

SCRANTON CITY COUNCIL MEETING

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HELD:

Monday, January 14, 2019

LOCATION:

Council Chambers

Scranton City Hall

340 North Washington Avenue

Scranton, Pennsylvania

CATHENE S. NARDOZZI, RPR - OFFICIAL COURT REPORTER

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CITY OF SCRANTON COUNCIL:

PATRICK ROGAN, PRESIDENT

TIM PERRY, VICE PRESIDENT

WAYNE EVANS

WILLIAM GAUGHAN

KYLE DONAHUE

LORI REED, CITY CLERK

JAMIE MARCIANO, ASSISTANT CITY CLERK

AMIL MINORA, ESQUIRE - SOLICITOR

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

3 MR. ROGAN: Roll call, please.

4 MS. MARCIANO: Mr. Perry.

5 MR. PERRY: Here.

6 MS. MARCIANO: Mr. Donahue.

7 MR. DONAHUE: Here.

8 MS. MARCIANO: Mr. Evans.

9 MR. EVANS: Here.

10 MS. MARCIANO: Mr. Gaughan.

11 MR. GAUGHAN: Here.

12 MS. MARCIANO: Mr. Rogan.

13 MR. ROGAN: Here. Please dispense
14 with the reading of the minutes.

15 MS. REED: THIRD ORDER. 3-A.
16 BREAKDOWN OF ELIGIBLE SALARIES FOR THE
17 LIQUID FUELS ACCOUNT FOR THE MONTHS OF
18 OCTOBER, NOVEMBER AND DECEMBER 2018.

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

21 MS. REED: 3-B. TAX ASSESSOR'S
22 REPORT FOR HEARING DATE TO BE HELD JANUARY
23 16, 2019.

24 MR. ROGAN: Are there any comments?
25 If not, received and filed.

1 MS. REED: 3-C. MINUTES OF THE
2 LACKAWANNA COUNTY LAND BANK MEETING HELD
3 DECEMBER 14, 2018.

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

6 MS. REED: 3-D. AGENDA FOR THE
7 BOARD OF ZONING APPEALS MEETING HELD JANUARY
8 9, 2019.

9 MR. ROGAN: Are there any comments?
10 If not, received and filed. Do any council
11 members have announcements to make at this
12 time?

13 MR. GAUGHAN: Yes, I have one. Just
14 wanted to announce again that on January 26,
15 at Montage Mountain there will be the Polar
16 Plunge fro the Friends of Shannon McDonough
17 Splashing with Compassion. This event is
18 free to attend, \$35 donations to plunge.
19 You can register between 10 and 11 a.m. The
20 plunge is taking place between 11 a.m. and 2
21 p.m. If you sign up to plunge by January 19
22 you can receive a free hooded sweatshirt.
23 For more information you can visit
24 www.friendsofshannonmcdonough.com and all
25 proceeds benefit young individuals battling

1 cancer in Northeastern Pennsylvania. Thank
2 you.

3 MR. ROGAN: Anyone else? I have a
4 few. Next Monday in observance of the
5 Martin Luther King Day city hall will be
6 closed. Councils next regularly scheduled
7 meeting is January 28.

8 DPW is also off in observance of the
9 holiday. Refuse and red recycling will be
10 one day behind next week. DPW will continue
11 to pick up Christmas trees throughout the
12 month of January. Residents may place their
13 tree at the curb and a DPW tree crew will be
14 going into the neighborhood to chip the
15 trees on site.

16 Also, an executive session was held
17 this evening prior to the meeting regarding
18 a personnel matter.

19 Prior to citizens' participation one
20 quick comment I'd like to make, I see we
21 have a packed house here tonight, I think it
22 goes without saying we know why everyone is
23 here to discuss much of what's been in the
24 media and I understand a lot of you may be
25 here looking for answers from council.

1 Council has learned everything we have
2 through the media as the public has. I
3 understand there are residents that want to
4 discuss this issue, may want to vent and
5 discuss it and that's certainly your right
6 to do so, we would just please ask anyone to
7 avoid spreading rumor or innuendo that
8 hasn't been substantiated as fact in the
9 media as of yet.

