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SCRANTON CITY COUNCIL MEETING

HELD:

Monday, September 24, 2018

LOCATION:

Council Chambers

Scranton City Hall

340 North Washington Avenue

Scranton, Pennsylvania

CATHENE S. NARDOZZI, RPR - OFFICIAL COURT REPORTER

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CITY OF SCRANTON COUNCIL:

PATRICK ROGAN, PRESIDENT  
(Not present.)

TIM PERRY, VICE PRESIDENT

WAYNE EVANS

WILLIAM GAUGHAN

KYLE DONAHUE

LORI REED, CITY CLERK

KATHY CARRERA, ASSISTANT CITY CLERK

AMIL MINORA, ESQUIRE - SOLICITOR

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

3 MR. PERRY: Roll call, please.

4 MS. CARRERA: Mr. Perry.

5 MR. PERRY: Here.

6 MS. CARRERA: Mr. Donahue.

7 MR. DONAHUE: Here.

8 MS. CARRERA: Mr. Evans.

9 MR. EVANS: Here.

10 MS. CARRERA: Mr. Gaughan.

11 MR. GAUGHAN: Here.

12 MS. CARRERA: Mr. Rogan. (Not  
13 present.)

14 MR. GAUGHAN: I'd like to make a  
15 motion to appoint Councilman Perry as  
16 temporary chairperson for the Committee on  
17 Rules.

18 MR. EVANS: Second.

19 MR. PERRY: On the question. All  
20 those in favor signify by saying aye.

21 MR. DONAHUE: Aye.

22 MR. EVANS: Aye.

23 MR. GAUGHAN: Aye.

24 MR. PERRY: Aye. Opposed? The ayes  
25 have it and so moved. Does any of the

1 councilmen have announcements today?

2 MR. GAUGHAN: Yes, I have one. The  
3 North Scranton Neighborhood Association  
4 Watch will have their annual fundraiser  
5 which benefits the community throughout the  
6 year. It's called Octoberfest. It's going  
7 to be held October 6, 2018, 6 to 10 p.m. at  
8 the Polish Club, 1817 Brick Avenue. Tickets  
9 are \$15. They include, food, drink and  
10 entertainment. There will be basket raffles  
11 and 50/50. Thank you.

12 MR. PERRY: Any other announcements?  
13 I have one. Lackawanna County has announced  
14 a tire recycling event beginning this  
15 Wednesday, September 26 through Saturday the  
16 29th. Tires will be accepted at the  
17 recycling center 400 Boulevard Avenue,  
18 Wednesday through Friday from 8 a.m. to 3  
19 p.m. and Saturday from 8 a.m. to 11:30 a.m.  
20 You may also recycle at Scranton DPW  
21 headquarters which is at 101 West Popular  
22 Street on Thursday and Friday 8 a.m. to  
23 noon. There is a small fee of \$2 to \$10  
24 depending on the condition, size and weight  
25 of the tire.

1                   Also, next Monday October 1, at 4:30  
2                   p.m. in the Governor's Room we will have a  
3                   public work session with Arcadis for a  
4                   general storm water analysis update. Then  
5                   following at 5:45 there will be a public  
6                   hearing for Item 5-B on tonight's agenda,  
7                   which is a liquor license transfer.

8                   MS. REED: THIRD ORDER. 3-A.  
9                   CONTROLLER'S REPORT FOR MONTH ENDING AUGUST  
10                  31, 2018.

11                  MR. PERRY: Are there any comments?  
12                  If not, received and filed.

13                  MS. REED: 3-B. TAX ASSESSOR'S  
14                  REPORTS FOR HEARING DATES TO BE HELD OCTOBER  
15                  3 AND OCTOBER 10, 2018.

16                  MR. PERRY: Are there any questions?  
17                  If not, received and filed.

18                  MS. REED: 3-C. MINUTES OF THE  
19                  NON-UNIFORM MUNICIPAL PENSION BOARD MEETING  
20                  HELD AUGUST 15, 2018.

21                  MR. PERRY: Are there any questions?  
22                  If not, received and filed.

23                  MS. REED: 3-D. MINUTES OF THE  
24                  NON-UNIFORM MUNICIPAL PENSION BOARD SPECIAL  
25                  MEETING HELD AUGUST 29, 2018.

