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1 SCRANTON CITY COUNCIL MEETING

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5 Held:

6 Thursday, January 12, 2006

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9 Time:

10 6:30 p.m.

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13 Location:

14 Council Chambers

15 Scranton City Hall

16 340 North Washington Avenue

17 Scranton, Pennsylvania

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23 Lisa M. Graff, RMR

24 Court Reporter

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1 CITY OF SCRANTON COUNCIL:

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3 MS. JUDY GATELLI, COUNCIL PRESIDENT

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5 MR. WILLIAM COURTRIGHT, VICE-PRESIDENT

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7 MS. JANET EVANS

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9 MS. SHERRY NEALON FANUCCI

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11 MR. ROBERT McTIERNAN

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13 MR. AMIL MINORA, ESQUIRE, SOLICITOR

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15 MS. KAY GARVEY, CITY CLERK

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17 MR. NEIL COOLICAN, ASSISTANT CITY CLERK

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1 MS. GATELLI: Okay. Please stand for

2 the Pledge Of Allegiance. Please remain standing for a

3 short prayer. Roll call.

4 MR. COOLICAN: Mrs. Evans.

5 MS. EVANS: Here.

6 MR. COOLICAN: Mrs. Fanucci.

7 MS. NEALON FANUCCI: Here.

8 MR. COOLICAN: Mr. McTiernan.

9 MR. MCTIERNAN: Here.

10 MR. COOLICAN: Mr. Courtright.

11 MR. COURTRIGHT: Here.

12 MR. COOLICAN: Mrs. Gatelli.

13 MS. GATELLI: Here. Dispense with the

14 reading of the minutes.

15 MS. GARVEY: 3-A, MINUTES OF THE POLICE

16 PENSION COMMISSION MEETING HELD ON WEDNESDAY,

17 NOVEMBER 16, 2005.

18 MS. GATELLI: Are there any comments?

19 If not, received and filed.

20 MS. GARVEY: 3-B, MINUTES OF THE

21 FIREMEN'S PENSION COMMISSION MEETING HELD WEDNESDAY,

22 NOVEMBER 16, 2005.

23 MS. GATELLI: Are there any comments?

24 If not, received and filed.

25 MS. GARVEY: 3-C, APPLICATIONS AND

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1 DECISIONS RENDERED BY THE ZONING HEARING BOARD ON

2 WEDNESDAY, DECEMBER 14, 2005.

3 MS. GATELLI: Are there any comments?

4 If not, received and filed.

5 MS. GARVEY: 3-D, CONTROLLER'S REPORT

6 FOR THE MONTH ENDING NOVEMBER 30, 2005.

7 MS. GATELLI: Are there any comments?

8 If not, received and filed.

9 MS. GARVEY: 3-E, There are no Clerk's

10 Notes this week. And Fourth Order, Citizens

11 Participation.

12 MS. GATELLI: Before I read from the

13 sign-in sheet, I would just like to say that we welcome

14 everyone to come up and speak.

15 As you know, the caucus starts at 5:30,

16 and you're all welcome to join us in the caucus room to

17 discuss any problems before the meeting. We will

18 continue to do that every week, and I hope that some of

19 you can make it. More on an informal basis, we can

20 have some conversations together and maybe come up with

21 some ideas.

22 The five-minute rule will be strictly

23 enforced. If you ask a Council member a question and

24 they respond, that will be part of your five minutes.

25 If you would like them to respond later in motions,

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1 then you can have your full five minutes.

2 I would ask that you have respect for

3 everyone. We are all mothers and fathers up here, and

4 we don't want to be embarrassed, as we would not

5 embarrass you. So, please, let's all treat each other

6 with kindness, and we'll go a long way.

7 My mother always taught me that you get

8 more bees with honey. So, let's try to work together.

9 That's our goal.

10 Five people up here, and you people out

11 there, and we're going to work together to make this a
12 better place. The first speaker, Andy Sbaraglia.

13 MR. SBARAGLIA: Andy Sbaraglia, citizen
14 of Scranton. Fellow Scrantonians, well, first I'd like
15 to congratulate our new Council members and all the
16 Council members for sitting up there in that hot seat,
17 which is probably going to get real hot.

18 I have something about this bridge
19 we're building over the gorge at Nay Aug, exactly what
20 does the mayor have in line with the other side of the
21 gorge at Nay Aug?

22 Now, this bridge is going to cost the
23 taxpayers \$763,000 to go over it. It costs the city
24 \$127,000. Does anybody know anything about the
25 contracts for this bridge, who got the contract, and
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1 exactly what he has in mind to do on the other side of
2 the gorge, which is important, because that used to be
3 where they had Luna Park. I don't know, I guess you
4 might, Judy, do you remember the bridge that went over?
5 Okay.

6 MS. GATELLI: Andy, I'm not that old.

7 Now, just because my hair is gray --

8 MR. SBARAGLIA: I am. Okay. There
9 used to be a bridge over the gorge, we had a bridge
10 over there, we tore it down for safety reasons, okay,
11 that's the reason why we tore it down, the kids used to
12 jump off it.
13 Now we're in the process of crossing
14 the gorge with another bridge, but the other side is
15 probably just wooded area. What does this mayor want
16 to do with the other side of the gorge that we need a
17 bridge across it? That is the first question.
18 The next question is, Who got the
19 contracts for this bridge? Because it's a bridge to
20 nowhere at present, because on the other side it's
21 probably nothing more than just old grove, not even old
22 grove, but grove forest because it hasn't been crossed
23 in a long time. The only people that go there is me
24 when I used to hike up there with the kids.

25 MR. COURTRIGHT: Andy, you know, I'm

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1 sure he has something in mind. He's not going to build
2 a bridge to nowhere, so maybe we can ask Kay to send a
3 letter down to him and ask him, and when we get the
4 answer, we'll come back to you with it, all right?

5 MR. SBARAGLIA: You better ask how much
6 is it going to cost us, because even a better question
7 than building the bridge to nowhere, because the bridge
8 to nowhere is only costing us \$127,000, but to develop
9 that area may cost half a million dollars.

10 MR. COURTRIGHT: Well, Kay, if we can
11 just ask for his entire plan and the cost of it, then
12 possibly if he can get us that by next week.

13 MR. SBARAGLIA: Okay. Let's look into
14 some old questions. Now, we all know that The Icebox
15 owes us \$600,000, which we have never gotten, and
16 probably never will get in my lifetime, because you
17 should read that old contract, the original contract,
18 you should read, and then the renewed contract, the
19 addendum they added to the original contract, because
20 the original contract called for that site for 198
21 years for a dollar a year.

22 Of course, when they come out with the
23 addendum to it, they cut it down to \$600,000, but they
24 put a stipulation in that he has to agree to pay
25 \$600,000, he has to make a deal with the Scranton

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1 Redevelopment Authority and so forth and so on before

2 any money comes to us, so I wish you can see if you can
3 put a little force, you know, a little -- well, a
4 little pressure to see if we can get that \$600,000,
5 because it's a shame to look at that site and to know
6 that we're owed that money and we ain't going to get
7 it, and the worst part about it, if you don't get a
8 raise with this and that KOZ runs out of that, the city
9 owns that, that property is owned by the city and only
10 leased for a dollar a year, so I don't know how it
11 would affect the taxes.

12 Would that man have to pay taxes on
13 land that the city owns or would we be responsible as
14 the taxpayers to just take the loss? These are
15 important questions to look at. These are just some of
16 them. I got about a thousand. I just didn't want to
17 bring them all up here.

18 But I would like you to think about Nay
19 Aug and the free swimming. I know you can't do much
20 with Nay Aug, except take it back, which I requested
21 that a 1,000 times to take -- disband the Recreational
22 Authority, take Nay Aug back into the city and actually
23 do what he was supposed to do up there.

24 That place was actually given to the
25 city for a recreational site for all kids to enjoy.

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1 All the pools in the city were placed in there, and we
2 have been paying for them all them years for kids to
3 enjoy.

4 Last year was an ungodly hot summer.

5 As you know, I think they had a dollar a day fee up
6 there, I believe that was the fee for the pools, I'm
7 pretty certain that was the fee, but I think you should
8 put a little stipulation in there when the temperature
9 rises above 87 degrees, it should be free. Thank you.

10 MS. GATELLI: Thank you. Les Spindler.

11 MR. SPINDLER: Good evening, Council,
12 Les Spindler, Scranton resident. First of all, I would
13 like to wish everybody a Happy New Year, I'd like to
14 welcome the new Council members and wish them lots of
15 luck. I'd like to congratulate Kay Garvey on her new
16 position, Congratulations, Kay, and Attorney Minora,
17 also.

18 MR. MINORA: Thank you.

19 MR. SPINDLER: Okay. I think on
20 January 2, there was a great injustice done.

21 Mrs. Evans served this city and its citizens very
22 admirably for two years as vice president of Council,

23 and as chairperson of finance, she looked out for the
24 good of the taxpayers, also Mrs. Evans received by a
25 large amount more votes than anybody else.

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1 Going by these facts, I think

2 Mrs. Evans deserved to be president, with all due

3 respect, Mrs. Gatelli.

4 Now, it looks like we're going to have

5 another rubber stamp Council as the past years. Once

6 again, the taxpayers are going to suffer.

7 Moving on on a couple questions, did

8 George Parker ever speak to the people on Hollow Avenue

9 about the problem they had up there?

10 MR. COURTRIGHT: I don't know if they

11 had the meeting yet, do you know, Kay? Could we ask

12 Mr. Parker?

13 MS. EVANS: If I might. Mr. Spindler,

14 the meeting has not yet occurred, however, arrangements

15 are being made, and I'll be notified when that does

16 occur, because I intend to be present.

17 MR. SPINDLER: Okay. The next thing,

18 this is a problem I've spoken about, this is the third

19 Council now I've brought this problem before, yesterday

20 it rained, the front of my house -- the sidewalks in
21 the front of my house get flooded.
22 It's a problem the city caused. They
23 put that handicap accessible corner in. All the water
24 from the street comes into my property. I can't get
25 out my front door, I can't go down my front steps, it's

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1 all flooded.

2 This is the third Council I brought
3 this problem up for, and it still has not been solved.

4 MS. GATELLI: What's your address, Mr.

5 Spindler?

6 MR. SPINDLER: I'll tell Neil.

7 MS. GATELLI: Okay.

8 MR. SPINDLER: That's all I have.

9 MS. GATELLI: Thank you very much.

10 Please refrain from applause, thank you. Phyllis

11 Humphrey.

12 MS. HUMPHREY: I want to congratulate
13 everybody that's here, and I've been praying for
14 Mrs. Evans' husband. She's been going through a real
15 lot, and she's very blessed.

16 MS. EVANS: Thank you.

17 MS. HUMPHREY: And I'm praying for
18 everyone. But this is a -- I have a letter here, and
19 then --

20 MS. GATELLI: Excuse me. Can we have
21 your name and address, please?

22 MS. HUMPHREY: My name is Phyllis
23 Bernadette (UNTRANSCRIBABLE) Humphrey, and I live at
24 499 Mulberry Street in Scranton, Pennsylvania. My
25 mission is for ecumenical peace for the reconciliation

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1 of churches, reconciliation of hearts.

2 MS. GATELLI: Mrs. Humphrey, I don't
3 mean to be abrupt, but we need to talk about city
4 business.

5 MS. HUMPHREY: This is about senate
6 business with Washington. It's the ACLJ, American
7 Center of Law Justice.

8 Dear Friend, European matters, I want
9 to make sure it counts. I have enclosed petitions to
10 the U.S. senators to insure they know where the stand
11 concerning the future of this country and the makeup of
12 the Supreme Court of the United States. You are
13 already know --

14 MS. GATELLI: Mrs. Humphrey, excuse me,
15 but we have nothing to do with the Senate of the United
16 States, so I'd ask you again --

17 MS. HUMPHREY: You have to do with law
18 and justice, right? I have a letter sent to the Civil
19 Rights Liberty Union.

20 MS. GATELLI: This is a City Council
21 meeting, and it has to be pertaining to city.

22 MS. HUMPHREY: Oh, okay, city business.

23 I'm a victim of abuse and crimes in the City of
24 Scranton, and I had two recent very bad attacks, which
25 I'm pursuing with the police department, and I know

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1 they are going to support me in this.

2 There has been break-ins in the
3 churches, desecration, not only desecration of
4 churches, desecration of priests, desecration of my
5 faith, desecration of human beings here in our town.
6 People have been abused, and there's people that have
7 been used and abused, and I have a lot of proof to
8 exonerate a lot of our holy priests that are sitting in
9 jail at this point, and everything has been handed
10 over. Due to this, I had sexual harassment from one

11 person and I was attacked --

12 MS. GATELLI: Mrs. Humphrey, I'm sorry,
13 but we can't talk about those things at a Council
14 meeting. I'm going to ask you to, please, sit down.

15 MS. HUMPHREY: Okay. No. Excuse me --

16 MS. GATELLI: You cannot talk about
17 sexual abuse cases, that needs to go to the district
18 attorney's office.

19 MS. HUMPHREY: It's going to go to the
20 district attorney's office, but nobody has --

21 MS. GATELLI: Please, please, city
22 business only.

23 MS. HUMPHREY: This has to do with the
24 city, about the crime in the city, and me being a
25 victim --

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1 MS. GATELLI: Oh, the crime is
2 absolutely a problem.

3 MS. HUMPHREY: I haven't seen anybody
4 come and show up to examine the crime area or anything,
5 I don't know what's going on there, but this holy
6 statue represents our church, everyone, goes to
7 Saint Ann's. Our police are dedicated and our city is

8 dedicated to St. Ann --

9 MS. GATELLI: Mrs. Humphrey, we can't
10 talk about saints at a City Council meeting.

11 MS. HUMPHREY: No, I'm talking about
12 the break-ins and the crime.

13 MS. GATELLI: There's a separation of
14 church and state, and we're not allowed to talk about
15 church at a Council meeting.