10 We did also discuss with our
11 attorney previously to the meeting if there
12 was any action that council could take
13 regarding finding more information on the
14 current matter, so I'd like to turn it over
15 to our solicitor, Attorney Minora.

16 MR. MINORA: As I mentioned,
17 apparently, although we don't even know this
18 to be true, but apparently there is some
19 type of investigation going on and it's as
20 most investigations are confidential. Our
21 course of action ought to be to write a
22 letter and try and get some information from
23 the investigative bodies and hopefully we
24 will get some response that will help us in
25 moving the city issues forward or at least

1 not slowing them down. Beyond that, we are
2 not an investigative body and we have no
3 right to do that, so I'm not sure there is
4 much more we can do beyond that until we get
5 some response.

6 MR. ROGAN: Thank you, Attorney
7 Minora. And I do want to mention, as I do
8 most every Monday morning, is I meet with
9 the mayor and the city solicitor just to go
10 over legislation, general city operations,
11 that meeting did take place in morning as
12 normal. We did not discuss any of these
13 ongoing matters but we did discuss city
14 business and the mayor did relate to me that
15 if there was anything as far as problems
16 with the city or any operations everything
17 would continue as normal and council would
18 be kept in the loop.

19 (The following speakers offered
20 public comment as follows: Florelena
21 Rospigliosi spoke on city business. Joan
22 Hodowanitz spoke on city business. Les
23 Spindler spoke on city business and matters
24 of general concern. Bob Bolus spoke on city
25 business and matters of general concern.

1 Dave Dobrzyn spoke on city business and
2 matters of general concern. Ron Ellman
3 spoke on matters of general concern. John
4 Foley spoke on city business. Bill
5 Jackowicz spoke on city business and
6 matters of general concern. Lee Morgan
7 spoke on matters of general concern.
8 Glynnis Johns spoke on matters of general
9 concern. Fay Franus spoke on city business
10 and matters of general concern. Marie
11 Schumacher spoke on agenda items and matters
12 of general concern.)

13 MS. REED: FIFTH ORDER. 5-A.
14 MOTIONS.

15 MR. ROGAN: Mr. Perry, any motions
16 or comments?

17 MR. PERRY: Yes, I have a few. If
18 we could, we talked about this at the
19 beginning of the meeting with sending out
20 correspondence to the FBI, if I my
21 colleagues agree, Attorney Minora, are we
22 able to include with that some kind of --
23 asking for a timeframe to release at least
24 the scope of the investigation or the nature
25 of the investigation? I know they are going

1 to be very tight lipped, but if we could
2 just have a timeframe on when they think
3 they will be releasing information to the
4 public?

5 MR. MINORA: Yeah, I'm sure we can
6 include that in the letter.

7 MR. PERRY: Okay, and at least then
8 we will have an idea of when we will be able
9 to expect something.

10 MR. MINORA: Will do.

11 MR. PERRY: So needless to say I was
12 stunned by the news that came out this
13 week's investigation. You know, I don't
14 plan on, you know, feeding into any rumors
15 or speculations or assumptions that are
16 making the circuit right now. I found out
17 about the investigation by a phone call from
18 the Scranton Times during the week and
19 that's how I was I alerted, and I was also
20 alerted that the mayor did not resign via
21 the Scranton Times website. So I'm not
22 looking for information just like everyone
23 else at this point. No, I haven't spoken to
24 the mayor this week, I don't speak with him
25 every week anyway so it's really nothing out

1 of the norm, but I'll be waiting for the FBI
2 to conclude their work before I make any
3 further comments on this because there is
4 really -- it's just kind of work play right
5 now and I don't have any information to
6 give, unfortunately, but I think, you know,
7 I at least owe it to go on the record to say
8 that I didn't have any information, that's
9 why I gave Jim a call back with the Scranton
10 Times just let him know I did get his call
11 and, unfortunately, I don't have any
12 information about me waiting and trying to
13 get it as everybody else will be.

14 Getting to some business, that
15 handicapped parking permit I'll be working
16 on that, I'll probably start that tonight.
17 I'll make a phone call and we'll see how
18 fast we can get that fixed for you, okay?
19 And you left your phone number so I'll keep
20 you in the loop step by step on the process.
21 You are welcome. You're very welcome.