1 MR. PERRY: Are there any comments?  
2 If not, received and filed.

3 MS. REED: 3-E. MINUTES OF THE  
4 SCRANTON POLICE PENSION COMMISSION MEETING  
5 HELD AUGUST 15, 2018.

6 MR. PERRY: Are there any comments?  
7 If not, received and filed.

8 MR. REED: 3-F. MINUTES OF THE  
9 COMPOSITE PENSION BOARD MEETING HELD AUGUST  
10 15, 2018.

11 MR. PERRY: Are there any comments?  
12 If not, received and filed.

13 MS. REED: 3-G. AGENDA FOR THE  
14 NON-UNIFORM MUNICIPAL PENSION BOARD MEETING  
15 HELD SEPTEMBER 19, 2018.

16 MR. PERRY: Are there any comments?  
17 If not, received and filed.

18 MS. REED: 3-H. TAX ASSESSOR'S  
19 RESULTS REPORT FOR HEARING DATE HELD  
20 SEPTEMBER 12, 2018.

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

23 MS. REED: FOURTH ORDER. CITIZENS'  
24 PARTICIPATION.

25 (The following speakers gave public

1           comments: Ron Ellman spoke on matters of  
2           general concern. Joan Hodowanitz spoke on  
3           city business. Marie Schumacher spoke on  
4           city business and matters of general  
5           concern. Lee Morgan spoke on matters of  
6           general concern.)

7                   MS. REED: FIFTH ORDER. 5-A.  
8           MOTIONS.

9                   MR. PERRY: Mr. Donahue, any  
10           comments or motions tonight?

11                   MR. DONAHUE: Yes. Just on  
12           something Marie brought up. Back in June  
13           after Marie discovered the Electric City  
14           classification had not been changed to  
15           taxable from tax exempt, I did send a letter  
16           to the county deputy director of assessments  
17           asking the following questions: Why was the  
18           Electric City garage's tax clarification  
19           never changed from an exempt to taxable?  
20           Has a countywide review after all tax exempt  
21           properties ever been performed to insure  
22           they meet the requirements of a tax exempt  
23           classification. And what, if anything, is  
24           being done to recoup taxes that were not  
25           paid on the property for 2016 and 2017.

1 I have still not yet received a  
2 response so, Mrs. Reed, would you be able to  
3 send a follow-up letter to Mr. Foley posing  
4 those questions again? Could you also copy  
5 each commissioner on that?

6 I'd also attended a South Side  
7 neighborhood meeting last week so I will be  
8 forwarding along their concerns to the  
9 proper departments. This afternoon I  
10 received a petition to revoke, appeal  
11 outdoor patio at Jo-Jo's at the Donkey from  
12 residents of the Plot so I will be passing  
13 that along. I gave copies to my colleagues  
14 and also be forwarding it to the  
15 administration.

16 And, lastly, with regard to  
17 Mr. Hinton's proposed coffee shop at Nay Aug  
18 Park, the mayor still hasn't weighed in or  
19 stated his position on the issue. I think  
20 the citizens of this city deserve to know  
21 what the mayor's position on this issue is  
22 so I would like to make a motion for council  
23 to send a letter to the mayor asking what  
24 his position in regards to Mr. Hinton's  
25 lease of city-owned property for the



1 purposes of operating a coffee shop while  
2 also continuing to serve as Director of  
3 Licensing and Inspections, does he believe  
4 that is ethical, and will he allow this to  
5 happen?

6 MR. GAUGHAN: Second.

7 MR. PERRY: There's a motion on the  
8 floor and a second, on the question?

9 MR. GAUGHAN: Yes, on the question.  
10 I agree with Councilman Donahue's motion for  
11 several reasons. First of all, you know, we  
12 have asked for the mayor, you know, what the  
13 mayor thinks about this. Don't forget this  
14 is the mayor's employee. He is not covered  
15 under a collective bargaining agreement. I  
16 approached the mayor about this situation  
17 about a month half ago and he told me it was  
18 a personnel issue just like he has given the  
19 same answer to the local media, which is  
20 ridiculous. It's time for the mayor to stop  
21 evading his responsibility as an elected  
22 official and give an answer. Is he going to  
23 let this happen under his watch. A city  
24 employee running a coffee shop out of a  
25 public building at a public park, which I

1 find ridiculous.

2 Also, on top of that, I had sent a  
3 letter to Mr. Hinton who said he wants to be  
4 open and transparent about this process  
5 August 13 and then again on September 5  
6 asking several questions, additional  
7 questions about the lease with the  
8 Recreation Authority, still have not  
9 received a response. So if the mayor and  
10 Pat Hinton would stop hiding and give  
11 answers and be transparent as they said they  
12 would be, and if the mayor could come  
13 forward and give a statement to this council  
14 about his opinion if he is going to let this  
15 happen and if he agrees with it and where  
16 has been over the past few years with an  
17 announcement that this was going to take  
18 place, I would appreciate it and I think my  
19 colleagues would appreciate it. And if he  
20 continues to ignore this council I think it  
21 is a dereliction of duty. He sends  
22 legislation down from the law department  
23 every week that he expects this council to  
24 vote on, yes when we ask him a very, very  
25 simple question you can hear a pin drop. He

1 doesn't respond.