16 MS. HUMPHREY: That's why we need Mr.
17 -- Judge Alito, we need these people in, so we could
18 speak our freedom. Our --

19 MR. MCTIERNAN: I'd like to make a
20 motion that we --

21 MS. GATELLI: That's up to you,
22 Mrs. Humphrey. Please --

23 MR. MCTIERNAN: I'd like to make a
24 motion to recess, please. We need a second.

25 MS. NEALON FANUCCI: Second.

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1 MS. HUMPHREY: This is wrong. This is
2 wrong. This is wrong. This is freedom of speech.

3 MS. GATELLI: No, it's city business.

4 MS. HUMPHREY: City business, there's a

5 lot of crime going on in the city.

6 MS. GATELLI: Next is Fay Franus.

7 MS. FRANUS: Fay Franus, Scranton,

8 Pennsylvania.

9 MR. COURTRIGHT: Excuse me, Fay.

10 MR. MCTIERNAN: Attorney Minora, do we

11 need to have a motion to resume the meeting, since

12 there was a motion to recess?

13 MR. MINORA: I didn't know it was

14 passed.

15 MR. MCTIERNAN: Yes. It was a little

16 loud, but --

17 MS. NEALON FANUCCI: I did second.

18 MR. MCTIERNAN: Motion to resume.

19 MS. NEALON FANUCCI: Second.

20 MS. GATELLI: You can start,

21 Mrs. Franus.

22 MS. FRANUS: Fay Franus, Scranton. I

23 just want to speak about something on the agenda that I

24 read.

25 Council's appointment of Tony

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1 Marinucci again to the Recreational authority, I think

2 it's a disgrace. We've had problems with this man for
3 years and years and years, and he's been there for
4 political reasons only for the mayor, and to think that
5 you people would put him back again is totally wrecks
6 of political, political -- it's political, and there's
7 no two ways about it.

8 MR. COURTRIGHT: Fay, I think we
9 covered this ground once before in the past.

10 MS. FRANUS: No.

11 MR. COURTRIGHT: Please let me explain,
12 all right, or do you want me to wait? I don't want to
13 take your five minutes.

14 MS. FRANUS: Go ahead.

15 MR. COURTRIGHT: When he sends these
16 down to us, it's more or less considered a courtesy.
17 He -- we have no --

18 MS. FRANUS: How do you feel, Billy?

19 MR. COURTRIGHT: Well, I'm just trying
20 to explain to you the rules. We have no authority --

21 MS. FRANUS: You vote, don't you?

22 MR. COURTRIGHT: But the vote is a
23 courtesy. We have no control over it.

24 MS. FRANUS: No, but your vote will
25 stay still say how you feel. If you don't want this

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1 person to get elected, you will vote no, whether it's a
2 courtesy or not, whether it's the mayor's appointment.

3 Let's see how you vote then. Let's see how you vote on
4 this amendment, who votes for Mr. Marinucci and who
5 doesn't, then we'll see who's political and who's not.

6 Take it from there.

7 If I knew I was sitting there, there's

8 no way in hell I would vote for him or this

9 Mr. Rempe, whatever his name is. They're all in it

10 together.

11 Go to a Recreational Authority meeting

12 and watch how he conducts a meeting. It's a disgrace,

13 and this man should not be there.

14 And, yet, here he is again. Here he is

15 again for another five-year term. I've asked how many

16 times at this meeting that they should appointment

17 anybody from the city, no political connections

18 whatsoever to get the job done right, and I think the

19 city should take back Nay Aug Park where it belongs and

20 let the City Council make the rules about whether

21 people should pay to go in Nay Aug Park.

22 The law is the law is the law. The

23 park is for the park in this city, not for the
24 Recreational Authority to take the money, and who knows
25 where it's gone.

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18

1 Why don't you start tonight for the
2 first meeting and vote the way you should? We'll see
3 how you vote.
4 And, Judy, I know you're president of
5 the neighborhood association for many years, but
6 there's no way, there's no way at all, that I think you
7 should be president, when Mrs. Evans has been here for
8 two years and has done the job. I don't know how you
9 justify it. I don't have a clue how you justify this,
10 but I guess you figure you can. I don't know how you
11 people sleep nights. You either, Billy. I mean, you
12 voted. I don't know how you people sleep nights.

13 MS. GATELLI: Is there any other
14 speakers?

15 MR. BUDZINSKI: Good evening.
16 Fred Budzinski, Jermyn Apartments. First I want
17 congratulate Judy Gatelli, Sherry Fanucci for being
18 elected to the Council, and Janet Evans elected again
19 to City Council. Well over 1700, 300 votes. If you

20 were running for mayor, we'd have a mayor -- the first
21 time we'd have a woman mayor in the City of Scranton.

22 MS. EVANS: Thank you, Mr. Budzinski.

23 MR. BUDZINSKI: Thank God we have a
24 taxpayers association now to look after our city
25 finances and so forth.

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1 I had some people tell me about the
2 Lackawanna bridge, one sidewalk is closed off, the
3 other sidewalk seems to be starting depressing in
4 certain sections. I think they'll want to have it
5 marked to watch out.

6 I don't know if that bridge has been
7 inspected when, but God forbid if that bridge should
8 collapse and fall down in the river, I don't think that
9 would happen, but that bridge should be looked at.

10 MR. COURTRIGHT: Fred, I think this
11 summer you might see some action on that bridge. It's
12 my understanding that this summer something is going to
13 happen there.

14 MR. BUDZINSKI: Okay. For now, that's
15 all I have to say. Thank you.

16 MS. GATELLI: Thank you.

17 MR. NEWCOMB, SR.: Good evening,
18 Council. I'd like to welcome the new members,
19 Mrs. Fanucci, Mrs. Gatelli.
20 I'd just like to make a few statements
21 and a few questions. The first statement I would like
22 to make is we talked here about our local newspaper,
23 and I just want to make something clear that there's
24 been some articles in the paper recently, I'm sure
25 everybody read about, my son who comes here to
20

1 meetings, and the way that the headlines read, Doherty
2 Critic Berating the Mayor, my question is, she's not
3 here, but, or to you ladies and gentlemen up there,
4 what does any of those statements have to do with what
5 was in the newspaper? It shouldn't have anything to do
6 with it.

7 My son comes up here, not as a Doherty
8 basher or berating the mayor, like it said in the
9 newspaper, he comes he like a taxpayer, like anybody
10 else, and speaks his mind. So, again, we definitely
11 see what should have been in the City Hall Briefs about
12 that big, took second page. There was a murder in West
13 Scranton in August, it took the third page. So, what

14 he did, took second. So, just and inkling about that.

15 And the question I have is, I'm sorry,

16 one more statement, Mrs. Evans I do also like to thank

17 you for your prior years of service, and I'm sure your

18 next four will be just as successful.

19 And like the gentleman here, I believe

20 he said 1700, but it was 17,000, 17,000 people had

21 faith in you, you did receive more votes than anybody

22 else, including the mayor, and I'll keep my opinion to

23 myself why you're not, you know, in the president seat,

24 because you all voted up for the president that you

25 have now, and I'll respect that, but I just feel that

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21

1 you should have been in that spot, because you have the

2 experience to be there.

3 And one thing I respect you for is you

4 never change the way you feel and the way you vote. If

5 you think it's wrong from the beginning, it's wrong

6 from the beginning. Other Council members, they

7 thought it was wrong from the beginning, but later on,

8 you know, changed their vote for whatever reason, but I

9 do respect you for that.

10 And the question I do have,

11 Mrs. Gatelli, I believe when the swearing ceremonies
12 were last week and one of the news reporters asked you
13 about what your main concerns were going to be, I
14 believe you said it was finances, correct, is that what
15 you said, finances for the city?

16 Well, my question is, and I'm not
17 polling the Council, but I could appreciate it if
18 anybody could on an individual basis answer my
19 question, in this budget, I know we talked about there
20 was three positions put in there, an assistant to an
21 assistant was the first two, and the third one, I
22 believe, was for somebody answering phones.

23 The assistant to DPW, I believe, was a
24 \$50,000 position, the assistant to the director was a
25 \$50,000 position, and I believe for the hotlines we
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1 were going to pay somebody \$35,000.

2 My question is, With the finances of
3 the city, we are still distressed, we lost a lot of
4 arbitrations, we owe a lot of money in arbitrations,
5 and now we're in debt for millions and millions of
6 dollars, on an individual basis up there, if you could,
7 do you find it feasible or do you agree that something

8 like that, an assistant to the assistant should even be
9 brought in a budget when we're in this financial shape
10 that we're in? Mrs. Evans?

11 MS. EVANS: No, I don't agree with the
12 creation of that position, furthermore, I feel after
13 all of the extensive research I've done on the
14 financial circumstances of the City of Scranton, it can
15 ill afford any job creations.

16 There should have been realistically a
17 downsizing within management, within middle management,
18 within the attorneys that have been employed, within
19 the consultants that have been employed.

20 I think you really have to sweep your
21 house clean first before you attempt to saddle all of
22 these people with a tax increase.

23 MR. NEWCOMB, SR.: I agree.

24 Mrs. Gatelli, do you have a response to that or anybody
25 else? Do you feel that those positions --

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23

1 MS. GATELLI: If I were here, I would
2 have voted against the budget.

3 MR. NEWCOMB, SR.: Okay. Thank you.

4 Okay. Good evening.

5 MS. GATELLI: Thank you. Anyone else?

6 Mr. Ancherani.

7 MR. ANCHERANI: Good evening, Council.

8 I'm Nelson Ancherani, I'm a resident and taxpayer, city

9 employee, and I'm also financial secretary of the FOP.

10 The newspaper criticized speakers

11 recently at Council, they believed the speakers had an

12 agenda, but they're right, the agenda that the Council

13 speakers have and had is the concern and well being of

14 the city, they come here because they care.

15 I'm a taxpayer, and I'm concerned where

16 my share of my taxpayer payments are going. I believe

17 that every other taxpayer in the city should be

18 concerned.

19 We're facing a \$200 million plus debt

20 for 28 more years. And now we read that Attorney Greco

21 is owed \$100,000 more since October 2004, and maybe

22 that may not be enough to cover the bills that are

23 sitting in someone's office waiting to be paid. This

24 \$100,000 will take it to \$500,000 that the city is or

25 will pay Attorney Greco.

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24

1 I have to ask, and I guess this is a

2 question for our finance chairman, is Attorney Greco
3 also getting paid by OECD and the Scranton
4 Redevelopment Authority, and if he is, is this double
5 dipping? And don't we have city solicitors that could
6 do the job that he is doing for a lot less money? No
7 other administration had the number of attorneys on the
8 payroll as this one.

9 Another place on the finances, the DPW
10 budget came in 60 percent higher last year, more money
11 spent than allocated, and I don't see anyone jumping up
12 and down on that one.

13 About the \$5.5 million arbitration loss
14 to the American Anglican, the city didn't even appeal
15 that arbitration, and we, the taxpayers, are going to
16 have to pay it. Add this to the \$200 million plus.

17 Now the city is going to raise the
18 former Holiday Manor for \$100,000, and I understand a
19 lien is not going to be put on the price tag when the
20 land is sold.

21 Why not recoup that \$100,000 in form of
22 the lien, and a \$100,000 could be put back into the pot
23 to raise more blighted properties?

24 The city paid \$78,000 to raise the
25 building in the 1200 block of Bryn Mawr Street. That

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25

1 \$78,000 was not recouped. Why?

2 The mayor is saying health care went up

3 \$3 to \$4 million. Sure, we fired the health care

4 consultant who saved the city millions. We forget

5 sometimes that we are also paying health care for 100

6 new employees that replaced those 100 employees that

7 were forced out.

8 We'll be losing approximately \$500,000

9 on the CRF loan. We also paid out \$3.4 million up to

10 the end of 2005 on raises and new hires that the mayor

11 violated the recovery plan on.

12 The recovery plan does not limit it to

13 union employees, it covers all city employees, so,

14 therefore, the raises violated the recovery plan, but

15 violating union contracts doesn't seem to bother this

16 administration.

17 All the mayor had to do four years ago

18 was to sit down with the unions and contracts could

19 have been worked out.

20 Millions could have been saved on

21 attorneys' and arbitrator's fees. One thing we have to

22 remember is that a happy employee is a productive

23 employee, but the labor tensions now you can cut with a
24 knife.

25 A lighter note is as for the new police
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26

1 building, it was sorely needed, but it is too small.

2 Do I get one more minute or is that it? One more

3 minute, okay. \$3.6 million, and it is too small, some

4 offices oversized, and others too small.

5 From what I understand, also, that

6 there's sewage still crossing the Davis Trail at Nay

7 Aug. It's raw sewage from the zoo, and if I was an

8 official of the city, I would be really concerned about

9 the health and safety of its citizens. Diseases such

10 as E-Coli could be breeding there, and I would be

11 concerned about the stuff getting on my shoes if I was

12 walking there and tracking it into the house and

13 possibly having babies crawling around on the floor

14 where it was tracked in.

15 And just a remainder, the tax increase,

16 it's coming, the mayor said so. So, we as union

17 employees have learned to tighten our belts, as we have

18 not gotten a raise in four years. Tightening its belt

19 is something this administration has not learned.

20 Union employees have had to learn it. I hope the city

21 would also learn that. Thank you.

