

**CITY OF WILKES-BARRE
PENNSYLVANIA**



CITY COUNCIL AGENDA

CITY COUNCIL

FEBRUARY 9, 2017

PLEDGE OF ALLEGIANCE

ROLL CALL

CONSENT AGENDA (RESOLUTIONS)

CONSENT AGENDA (ORDINANCES)

PRESENTATIONS BY COUNCIL MEMBERS

PUBLIC DISCUSSION

ADJOURNMENT

CITY COUNCIL
FEBRUARY 9, 2017

CONSENT AGENDA (RESOLUTIONS)

Authorizing the proper city officials to sign any and all necessary documents related to the sale of Development Lot 26, Darling Street, Wilkes-Barre to Jonathon Sordoni for a purchase price of \$9,500.00.

Declare support for the statewide "Ban the Box" initiative in the Commonwealth of Pennsylvania.

Appointing/Reappointing Edward DeMichele, Hayden White and Leon Schuster to the Zoning Board.

Appointing Dale "Dee" Culp to the Human Relations Commission.

Appointing Arthur W. Breese to the Human Relations Commission.

Appoint Cody Robinholt to the Human Relations Commission.

MINUTES

Of the Regular Session of City Council of January 26, 2017.

Of the Public Hearing of January 24, 2017.

Of the Wyoming Valley Sanitary Authority of December 20, 2016.

CITY COUNCIL
FEBRUARY 9, 2017

CONSENT AGENDA (ORDINANCES)

FILE OF COUNCIL NO. 14 OF 2016 – AN ORDINANCE AMENDING THE COMMUNITY DEVELOPMENT BLOCK GRANT BUDGET FOR PROGRAM YEARS 2010, 2011, 2012, 2013, 2014, 2015 AND 2016. (SECOND AND FINAL READING)

FILE OF COUNCIL NO. 2 OF 2017 – AN ORDINANCE OF THE CITY OF WILKES-BARRE, PENNSYLVANIA AMENDING CHAPTER 19 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED “OFFENSES, MISCELLANEOUS PROVISIONS” BY ADDING ARTICLE XII ENTITLED “QUALITY OF LIFE REGULATIONS”. (FIRST READING – ON TITLE)

FILE OF COUNCIL NO. 3 OF 2017 – AN ORDINANCE AMENDING ARTICLE VI OF CHAPTER 29 OF THE WILKES-BARRE CITY CODE OF ORDINANCES ENTITLED “TRAFFIC AND MOTOR VEHICLES”. (RESIDENTIAL PERMIT PARKING – STANLEY STREET) (FIRST READING)

CITY COUNCIL

FEBRUARY 9, 2017

The City Council of the City of Wilkes-Barre met in Regular Session on February 9, 2017 at 6:00 p.m., in City Council Chambers, City Hall, Wilkes-Barre, Pennsylvania for the purpose of general business.

The meeting was organized with Chairperson Beth Gilbert in the Chair.

The Pledge of Allegiance to the Flag was given.

Roll Call:

Barrett	- present
Belusko	- present
Merritt	- excused
Brooks, Vice Chairperson	- excused
Gilbert, Chairperson	- present

Also Present:

Ted Wampole, Administrator
Maureen Collins, Assistant City Attorney
Nicole Ference, Human Resource Director
Alan Klapat, Deputy Fire Chief
Cathy Payne, Assistant City Clerk
Jim Ryan, City Clerk
Lisa Sanfilippo, Administrative Assistant

City Clerk Jim Ryan read a statement relative to Council's Rules and Procedures.

Mr. Ryan introduced the following Ordinance as a new item:

AN ORDINANCE AUTHORIZING THE INCURRENCE BY THE CITY OF WILKES-BARRE, LUZERNE COUNTY, PENNSYLVANIA OF NONELECTORAL DEBT BY THE ISSUANCE OF GENERAL OBLIGATION BONDS AND/OR NOTES COLLECTIVELY. (FIRST READING – ON TITLE).

The City Clerk asked if there was anyone wishing to address Council on pending legislation.

Bob Kadluboski, Wilkes-Barre, PA, appeared before Council relative to the new Ordinance regarding the issuance of a General Obligation Bond and/or note.

Sam Troy, Wilkes-Barre, PA appeared before Council relative to the new Ordinance regarding the issuance of a General Obligation Bond and/or note, the Resolution authorizing the sale of property on Darling Street to Jonathon Sordoni and the Resolution appointing members to the Zoning Hearing Board.

Ron Felton, Wilkes-Barre, PA appeared before Council relative to the Resolution supporting the statewide "Ban the Box" initiative.

John Suchoski, Wilkes-Barre, PA appeared before Council relative to the new Ordinance regarding the issuance of a General Obligation Bond and/or note.