22 I'll also be looking into that
23 second chance grant, I'll try to find the
24 date and the amount and when it went
25 through. I really wish I could remember but

1 I can't remember the amount or the date that
2 we had that in front of us.

3 Also, on the agenda tonight is Item
4 5-C so we have some information from the
5 chief on that so I figure I'll fill
6 everybody in what he responded back with.

7 TERI is an acronym used for a
8 terminal illness as defined by the Social
9 Security Administration. The TERI
10 assignment could be anywhere from an
11 approved light-duty position with the police
12 department to being placed on leave while
13 being treated for a terminal illness. The
14 duration is covered by the MOU and the
15 assignment would depend on the employee's
16 current physical capabilities that would be
17 determined by a physician and based on a
18 specific terminal illness.

19 The MOU stems from having two
20 officers recently battling serious illnesses
21 and there, you know, really wasn't a place,
22 this kind of helps them stay in like a light
23 duty capacity to help them keep working if
24 they are physically able to if they need to
25 because, you know, a lot of times that's

1 I'm not going to speculate or comment on any
2 rumors that may have circulated over the
3 past few days because rumors are not fact.
4 Obviously, an investigation is ongoing and
5 I'm positive as soon as that investigation
6 is concluded, any information will be
7 released as soon as it is appropriate to do
8 so.

9 In saying that, I would only urge
10 the mayor that if he did nothing wrong he
11 should make a statement to that effect and
12 continue to come to work every day to do the
13 work the residents of this city elected him
14 to do. If he did do something wrong,
15 especially with everything going on at the
16 school district and in the county, I
17 strongly urge him to do whatever is
18 necessary to spare the residents of this
19 city from the dark cloud of corruption that
20 would inevitably hang over all us.

21 I would also like to assure the
22 residents of the city that I firmly believe
23 a majority of this council is capable of
24 setting the ethical bar extremely high
25 moving forward. Proof of this is the

1 updated Ethics Code that was introduced last
2 week and which is on our agenda tonight
3 which originated in and was drafted by this
4 council. I'm extremely proud to have worked
5 on this updated code along with Councilman
6 Gaughan as well as may other colleagues over
7 the last few months. And that's all I have.
8 Thank you.

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

11 MR. EVANS: I do, thank you. Well,
12 the events of the past week can best be
13 described as shocking. It's something that
14 none of us could have ever expected and we
15 can only hope for the best and plan for the
16 worst. In the mean time, we should do our
17 very best not to be part of the unfounded
18 rumor mill and we need not no participate in
19 the endless games of speculation and I hope
20 no one here takes pleasure for one second in
21 the pain and anguish of others, we are
22 better than that, but with that said,
23 sometimes soon we would all like to hear
24 from the mayor.

25 This investigation will take the

1 course that it takes. It is very little
2 that we can do about it nor should we. We
3 can only hope at the end of the day that
4 truth ultimately prevails and justice is
5 rightfully served. Our role is not to
6 interject ourselves needlessly, our role is
7 make sure transparency is achieved and trust
8 is restored. But for now our primary focus
9 needs to be to continue to lead where we can
10 to step up even more to make sure that this
11 city moves forward in a positive way by
12 controlling those things that we can
13 actually control, and beyond that we should
14 help wherever we can in any way that we can.

15 Last week, as you know, I laid out
16 an agenda for 2019 while I envision I felt
17 and as I do now that we can effect positive
18 change and make those things happen this
19 year. I still feel that way. Somehow my
20 commitment to this city is even greater
21 today than it was even a week ago simply
22 because it has to be. We are all entering
23 uncharted territory.

24 If we allow the events of the past
25 week to paralyze our decision making

1 process, if we allow the events of the past
2 week to stymie our efforts to achieve
3 progress in a positive agenda, if we allow
4 the weeks of the past week to define us as a
5 city now and in the future then we have
6 failed the citizens and we have failed as
7 leaders.

8 So now, more than ever, we need to
9 all come together as a city council, as a
10 community and as a city. And that's all I
11 have on that subject.