22 MS. GATELLI: Thank you, Mr. Ancherani.

23 Anyone else like to speak before Council? Mr. Morgan.

24 MR. MORGAN: Good evening, Council.

25 The first thing I'd like to say is about this little

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27

1 girl, this eight-year old little girl in Olyphant that

2 was hit by a car, and they're doing a collection for

3 her at Penn Security Bank on 626 Cedar Avenue, and I

4 know the little girl is not a Scrantonian, but, you

5 know, I hope that everybody wherever they are in

6 whatever community outside Scranton, you know, even

7 social clubs, and just everybody, people who go to

8 work, they should take up a collection and send money

9 to the bank in this little girl's name because of the

10 tragedy this family is living through, and I just hope

11 that everybody would do that, and also pray for this

12 little girl.

13 The first thing I have is, you know, I

14 got here late, I just got here, and I only glanced at

15 the agenda, and Mrs. Gatelli, you ran for Council, and

16 I know you've been very active in the South Side

17 Neighborhood Association, and everybody has their own
18 opinions to what causes blight in the city, but when
19 you look at the agenda, from 5-B basically right to
20 5-G, it's layer after layer of taxes and taxes and more
21 taxes.

22 Now, there comes a point when you've
23 got to realize that everybody's not a slum lord, okay,
24 and that's not being critical of you, either, you know,
25 a lot of people come to this podium and people in
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28

1 general, The Scranton Times, a lot of individuals, they
2 talk about slum lords, when the true reality of it all
3 is that this community is overtaxed, and what I'm
4 saying to you, Mrs. Gatelli, is that there seems to be
5 an avenue communication between yourself and the mayor,
6 it's time to open that up to a boulevard and let him
7 understand that all the positions that this gentleman
8 wants to create are counterproductive to a resurgence
9 of the City of Scranton.

10 For a true resurgence of this city, we
11 have to get rid of the 2.4 wage tax. And you know,
12 there's a lot of other things we can do.

13 Mr. Greco's contract should be ripped

14 up and thrown in the garbage. You know, I can't
15 imagine paying a man so much money in so many various
16 parts of the city's administration that we don't even
17 know where he is in all aspects of his services to the
18 city.

19 And it's time to realize that what we
20 really have to do is we have to change the city's
21 direction. And we're not going to do it with the same
22 failed techniques we've used of one time financing, tax
23 anticipation notes, prayers, they're just not going to
24 work, we have to go in a new direction, so maybe you
25 can discuss that with the mayor and we can head in a
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1 new direction.

2 Now, we're talking about reappointments
3 and putting people on commissions, and my question is,
4 Of all these people that are listed here, do any of
5 them owe delinquent taxes? I think that's a very
6 legitimate question to ask.

7 I can't tell you at this point which
8 ones may or may not, but I think that if you're going
9 to serve a function in the city, that you should be a
10 leader and set an example that all your taxes are paid

11 and all your fees are paid, and I think before this
12 Council moves to put anybody in any position, it should
13 see that that's looked into first, even if we have to
14 wait one more meeting to introduce these things, so
15 that we put the right people that are setting the right
16 example for the taxpayers of the City of Scranton.
17 And with that said, the Scranton
18 Recreational Authority should have its function
19 changed. We need a playground program in the city, and
20 not only do we need that, we need to create four
21 full-time positions at Weston Park to create a program
22 for recreation for adults and children in this city,
23 and I think we've lost that, and I think that's a very
24 valuable tool, and I think that we should give it back
25 to the residents, I think the residents deserve certain
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1 things, and that's one of the things I think they do
2 deserve. Thank you.

3 MS. GATELLI: Thank you very much.

4 Anyone else like to speak before Council?

5 MS. HUDACHEK: I'm a Scranton taxpayer,

6 I moved into this town --

7 MS. GATELLI: Can we have your name,

8 please?

9 MS. HUDACHEK: No. I moved into this

10 town --

11 MS. GATELLI: I believe that if you

12 speak, you have to give your name. Am I right?

13 MR. MINORA: It's in the rules.

14 MS. GATELLI: Yeah, you have to give

15 your name.

16 MS. HUDACHEK: Frances Hudachek. I

17 moved into this town from Hawley about six months ago,

18 I purchased a home, I thought it was part of heaven,

19 I'm beginning to think it's part of hell. I never

20 realized until I started coming to these meetings as to

21 how distressed this city is.

22 My husband right now is in Iraq trying

23 to secure us a future for our golden years. Come to

24 find out, we pay 3.4 percent occupation tax for him to

25 be over there, not only do we pay that, we also pay

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1 property tax, school tax beyond anything that I ever

2 paid in Hawley.

3 I'm very, very, distressed that maybe

4 I've made the biggest mistake of my life, and I don't

5 know how to tell my husband when he comes home.
6 It's up to you people, that's why
7 you're given the privilege of being on the City Council
8 to protect the taxpayers, not to all your little
9 gameful things that you may have in store in the
10 future, but today right here and right now is to
11 protect the taxpayers, to protect the people of this
12 city, and I hope to God that you take your job
13 seriously.
14 I hope you're not just sitting up there
15 to look pretty or handsome or anything else, it's to
16 take your job seriously and to protect us, because we
17 can't do it, we can't walk into the mayor's office,
18 from what I understand, and say what we want to say.
19 We have to give it to you, and then you tell him what
20 we want to say.
21 Again, I hope I'm wrong, I'm hoping
22 things clear up within the next ten months before my
23 husband comes home, that I could tell him we have a
24 piece of heaven, not a piece of hell. Thank you.

25 MS. GATELLI: Thank you. Is there

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1 anyone else?

2 MS. STOKER-O'MALLEY: Good evening,

3 Council. Happy New Year. And I came for several

4 reasons tonight, one, to welcome the ladies to the

5 Council.

6 MS. GATELLI: Can we have your name,

7 please?

8 MS. STOKER-O'MALLEY: My name is Sarine

9 Stoker O'Malley, and I live up on East Mountain.

10 I came hear for several reasons, one, I

11 came here with a petition last time about Moltke

12 Avenue, and literally we had glaciers on Moltke Avenue.

13 The city came up, thanks to Charlie Matthews and

14 Mr. Parker, and they dug up the street and they put --

15 whatever they put in there, big stone and a lot of

16 things, but we no longer need a dozer and a Zamboni to

17 get through to our homes, and I just want to say thank

18 you for that.

19 The other reason I'm here is when they

20 did East Mountain Road, they did a beautiful job, and I

21 understand that it's not finished, but when you come

22 out end of Moltke, it's not done there, and you have to

23 go bump, bump, bump, bump to get out onto East Mountain

24 Road.

25 I was told it's just not done, but that

1 causes a lot of problems when you're trying to make
2 that sharp turn to get up there in the wintertime when
3 it snows. I just want to make sure that that is
4 finished and completed when the East Mountain project
5 is done. They're, like, leaving part of it undone.
6 The other reason, of course, I'm here
7 is because Maple Street is not opened, however, the
8 city did come up and open East Elm, and that aggravates
9 me to no end, because I've been here for 12 years
10 saying I'm paying taxes on land I can't use.
11 Everybody here tonight is complaining
12 about taxes, well, I'm sure if they were paying taxes
13 on land they couldn't use, they'd be very annoyed.
14 Well, I'm past annoyed. I'm still paying taxes on land
15 I cannot use.
16 And my taxes, from what I understand,
17 are going to go up, and that's ridiculous. KOZ it or
18 something for me and until they can get this matter
19 straightened out.
20 I'm not asking for a ridiculous thing
21 here. Mr. Parker assures me that I'm on the list and
22 he's going to take care of me.

23 And I saw the mayor at the fishing
24 derby this summer when I took my kids up, and he
25 assured me, this is going to be taken care of. I'm
. . .
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1 still waiting, twelve years I'm waiting, and I'm still
2 going to have to pay taxes on this land, and I'm still
3 waiting. I'm tired of waiting.

4 You know he -- Mr. Parker will say to
5 me, you know, we're going to come up, we're going to
6 take down the trees, well, that's a good start, but you
7 also got a six-foot ditch in there that some kid could
8 walk into and get hurt.

9 I mean, one day, this matter could be
10 straightened out. You come in there, cut down those
11 trees, a grater goes in, levels it out, throws some
12 stone down, and I'm out of your hair forever.

13 But enough is enough, I mean, honestly.

14 And I'm praying that the ladies of this Council can
15 show these gentlemen how it's done, and I'm a firm
16 believer in that.

17 Again, that's why I'm here. Thank you
18 to Charlie and to George, you did a fabulous job, we
19 don't have glaciers on Moltke Avenue and our own people

20 can get in and out and we can get in and out without

21 large problems and everything else. Thank you.

22 MS. GATELLI: Thank you. Are there any

23 other speakers? Kay.

24 MS. GARVEY: 5-A, Motions.

25 MS. GATELLI: Mrs. Evans.

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1 MS. EVANS: Good evening. Ladies and

2 gentlemen, I ask for your prayers tonight, as Mr.

3 Morgan did earlier, for Mia Diaz, the sweet child who

4 was struck by a van on Monday morning, and for her

5 parents and her brother, as well.

6 First I have some citizens' requests

7 and a brief announcement. 913 Ridge Avenue, which is

8 located behind the Petersburg Bank, has not been plowed

9 either last winter or this current year. The bank's

10 snow removal contractor also pushes snow several feet

11 high into the block.

12 The 400 block of South Irving to the

13 dead end off Moosic Street, the 500 of Reece Street,

14 the 200 of Crown Avenue, residents of each of these

15 blocks complain that there was no plowing or salting

16 performed during the December 2005 snowfalls. Please

17 be sure to address these areas in the future.

18 And although East Mountain Road itself

19 is complete, the road signs for the intersection of

20 East Mountain Road and Yesu Lane were never replaced.

21 Please address as soon as possible.

22 ATVs are traveling through East

23 Mountain area and driving on ice on Mountain Lake, and

24 the neighbors are very concerned for the safety and

25 welfare of those drivers, and they would ask that

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1 police watch the area.

2 And a resident of East Mountain

3 complained that East Mountain Road had not been plowed

4 or salted during the early morning hours. School buses

5 travel at these hours, as well. Snow often falls at

6 the top of the mountain when the remainder of the city

7 sees rain or no precipitation whatsoever, so please try

8 to address this for these the East Mountain residents.

9 A city resident reports that she's been

10 trying to obtain an apartment at Park Gardens since

11 1999, without success.

12 Although she contacted the Housing

13 Authority monthly in 2003, and also sent letters to the

14 Scranton Housing Authority board members in the later
15 part of 2005, she was told there were no vacancies, and
16 she never received a response to her letters; however,
17 I, myself, know of parties who have moved into this
18 development in 2005. And, so, I would like a letter
19 sent Mr. Baker requesting a response to my questions,
20 specifically, What is the criterion for selection of
21 tenants for Park Gardens?

22 Mr. Courtright, I know that in 2005,
23 you received similar complaints, did Mr. Baker ever
24 respond to your letters?

25 MR. COURTRIGHT: He responded, but not

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1 that part, he responded to the part where there was a
2 parking problem up there, and the response I got is
3 they were looking into the rest of it, but I never got
4 the criteria. I did ask for it, I never got it.
5 Because I had two individuals, one was
6 waiting two years, and one was waiting three years, to
7 get an apartment in there, and they can't seem to get
8 it, so I'm still waiting. So, maybe your letter will
9 nudge him a little.

10 MS. EVANS: Well, thank you for the

11 update. Also, residents of the area complain about
12 parking on East Mountain Road. They claim that
13 Lakeview Drive, which is less travelled and wider, has
14 no parking signs.

15 Corporal Bachman examined the area on
16 December 12 and observed several vehicles parked the
17 right of the travel line, however, he states that the
18 city must install no parking signs in that area, if it
19 wishes to prevent parking. Please send a letter to
20 Mr. Parker requesting his opinion and the installation
21 of signs, if he deems them necessary.

22 Also, a letter to the tax office in
23 care of Mr. McDowell, are any taxes owed on the Holiday
24 Manor property, and if so, what is the amount of the
25 delinquency.

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1 And a quick announcement, drop-off
2 sites for Christmas trees are Rockwell Park, Crowley
3 Park, Tripp Park at the end of Bulwer Street, and the
4 South Side Complex centers, and they will all be open
5 from eight to 5 p.m. through January 31.

6 Curbside pickup will be as follows:

7 West Side, tomorrow, January 13; South Side and

8 Minooka, the week of January 17; North Scranton, the
9 week of January 23; the Hill and Green Ridge, the week
10 of January 30; East Mountain and West Mountain, the
11 week of February 6.

12 Now, tonight Council will introduce all
13 taxes and fees to be levied on Scrantonians for the
14 year 2006, however, introduction of the EMS tax, that
15 is the new tax that replaces the Occupational Privilege
16 Tax and increases individual contributions to \$52
17 annually will be held this evening and introduced at a
18 later date.

19 Why? The legislation does not -- well,
20 the current legislation does not exempt workers earning
21 \$12,000 or less, nor does it allow for any type of
22 payment schedule.

23 Who dropped the ball? Your state
24 legislators. I find it amazing that Senator Mellow and
25 our representatives could remain in session overnight

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1 to vote themselves a pay raises, yet they lacked the
2 compassion to remain in session in December long enough
3 to help their poor constituents, the little guy, who
4 can't forward to lose \$52 from one paycheck, because he

5 needs that money to pay his electric bill, and \$52 is a
6 great sum of money to lose if your take-home spay only
7 \$250 to \$300 per week; therefore, I could not vote for
8 the legislation as it stood. It is unjust and punitive
9 to the poor.

10 If, however, administration and this
11 Council will preempt the statement bill by exempting
12 those who earn less than \$12,000, and that appears to
13 be a strong possibility, and offer a payment schedule
14 of perhaps two to four payments in the first quarter, I
15 will happily support that legislation.