2 So it's time for the mayor to come  
3 forward, give his an answer. If he agrees  
4 with it, I don't agree with it, but that's  
5 fine, but give us an answer. Thank you.

6 MR. PERRY: Yeah, on the question,  
7 we did discuss this, not the motion but the  
8 coffee shop idea several weeks ago and, you  
9 know, I was on the record where I don't  
10 believe it -- it doesn't pass the eye test  
11 but it is as of right now all done legally,  
12 but as I would be in favor of sending a  
13 letter to the mayor and asking his opinion  
14 on it as well. We have all weighed in our  
15 opinion on it, so I would only think it  
16 would be fair for his as well and we can see  
17 where it goes from there.

18 MR. EVANS: I might as well weigh  
19 in. As I have stated before, I was  
20 extremely disappointed that the mayor  
21 allowed this to get this far so I think it's  
22 appropriate to send a letter and get his  
23 opinion on the matter once and for all.

24 MR. PERRY: We have a motion on the  
25 floor. All those in favor signify by saying

1 aye.

2 MR. DONAHUE: Aye.

3 MR. EVANS: Aye.

4 MR. GAUGHAN: Aye.

5 MR. PERRY: Aye. Opposed? The ayes  
6 have it and so moved.

7 MR. DONAHUE: Thank you. That's all  
8 I have.

9 MR. PERRY: Thank you, Mr. Donahue.  
10 Mr. Evans, any motions or comments tonight?

11 MR. EVANS: Yes, thank you. Earlier  
12 this year, I discussed the importance of the  
13 arts to our city. At that time, I stated  
14 that I have the utmost respect for the  
15 creative class and that we all should  
16 appreciate the talents and sacrifices of  
17 those that make the arts their calling.  
18 This week the 2018 Scranton Fringe Festival  
19 begins. There will more than two dozen  
20 events spread across at least ten downtown  
21 venues. I personally have scheduled these  
22 eight shows on my calendar and am looking  
23 forward to some very enjoyable experience.

24 The diverse lineup contains  
25 everything from children's programming to

1 comedy and improv to some shows with maybe a  
2 more mature consent. And, yes, there will  
3 be some shows that will dress some timely  
4 and maybe controversial issues but isn't  
5 that what the arts are all about, sometimes  
6 stretching the boundaries, sometimes not,  
7 sometimes just entertaining? At all times  
8 we want our art to be thought provoking.

9 But to me it's ultimately about the  
10 freedom for all artists, those that paint,  
11 those that act, those that dance, those that  
12 play music, to express themselves through  
13 art and the freedom for the rest of us to  
14 decide if we enjoy that expression. As an  
15 elected official, we should always strive to  
16 rebuff any attempts to stifle, control or  
17 minimize the arts and, of course, then there  
18 is the monetary sides of the arts. From a  
19 purely economic standpoint, embracing the  
20 arts just happens to be good business. For  
21 a city like ours, the arts creates  
22 excitement, commerce, and creativity.

23 So with that said, if you can,  
24 please check out the 2018 Scranton Fringe  
25 Festival in downtown festival running

1 through September 30 and remember on-street  
2 parking in downtown parking is free after 5  
3 p.m. daily and all day and night on Saturday  
4 and Sunday, so I'm just saying about that.

5 Some may know I have been attending  
6 the meetings as far as the blight task force  
7 over the next several months so I would  
8 expect some very sound and progressive ideas  
9 and suggestions to come out of that task  
10 force over the next few months. It will be  
11 up to this council to lead on this issue  
12 through new and revised legislation.

13 As I have stated many times, in the  
14 fight against blight the status quo simply  
15 is not working and it's time for new ways to  
16 address the negative impact of blight on our  
17 city.

18 Some other news, there will be a  
19 meeting on October 9 with SAPA and community  
20 officials and steering community members to  
21 discuss the RFPs for the consultant to  
22 undertake zoning ordinances for all of the  
23 SAPA communities. At that meeting, the  
24 group will decide which consultants should  
25 move to the interview process. City planner

1 Don King has been our designated committee  
2 members. Business administration Dave  
3 Bulzoni and myself also have regularly  
4 attended SAPA meetings and have been a part  
5 of this process. And that's all I have for  
6 tonight. Thank you.