Angel Jirau, Wilkes-Barre, PA appeared before Council relative to the Resolution supporting the statewide "Ban the Box" initiative.

RESOLUTIONS

Resolution No. R0023-17 to and including the minutes appeared on the Consent Agenda (Resolutions).

RESOLUTION NO. R0023-17

That, the proper City officials are hereby authorized to sign any and all necessary documents related to the sale of Development Lot 26, Darling Street, Wilkes-Barre (PIN: H10NW4-16A-001) to Jonathon Sordoni (or his named designee) for a purchase price of \$9,500.00.

Be It Further Resolved, that the sale is contingent upon the Seller retaining a permanent and perpetual easement for ingress and egress over the paved alley located at the northern end of the property.

RESOLUTION NO. R0024-17

WHEREAS, "Ban the Box" is a national movement with the goal of increasing employment opportunities for people with past criminal convictions by removing questions from employment applications regarding past criminal history, and

WHEREAS, Ban the Box laws do not preclude employers from ever inquiring about an applicant's criminal history, but do postpone the inquiry until later in the hiring process; and

WHEREAS, Ban the Box Laws support the growing belief that individuals should be considered for a job based on qualifications and not criminal histories during the application and interview process; and

WHEREAS, many cities and counties throughout the United States, including Philadelphia, Pittsburgh, Boston, Chicago, Minneapolis, St Paul, San Francisco and

Austin, have adopted new employment application practices in support of the "Ban the Box" initiative, and

WHEREAS, there are 5,000,000 ex-offenders in the United States, and likely numerous ex-offenders in Luzerne County and the City of Wilkes-Barre, and

WHEREAS, the inability to obtain employment contributes to a host of problems including high rates of unemployment, recidivism and increased crime, and

WHEREAS, there is an increasing need for all employers to work with public and private agencies to find employment opportunities for ex-offenders, and

WHEREAS, positions that work with vulnerable populations including children and the elderly, and other sensitive job positions should continue to require full criminal background investigations on job applicants,

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF WILKES-BARRE that the City of Wilkes-Barre hereby declares its support for the statewide "Ban the Box" initiative in the Commonwealth of Pennsylvania.

RESOLUTION NO. R0025-17

Whereas, Section 1401 of the Zoning Ordinance of the City of Wilkes-Barre allows the Mayor, with the advice and consent of City Council, to appoint by resolution residents of the City of Wilkes-Barre to serve as members of the Zoning Board:

Whereas, it is the desire of the City of Wilkes-Barre to appoint (or reappoint) the person referenced below to the Zoning Board to fill several expired terms:

Now, Therefore, Be It Resolved, that the following persons are hereby appointed (or reappointed) as members to the Zoning Board:

<u>Name</u>	<u>Term Expires</u>
* Edward DeMichele 227 South Meade Street Wilkes-Barre, PA 18702	January 24, 2020
*Hayden White 19 Vulcan Street Wilkes-Barre, PA 18702	January 24, 2020
Leon Schuster 20 Wyndwood Drive Wilkes-Barre, PA 18705	January 24, 2022

* Denotes a reappointment

Leon Schuster is replacing Carl Naessig (term expired)

RESOLUTION NO. R0026-17

Whereas, Ordinance No. 10 of 2016 of the City of Wilkes-Barre authorizes the establishment of a City Human Relations Commission. All members of the commission shall be appointed by the City Council.

Whereas, it is the desire of City Council to appoint the person referenced below to the Human Relations Commission for a three (3) year term.

Now, Therefore, Be It Resolved, that the following person is hereby appointed as a member of the Human Relations Commission:

<u>NAME</u>	<u>TERM BEGINS</u>	<u>TERM EXPIRES</u>
Dale "Dee" Culp 148 Charles Street Wilkes-Barre, PA 18702	February 9, 2017	February 9, 2020

RESOLUTION NO. R0027-27

Whereas, Ordinance No. 10 of 2016 of the City of Wilkes-Barre authorizes the establishment of a City Human Relations Commission. All members of the commission shall be appointed by the City Council.

Whereas, it is the desire of City Council to appoint the person referenced below to the Human Relations Commission for a two (2) year term.

Now, Therefore, Be It Resolved, that the following person is hereby appointed as a member of the Human Relations Commission:

<u>NAME</u>	<u>TERM BEGINS</u>	<u>TERM EXPIRES</u>
Arthur W. Breese 216 Hazle Street Wilkes-Barre, PA 18702	February 9, 2017	February 9, 2019

RESOLUTION NO. R0028-17

Whereas, Ordinance No. 10 of 2016 of the City of Wilkes-Barre authorizes the establishment of a City Human Relations Commission. All members of the commission shall be appointed by the City Council.

