

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

DECEMBER 20, 2022

6:00 p.m. Cathy Payne, City Clerk

-ORDINANCE FOR SECOND AND FINAL READING-

FILE OF COUNCIL NO. 13 OF 2022 – AN ORDINANCE OF THE CITY OF WILKES-BARRE, PENNSYLVANIA AMENDING SEC. 29-103 OF ARTICLE V. OF CHAPTER 29 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED "PARKING, STOPPING AND STANDING" BY REPEALING THE CURRENT SEC. 29-103 AND REPLACING IT IN ITS ENTIRETY.

6:10 p.m. Mayor George C. Brown (See Attached)

WILKES-BARRE CITY COUNCIL
WORK SESSION – DECEMBER 20, 2022

MAYOR'S AGENDA

RESOLUTIONS:

Authorizing the proper city officials to enter an agreement in the amount of \$1,008,447.14 with the Pennsylvania Department of Health to address emergency investigations, response, and prevention by enhancing laboratory, surveillance, informatics, and workforce capacity.

Authorizing the proper city officials to enter an agreement in the amount of \$181,382.00 with the Pennsylvania Department of Health to address public health emergency preparedness, response, and recovery.

Authorizing the proper city officials to sign any and all necessary documents related to awarding the Wilkes-Barre Ross Street Fire Station Headquarters Renovations to the lowest responsible general contractor. (*Council to be notified of the lowest responsible bidder immediately following the bid opening on December 20, 2022 @ 10:00 a.m.*) The payment related thereto to be made from a combination of American Rescue Plan Funding and the General Fund.

Authorizing the proper city officials to sign any and all necessary documents related to awarding the Wilkes-Barre Ross Street Fire Station Headquarters Renovations to the following lowest responsible bidder: Troy Mechanical, in the amount of \$708,000.00

Delta Electrical, in the amount of \$139,810.00

The payment related thereto be made from a combination of American Rescue Plan Funding and the General Fund.

Authorizing the proper city officials to take any and all necessary actions related to selling 116.122 Westminster Street (PIN: I9NE1-020-003) to Kirsis Paulino Peralta (or her named designee) for a purchase price of \$1,000.00.

Authorizing the proper city officials to enter into the appropriate agreement with George Albert, PE, LLC for the construction management services of the project, along with any or all other project documents, related to Toyota SportsPlex Renovations project. (payment has been awarded through a grant in the amount of \$500,000.00 under the Pennsylvania Department of Community of Economic Development Marketing to Attract Tourists Grant program)

The contract amount for George Albert, PE, LLC Construction Management Services
Shall be \$50,000.00.

FILE OF COUNCIL

NO. 13 of 2022

Presented in City Council December 8, 2022.

AN ORDINANCE

OF THE CITY OF WILKES-BARRE, PENNSYLVANIA AMENDING SEC. 29-103 OF ARTICLE V. OF CHAPTER 29 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED "PARKING, STOPPING, AND STANDING" BY REPEALING THE CURRENT SEC. 29-103 AND REPLACING IT IN ITS ENTIRETY.

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF WILKES-BARRE THAT SEC. 29-103 OF ARTICLE V. OF CHAPTER 29 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED "PARKING, STOPPING, AND STANDING" IS HEREBY REPEALED AND REPLACED AS FOLLOWS:

ARTICLE V. PARKING, STOPPING, AND STANDING

DIVISION 1. GENERALLY

Sec. 29-103. Purpose.

The City Council of the City of Wilkes-Barre finds it necessary to regulate the parking of large vehicles and trailers to reduce public safety hazards and maintain the quality of residential neighborhoods, thereby preserving the value of property in those districts. Large vehicles and trailers create safety hazards by encroaching into the abutting lane and moving traffic across the center lane. Such parking and obstructions, besides being a public safety issue, impedes the free flow of traffic. Parked close to an intersection, such vehicles and trailers negatively impact the distance for vehicles entering the street. Large vehicles and trailers parked in residential areas generate complaints from residential neighborhoods in regard to traffic impediments and safety hazards, as well as noise.

- (a) Definitions. As used in this article, the following terms shall have the meanings indicated:

DUAL-WHEEL MOTOR HOME

A motor vehicle designed or adapted for use as a mobile dwelling or office, except a motor vehicle equipped with a truck camper.

OVERSIZED VEHICLE

A motor vehicle that has a Class 5 license or above, or any equivalent license or above, or with a gross vehicle weight of over 11,000 pounds.

OWNER

A person, other than a lienholder, having the property right in or title to a motor vehicle. The term includes a person entitled to the use and possession of a vehicle subject to a security interest in another person but excludes a lessee under a lease not intended as security.

PARK OR PARKING

When permitted, means the temporary storing of a vehicle, whether occupied or not, off the roadway; and, when prohibited, means the halting of a vehicle, whether occupied or not, except momentarily for the purpose of and while actually engaged in loading or unloading property or passengers.