7 MR. PERRY: Thank you, Mr. Evans.  
8 Mr. Gaughan, any motions or comments?

9 MR. GAUGHAN: Yes, thank you. First  
10 of all, I agree with Ms. Schumacher on one  
11 point that she made and that's next week at  
12 4:30 with the Arcadis group coming in  
13 regarding storm water and the meeting is  
14 supposedly being held on the Governor's  
15 Room. You know, I just actually spoke to a  
16 gentleman today after I got out of a work  
17 about the storm water issues that he is  
18 having on his property, and I told him that  
19 this group would be coming in and we would  
20 be getting an update. Unfortunately, he  
21 can't make it down here so I do think, I  
22 don't see a reason why Arcadis couldn't come  
23 and just give their presentation and council  
24 chambers with the cameras rolling because  
25 people do watch these meetings, they do pay

1 attention and this is a major issue that has  
2 come up time and time again since I have  
3 been on council in the last five years, so I  
4 would hope that my colleagues would agree  
5 not to have this meeting in council chambers  
6 not in the Governor's Room, for a number of  
7 the different reasons. As I just mentioned,  
8 number one, more accessible when it's on  
9 television. Number two, quite frankly, it's  
10 hard to hear. It's hard for the public to  
11 attend to hear anything that goes on that  
12 room because of acoustics. So I would hope  
13 that my colleagues would agree to have that  
14 meeting in council chambers and ask ECTV to  
15 publicize that because of the importance of  
16 the meeting.

17 MR. EVANS: Excuse me, I don't like  
18 to interrupt in motions, but I want to  
19 comment on that. Originally the thought  
20 process was there may be an opportunity that  
21 one of the members wouldn't be able to come  
22 and we have the ability to do a conference  
23 call in the Governor's Room that we don't  
24 have here, so if everybody is in attendance  
25 next week and that's not going to play out



1 we will certainly ask them, but that was the  
2 plan to go in the Governor's Room just in  
3 case we had to have the opportunity to use  
4 the phone for the conference facilities.

5 MR. GAUGHAN: The 300 and 400 blocks  
6 of Leggett Street in north Scranton,  
7 Mrs. Reed and I have been in contact with  
8 the Pennsylvania American Water Company  
9 about sewage backup, especially discharge  
10 when there is a large rainstorm, so I want  
11 to thank the Pennsylvania American Water  
12 Company, they did go out and cleaned up both  
13 blocks be and the sewage that was in  
14 people's back yards, and they did send us a  
15 letter, and I just want to read a portion of  
16 it because this will effect residents in  
17 this area.

18 "Currently, Pennsylvania American  
19 water company has received all of the  
20 regulatory permits necessary to upgrade the  
21 sewer system from Leggett Street near the  
22 intersection with Leggett's Creek in north  
23 Scranton to Wells Street near the  
24 intersection of the Lackawanna river. The  
25 project has an approximate cost of \$1.5

1 million and is scheduled to begin  
2 construction in November of this year with  
3 an anticipated completion date of August  
4 2019. The project will include the  
5 replacement and upsizing of more than 5,000  
6 feet of the sewer pipe which once complete  
7 will prevent future manhole surcharging  
8 issues in this area."

9 So by August 2019 that problem  
10 hopefully will be rectified so I appreciate  
11 the response from Mr. Hall from the water  
12 company.

13 Also, we did get the 2016 fall  
14 paving list from DPW that will administered  
15 by our Office of Economic and Community  
16 Development, so there is a few streets in  
17 West Side, South Side and the Hill Section.  
18 In West Side we have Washburn Street to  
19 Sloan Street, Parrot Avenue and Fellow  
20 Street, sections of those areas. South side  
21 we have Cedar Avenue from Davis Street to  
22 the city line. The 1200 block of Donnelly  
23 court. In the Hill section we have Kressler  
24 court, 400 block of Mahan court and Wolf  
25 court, 500 and 600 block of Forrest court

1           between Ash Street and Myrtle Street, so  
2           that should be taking place soon.

3                       Also, we got a response after the  
4           public caucus with OECD last week. We got a  
5           response from Mrs. Aebli, and I want to  
6           thank her for her quick response. I had  
7           asked about the available funds for  
8           demolition. Between 2016, 2017 and '18 we  
9           have \$259,061.51 left in the account for  
10          demolition and that's not on top of what  
11          they put in for this year.

12                      Also, as Mr. Donahue had mentioned,  
13          we did receive a petition and I received  
14          several complaints on this, on this  
15          establishment, down in the plot and I have  
16          forwarded those to the Licensing and  
17          Inspections Department, but there still is a  
18          major issue. So I appreciate the neighbors  
19          getting together and putting this petition  
20          and hopefully something can come of this and  
21          some kind of resolution because these people  
22          that live down here are suffering with noise  
23          and a lot of other things that are detailed  
24          in the petition. And that's all I have this  
25          week. Thank you.