16 And incidentally, that payment schedule
17 would apply to those earning only above \$12,000
18 annually.

19 With regard to the demolition of the
20 Holiday Manor by the city and its failure to place a
21 lien on the property to recoup costs, I must pose a
22 question to the mayor, On January 2, the date of his
23 swearing in for his second term of office, Mr. Doherty
24 stated that he intended to focus on the neighborhood
25 and residents' homes for the next four years, yet I

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I have in my possession pages and pages of condemned

2 properties throughout Scranton's neighborhoods that
3 have awaited demolition for years and months.
4 Mr. Mayor, Are you a man of your word?
5 The money is better spent in people's neighborhoods.
6 Enough corporate Welfare for the downtown.
7 At last check in November 2005, there
8 appears to be only \$150,000 available in CDBG funds for
9 demolition, however, I await an update from
10 Ms. Hailstone and Mr. Fiorini for firm and current
11 amounts.
12 Since Council's reorganization meeting
13 of January 2, a certain few anomalous activities have
14 occurred. Some colleagues were bothered or malcontent
15 with my request for information, specifically regarding
16 Attorney Greco's bills, some colleagues apparently feel
17 I should not request information outside of the DPW
18 committee or without the approval of the other four,
19 and I believe they're basing such a notion on
20 Section 306 of the Home Rule Charter.
21 The past practice of Council has been
22 the ability of five Council members to request any and
23 all information which is then disseminated among the
24 five. The precedent was set many years ago.
25 Further, violations of the charter,

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1 specifically Section 304, salary, and Section 904,
2 capital budget, have been violated by former
3 Councilmen Pocius and Hazzouri, among others, and the
4 current administration respectively.

5 In addition, all Council members
6 receive the same information, hence, such an attempt is
7 merely ludicrous.

8 And the only reason I could possibly
9 consider such actions would be a plan to hide
10 information or ultimately to deceive the public.

11 I was also given a motion from some
12 colleagues this evening to amend the rules of Council.

13 The discussion of these ideas was not conducted openly,
14 and I was not a part of these discussions.

15 Further, the meeting will be elongated
16 to include an eighth order at the end of the regular
17 meeting, in which taxpayers may discuss city business.

18 Under fourth order, citizens participation, only
19 agenda items may be addressed. Is this legal and
20 within the rights of the new majority? Absolutely yes.

21 Is it right? In my humble opinion only, no.

22 Reading between the lines, I believe

23 this is an attempt to gag the speakers. You must
24 remain until the end of the meeting, late in the
25 evening, to address problems, concerns or suggestions,

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1 and I wonder who wishes to do so at the end of a long
2 workday.

3 On the other hand, citizens do have the
4 opportunity to see the president prior to the meetings
5 off camera, but I see this as damage control, and it
6 sidesteps the awesome responsibilities of our
7 president, and I believe she can control Council
8 meetings, I believe without such measures, otherwise,
9 I would not have voted for her.

10 And I respectfully request that my
11 honorable colleagues consider the following prior to
12 passing such an amendment, we, the people of the City
13 of Scranton, recognize that government is competent
14 only when those who compose it work as trustees of the
15 people as a servant of the people. Good government
16 must be responsive to their basic human needs. This
17 quote is taken from the preamble to our very own Home
18 Rule Charter. That's it.

19 MS. GATELLI: Mrs. Fanucci.

20 MS. NEALON FANUCCI: I would like to
21 thank everybody for all of their support and their
22 wonderful help in us trying to guide these meetings in
23 a correct way.

24 I have to say that I would love, love
25 to say that this is exactly accurate, and what we've

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1 been planning as a Council is actually coming together
2 and trying to make our decisions together.

3 We had sat for a long time trying to
4 figure out exactly what these rules of the meeting
5 would be, not to inhibit anyone's freedom of speech, in
6 fact, to try to make us work easier together, so that
7 not only will you come up and say, Oh, this is a
8 problem, but maybe we can come to some type of
9 solution. We were actually looking for ways to
10 actually make our meeting run better.

11 Now, we also had discussed, which I
12 don't know if Mrs. Evans was present, because she did
13 not get there on time, but if we can sit there and say
14 to each other, maybe we're not going to do this, we
15 didn't say it was in stone, we did not pass this
16 legislation, we did not say this was something we were

17 absolutely going to do, in fact, I believe, if any of
18 my colleagues want to disagree, that we said, Let's see
19 how the meeting goes, because we were new, we had no
20 idea.

21 So, to come in and really say this is
22 exactly what was stated was exactly not the truth.
23 That was not the truth. It might have been what was
24 interpreted, but I believed when we all left, it was to
25 say that we were not definitely going to do this at the

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1 end of the meeting, it was to see how the people
2 reacted and how we responded.

3 On other business, I had gone and met
4 with OECD, this was something that I felt was
5 important, because this is going to be my new
6 committee, and to find out exactly what the functions
7 were of OECD.

8 When I got there, I was very impressed
9 with not only how the office had run, but all the
10 things that we don't know as taxpayers come out of that
11 place.

12 There is so much that we can find out
13 and benefit from in the city that we probably wouldn't

14 even know in the first place.

15 When I got there I said, Okay, well,

16 I'm not going to act like I know all this, so I need to

17 go by the step by step, but I hope to report to you

18 every single week, I'm going to meet with them every

19 week to find out not only the projects that they have

20 going on, but what we can do as a city to say, These

21 are what's available for the people out there.

22 There's so many programs that -- even

23 little thing like heating and helping with loans and

24 stuff that the normal avenue person would not know, so

25 I hope to keep you abreast of those situations.

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1 But on a lighter note, I just want to

2 say that I am very honored to be here and I would hope

3 that instead of us getting pinned into a corner before

4 we actually get to where we need to be, that we can

5 actually just work together and get where we want to

6 get, and I don't believe that we can do it, if people

7 do not meet and find out what there is to do.

8 MS. EVANS: Mrs. Fanucci, could you

9 tell me, though, who drafted and printed this

10 information that was given to me this evening?

11 MS. NEALON FANUCCI: I would imagine

12 that was Kay, correct?

13 MS. EVANS: I don't know. It says, I

14 make a motion that we amend the rules of Council to

15 apply with --

16 MS. NEALON FANUCCI: Did you draft that

17 or did you --

18 MR. MINORA: I drafted it.

19 MS. EVANS: At whose order?

20 MR. MINORA: I'm not sure who's order.

21 I had a request of ideas and thoughts and put them

22 down. It was not supposed to have been, as I

23 understood, passed tonight. It was just a --

24 MS. GATELLI: It was just for

25 discussion.

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1 MS. NEALON FANUCCI: It was a

2 discussion.

3 MR. MINORA: In fact we reviewed at the

4 caucus --

5 MS. EVANS: Yes, that's when I received

6 it this evening, but it reads in the form of first

7 person, I make a motion, I would also amend

8 Article 5, Section 1 B., as if a script for some

9 Council member to read.

10 MR. MINORA: That would be the only way

11 we would be able to do that.

12 MS. EVANS: Oh, well, yes, I know that,

13 it has to be in the form of a motion. I'm sorry. His

14 response --

15 MR. MINORA: I'll be happy to explain

16 it. I was asked to draw up a motion that would be

17 considered or thought up to comply with Judge Mazzoni's

18 order.

19 We've been following Judge Mazzoni's

20 order for a couple of years, but the rules evidently

21 have not been amended as they should have been, I

22 think, in 2003.

23 I happened to notice that at the

24 organizational meeting, that the rules were not in

25 conformance with his order, and was asked to draw a

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1 motion with some ideas and on how that could be changed

2 and complied with. That's what was done.

3 It was brought before everybody at

4 Council at the caucus to review and look at to

5 determine if it made sense, if it was worthwhile, if
6 there are other changes that might be made, it was a
7 point of discussion.

8 MS. EVANS: Attorney Minora, I spoke
9 with you on January 2, as well, about Judge Mazzoni's
10 order, did I not?

11 MR. MINORA: I spoke with all the
12 Council members, but I mentioned that our rules had to
13 be amended.

14 MS. EVANS: Yes, to include that
15 citizens may address city business, rather than agenda
16 items, as had been stated in Council rules for the past
17 several years. That was the concern that I had
18 addressed with you, and your response was you would
19 discuss it with the Judge Mazzoni, and then draft a
20 piece of legislation that would properly comply with
21 his ruling, but I not discuss changing a time limit for
22 speakers, creating an eight order, et cetera, so I was
23 merely asking you, you know, I've obtained the answer,
24 yes, you drafted this, at the request of whom? It was
25 not my request.

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1 MR. MINORA: No, it wasn't your

2 request. I spoke to Mrs. Gatelli, I spoke to
3 Mrs. Fanucci, I spoke to Mr. Courtright, I did not
4 speak to Mr. McTiernan, and I didn't speak with you,
5 but I passed it all out as a point of discussion,
6 because it's difficult to have the same conversation
7 five times sometimes, and it's easier to put together a
8 document as a point of discussion.

9 In my practice oftentimes when I have
10 situations like this, I find it most helpful to put
11 something together as a point of discussion when
12 everyone is in one room and all the ideas can then be
13 addressed. And if it's a bad idea, rip it up.

14 MS. EVAN: Oh, I agree with you,
15 absolutely, a point of discussion for five people,
16 that, you know, it's irrelevant perhaps to this
17 discussion, but that was exactly my point about any
18 discussions conducted with the mayor, that it should be
19 conducted with five Council members present, according
20 to the Sunshine Law, open to the public, but that never
21 came to fruition.

22 MR. MINORA: I'm afraid I don't know
23 what --

24 MS. EVANS: Well, that precedes your
25 taking this office.

1 MR. MINORA: You lost me there.

2 MS. COURTRIGHT: Mrs. Evans, could I

3 speak for one second? I had no knowledge of this

4 either until this afternoon. I spoke to Mr. Minora on

5 the phone, and that's the first I heard of it, so

6 correct me if I'm wrong, I think you're a little upset

7 with the fact you didn't know about it until you came

8 in tonight, I was a little upset with the fact that I

9 didn't know about it until this afternoon.

10 MR. MINORA: It was only drafted this

11 afternoon, by the way.

12 MR. COURTRIGHT: So, and I wasn't going

13 to speak on it, but you said you spoke to me, I don't

14 want anybody to think that I was the one, because I'm

15 not --

16 MR. MINORA: Oh, no.

17 MR. COURTRIGHT: I'm just clarifying it

18 for myself. I didn't say you're pointing the finger at

19 me, but I'll be leaving here and people will be saying,

20 Bill, did you draw that legislation? No, I didn't.

21 And at the time when I spoke to

22 Mr. Minora on the phone, I really didn't think it was a

23 good idea, I thought that maybe let's wait and see how
24 these meetings proceed.

25 If the new president has a problem

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1 keeping it under control and we needed to make some
2 kind of rules, I would be willing to look at it then.

3 So, I think maybe where your concern comes in is that
4 you didn't know about -- am I correct, you didn't know
5 about this being --

6 MS. EVANS: Well, that's a secondary
7 concern, because actually I had gotten wind of it
8 before today, but I honestly didn't believe it would be
9 quite as real as what I'm seeing this evening, but --

10 MS. GATELLI: We spoke to
11 Attorney Minora when we met with Roseanne Novembrino
12 about different ways that we could allow the public to
13 speak, and he had an opinion from, I think,
14 Attorney Nealon --

15 MR. MINORA: Judge Nealon.

16 MS. GATELLI: -- and he said, I have
17 some good ideas, and I'll bring them before the Council
18 when we have our caucus, so that's why we talked about
19 it tonight.

20 MS. EVANS: Well --

21 MS. GATELLI: You know, it might not be
22 a bad idea, because people will get two opportunities
23 to speak. The first opportunity will be to speak on
24 agenda items only, so you will talk before we vote on
25 the agenda items, then you will be allowed to speak the

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1 second time on other city matters. Well, if you're
2 awake. You're all here. I watch them, you're here
3 until one o'clock in the morning, now all of a sudden
4 you're going to go home? Don't go home.

5 MS. EVANS: Well, that's exactly it.

6 MS. GATELLI: You're allowed to come
7 into Council at 5:30. That's not damage control,
8 that's a neighborhood person. I've been doing that for
9 25 years. I'm not trying to control anybody. I just
10 got here.

11 MS. FRANUS: Why do you have to wait
12 for eight order?

13 MS. GATELLI: Well, you only get five
14 minutes then. The other way, you'd get ten.

15 MS. FRANUS: Why can't we speak on
16 anything, not just city business?

17 MS. GATELLI: Well, you can, that's
18 what we decided in the caucus tonight, that we were
19 going to do that.

20 MS. FRANUS: Now you just said on
21 agenda first five minutes on agenda only, and anything
22 else wait for eight order. Why can't we just keep it
23 like it always --

24 MS. GATELLI: Well, you can, because
25 when we met in caucus tonight, we decided not to do
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1 that.

2 MS. NEALON FANUCCI: The whole point we
3 already decided tonight that this was not going to take
4 place tonight, this was not even an issue, in fact,
5 that's what the whole point is. This was not something
6 that we decided upon.

7 MS. FRANUS: It was brought up as a
8 motion.

9 MS. NEALON FANUCCI: It was not brought
10 up as a motion, it certainly was not.

11 MS. GATELLI: Mr. Minora wrote it that
12 way. It wasn't on the agenda.

13 MS. EVANS: Just to clarify,

14 Mrs. Franus, it could not have taken effect tonight, in
15 fact, because it must be moved, and then it must be
16 voted upon. It's a resolution, actually. The rules of
17 Council are in the form of a resolution, however, it
18 was decided tonight that for the time being we would
19 continue past practice, but it has also been agreed
20 upon that that is not written in stone and could change
21 at any time, so, I just felt it's very important for
22 the public to know what possible direction the new
23 Council could be heading in.