Whereas, it is the desire of City Council to appoint the person referenced below to the Human Relations Commission for a one (1) year term.

Now, Therefore, Be It Resolved, that the following person is hereby appointed as a member of the Human Relations Commission:

<u>NAME</u>	<u>TERM BEGINS</u>	<u>TERM EXPIRES</u>
Cody Robinholt 65 Carey Avenue Wilkes-Barre, PA 18702	February 9, 2017	February 9, 2018

MINUTES

Of the Regular Session of City Council of January 26, 2017.

Of the Public Hearing of January 24, 2017.

Of the Wyoming Valley Sanitary Authority of December 20, 2016.

Ms. Gilbert moved to adopt the Consent Agenda (Resolutions).

The motion was seconded by Mr. Belusko and adopted by the following yeas and nays vote:

Yeas Barrett, Belusko and Gilbert (Chairperson) – 3 – being a majority of the members elected to City Council.

Nays none.

Absent – Merritt and Brooks -2.

ORDINANCES

FILE OF COUNCIL NO. 14 OF 2016 – AN ORDINANCE AMENDING THE COMMUNITY DEVELOPMENT BLOCK GRANT BUDGET FOR PROGRAM YEARS 2010, 2011, 2012, 2013, 2014, 2015 AND 2016. (SECOND AND FINAL READING)

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Mr. Barrett moved to adopt the Consent Agenda (Ordinances).

The motion was seconded by Mr. Belusko and adopted by the following yea and nay vote:

Yeas Barrett, Belusko and Gilbert (Chairperson) – 3 – being a majority of the members elected to City Council.

Nays none.

Absent – Merritt and Brooks – 2 -.

NEW ITEM

FILE OF COUNCIL NO. 4 OF 2017 – AN ORDINANCE AUTHORIZING THE INCURRENCE BY THE CITY OF WILKES-BARRE, LUZERNE COUNTY, PENNSYLVANIA OF NONELECTORAL DEBT BY THE ISSUANCE OF GENERAL OBLIGATION BONDS AND/OR NOTES COLLECTIVELY. (FIRST READING – ON TITLE).

Mr. Belusko moved to adopt the Ordinance.

The motion was seconded by Mr. Barrett and failed by the following vote:

Yeas Barrett and Belusko – 2.

Nays none.

Absent – Merritt and Brooks - 2.

Abstain – Gilbert – 1.

PRESENTATIONS BY COUNCIL MEMBERS

Ms. Gilbert asked the Administration to take a look at the Park Place building on the corner of Park Avenue and South Street. She said it is in deplorable condition and believes there may be people living in there.

Ms. Gilbert said she has received several complaints about Parking Enforcement being lax lately.

Mr. Wampole informed Ms. Gilbert that Parking Enforcement's numbers are up, but he will look into it.

Ms. Gilbert asked who owns the road in the Boulevard Townhomes, directly on Wilkes-Barre Boulevard.

Mr. Wampole said it is owned by the Housing Authority.

PUBLIC DISCUSSION

John Suchoski, Wilkes-Barre, PA appeared before Council to thank Ms. Gilbert for not voting on the Ordinance relative to the General Bond Issue.

Lou Weihbrecht, owner of Outsiders Saloon, Wilkes-Barre, PA appeared before Council relative to the transfer of a liquor license for his property (South Main Street).

Briana Weihbrecht, Wilkes-Barre, PA appeared before Council relative to the transfer of a liquor license for Outsiders Saloon (South Main Street).

David Benning, Hanover Township, PA appeared before Council relative to the transfer of a liquor license for Outsiders Saloon (South Main Street).

Vincent Nardone, Hanover Township, PA appeared before Council relative to the transfer of a liquor license for Outsiders Saloon (South Main Street).

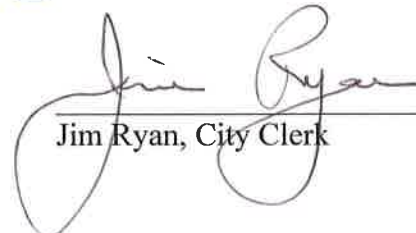
Sam Troy, Wilkes-Barre, PA appeared before Council relative to bond issue alternatives, seeking other sources of revenue, problems with spending, delinquent taxes and Johnson Controls.

Bob Kadluboski, Wilkes-Barre, PA appeared before Council relative to the bond issue, bond counsel, pension system, extend the time for speakers, rules and regulations of Council, and altering the Council meeting video.

There being no further business to discuss the meeting adjourned at 7:09 p.m.


Beth A. Gilbert, Chairperson

ATTEST:


Jim Ryan, City Clerk