1 MR. PERRY: Thank you, Mr. Gaughan.  
2 And I only have one update for today, a  
3 couple of weeks ago we had an issue with  
4 some misleading signage for some bridges  
5 from South Side going into West Side. Since  
6 that time, Mr. Pocius and DPW have taken  
7 care of it. They have moved signs in a more  
8 appropriate place and then have labeled them  
9 on which street those signs actually apply  
10 to. So, again, I want to thank DPW and  
11 Mr. Pocius for the quick turn around on that  
12 and that's all I have for this evening.

13 MS. REED: 5-B. FOR INTRODUCTION -  
14 AN ORDINANCE - APPROVING THE TRANSFER OF A  
15 RESTAURANT LIQUOR LICENSE OWNED BY SHREE  
16 SAIBABA CORPORATION D/B/A TJ'S BEER & DELI  
17 CURRENTLY IN SAFE KEEPING WITH THE  
18 PENNSYLVANIA LIQUOR CONTROL BOARD FORMERLY  
19 USED AT 1640 MAIN STREET, DICKSON CITY,  
20 LACKAWANNA COUNTY, PENNSYLVANIA, 18447  
21 FOR USE AT 1801-1803 PITTSTON AVENUE,  
22 SCRANTON, LACKAWANNA COUNTY, PENNSYLVANIA,  
23 18505 AS REQUIRED BY THE PENNSYLVANIA  
24 LIQUOR CONTROL BOARD.

25 MR. PERRY: At this time, I'll

1 entertain a motion that Item 5-B be  
2 introduced into its proper committee.

3 MR. EVANS: So moved.

4 MR. GAUGHAN: Second.

5 MR. PERRY: On the question?

6 MR. GAUGHAN: Just on the question,  
7 I want to remind everybody that this is --  
8 from the beginning of the meeting, we will  
9 have a public ear on this next week at 5:45.

10 All those in favor of introduction  
11 signify by saying aye.

12 MR. DONAHUE: Aye.

13 MR. EVANS: Aye.

14 MR. GAUGHAN: Aye.

15 MR. PERRY: Aye. Opposed? The ayes  
16 have it and so moved.

17 MS. REED: 5-C. FOR INTRODUCTION -  
18 AN ORDINANCE - CREATING AND ESTABLISHING  
19 SPECIAL CITY ACCOUNT NO. 02.229635 ENTITLED  
20 "2018 CAPITAL BUDGET" FOR RECEIVING AND  
21 DISBURSING CAPITAL PROJECT FUNDS DESIGNATED  
22 IN THE 2018 CAPITAL BUDGET.

23 MR. PERRY: At this time, I'll  
24 entertain a motion that Item 5-C be  
25 introduced into its proper committee.

1 MR. EVANS: So moved.

2 MR. GAUGHAN: Second.

3 MR. PERRY: On the question?

4 MR. GAUGHAN: Yes, on the question.

5 I had a question this afternoon after  
6 reading this legislation from Mr. Bulzoni  
7 and I just want to read his response. He  
8 said, "The capital budget transfer is purely  
9 an accounting function. Out of the \$2  
10 million assigned to the approved capital  
11 budget for 2018, the city has \$1,622,849.86  
12 remaining in an account which continues to  
13 be classified as a general fund account.  
14 The \$377,678.25 was used to settle the  
15 litigation on the Linden Street property and  
16 to acquire the property. The city tried to  
17 open a capital budget fund midyear but for  
18 whatever reason the accounting system would  
19 not allow them to open up a separate fund.  
20 They are going revisit the matter at the  
21 beginning of the year, but in the interim  
22 they are moving those dollars to this  
23 special cities account to avoid inclusion in  
24 the general fund."

25 Thank you.

1 MR. PERRY: All those in favor  
2 signify by saying aye.

3 MR. DONAHUE: Aye.

4 MR. EVANS: Aye.

5 MR. GAUGHAN: Aye.

6 MR. PERRY: Aye. Opposed? The ayes  
7 have it and so moved.

8 MS. REED: 5-D. FOR INTRODUCTION -  
9 A RESOLUTION - AUTHORIZING THE MAYOR AND  
10 OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE  
11 AND ENTER INTO A BROWNFIELDS ASSESSMENT  
12 COALITION MEMORANDUM OF AGREEMENT BETWEEN  
13 THE COUNTY OF LACKAWANNA, LACKAWANNA COUNTY  
14 REDEVELOPMENT AUTHORITY AND THE CITY OF  
15 SCRANTON REGARDING THE PENDING SUBMISSION OF  
16 AN INDUSTRIAL SITES REUSE PROGRAM GRANT  
17 (ISRP) FOR THE FORMER RSM PROPERTY SITE,  
18 WYOMING AVENUE AND LINDEN STREET, SCRANTON,  
19 PA.