24 MS. NEALON FANUCCI: And I'd like to
25 state that this Council would like to head in a lot of
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1 different directions, and I think that this is
2 something that we are considering as a learning curve.
3 We are going to go out there and we're going to try and
4 run this meeting the best that we can for all of us,
5 and in no way is it trying to gag anybody's speech.
6 In fact, we want this to be better.

7 Unfortunately --

8 MS. GATELLI: Excuse me. This is
9 motions, and no one else is allowed to talk.

10 MS. NEALON FANUCCI: Unfortunately we

11 cannot decide that without trial and error, discussing
12 things, putting things out there and then discussing
13 them and saying yes or no, and that's exactly what we
14 did tonight.

15 This was not intended for tonight, this
16 was not even going to be brought up tonight. So, to
17 me, the point is just probably not even made. I mean,
18 I don't think we need to go any further.

19 MS. EVANS: Well, just to end this, the
20 rules of Council, however, have to be adopted, and
21 accurately adopted. Most often, or rather normal
22 practice, is that they are adopted at the
23 reorganization meeting every two years, so to say that
24 this is a variable set of rules, is quite inaccurate.

25 A decision must be made, and those rules must be
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1 adopted and adhered to.

2 MS. NEALON FANUCCI: This rule was not
3 going to be adopted, period.

4 MS. GATELLI: All right. Let's move on
5 with this. Are you done, Mrs. Fanucci.

6 MS. NEALON FANUCCI: I am.

7 MS. GATELLI: Mr. McTiernan .

8 MR. MCTIERNAN: Thank you, Mrs.

9 President. First of all, I'd like to welcome Neil. I

10 see in our packet there's an assignment as the new

11 assistant city clerk replacing Kay, so welcome, Neil,

12 and congratulations.

13 And second of all, I agree with some of

14 the speakers, and I think it's important that we do

15 talk about the issues, for example, the demolition and

16 recouping some of the fees regarding the demolition.

17 There is a serious discussion that

18 needs to be held whether or not it encourages

19 development, whether or not we can balance off the cost

20 of demolition, whether it does encourage, and I don't

21 think that's something that someone could just say

22 because, I think we need to do research, I think we

23 need to have that backed up with dollars and cents, I

24 think we need to look at the receipts that are

25 generated by these demolitions, we need to look at if

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1 they generate jobs, transfer taxes, they are a lot of

2 factors that go in, other than the fact that it might

3 not feel right, and I'm not suggesting what my opinion

4 is, I'm saying that a very serious discussion does need

5 to be held, whether or not the cost of demolition is
6 placed in a lien against the property when the city
7 demolishes it. So, not expressing an opinion, just
8 expressing the fact that we do need to discuss that.

9 And number three, I had an opportunity
10 to meet with members of the law department and the
11 business administrator, Mr. Kresefski, and that was a
12 productive meeting.

13 I do encourage all of the public to
14 review the issues at hand, and by all means ask
15 questions in fifth and sixth order of a particular
16 ordinance or fifth order in a resolution, so that I can
17 contact the business administrator's office and try to
18 have the answers that you request. I intend to have an
19 open relationship with the business administrator's
20 office, and, no, I am not a certified public
21 accountant, but I will do the best I can to get you the
22 information you need. Thank you, Madame President.

23 MS. GATELLI: Mr. Courtright.

24 MR. COURTRIGHT: Yes. Kay, Mr. Pocius
25 a few months back made a motion that we get an engineer

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1 report for the parking garage across from the Hilton on

2 Adams and Lackawanna Avenue, and we did not get that.

3 We did send that out, did we not?

4 MS. GARVEY: Yes.

5 MR. COURTRIGHT: So, could we maybe get

6 a second request, because we did do that by motion, and

7 Mr. Pocius actually made the motion.

8 And speaking of the garage, I will

9 speak with the police department and maybe we can

10 forward something to the Hilton.

11 I had a couple people tell me that when

12 the people are parked in the front of the Hilton and

13 they, I don't know if it's the valet parking or how

14 it's worded, but some people are coming out of the

15 Hilton and going South on Adams Avenue to get into the

16 parking garage, so now you're coming down Adams Avenue

17 and you have somebody coming at you head-on in the

18 wrong direction.

19 I went down there several times to try

20 to monitor it myself, but I didn't see it happening, so

21 I will speak with the police department to see if they

22 can take a look at it, and maybe we can ask the

23 management of the Hilton if in fact it's their

24 employees doing that or if it's just guests maybe

25 looking for a shortcut. I don't want to see a head-on

1 accident there.

2 Our own Chris Sledzinski brought this

3 up many weeks ago, and nothing's been done, and now

4 it's really bad. On the corner of Jackson Street and

5 Main Avenue where the Wachovia Bank is, a whole section

6 where the sewer lid is, it's just broken away. I don't

7 know in this weather, well, we've been having pretty

8 nice weather, maybe they can patch it or do something.

9 I tried to move it myself and put it back in place, but

10 I didn't do much good.

11 I was asked just today, so I didn't

12 have an opportunity to talk to the police department,

13 Are the Community Justice Officers gone? I think they

14 are. I'm not sure.

15 MS. GATELLI: They're gone.

16 MR. COURTRIGHT: Their grant's gone,

17 so, therefore, they are gone. I know people aren't

18 happy with that, but I don't know what I can do about

19 the grants are gone, so, therefore, they are gone. And

20 that's all I have.

21 MS. GATELLI: Thank you.

22 Mr. Courtright, speaking of the Community Justice

23 Officers being gone, I believe that the district
24 attorney's office is going to continue to try to get
25 more grants to fund the Community Justice Office.

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1 I know in South Scranton we are
2 continuing or program, we will not have an officer, but
3 we will continue to have a housing officer, and the
4 office remains open.

5 I know it's your department,

6 Mr. Courtright, so I would request from you if you
7 could find out for me the status of beat officers and
8 bike patrols.

9 I know that we have one bike patrol
10 officer, but from what I understand, he's now in a
11 patrol car, so I'd like to know the status of the beat
12 cops and the bicycle cops.

13 MR. COURTRIGHT: All right. What has
14 happened is we're in January and everybody is bidding
15 their new shifts and everything, I don't know that we
16 have what they call fast cops or cops ahead left. We
17 might have exhausted those, I don't know if we have any
18 of those left or not, if we do, they're very few.

19 All we have now would be CommD

20 officers, and I don't know if they have a choice or not
21 whether they go on bikes.

22 Bikes were provided, thank God, by the
23 neighborhood associations, they all bought them for
24 these officers, and whatever accessories they needed,
25 so, the last count I think we had three fast cops,

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1 which would be cops the City of Scranton has to pay a
2 portion of their salary, and then in the final years
3 the city has to pay it all, or in the final year, I
4 should say.

5 I think they might have gone as of
6 December, but I don't want to misspeak here, so I will
7 check and make sure, but we do have CommD officers that
8 are paid 100 percent by CommD money, and I'll get a
9 listing of where they're located and how many they are.

10 And the only thing I ask is, they go
11 like, CD3-A, CD3-B, things to that effect, 2-A, when I
12 -- I'll read the list so everybody knows where their
13 officers are in your neighborhood, the only thing I
14 will tell you is sometimes if 3-A, I just know for sure
15 is in West Scranton, because it's where I'm at, and
16 sometimes they're not -- if I tell you there's going to

17 be an officer at 3-A, on certain occasions they
18 relocated them to a different part of the city for
19 different events, so I don't want you to think I lied
20 to you if you look out there and there's no officer.
21 I know for, like, the Italian Festival,
22 sometimes they bring them down there, for the St.
23 Patrick's Day Parade they might relocate them to a
24 different location.

25 There's been questions whether or not

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1 that's legal to do that, because it's OECD money paying
2 them or CommD money, I should say, paying them, and I
3 believe the answer to that is, not to jump on your time
4 here, but I believe the answer to that is when they
5 relocate, and if I'm wrong, I'm sure I'll find out the
6 minute I get out of here, when they relocate a CommD
7 officer, say, for instance to do the St. Patrick's Day
8 Parade, possibly they don't pay them out of CommD
9 money, it might be a CommD officer, and maybe that
10 officer might not be getting paid out of CommD money,
11 I've been told that in the past, I've never seen that
12 in writing, so I don't know, because I've had several
13 complaints when the officer was pulled from the area to

14 do the St. Patrick's Day parade of the Italian Festival

15 or whatever.

16 But not to go on and on, but I will

17 have that list for you next week.

18 MS. GATELLI: The other thing I want to

19 say was about the Emergency Services Tax, they did send

20 that down to be put on the agenda, and the President

21 does have the right to pull legislation from the

22 agenda, which I did, because that legislation said that

23 everyone making \$1,000 would have to pay the \$52 tax.

24 Now, the state says that it can go up

25 to \$12,000, and I believe that this Council is going to

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1 support that \$12,000 with the suggestion of paying it

2 in intervals, rather than paying it all at once;

3 however, I don't know if they could change any other

4 things about it, but if we can look into possibly

5 writing to our state representatives and our state

6 senator and ask if we can do this tax in a percentage

7 basis, rather than paying a flat rate, you would pay

8 according to your salary.

9 So, someone making \$10,000 or \$12,000,

10 certainly would pay a lot less than someone making

11 \$50,000 or \$60,000. So, you know, write and see if

12 that's a possibility for them to consider.

13 I think that's all I have. We have a

14 lot on the agenda. Thank you all for coming, and we'll

15 continue with the business portion of the meeting.

16 MS. EVANS: Mrs. Gatelli, if I might, I

17 want to commend you on pulling that particular piece of

18 legislation.

19 MS. GATELLI: Thank you. Well, I

20 discuss that with you, you know, when I saw you the

21 other day.

22 MS. EVANS: Yes. And I think that was

23 a bold move and one that benefits truly the people of

24 the city, especially the poor, the middle class poor,

25 so on behalf of all of them, I thank you for doing

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1 that.

2 And if I can just quickly add one more

3 thing, I agree with what Mr. McTiernan was saying in

4 terms of developing a better system by which -- well,

5 determinations of demolition will occur, but I did want

6 to correct one item, it's not a feeling, these aren't

7 feelings, these are realities, and when I look at the

8 corner of Sanderson Avenue and Green Ridge Street and
9 take a look over in Keyser Valley at developments,
10 beautiful developments that are going up with -- these
11 are going to be gorgeous condominiums for those who can
12 afford them, structures were demolished at the cost of
13 the taxpayers, and when we're particularly looking at
14 any institution, you know, whose net assets exceed \$100
15 million, I think it stands to reason that they could
16 certainly afford the cost of the demolition.
17 And for those pieces of property
18 throughout the city where, you know, we're talking
19 about safety hazards and blight conditions, those are
20 the areas that this meager amount of money needs to be
21 focused on, our neighborhoods. That's it.

22 MS. GATELLI: Kay.

23 MS. GARVEY: 5-B, FOR INTRODUCTION - AN
24 ORDINANCE - AMENDING FILE OF THE COUNCIL NO. 8, 1976,
25 ENTITLED AN ORDINANCE (AS AMENDED) PROVIDING FOR THE

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1 GENERAL REVENUE BY IMPOSING A TAX AT THE RATE OF 2 MILL
2 UPON THE PRIVILEGE OF OPERATING OR CONDUCTING BUSINESS
3 IN THE CITY OF SCRANTON AS MEASURED BY THE GROSS
4 RECEIPTS THEREFROM; REQUIRING REGISTRATION AND PAYMENT

5 OF THE TAX AS CONDITION TO THE CONDUCTING OF SUCH
6 BUSINESS; PROVIDING FOR THE LEVY AND COLLECTION OF SUCH
7 TAX; PRESCRIBING SUCH REQUIREMENTS FOR RETURNS AND
8 RECORDS; CONFERRING POWERS AND DUTIES UPON THE TAX
9 COLLECTOR; AND IMPOSING PENALTIES, BY IMPOSING THE
10 BUSINESS PRIVILEGE TAX AT THE RATE OF 1 MILL FOR
11 CALENDAR YEAR 2006.

12 MS. GATELLI: At this time I'll
13 entertain a motion that it be introduced into it's
14 proper committee.

15 MR. COURTRIGHT: So moved.

16 MS. FANUCCI: Second.

17 MS. GATELLI: All in favor.

18 MS. EVANS: Aye.

19 MS. FANUCCI: Aye.

20 MR. MCTIERNAN: Aye.

21 MR. COURTRIGHT: Aye.

22 MS. GATELLI: Aye. Any opposed? It's

23 so moved.

24 MS. GARVEY: 5-C, FOR INTRODUCTION - AN

25 ORDINANCE - AMENDING FILE OF THE COUNCIL NO. 7, 1976,

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1 ENTITLED AN ORDINANCE (AS AMENDED) IMPOSING A

2 MERCANTILE LICENSE TAX OF 2 MILLS FOR THE YEAR 1976 AND
3 ANNUALLY THEREAFTER UPON PERSONS ENGAGING IN CERTAIN
4 OCCUPATIONS AND BUSINESSES THEREIN; PROVIDING FOR ITS
5 LEVY AND COLLECTION AND FOR THE ISSUANCE OF MERCANTILE
6 LICENSES; CONFERRING AND IMPOSING POWERS AND DUTIES
7 UPON THE TAX COLLECTOR OF THE CITY OF SCRANTON; AND
8 IMPOSING PENALTIES, BY IMPOSING THE MERCANTILE LICENSE
9 TAX AT 1 MILL FOR CALENDAR YEAR 2006.

10 MS. GATELLI: I'll entertain a motion

11 that the item be introduced into it's proper committee.

12 MR. COURTRIGHT: So moved.

13 MR. MCTIERNAN: Second.

14 MS. GATELLI: All in favor.

15 MS. EVANS: Aye.

16 MS. FANUCCI: Aye.

17 MR. MCTIERNAN: Aye.

18 MR. COURTRIGHT: Aye.

19 MS. GATELLI: Aye. Any opposed? So

20 moved.

