lackawanna makes no representations or warranties, either expressed or implied, regarding the information contained on this map or its suitability for any particular purpose whatsoever. This map is sold and provided as is and the County of Lackawanna will not be liable for its use or misuse by any party.

Reference Scale: 1:0

Date: 11/8/2017

Created By: siracusec



DEPARTMENT OF LAW

PENNSYLVANIA CITY HALL • 340 NORTH WASHINGTON AVENUE • SCRANTON, PENNSYLVANIA 18503 • PHONE: 570-348-4105 • FAX: 570-348-4263

August 29, 2018

To the Honorable Council  
Of the City of Scranton  
Municipal Building  
Scranton, PA 18503

RECEIVED

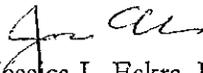
AUG 29 2018

OFFICE OF CITY  
COUNCIL/CITY CLERK

Dear Honorable Council Members:

ATTACHED IS AN ORDINANCE AUTHORIZING THE MAYOR AND OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A PERMANENT EASEMENT AGREEMENT AND TEMPORARY CONSTRUCTION EASEMENT BETWEEN THE CITY OF SCRANTON AND LACKAWANNA HERITAGE VALLEY AUTHORITY FOR REAL ESTATE OWNED BY THE CITY OF SCRANTON AS MORE FULLY DESCRIBED IN EXHIBIT "A" ATTACHED HERETO.

Respectfully,

  
Jessica L. Eskra, Esquire  
City Solicitor

JLE/sl