20 MR. PERRY: At this time, I'll  
21 entertain a motion that Item 5-D be  
22 introduced into its proper committee.

23 MR. EVANS: So moved.

24 MR. DONAHUE: Second.

25 MR. PERRY: On the question?

1 MR. GAUGHAN: Yes, on the question.  
2 I also asked Mr. Bulzoni about this project  
3 and I think this will answer Mrs.  
4 Schumacher's questions, the perspective cost  
5 of remediation is estimated at \$448,000.  
6 The 25 percent match is \$112,000 which would  
7 be the city's responsibility. The ISRP  
8 remediation grant will be sought by the  
9 county in partnership with the city. The  
10 initial plan, according to Mr. Bulzoni, will  
11 use part of the \$400,000 Keystone  
12 Communities Grant allocated to Scranton  
13 Tomorrow for remediation. The Commonwealth  
14 of the Pennsylvania would not allow Scranton  
15 Tomorrow to assign any of those dollars to  
16 remediation. Those dollars are for park  
17 improvements only as well as the approximate  
18 \$35,000 received from the Scranton family  
19 estate.

20 The city recently received  
21 notification of a \$50,000 grant from the  
22 state specifically to offset those costs of  
23 remediation. Notice was recently provided  
24 by Larry West, the chief of staff for  
25 Senator Blake. The city is working on the



1 formal grant application. Therefore, the  
2 source of the funds for the project would be  
3 as follows:

4 \$336,000 would come from the  
5 Groundfields grant remediation. \$50,000  
6 would come from the Keystone community  
7 grant. \$62,000 from the general fund  
8 allocation from the 2019 budget, which is  
9 going to be put in there. \$400,000 from the  
10 Keystone communities grant from Scranton  
11 Tomorrow construction and improvements, and  
12 then \$35,000 from the Scranton family estate  
13 for park improvements and that's for a total  
14 of \$883,000.

15 Mr. Bulzoni said that he does not  
16 expect the park improvements will amount to  
17 \$435,000 since the concept is basically for  
18 green space, but they do not have a design  
19 yet and, therefore, a cost estimate. So he  
20 believes worst case the budget commitment to  
21 the project without a grant offset is  
22 \$62,000. And then he did attach a memo so  
23 the timeline it looks like they are looking  
24 at a spring 2020 green space park grand  
25 opening after all is said and done so I can

1 provide you with the documentation on that.  
2 Thank you.

3 MR. PERRY: Thank you. All those in  
4 favor of introduction signify by saying aye.

5 MR. DONAHUE: Aye.

6 MR. EVANS: Aye.

7 MR. GAUGHAN: Aye.

8 MR. PERRY: Aye. Opposed? The ayes  
9 have it and so moved.

10 MS. REED: SIXTH ORDER. 6-A.

11 READING BY TITLE - FILE OF THE COUNCIL NO.  
12 32, 2018 - AN ORDINANCE - AUTHORIZING THE  
13 MAYOR AND OTHER APPROPRIATE CITY OFFICIALS  
14 TO APPLY FOR AND EXECUTE A GRANT APPLICATION  
15 BY THE CITY OF SCRANTON POLICE DEPARTMENT  
16 AND, IF SUCCESSFUL, A GRANT AGREEMENT, AND  
17 ACCEPT THE FUNDS RELATED THERETO THROUGH THE  
18 BJA FY 18 EDWARD BYRNE JUSTICE ASSISTANCE  
19 GRANT ("JAG") PROGRAM-LOCAL SOLICITATION IN  
20 THE AMOUNT OF \$21,053.00.