21 MS. GARVEY: 5-D, FOR INTRODUCTION - AN
22 ORDINANCE - AMENDING FILE OF THE COUNCIL NO. 100, 1976,
23 ENTITLED AN ORDINANCE (AS AMENDED) LEVYING GENERAL AND
24 SPECIAL TAXES FOR THE FISCAL YEAR 1977, BY SETTING THE
25 MILLAGE FOR THE YEAR 2006.

1 MS. GATELLI: I'll entertain a motion

2 that the item be introduced into it's proper committee.

3 MR. COURTRIGHT: So moved.

4 MS. FANUCCI: Second.

5 MS. GATELLI: All in favor.

6 MS. EVANS: Aye.

7 MS. FANUCCI: Aye.

8 MR. MCTIERNAN: Aye.

9 MR. COURTRIGHT: Aye.

10 MS. GATELLI: Aye. The ayes have it

11 and so moved.

12 MS. GARVEY: 5-E, FOR INTRODUCTION - AN

13 ORDINANCE- AMENDING FILE OF THE COUNCIL NO. 6, 1976

14 ENTITLED AN ORDINANCE (AS AMENDED) IMPOSING A TAX FOR

15 GENERAL REVENUE PURPOSES ON THE TRANSFER OF REAL

16 PROPERTY SITUATE WITHIN THE CITY OF SCRANTON;

17 PRESCRIBING AND REGULATING THE METHOD OF EVIDENCING THE

18 PAYMENT OF SUCH TAX; CONFERRING POWERS AND IMPOSING

19 DUTIES UPON CERTAIN PERSON, AND PROVIDING PENALTIES, BY

20 IMPOSING THE RATE OF THE REALTY TRANSFER TAX AT 2.2%

21 FOR CALENDAR YEAR 2006.

22 MS. GATELLI: I'll entertain a motion

23 that the item be introduced into it's proper committee.

24 MR. COURTRIGHT: So moved.

25 MS. FANUCCI: Second.

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1 MS. GATELLI: All in favor.

2 MS. EVANS: Aye.

3 MS. FANUCCI: Aye.

4 MR. MCTIERNAN: Aye.

5 MR. COURTRIGHT: Aye.

6 MS. GATELLI: Aye. Opposed? The ayes

7 have it and so moved.

8 MS. GARVEY: 5-F, FOR INTRODUCTION - AN

9 ORDINANCE - AMENDING FILE OF THE COUNCIL NO. 17, 1994

10 ENTITLED AN ORDINANCE (AS AMENDED) AUTHORIZING THE

11 GOVERNING BODY OF THE CITY OF SCRANTON TO ENACT A WASTE

12 DISPOSAL AND COLLECTION FEE FOR THE PURPOSE OF RAISING

13 REVENUE TO COVER THE WASTE DISPOSAL AND COLLECTION

14 COSTS INCURRED BY THE CITY OF SCRANTON FOR THE DISPOSAL

15 OF REFUSE, BY IMPOSING A WASTE DISPOSAL AND COLLECTION

16 FEE OF \$178.00 FOR CALENDAR YEAR 2006.

17 MS. GATELLI: I'll entertain a motion

18 that the item be introduced into it's proper committee.

19 MR. COURTRIGHT: So moved.

20 MS. FANUCCI: Second.

21 MS. GATELLI: All in favor.

22 MS. EVANS: Aye.

23 MS. FANUCCI: Aye.

24 MR. MCTIERNAN: Aye.

25 MR. COURTRIGHT: Aye.

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1 MS. GATELLI: Aye. Any opposed? It's

2 so moved.

3 MS. GARVEY: 5-G, FOR INTRODUCTION - AN

4 ORDINANCE - AMENDING FILE OF THE COUNCIL NO. 11, 1976,

5 ENTITLED AN ORDINANCE (AS AMENDED) ENACTING, IMPOSING A

6 TAX FOR GENERAL REVENUE PURPOSES IN THE AMOUNT OF 2% ON

7 EARNED INCOME AND NET PROFITS ON PERSONS, INDIVIDUALS,

8 ASSOCIATIONS AND BUSINESSES WHO ARE RESIDENTS OF THE

9 CITY OF SCRANTON, OR NON-RESIDENTS OF THE CITY OF

10 SCRANTON, FOR WORK DONE, SERVICES PERFORMED OR BUSINESS

11 CONDUCTED WITHIN THE CITY OF SCRANTON, REQUIRING THE

12 FILING OF RETURNS BY TAXPAYERS SUBJECT TO THE TAX;

13 REQUIRING EMPLOYERS TO COLLECT THE TAX AT SOURCE;

14 PROVIDING FOR THE ADMINISTRATION, COLLECTION AND

15 ENFORCEMENT OF THE SAID TAX; AND IMPOSING PENALTIES FOR

16 THE VIOLATIONS, BY IMPOSING THE WAGE TAX AT 2.4% ON

17 EARNED INCOME FOR THE YEAR 2006 FOR RESIDENTS.

18 MS. GATELLI: I'll entertain a motion

19 that the item be introduced into it's proper committee.

20 MR. COURTRIGHT: So moved.

21 MS. FANUCCI: Second.

22 MS. GATELLI: On the question? All in

23 favor, say aye.

24 MS. EVANS: Aye.

25 MS. FANUCCI: Aye.

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1 MR. MCTIERNAN: Aye.

2 MR. COURTRIGHT: Aye.

3 MS. GATELLI: Aye. Opposed? The ayes

4 have it and moved.

5 MS. GARVEY: 5-H, FOR INTRODUCTION - AN

6 ORDINANCE - APPROVING THE TRANSFER OF A RESTAURANT

7 LIQUOR LICENSE IN THE NAME OF MID-VALLEY COMMUNITY

8 GROUP, 1149 MAIN STREET, DICKSON CITY, PENNSYLVANIA,

9 BOROUGH OF DICKSON CITY, LICENSE NO. R-4219 TO FACCIA

10 LUNA, LLC FOR USE AT 301 NORTH MAIN AVENUE, SCRANTON,

11 PENNSYLVANIA, 18504 AS REQUIRED BY THE PENNSYLVANIA

12 LIQUOR CONTROL BOARD.

13 MS. GATELLI: At this time I'll

14 entertain a motion that the item be introduced into

15 it's proper committee.

16 MR. COURTRIGHT: So moved.

17 MS. FANUCCI: Second.

18 MS. GATELLI: On the question? All in

19 favor, say aye.

20 MS. EVANS: Aye.

21 MS. FANUCCI: Aye.

22 MR. MCTIERNAN: Aye.

23 MR. COURTRIGHT: Aye.

24 MS. GATELLI: Aye. Opposed? The ayes

25 have it and so moved.

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1 MS. GARVEY: 5-I, FOR INTRODUCTION - AN

2 ORDINANCE - AUTHORIZING THE CONVEYANCE BY SEALED BID OR

3 AUCTION OF THREE PARCELS OF LAND IN NORTH SCRANTON

4 ACQUIRED PURSUANT TO THE LACKAWANNA RIVER FLOOD CONTROL

5 PROJECT, AS MORE PARTICULARLY DESCRIBED ON THE ATTACHED

6 MAP.

7 MS. GATELLI: I'll entertain a motion

8 that the item be introduced into it's proper committee.

9 MR. COURTRIGHT: So moved.

10 MS. FANUCCI: Second.

11 MS. GATELLI: All in favor.

12 MS. EVANS: Aye.

13 MS. FANUCCI: Aye.

14 MR. MCTIERNAN: Aye.

15 MR. COURTRIGHT: Aye.

16 MS. GATELLI: Aye. Opposed? The ayes

17 have it and so moved.

18 MS. GARVEY: 5-J, FOR INTRODUCTION - AN

19 ORDINANCE - AUTHORIZING THE TRANSFER OF A PARCEL OF

20 LAND ACQUIRED BY THE CITY THROUGH THE FLOOD CONTROL

21 PROJECT BY SEALED BIDS TO THE HIGHEST BIDDER, PROPERTY

22 LOCATED AT 622 RACE STREET, AND RECORDED AT RECORD BOOK

23 RO44, PG. 1321.

24 MS. GATELLI: I'll entertain a motion

25 that the item be introduced into it's proper committee.

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1 MR. COURTRIGHT: So moved.

2 MS. FANUCCI: Second.

3 MS. GATELLI: All in favor.

4 MS. EVANS: Aye.

5 MS. FANUCCI: Aye.

6 MR. MCTIERNAN: Aye.

7 MR. COURTRIGHT: Aye.

8 MS. GATELLI: Aye. The ayes have it

9 and so moved.

10 MS. GARVEY: 5-K, FOR INTRODUCTION - A

11 RESOLUTION - AUTHORIZING THE MAYOR AND OTHER

12 APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A

13 CONTRACT WITH LODGE 2305 OF THE INTERNATIONAL

14 ASSOCIATION OF MACHINISTS AND AEROSPACE WORKERS IN

15 ACCORDANCE WITH THE MEMORANDUM OF UNDERSTANDING

16 NEGOTIATED BETWEEN THE PARTIES AND RATIFIED BY THE

17 MEMBERSHIP.

18 MS. GATELLI: I'll entertain a motion

19 that the Item 5-k be introduced into it's proper

20 committee.

21 MR. COURTRIGHT: So moved.

22 MS. FANUCCI: Second.

23 MS. GATELLI: All in favor.

24 MS. EVANS: Aye.

25 MS. FANUCCI: Aye.

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1 MR. MCTIERNAN: Aye.

2 MR. COURTRIGHT: Aye.

3 MS. GATELLI: Aye. Opposed? The ayes

4 have it and so moved.

5 MS. GARVEY: 5-L, FOR INTRODUCTION - A
6 RESOLUTION - APPROVING AND AUTHORIZING A MORTGAGE
7 SUBORDINATION AGREEMENT, IN FAVOR OF FIRST NATIONAL
8 COMMUNITY BANK CONCERNING A CITY OECD COMMERCIAL
9 INDUSTRIAL LOAN WITH 501 SOUTH WASHINGTON AVENUE
10 ASSOCIATES, LLC TO BE EXECUTED (ATTACHED).

11 MS. GATELLI: I'll entertain a motion
12 that Item 5-L be introduced into it's proper committee.

13 MR. COURTRIGHT: So moved.

14 MS. FANUCCI: Second.

15 MS. GATELLI: All in favor.

16 MS. EVANS: Aye.

17 MS. FANUCCI: Aye.

18 MR. MCTIERNAN: Aye.

19 MR. COURTRIGHT: Aye.

20 MS. GATELLI: Aye. Opposed? The ayes

21 have it and so moved.

22 MS. GARVEY: 5-M, FOR INTRODUCTION - A
23 RESOLUTION - APPROVING AND AUTHORIZING A MORTGAGE
24 SUBORDINATION AGREEMENT, IN FAVOR OF FIRST NATIONAL
25 COMMUNITY BANK CONCERNING A CITY OECD COMMERCIAL

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1 INDUSTRIAL LOAN WITH JOHN B. COOPER, PAUL S. COOPER,

2 AND ANGELA COOPER, T/A 519 LINDEN STREET COMPANY, TO BE
3 EXECUTED (ATTACHED).

4 MS. GATELLI: I'll entertain a motion
5 that Item 5-M be introduced into it's proper committee.

6 MR. COURTRIGHT: So moved.

7 MS. FANUCCI: Second.

8 MS. GATELLI: All in favor.

9 MS. EVANS: Aye.

10 MS. FANUCCI: Aye.

11 MR. MCTIERNAN: Aye.

12 MR. COURTRIGHT: Aye.

13 MS. GATELLI: Aye. Opposed? The ayes
14 have it and so moved.

15 MS. GARVEY: 5-N, FOR INTRODUCTION - A

16 RESOLUTION - APPROVING AND AUTHORIZING A MORTGAGE

17 SUBORDINATION AGREEMENT, IN FAVOR OF FIDELITY DEPOSIT &

18 DISCOUNT BANK CONCERNING A CITY UDAG LOAN WITH

19 PETTINATO REALTY COMPANY, INC., TO BE EXECUTED

20 (ATTACHED).

21 MS. GATELLI: I'll entertain a motion
22 that Item 5-N be introduced into it's proper committee.

23 MR. COURTRIGHT: So moved.

24 MR. MCTIERNAN: Second.

25 MS. GATELLI: All in favor.

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1 MS. EVANS: Aye.

2 MS. FANUCCI: Aye.

3 MR. MCTIERNAN: Aye.

4 MR. COURTRIGHT: Aye.

5 MS. GATELLI: Aye. Opposed? The ayes

6 have it and so ordered.

7 MS. GARVEY: 5-0, FOR INTRODUCTION - A

8 RESOLUTION - AUTHORIZING THE MAYOR AND OTHER

9 APPROPRIATE OFFICIALS FOR THE CITY OF SCRANTON TO

10 EXECUTE AND ENTER INTO AMENDMENT NO. 2 TO THE GRANT

11 AGREEMENT WITH THE NATURAL RESOURCES CONSERVATION

12 SERVICE, UNITED STATES DEPARTMENT OF AGRICULTURE (NRCS)

13 EMERGENCY WATERSHED PROTECTION MEASURES ON STAFFORD

14 MEADOW BROOK TO ALLOW FOR ADDITIONAL FUNDING OF THE

15 PROJECT.

16 MS. GATELLI: I'll entertain a motion

17 that Item 5-O be introduced into it's proper committee.

18 MR. COURTRIGHT: So moved.

19 MS. FANUCCI: Second.

20 MS. GATELLI: All in favor.

21 MS. EVANS: Aye.

22 MS. FANUCCI: Aye.

23 MR. MCTIERNAN: Aye.

24 MR. COURTRIGHT: Aye.

25 MS. GATELLI: Aye. The ayes have it

.