12 MR. ROGAN: Thank you. Mr. Gaughan,
13 any motions or comments?

14 MR. GAUGHAN: Yes, thank you. As my
15 colleagues said, it was, you know, really
16 shocking all of the news that has come out
17 in the last few days, the last week, that
18 the FBI had raided Scranton City Hall and as
19 well the mayor's home. It's clear to me
20 that, you know, not only these events but
21 the events over the last few years in the
22 city, the school district and the county
23 that the faith that people have in their
24 government officials has eroded to the point
25 that it's just become disgraceful and, quite

1 frankly, it has been a sad few days for the
2 City of Scranton as a whole, in my opinion.

3 I would encourage the mayor, his
4 cabinet and any other government officials
5 to fully cooperate with the FBI and Justice
6 Department in their investigation. At this
7 time, I do not know any specific details
8 about the investigation other than it is
9 ongoing. As details become available to
10 council regarding this investigation, I
11 would assume that we would all disclose them
12 to the public and to the press as well.

13 I understand in listening to
14 citizens here tonight and those who have
15 contacted me over the last few days that you
16 are upset and you want answers. All of us
17 want answers on what exactly is going on.
18 As my colleagues had correctly pointed out,
19 I don't think it's appropriate to guess on
20 what may have happened or what may not have
21 happened, what may have taken place, what
22 may not have taken place. We need to let
23 the investigation into these matters run its
24 course, allow the authorities to do their
25 job so that all of the facts can be made

1 available.

2 The past few days have only
3 highlighted for me the need for a stronger
4 Ethics Code in the city and most importantly
5 public officials who ask tough questions and
6 demand integrity and accountability. Thank
7 you.

8 MR. ROGAN: Thank you. I did
9 address what's going on at the top of the
10 meeting, I'll just reiterate basically what
11 might have colleagues mentioned, I think we
12 are all in agreement and we are all on the
13 same page that I know people are coming to
14 us looking for answers because every Monday
15 night city council is the face of city
16 government. We come here, we listen to the
17 public, we are in front of the cameras and
18 we are going to continue to do that and as
19 we learn anymore information it will be
20 passed along to the public.

21 I agree, and I think all of my
22 colleagues mentioned this, that none of us
23 are going to comment on rumor or speculation
24 and we'll see what happens as this
25 investigation pans out, but most importantly

1 to the residents of the Scranton and there
2 had been some questions about what ifs
3 during the presentations tonight. City
4 services are not going to be effected. Your
5 police are still going to be working, your
6 firemen will still be working, DPW, so most
7 importantly to the residents of Scranton the
8 city is going to continue to operate whether
9 it's under the current mayor, if there is
10 something that happens, but again, people
11 tend to jump to conclusions, let's wait and
12 see what happens, but rest assured no matter
13 what happens the residents of Scranton are
14 going to continue to have the same level of
15 service that they have had over the last
16 number of decades.

17 I do want to end this meeting or
18 this portion of the meeting on a very
19 positive note. Unfortunately, I wasn't able
20 to attend last week's meeting, over the
21 Christmas holiday my company had a Christmas
22 dinner at the new AV on Penn Avenue, and I
23 tend not to tell personal stories but this
24 one is a nice story that I wanted to share.

25 As you know, the City of Scranton

1 had helped out the AV restaurant move from
2 Moosic to Scranton to relocate. On my
3 travels heading to the restaurant on Penn
4 Avenue I had to drive around the block four
5 times to get a parking spot. The first two
6 times I was a little bit frustrated looking
7 for that spot, but the last time I though,
8 you know what this is good thing because
9 this block has been revitalized so much that
10 you cannot find a spot.

11 So I want to give a big thank you to
12 all of those developers who made that block
13 really come back to life, and I hate to
14 admit it, I hadn't been on that block for
15 quite a bit of time prior to this Christmas
16 party, but I really encourage everyone just
17 to take a stroll down Penn Avenue and see
18 the beautiful buildings and many of the
19 changes that have taken place in that area.
20 That's is all.