21 MR. PERRY: You've heard reading by  
22 title of Item 6-A, what is your pleasure?

23 MR. EVANS: I move that Item 6-A  
24 pass reading by title.

25 MR. GAUGHAN: Second.

1 MR. PERRY: On the question? All  
2 those in favor signify by saying aye.

3 MR. DONAHUE: Aye.

4 MR. EVANS: Aye.

5 MR. GAUGHAN: Aye.

6 MR. PERRY: Aye. Opposed? The ayes  
7 have it and so moved.

8 MS. REED: SEVENTH ORDER. 7-A. FOR  
9 CONSIDERATION BY THE COMMITTEE ON FINANCE -  
10 FOR ADOPTION - FILE OF THE COUNCIL NO. 28,  
11 2018 - AMENDING FILE OF THE COUNCIL  
12 NO. 125, 2017, AN ORDINANCE ENTITLED  
13 "GENERAL CITY OPERATING BUDGET 2018" BY  
14 TRANSFERRING \$50,000.00 FROM ACCOUNT NO.  
15 01.401.17040.4299 (NON-DEPARTMENTAL  
16 EXPENDITURES-OPEB TRUST FUND) TO ACCOUNT NO.  
17 01.401.10110.4299 (NON-DEPARTMENTAL  
18 EXPENDITURES-SHADE TREE COMMISSION) TO  
19 PROVIDE FUNDING FOR ADDITIONAL TREE  
20 MAINTENANCE COSTS AND THE PREPARATION OF A  
21 BASIC PLAN ON HOW TO DEPLOY ADDITIONAL TREES  
22 IN THE DOWNTOWN SECTION OF THE CITY.

23 MR. PERRY: What is the  
24 recommendation of the Chairperson for the  
25 Committee on Finance?

1 MR. EVANS: As Chairperson for the  
2 Committee on Finance, I recommend final  
3 passage of Item 7-A.

4 MR. DONAHUE: Second.

5 MR. PERRY: On the question?

6 MR. GAUGHAN: Yes, on the question.  
7 When Mr. Bulzoni was in the caucus last week  
8 I asked for the tree planting map with  
9 Mr. Santoli and we did see -- we did get  
10 that from him so we do have that if anybody  
11 is interested. Thank you.

12 MR. PERRY: Roll call, please?

13 MS. CARRERA: Mr. Donahue.

14 MR. DONAHUE: Yes.

15 MS. CARRERA: Mr. Evans.

16 MR. EVANS: Yes.

17 MS. CARRERA: Mr. Gaughan.

18 MR. GAUGHAN: Yes.

19 MS. CARRERA: Mr. Perry.

20 MR. PERRY: Yes. I hereby declare  
21 Item 7-A legally and lawfully adopted.

22 MS. REED: 7-B. FOR CONSIDERATION BY  
23 THE COMMITTEE ON RULES - FOR ADOPTION -  
24 FILE OF THE COUNCIL NO. 29, 2018 -  
25 ACKNOWLEDGING THE ADOPTION BY THE

1 COMMONWEALTH OF PENNSYLVANIA OF THE  
2 PENNSYLVANIA FIREWORKS LAW, ACT 43 OF 2017,  
3 ACKNOWLEDGING THAT THE FIREWORKS  
4 LAW PROHIBITS THE IGNITING OR DISCHARGE OF  
5 CONSUMER FIREWORKS ON PUBLIC OR PRIVATE  
6 PROPERTY WITHOUT THE EXPRESS PERMISSION OF  
7 THE OWNER, PROVIDING THAT THE CITY OF  
8 SCRANTON DOES NOT GRANT PERMISSION FOR  
9 ANYONE TO IGNITE OR DISCHARGE CONSUMER  
10 FIREWORKS ON THE STREETS OR SIDEWALKS OF THE  
11 CITY OF SCRANTON OR PROPERTY OWNED BY THE  
12 CITY OF SCRANTON INCLUDING, WITHOUT  
13 LIMITATION, ALL OF THE CITY OWNED PARKS AND  
14 PUBLIC BUILDINGS; DIRECTING THAT THE CITY OF  
15 SCRANTON PROVIDE CERTIFIED COPIES OF THE  
16 ORDINANCE TO ALL MAGISTERIAL DISTRICT JUDGES  
17 WITHIN THE CITY; PROVIDING FOR A REPEAL OF  
18 INCONSISTENT ORDINANCES; PROVIDING FOR THE  
19 SEVERABILITY OF THE ORDINANCE; AND PROVIDING  
20 THAT THE ORDINANCE SHALL TAKE EFFECT IN  
21 ACCORDANCE WITH PENNSYLVANIA LAW.