74

1 and so moved.

2 MS. GARVEY: 5-P, FOR INTRODUCTION - A

3 RESOLUTION - AUTHORIZING THE MAYOR AND OTHER

4 APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A

5 LOAN AGREEMENT, AND TO EXECUTE A PROMISSORY NOTE, IN

6 THE AMOUNT OF \$110,000 BY AND BETWEEN THE CITY OF

7 SCRANTON AND EVEREST FURNITURE MFG. INC. FOR ENTERPRISE

8 ZONE COMPETITIVE GRANT FUNDS TO BE DEDICATED TO THE

9 EVEREST FURNITURE MFG, INC., PROJECT.

10 MS. GATELLI: I'll entertain a motion

11 that Item 5-P be introduced into its proper committee.

12 MR. COURTRIGHT: So moved.

13 MS. FANUCCI: Second.

14 MS. GATELLI: All in favor.

15 MS. EVANS: Aye.

16 MS. FANUCCI: Aye.

17 MR. MCTIERNAN: Aye.

18 MR. COURTRIGHT: Aye.

19 MS. GATELLI: Aye. Opposed? The ayes

20 have it and so moved.

21 MS. GARVEY: 5-Q, FOR INTRODUCTION - A

22 RESOLUTION - AUTHORIZING THE MAYOR AND OTHER

23 APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A

24 CONTRACT FOR INSURANCE WITH HARIE INSURANCE EXCHANGE,

25 NATIONAL CASUALTY AND PHILADELPHIA INSURANCE COMPANY

75

1 FOR CITY INSURANCE COVERAGES FOR THE PERIOD JANUARY 1,

2 2006 THROUGH JANUARY 1, 2007.

3 MS. GATELLI: I'll entertain a motion

4 that Item 5-Q be introduced into it's proper committee.

5 MR. COURTRIGHT: So moved.

6 MS. FANUCCI: Second.

7 MS. GATELLI: All in favor say aye.

8 MS. EVANS: Aye.

9 MS. FANUCCI: Aye.

10 MR. MCTIERNAN: Aye.

11 MR. COURTRIGHT: Aye.

12 MS. GATELLI: Aye. Opposed? The ayes

13 have it and so moved.

14 MS. GARVEY: 5-R, FOR INTRODUCTION - A

15 RESOLUTION - AUTHORIZING THE MAYOR AND OTHER

16 APPROPRIATE CITY OFFICIALS TO EXECUTE AND ENTER INTO A

17 CONTRACT FOR PROFESSIONAL SERVICES WITH THE LAW FIRM OF
18 CARL J. GRECO, P.C. FOR LEGAL SERVICES INCLUDING BY NOT
19 LIMITED TO GENERAL COUNSEL TO THE OFFICE OF ECONOMIC
20 AND COMMUNITY DEVELOPMENT (OECD), URBAN RENEWAL PROCESS
21 AND PROCEDURE, EMINENT DOMAIN AND RELATED LITIGATION,
22 DISPOSITION OF SURPLUS URBAN RENEWAL LANDS, TITLE
23 SEARCHES AND DEED PREPARATION FOR \$100,000 OR UNTIL
24 DECEMBER 31, 2006 WHICHEVER COMES FIRST.

25 MS. GATELLI: Can you make any comments

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1 yet?

2 MS. EVANS: Well, you'll make -- you'll

3 ask for someone to make the motion, someone will

4 second, and then on the question, and you --

5 MS. GATELLI: Okay. Because I have on

6 the question.

7 MS. EVANS: There you go.

8 MS. GATELLI: I'll entertain a motion

9 that Item 5-R be introduced into it's proper committee.

10 MR. MCTIERNAN: So moved.

11 MS. FANUCCI: Second.

12 MS. GATELLI: On the question? Does

13 anyone have on the question?

14 MS. EVANS: Well, can I ask you a

15 question first on the question?

16 MS. GATELLI: Okay.

17 MS. EVANS: I know originally two

18 contracts were scheduled to have been included on the

19 agenda, and we have only one this evening, the one I

20 believe that expires December 31, 2006, and the second

21 contract which would have terminated January 2006 was

22 pulled, can you give me the reason why that was pulled?

23 MS. GATELLI: It was pulled because I

24 wasn't comfortable with a retroactive contract. I

25 wasn't here when the work occurred, so I wasn't

.

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1 comfortable with that and I believe that the mayor and

2 Attorney Farrell concurred with that.

3 I don't know where it's going. I would

4 imagine that it will go to court, because that happened

5 previously. I know one time when I worked for

6 Mayor Connors in OECD it happened, I can't remember the

7 lawyer, but it happened at that time, like, he went

8 over his amount, and he went to court and he got, and

9 of course there were fees involved, but if anyone here

10 would like to have that resurrected, if there's three

11 people that would like that brought back on the agenda,
12 we certainly can do that, I just wasn't comfortable.

13 MS. EVANS: Oh, no, I wasn't requesting
14 that it reappear, I was just looking for the
15 explanation for its disappearance.

16 MS. GATELLI: I wasn't comfortable with
17 retroactively approving the contract, first of all, I
18 wasn't here, so I wasn't comfortable in doing that, and
19 I'm not comfortable with someone working without a
20 contract.

21 MS. EVANS: Agreed.

22 MS. GATELLI: So, you know, wherever it
23 may be, it may be. And, you know, I know it's going to
24 probably cost more --

25 MS. EVANS: Well, we can appeal that.

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1 MS. GATELLI: Yes, probably. But, you
2 know, we'll take our chances. If anyone else wants to
3 put it back on the agenda and pay it, I'm certainly
4 open to, you know, your motion to say that.
5 Now, this new one for \$100,000 is for
6 Mr. Greco, and it's for economic development, eminent
7 domain, SRA, title searches, et cetera, and it's until

8 December 31 of next year or \$100,000, whichever comes
9 first.

10 I did speak to the mayor, and he was
11 amenable to do request for proposals, however, he did
12 want this contract put on so that the projects that are
13 now being worked on would not be affected, and he
14 promised that the next time any professional services
15 came up, that he would RFP them, which, of course, we
16 would all be happy with that.

17 So, it is on here, and I still would
18 like this to be done with an RFP, however, there are
19 some projects that are in OECD and some litigation, and
20 it will take a little while to do the RFP, so I would
21 like to somehow amend this --

22 MR. COURTRIGHT: We have to vote this
23 down first then you can amend it, correct?

24 MS. EVANS: Yes, because you have a
25 motion on the table.

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1 MR. COURTRIGHT: If we would amended it
2 before it was read, we would have been okay. It's been
3 read now, now we need to vote on it, correct? Then if
4 we vote it down --

5 MS. EVANS: But rather not a motion,
6 but you have a fifth order piece of legislation for
7 introduction, so that must be voted on and then you can
8 move to amend in any way you would like.

9 MR. COURTRIGHT: How about if we
10 withdraw the motion, if we withdraw the motion to make
11 life easier for us, and then she can amend it.

12 MR. MCTIERNAN: I'll withdraw my
13 motion.

14 MS. FANUCCI: I'll withdraw my second.

15 MS. GATELLI: All in favor.

16 MS. EVANS: Aye.

17 MS. FANUCCI: Aye.

18 MR. MCTIERNAN: Aye.

19 MR. COURTRIGHT: Aye.

20 MS. GATELLI: Aye. All right. Now, I
21 would like to amend this to continue from this moment
22 for a period not to exceed \$10,000, until we can get
23 the RFP out, get them back and, you know, then see
24 where we are going to go from there when we get people
25 that respond to the RFP.

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80

1 I'm only saying it because -- I'd

2 probably say nothing, but there are some projects that
3 he's working on, and I don't want them interrupted, so
4 that's why I'm saying \$10,000, you know, in there to
5 cover him for the time period until we can get the RFPs
6 back. And I guess I make that in the form of a motion.

7 MR. MCTIERNAN: Second.

8 MS. GATELLI: On the question?

9 MS. EVANS: Yes. I think what you're
10 trying to do is certainly moving in a good direction,
11 but, you know, I have to say that I find is disgraceful
12 that the mayor circumvented City Council for over a
13 year and actually rehired Attorney Greco with without
14 Council's knowledge or approval, and actually it
15 appears he waited until after an election and the
16 seating of a new Council to reveal these political
17 machinations, and it's nothing against Mr. Greco's
18 reputation, because admittedly, he is a superlative
19 attorney, and his client list is extraordinarily
20 impressive. It includes, for example, Sanolfi Pasteur,
21 Vacserve, Southern Union, McGrail, Merkel and Quinn.
22 Are these a conflict of interest ?
23 Also, if I might add, Mr. Greco appears
24 to be a member of the pay to play club, because over --
25 or I think approximately \$12,500 was donated in the

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1 calendar year 2005 to the Doherty For Mayor Committee,
2 and I'm also concerned, because I know Mr. Greco was
3 highly instrumental in the South Side Complex debacle,
4 as well as the Hilton Hotel fiasco, and I, even though
5 I admit that Mrs. Gatelli is trying to do something
6 good in earnest and is moving in a very good direction,
7 I can't agree with the motion.

8 MS. GATELLI: Okay. Anyone else on the
9 question? All those in favor.

10 MS. FANUCCI: Aye.

11 MR. MCTIERNAN: Aye.

12 MR. COURTRIGHT: Aye.

13 MS. GATELLI: Aye. Opposed?

14 MS. EVANS: No.

15 MS. GATELLI: By a vote of 4-1, please
16 notify them that they can hire him only for a rate of
17 \$10,000.

18 MS. GARVEY: 5-S, FOR INTRODUCTION - A
19 RESOLUTION - RE-APPOINTMENT OF WALTER RANAKOSKI, 1342
20 ST. ANN'S STREET, SCRANTON, PENNSYLVANIA, 18504, AS A
21 MEMBER OF THE SCRANTON LACKAWANNA HEALTH & WELFARE
22 AUTHORITY. MR. RANAKOSKI'S TERM EXPIRED ON DECEMBER

23 31, 2005 AND HIS NEW TERM WILL EXPIRE ON DECEMBER 31,
24 2010.

25 MS. GATELLI: I'll entertain a motion

82

1 that this be introduced into it's proper committee.

2 MR. COURTRIGHT: So moved.

3 MR. MCTIERNAN: Second.

4 MS. GATELLI: All in favor.

5 MS. EVANS: Aye.

6 MS. FANUCCI: Aye.

7 MR. MCTIERNAN: Aye.

8 MR. COURTRIGHT: Aye.

9 MS. GATELLI: Aye. Opposed? The ayes

10 have it and so moved.

11 MS. GARVEY: 5-T, FOR INTRODUCTION - A

12 RESOLUTION - RE-APPOINTMENT OF MARY ANN SINCLAIR, 1310

13 LUZERNE STREET, SCRANTON, PENNSYLVANIA, 18504, TO THE

14 BOARD OF THE SCRANTON HOUSING AUTHORITY, EFFECTIVE

15 IMMEDIATELY. MRS. SINCLAIR'S TERM EXPIRED ON SEPTEMBER

16 27, 2005 AND HER NEW TERM WILL EXPIRE ON SEPTEMBER 27,

17 2010.

18 MS. GATELLI: I'll entertain a motion

19 that the item be introduced into it's proper committee.

20 MR. COURTRIGHT: So moved.

21 MR. MCTIERNAN: Second.

22 MS. GATELLI: All in favor.

23 MS. EVANS: Aye.

24 MS. FANUCCI: Aye.

25 MR. MCTIERNAN: Aye.

83

1 MR. COURTRIGHT: Aye.

2 MS. GATELLI: Aye. Opposed? The ayes

3 have it and so moved.

4 MS. GARVEY: 5-U, FOR INTRODUCTION - A

5 RESOLUTION - RE-APPOINTMENT OF ANTHONY MARINUCCI, 1208

6 BLAIR AVENUE, SCRANTON, PENNSYLVANIA, 18508, AS A

7 MEMBER OF THE SCRANTON MUNICIPAL RECREATION AUTHORITY.

8 MR. MARINUCCI'S TERM EXPIRED ON JUNE 17, 2005 AND HIS

9 NEW TERM WILL EXPIRE ON JUNE 17, 2010.

10 MS. GATELLI: I'll entertain a motion

11 that Item 5-U be introduced into it's proper committee.

12 MR. COURTRIGHT: So moved.

13 MR. MCTIERNAN: Second.

14 MS. GATELLI: All in favor.

15 MS. EVANS: On the question.

16 MS. GATELLI: On the question?

17 MS. EVANS: Yes, please. Mr. Marinucci

18 and I don't share the same philosophy unfortunately.

19 He approves of charging the people fees for use of the

20 Nay Aug Park Pool, and I believe conversely that the

21 people have already paid through their tax dollars for

22 both the renovation and the maintenance of that

23 facility, and further in good conscience, I cannot

24 charge the underprivileged or the middle class poor for

25 use of a public recreational facility.

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1 Mr. Marinucci has also stated when I

2 have attended recreation meetings, that the Recreation

3 Authority receives no funding from City Council, and

4 that, of course, is absolutely untrue, because the

5 city's operating budget provides for almost all of what

6 occurs at Nay Aug Park, including the pool, you have

7 but to check out line items, budget transfers, et

8 cetera, and, so, unfortunately, I will be voting no.

9 MS. GATELLI: Anyone else on the

10 question? All in favor.

11 MS. FANUCCI: Aye.

12 MR. MCTIERNAN: Aye.

13 MS. GATELLI: Aye. Opposed?

14 MR. COURTRIGHT: No.

15 MS. EVANS: No.

16 MS. GATELLI: By a vote of 3-2, it will

17 be moved into its proper committee, so moved.