21 MS. REED: 5-B. FOR INTRODUCTION - A
22 RESOLUTION - AUTHORIZING THE FIRE CHIEF OF
23 THE CITY OF SCRANTON FIRE DEPARTMENT TO
24 EXECUTE AND ENTER INTO A FIRE AND RESCUE
25 SERVICE AGREEMENT BETWEEN THE PENNSYLVANIA

1 TURNPIKE COMMISSION ("COMMISSION") AND THE
2 SCRANTON FIRE DEPARTMENT ("CONTRACTOR") TO
3 EXECUTE A CONTRACT FOR FIRE AND
4 RESCUE SERVICES.

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

8 MR. PERRY: So moved.

9 MR. EVANS: Second.

10 MR. ROGAN: On the question? All
11 those in favor of introduction signify by
12 saying aye.

13 MR. PERRY: Aye.

14 MR. DONAHUE: Aye.

15 MR. EVANS: Aye.

16 MR. GAUGHAN: Aye.

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

19 MS. REED: 5-C. FOR INTRODUCTION -
20 A RESOLUTION - AUTHORIZING THE MAYOR AND
21 OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE
22 AND ENTER INTO A MEMORANDUM OF UNDERSTANDING
23 BY AND BETWEEN THE CITY OF SCRANTON AND
24 LODGE NO. 2 OF THE FRATERNAL ORDER OF POLICE
25 WHEREBY THE POLICE CHIEF, IN HIS DISCRETION,

1 MAY OFFER TERI ASSIGNMENTS TO
2 OFFICERS WHO HAVE BEEN DIAGNOSED OR SUFFER
3 FROM A TERMINAL HEALTH CONDITION.

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

7 MR. PERRY: So moved.

8 MR. EVANS: Second.

9 MR. ROGAN: On the question? All
10 those in favor of introduction signify by
11 saying aye.

12 MR. PERRY: Aye.

13 MR. DONAHUE: Aye.

14 MR. EVANS: Aye.

15 MR. GAUGHAN: Aye.

16 MR. ROGAN: Aye. Opposed? The ayes
17 have it and so moved.

18 MS. REED: 5-D. FOR INTRODUCTION -
19 A RESOLUTION - AUTHORIZING THE MAYOR AND
20 OTHER APPROPRIATE CITY OFFICIALS TO EXECUTE
21 AND ENTER INTO A CONTRACT WITH COMMONWEALTH
22 ENERGY GROUP, LLC FOR THE CITY OF SCRANTON
23 CONSULTING SERVICES FOR ENERGY SAVING
24 PERFORMANCE FROM OCTOBER 1, 2018 THROUGH
25 SEPTEMBER 30, 2021.

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

4 MR. PERRY: So moved.

5 MR. EVANS: Second.

6 MR. ROGAN: On the question?

7 MR. GAUGHAN: Yes, on the question,
8 in reviewing this legislation, part of the
9 backup material is, "Attachment D,
10 disclosures by a firm or a contractor."
11 When we voted months and months ago on the
12 labor contract between the City of Scranton
13 and Abrahamsen, Conaboy and Abrahamsen I had
14 brought up issues with Attachment D that it
15 was not filled out properly by the firm, so
16 when I was looking at this piece of
17 legislation it looks to me that Attachment D
18 has been altered. It's been changed. It
19 doesn't -- I think we went from being very
20 transparent with it and requiring more
21 information to now kind of backing off of
22 that a little bit. I could be wrong, but
23 that's the way that I'm looking at it.

24 So I would like something in writing
25 from the administration on why exactly that

1 change was made to Attachment D. Maybe
2 there is a reason for it. This company did
3 answer the questions on Attachment D about
4 the contributors, whoever in the city
5 contributed from this firm but, again, it
6 looks to me like Attachment D has been
7 changed and we are going backwards instead
8 of staying where we were when this
9 attachment was originally in previous
10 legislation. So I hope I explained that the
11 right way.

12 But, Mrs. Reed, if we could send a
13 letter to the administration before final
14 passage on this legislation asking them why
15 that took place. Thank you.