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

25 MR. EVANS: Second.

1 MR. PERRY: On the question? Roll  
2 call, please?

3 MS. CARRERA: Mr. Donahue.

4 MR. DONAHUE: Yes.

5 MS. CARRERA: Mr. Evans.

6 MR. EVANS: Yes.

7 MS. CARRERA: Mr. Gaughan.

8 MR. GAUGHAN: Yes.

9 MS. CARRERA: Mr. Perry.

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

12 MS. REED: 7-C. FOR CONSIDERATION  
13 BY THE COMMITTEE ON PUBLIC WORKS - FOR  
14 ADOPTION - FILE OF THE COUNCIL NO. 30, 2018  
15 - AUTHORIZING THE MAYOR AND OTHER  
16 APPROPRIATE CITY OFFICIALS TO EXECUTE A DEED  
17 OF EASEMENT AND RIGHT OF WAY BETWEEN THE  
18 CITY OF SCRANTON ("GRANTOR") AND THE  
19 PENNSYLVANIA-AMERICAN WATER COMPANY  
20 ("GRANTEE") GRANTING TO THE  
21 PENNSYLVANIA-AMERICAN WATER COMPANY  
22 THE EASEMENT, RIGHT OF WAY AND RIGHTS AS ARE  
23 SET FORTH BELOW WITH RESPECT TO THE  
24 PROPERTY, WHICH DEED OF EASEMENT AND RIGHT  
25 OF WAY ARE ATTACHED HERETO AS EXHIBIT "A".

1 MR. PERRY: What is the  
2 recommendation of the Chair for the  
3 Committee on Public Works?

4 MR. GAUGHAN: As Chairperson for the  
5 Committee on Public Works, I recommend final  
6 passage of Item 7-C.

7 MR. EVANS: Second.

8 MR. PERRY: On the question? Roll  
9 call, please?

10 MS. CARRERA: Mr. Donahue.

11 MR. DONAHUE: Yes.

12 MS. CARRERA: Mr. Evans.

13 MR. EVANS: Yes.

14 MS. CARRERA: Mr. Gaughan.

15 MR. GAUGHAN: Yes.

16 MS. CARRERA: Mr. Perry.

17 MR. PERRY: Yes. I hereby declare  
18 Item 7-C legally and lawfully adopted.

19 MS. REED: 7-D. FOR CONSIDERATION  
20 BY THE COMMITTEE ON PUBLIC WORKS - FOR  
21 ADOPTION - FILE OF THE COUNCIL NO. 31, 2018  
22 - AUTHORIZING THE MAYOR AND OTHER  
23 APPROPRIATE CITY OFFICIALS TO EXECUTE AND  
24 ENTER INTO A PERMANENT EASEMENT AGREEMENT  
25 AND TEMPORARY CONSTRUCTION EASEMENT BETWEEN

1 THE CITY OF SCRANTON AND LACKAWANNA HERITAGE  
2 VALLEY AUTHORITY FOR REAL ESTATE OWNED BY  
3 THE CITY OF SCRANTON AS MORE FULLY DESCRIBED  
4 IN EXHIBIT "A" ATTACHED HERETO.

5 MR. PERRY: What is the  
6 recommendation of the Chair for the  
7 Committee on Public Works?

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

11 MR. EVANS: Second.

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

14 MS. CARRERA: Mr. Donahue.

15 MR. DONAHUE: Yes.

16 MS. CARRERA: Mr. Evans.

17 MR. EVANS: Yes.

18 MS. CARRERA: Mr. Gaughan.

19 MR. GAUGHAN: Yes.

20 MS. CARRERA: Mr. Perry.

21 MR. PERRY: Yes. I hereby declare  
22 Item 7-D legally and lawfully adopted. If  
23 there is no more further business, I'll  
24 entertain a motion to adjourn.

25 MR. GAUGHAN: I have one thing,



1 Mr. Perry, if I don't mind.

2 MR. PERRY: Sure. Go ahead.

3 MR. GAUGHAN: I'm sorry. I totally  
4 forgot.

5 MR. PERRY: Absolutely.

6 MR. GAUGHAN: And don't I want this  
7 very nice woman to think I forget about her.  
8 Mrs. Reed, if we could send a letter, this  
9 woman had called me, she lives down on  
10 Dickson Avenue in Greenridge and she has  
11 some serious complaints about the Electric  
12 City Academy, which is the school down there  
13 on Dickson Avenue, she is complaining that  
14 students who are coming to school and then  
15 leaving the school are leaving trash in her  
16 yard, loitering, cursing, a lot of other  
17 things that I can't even say, at this  
18 meeting. So if we could send a letter to  
19 the superintendent of the Scranton School  
20 District and copy -- we will have to find  
21 out who is in charge of the Electric City  
22 Academy and just detail these concerns on  
23 behalf of this woman, and then if we could  
24 request that they have a teacher outside in  
25 the morning and after school or a security

1 guard or something because other neighbors  
2 in that area are complaining as well. Thank  
3 you. I'm sorry for the --

4 MR. PERRY: No, that's okay. Is  
5 there any other business? If not, I'll  
6 entertain a motion to adjourn.

7 MR. EVANS: Motion to adjourn.

8 MR. PERRY: This meeting is  
9 adjourned.

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C E R T I F I C A T E

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

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CATHENE S. NARDOZZI, RPR  
OFFICIAL COURT REPORTER