18 MS. GARVEY: 5-V - FOR INTRODUCTION - A

19 RESOLUTION - APPOINTMENT OF PETER RIEBE, 1315 SANDERSON

20 AVENUE, SCRANTON, PENNSYLVANIA, 18509, AS A MEMBER OF

21 THE SCRANTON REDEVELOPMENT AUTHORITY. MR. RIEBE WILL

22 BE FULFILLING THE TERM OF BARBARA MARINUCCI WHO

23 RESIGNED ON DECEMBER 7, 2005. MR. RIEBE'S TERM WILL

24 EXPIRE ON FEBRUARY 4, 2009.

25 MS. GATELLI: I'll entertain a motion

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85

1 that it be introduced into it's proper committee.

2 MR. COURTRIGHT: So moved.

3 MR. MCTIERNAN: Second.

4 MS. GATELLI: On the question? All in

5 favor.

6 MS. EVANS: Aye.

7 MS. FANUCCI: Aye.

8 MR. MCTIERNAN: Aye.

9 MR. COURTRIGHT: Aye.

10 MS. GATELLI: Aye. Opposed? The ayes

11 have it and so moved.

12 MS. GARVEY: 5-W, FOR INTRODUCTION - A

13 RESOLUTION - APPOINTMENT OF JAMES MCDONNELL, 1432

14 SANDERSON AVENUE, SCRANTON, PENNSYLVANIA, 18509, TO THE

15 SCRANTON RECREATION AUTHORITY. MR. MCDONNELL WILL BE

16 FULFILLING THE TERM OF PETER RIEBE WHO RESIGNED

17 EFFECTIVE JANUARY 10, 2006. MR. MCDONNELL'S TERM WILL

18 EXPIRE ON DECEMBER 31, 2005.

19 MS. GATELLI: I'll entertain a motion

20 that Item 5-W be introduced into it's proper committee.

21 MR. COURTRIGHT: So moved.

22 MS. FANUCCI: Second.

23 MS. GATELLI: On the question? All in

24 favor.

25 MS. EVANS: Aye.

.

86

1 MS. FANUCCI: Aye.

2 MR. MCTIERNAN: Aye.

3 MR. COURTRIGHT: Aye.

4 MS. GATELLI: Aye. Opposed? The ayes

5 have it and so moved.

6 MS. GARVEY: 5-X, FOR INTRODUCTION - A

7 RESOLUTION - APPOINTMENT OF ROBERT TIMLIN, 325 WARREN

8 STREET, SCRANTON, PENNSYLVANIA, 18505, AS A MEMBER OF
9 THE SCRANTON REDEVELOPMENT AUTHORITY EFFECTIVE
10 FEBRUARY 4, 2006. MR. TIMLIN WILL BE REPLACING GREGORY
11 WOODYARD WHOSE TERM WILL EXPIRE ON FEBRUARY 4, 2006.
12 MR. TIMLIN'S TERM WILL EXPIRE ON FEBRUARY 4, 2010.

13 MS. GATELLI: I'll entertain a motion
14 that item 5-X be introduced.

15 MR. COURTRIGHT: So moved.

16 MS. FANUCCI: Second.

17 MS. GATELLI: On the question? All in
18 favor.

19 MS. EVANS: Aye.

20 MS. FANUCCI: Aye.

21 MR. MCTIERNAN: Aye.

22 MR. COURTRIGHT: Aye.

23 MS. GATELLI: Aye. Any opposed? The
24 ayes have it and so moved.

25 MS. GARVEY: 5-Y, FOR INTRODUCTION - A

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87

1 RESOLUTION - APPOINTMENT OF KATHLEEN MCDONNELL,
2 1929 CLEARVIEW STREET, SCRANTON, PENNSYLVANIA, 18508,
3 AS A MEMBER OF THE SCRANTON PARKING AUTHORITY.
4 MS. MCDONNELL WILL BE REPLACING ROBERT LIPSKI WHOSE

5 TERM EXPIRED ON JUNE 1, 2005. MS. MCDONNELL'S TERM

6 WILL EXPIRE ON JUNE 1, 2010.

7 MS. GATELLI: I'll entertain a motion

8 that Item 5-Y be introduced.

9 MR. COURTRIGHT: So moved.

10 MS. FANUCCI: Second.

11 MS. GATELLI: On the question? All in

12 favor.

13 MS. EVANS: Aye.

14 MS. FANUCCI: Aye.

15 MR. MCTIERNAN: Aye.

16 MR. COURTRIGHT: Aye.

17 MS. GATELLI: Aye. Opposed? The ayes

18 have it and so moved.

19 MS. GARVEY: 5-Z, FOR INTRODUCTION - A

20 RESOLUTION - APPOINTMENT OF FRANCIS NOONEY, 323 SOUTH

21 WEBSTER AVENUE, SCRANTON, PENNSYLVANIA, 18505, TO THE

22 BOARD OF THE SCRANTON SEWER AUTHORITY. MR. NOONEY WILL

23 REPLACE HERB SANDS, WHOSE TERM EXPIRED ON DECEMBER 31,

24 2005. MR. NOONEY'S TERM WILL EXPIRE ON DECEMBER 31,

25 2010.

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1 MS. GATELLI: I'll entertain a motion

2 that Item 5-Z be introduced into it's committee.

3 MR. COURTRIGHT: So moved.

4 MS. FANUCCI: Second.

5 MS. GATELLI: On the question? All in

6 favor.

7 MS. EVANS: Aye.

8 MS. FANUCCI: Aye.

9 MR. MCTIERNAN: Aye.

10 MR. COURTRIGHT: Aye.

11 MS. GATELLI: Aye. Opposed? The ayes

12 have it and so moved.

13 MS. GARVEY: 5-AA, FOR INTRODUCTION - A

14 RESOLUTION - APPOINTMENT OF LEO VERGNETTI, 519 ARTHUR

15 AVENUE, SCRANTON, PENNSYLVANIA, 18509, TO THE BOARD OF

16 THE SCRANTON SEWER AUTHORITY. MR. VERGNETTI WILL

17 REPLACE PAUL KEARNS, WHOSE TERM EXPIRED ON

18 DECEMBER 31, 2005. MR. VERGNETTI'S TERM WILL EXPIRE ON

19 DECEMBER 31, 2010.

20 MS. GATELLI: I'll entertain a motion

21 that Item 5-AA be introduced into it's proper

22 committee.

23 MR. COURTRIGHT: So moved.

24 MS. FANUCCI: Second.

25 MS. GATELLI: On the question? All in

89

1 favor.

2 MS. EVANS: Aye.

3 MS. FANUCCI: Aye.

4 MR. MCTIERNAN: Aye.

5 MR. COURTRIGHT: Aye.

6 MS. GATELLI: Aye. Opposed? The ayes

7 have it and so moved.

8 MS. GARVEY: 5-BB, FOR INTRODUCTION - A

9 RESOLUTION - APPOINTMENT OF JOSEPH A. MATYJEVICH, JR.,

10 1318 FARR STREET, SCRANTON, PENNSYLVANIA, 18504, AS A

11 MEMBER OF THE SCRANTON PARKING AUTHORITY. MR.

12 MATYJEVICH WILL BE REPLACING SEAN HANLON, WHOSE TERM

13 EXPIRED ON JUNE 1, 2004. MR. MATYJEVICH'S TERM WILL

14 EXPIRE ON JUNE 1, 2009.

15 MS. GATELLI: I'll entertain a motion

16 that Item 5-BB be introduced into it's proper

17 committee.

18 MR. COURTRIGHT: So moved.

19 MS. FANUCCI: Second.

20 MS. GATELLI: On the question? All in

21 favor say aye.

22 MS. EVANS: Aye.

23 MS. FANUCCI: Aye.

24 MR. MCTIERNAN: Aye.

25 MR. COURTRIGHT: Aye.

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90

1 MS. GATELLI: Aye. Opposed? The ayes

2 have it and so moved.

3 MS. GARVEY: 5-CC, FOR INTRODUCTION - A

4 RESOLUTION - APPOINTMENT OF JOSEPH PALUMBO,

5 1007 COLUMBIA STREET, SCRANTON, PENNSYLVANIA, 18509, AS

6 A MEMBER OF THE SCRANTON PUBLIC LIBRARY BOARD EFFECTIVE

7 JANUARY 9, 2006. MR. PALUMBO WILL BE FULFILLING THE

8 TERM OF RICHARD LEONARI WHO RESIGNED. MR. PALUMBO'S

9 TERM WILL EXPIRE ON MARCH 10, 2008.

10 MS. GATELLI: I'll entertain a motion

11 that Item 5-CC be introduced into it's proper

12 committee.

13 MR. COURTRIGHT: So moved.

14 MS. FANUCCI: Second.

15 MS. GATELLI: On the question? All in

16 favor say aye.

17 MS. EVANS: Aye.

18 MS. FANUCCI: Aye.

19 MR. MCTIERNAN: Aye.

20 MR. COURTRIGHT: Aye.

21 MS. GATELLI: Aye. Opposed? The ayes

22 have it and so moved.

23 MS. GARVEY: 5-DD, FOR INTRODUCTION - A

24 RESOLUTION - APPOINTMENT OF JAMIE HAILSTONE, 730 NORTH

25 IRVING AVENUE, SCRANTON, PENNSYLVANIA, 18510, AS A

91

1 MEMBER OF THE SCRANTON PUBLIC LIBRARY BOARD EFFECTIVE

2 JANUARY 9, 2006. MR. HAILSTONE WILL BE FULFILLING THE

3 TERM OF ALAN SWEENEY WHO RESIGNED ON DECEMBER 31, 2005.

4 MR. HAILSTONE'S TERM WILL EXPIRE ON MARCH 10, 2008.

5 MS. GATELLI: I'll entertain a motion

6 that Item 5-DD be introduced into it's committee.

7 MR. COURTRIGHT: So moved.

8 MS. FANUCCI: Second.

9 MS. GATELLI: On the question? All in

10 favor say aye.

11 MS. FANUCCI: Aye.

12 MR. MCTIERNAN: Aye.

13 MR. COURTRIGHT: Aye.

14 MS. GATELLI: Aye. Opposed? The ayes

15 have it and so moved.

16 MS. EVANS: No.

17 MS. GATELLI: Oh, I'm sorry.

18 MS. EVANS: That's okay. No problem.

19 MS. GATELLI: I went too fast. By a

20 vote of 4-1, the motion is moved.

21 MS. GARVEY: 5-EE, FOR INTRODUCTION - A

22 RESOLUTION - APPOINTMENT OF RABBI DAVID ROSENBERG,

23 920 MONROE AVENUE, SCRANTON, PENNSYLVANIA, 18510, AS A

24 MEMBER OF THE SCRANTON PUBLIC LIBRARY BOARD EFFECTIVE

25 JANUARY 9, 2006. RABBI ROSENBERG WILL BE FULFILLING

92

1 THE TERM OF RABBI AARON PELLER, WHO NO LONGER RESIDES

2 IN THE CITY. RABBI ROSENBERG'S TERM WILL EXPIRE ON

3 MAY 24, 2009.

4 MS. GATELLI: I'll entertain a motion

5 that Item 5-EE be introduced into it's proper

6 committee.

7 MR. COURTRIGHT: So moved.

8 MS. FANUCCI: Second.

9 MS. GATELLI: On the question? All in

10 favor.

11 MS. EVANS: Aye.

12 MS. FANUCCI: Aye.

13 MR. MCTIERNAN: Aye.

14 MR. COURTRIGHT: Aye.

15 MS. GATELLI: Aye. Opposed? The ayes

16 have it and so moved.

17 MS. GARVEY: 5-FF, FOR INTRODUCTION - A

18 RESOLUTION - APPOINTMENT OF WILLIAM MURRAY,

19 1146 WEST ELM STREET, SCRANTON, PENNSYLVANIA, 18504 TO

20 THE CIVIL SERVICE COMMISSION EFFECTIVE JANUARY 9, 2006.

21 MR. MURRAY WILL BE REPLACING ELMER NALEVANKO, WHO

22 RESIGNED EFFECTIVE DECEMBER 31, 2005. MR. MURRAY'S

23 TERM WILL EXPIRE WITH THE TERM OF MAYOR CHRISTOPHER A.

24 DOHERTY.

25 MS. GATELLI: I'll entertain a motion

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1 that Item 5-FF be introduced.

2 MR. COURTRIGHT: So moved.

3 MS. FANUCCI: Second.

4 MS. GATELLI: On the question?

5 MR. COURTRIGHT: On the question, Mrs.

6 Gatelli, I'd just like to thank all these people that

7 served on these boards, whether they were replaced or

8 their terms ran out, I waited until the end because

9 there was so many. I think, as we all know, they're

10 not paid for doing these things, they give their time

11 freely, so I'd just like to thank all of them for
12 serving the city. That's all I have. Thank you.

13 MS. GATELLI: On the question? Anyone
14 else? All in favor, say aye.

15 MS. EVANS: Aye.

16 MS. FANUCCI: Aye.

17 MR. MCTIERNAN: Aye.

18 MR. COURTRIGHT: Aye.

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

21 MS. GARVEY: Sixth order, no business

22 at this time. Seventh order, no business at this time.

23 MS. GATELLI: Would someone like to
24 make a motion to adjourn.

25 MR. COURTRIGHT: I'll make a motion to
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1 adjourn.

2 MS. EVANS: Second.

3 MS. GATELLI: We're adjourned. Thank
4 you for coming.

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6 (MEETING WAS ADJOURNED.)

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1 CERTIFICATE

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3 I hereby certify that the proceedings and

4 evidence are contained fully and accurately in the

5 notes taken by me on the hearing of the above cause and

6 that this copy is a correct transcript of the same

7 to the best of my ability.

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LISA M. GRAFF, RMR

11 Official Court Reporter

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