16 MR. ROGAN: Anyone else? All those
17 in favor signify by saying aye.

18 MR. PERRY: Aye.

19 MR. DONAHUE: Aye.

20 MR. EVANS: Aye.

21 MR. GAUGHAN: Aye.

22 MR. ROGAN: Aye. Opposed? The ayes
23 have it and so moved.

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

25 READING BY TITLE - FILE OF THE COUNCIL NO.

1 51, 2019 - AN ORDINANCE - AMENDING "THE CODE
2 OF ETHICS OF THE ADMINISTRATIVE CODE OF THE
3 CITY OF SCRANTON, PENNSYLVANIA."

4 MR. ROGAN: You've heard reading by
5 title of Item 6-A, what is your pleasure?

6 MR. PERRY: I move that Item 6-A
7 pass reading by title.

8 MR. EVANS: Second.

9 MR. ROGAN: On the question?

10 MR. GAUGHAN: Yes, on the question.
11 Late today council received a letter from
12 the Fraternal Order of Police Jermyn Lodge
13 No. 2 making several objections to the
14 Ethics Code. I have not had a chance to go
15 through every single objection or the letter
16 in full, so we discussed it briefly in the
17 caucus. I would like Attorney Minora to dig
18 into this and take a look at what they are
19 objecting to.

20 And then just on a secondary note
21 with some of the comments tonight in the
22 public hearing and at the regular council
23 meeting, you know, this all started really
24 when I looked at our Ethics Code previously
25 over the whole coffee shop incident, and

1 previous to that I had sent correspondence
2 to the mayor asking him why the members of
3 the Ethics Board had not been reappointed.
4 The terms had expired so I had questioned
5 that and I never received a response, and I
6 could not find out when that board met, if
7 it had ever met in the last few years, if
8 anything was ever published in the newspaper
9 regarding the rules because there were rules
10 and regulations if someone in city hall, a
11 whistleblower had a complaint about
12 something that happened how they would do
13 that so I think this Ethics Code takes care
14 of that issue at least.

15 The coincidence with all of this,
16 obviously, is that -- and it's been reported
17 in the newspaper that this Ethics Code comes
18 at a time when the FBI investigation is
19 going on. Purely a coincidence, but it is
20 unbelievable to say the least. Several
21 residents tonight questioned, you know, if
22 you have rules and regulations who is going
23 to enforce them. This board is going to
24 enforce them, not this council, but the
25 Board of Ethics. So whoever we put our

1 trust in council gets two appointments, the
2 mayor gets two appointments and the
3 controller gets one appointment. So whoever
4 we appoint to the board once it's up and
5 running they will then have to take the
6 mantle and enforce all of the rules and
7 regulations within the code, so I hope I
8 answered that question satisfactorily.

9 There are a number of procedures in
10 this code, it's very clear if somebody makes
11 a complaint the steps that the board has to
12 take then to rectify that complaint. So I
13 hope I answered questions there. If there
14 are anymore questions my e-mail is on the
15 city's website, please let me know and I'll
16 try to answer them as best as I can and
17 again, we did receive a letter from the
18 police making several objections to the code
19 and concerns that they had so we'll have to
20 take a look at that and have our solicitor
21 respond. Thank you.

22 MR. ROGAN: Just a follow-up, as
23 Councilman Gaughan mentioned we did receive
24 the letter. I did speak with the president
25 of the FOP. It does seem like many of these

1 items are more of language in nature having
2 to do with collective bargaining agreements,
3 making sure things are consistent so I'm
4 very confident that these items can be
5 worked out so this legislation could pass
6 without violating any of the collective
7 bargaining agreements but still have all of
8 those items in this law that were intended.
9 Anyone else? All those in favor signify by
10 saying aye.

11 MR. PERRY: Aye.

12 MR. DONAHUE: Aye.

13 MR. EVANS: Aye.

14 MR. GAUGHAN: Aye.

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

17 MS. REED: SEVENTH ORDER. 7-A. NO
18 BUSINESS AT THIS TIME.

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

22 MR. PERRY: Motion to adjourn.

23 MR. ROGAN: Meeting adjourned.
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C E R T I F I C A T E

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

CATHENE S. NARDOZZI, RPR
OFFICIAL COURT REPORTER