RECREATIONAL TRAILER

A trailer designed or adopted and used exclusively for recreational purposes.

TRACTOR TRAILER

A motor vehicle designed and used primarily for drawing other vehicles and not so constructed as to carry a load other than a part of the weight of the vehicle and load so drawn.

TRAILER

Every vehicle, wagon or truck without motive power designed to carry property or passengers on its own structure and to be drawn by a motor vehicle.

TRUCK CAMPER

A structure designed, used, or maintained primarily to be loaded or affixed to a motor vehicle to provide a mobile dwelling, sleeping place, office, or commercial space.

(b) Prohibitions.

It shall be unlawful for any person to park, or allow to remain parked, on any street or parts of streets, the following vehicles: dual-wheel motor homes, oversized vehicle, tractor trailers, trailers, and truck campers within the districts listed below as defined and circumscribed in Section 404 of Appendix A, Zoning Ordinance; and on any street abutting such zone; and that this prohibition shall apply to the following zoning districts: R-1 Residential Single-Family District, R-2 Residential Two-Family District, R-3 Residential Multi-Family District, and C-N Commercial Neighborhood District.

(c) Exceptions.

- i. Vehicles of the City of Wilkes-Barre, such as fire apparatus and ambulances, or vehicles engaged in the work of a public utility;
- ii. Vehicles of service companies, contractors, repairmen, delivery trucks or others actually engaged in working operations in the vicinity during the actual period of such between the hours of 7:00 a.m. and 8:00 p.m.

(d) Removal of noncompliant vehicles by owner or City of Wilkes-Barre.

Any vehicle or trailer parked or stored in violation of any provision of this article shall be removed by the owner of the vehicle or trailer after notice to do so, and in default of doing so, after forty-eight (48) hours from said notice, the City may cause the same to be removed and collect the costs thereof.

(e) Violations and penalties for truck and trailer provisions.

Violation of any provision of this article shall be subject to summary enforcement proceedings and upon being found guilty thereof shall subject the violator to a fine of five hundred dollars (\$500.00). In default of the payment of such fine, such person shall be imprisoned in the county jail for a period not to exceed ninety (90) days. In addition to the fine, the Police Department may have the vehicle or trailer immediately towed if the vehicle or trailer is posing an immediate safety hazard.

SEVERABILITY.

The provisions of this ordinance are severable. If any part of this ordinance is declared to be unconstitutional, illegal, or invalid, the validity of the remaining provisions shall be unaffected thereby. It is the intention of the Council of the City of Wilkes-Barre that this ordinance would have been adopted had such unconstitutional, illegal, or invalid part not been included.

REPEALER.

All ordinances or parts of ordinances inconsistent herewith be and the same are hereby repealed. All ordinances not specifically amended hereby remain in full force and effect.

Passed finally by the City Council of the City of Wilkes-Barre on _____
_____, 2022.

This ordinance shall become effective ten (10) days after final passage by the Council of the City of Wilkes-Barre.

Attest:

Cathy Payne, City Clerk



Resolution No. _____

Wilkes-Barre, PA _____

BE IT RESOLVED by the City Council of the City of Wilkes-Barre:

Authorizing the proper city officials to enter an agreement in the amount of \$1,008,447.14 with the Pennsylvania Department of Health to address emergency investigations, response, and prevention by enhancing laboratory, surveillance, informatics, and workforce capacity.

Submitted by _____

ROLL CALL



Resolution No. _____ Wilkes-Barre, PA _____

BE IT RESOLVED by the City Council of the City of Wilkes-Barre:

Authorizing the proper city officials to enter an agreement in the amount of \$181,382 with the Pennsylvania Department of Health to address public health emergency preparedness, response, and recovery.

Submitted by _____

ROLL CALL



Resolution No. _____

Wilkes-Barre, PA _____

BE IT RESOLVED by the City Council of the City of Wilkes-Barre:

WHEREAS the City of Wilkes-Barre advertised for bids on November 16, 2022, and re-bid on December 10, 2022, seeking a General Contractor for the City of Wilkes-Barre- Ross Street Fire Headquarters Renovations.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Wilkes-Barre that the proper City officials are hereby authorized to sign any and all necessary documents related to awarding the Wilkes-Barre Ross Street Fire Station Headquarters Renovations to the lowest responsible general contractor. *(Council to be notified of the lowest responsible bidder immediately following the bid opening on December 20, 2022 @ 10:00AM)*

BE IT FURTHER RESOLVED that the payment related thereto be made from a combination of American Rescue Plan Funding and the General Fund.

Submitted by _____

ROLL CALL



Resolution No. _____

Wilkes-Barre, PA _____

BE IT RESOLVED by the City Council of the City of Wilkes-Barre:

WHEREAS the City of Wilkes-Barre advertised for bids on November 16, 2022, seeking an Electrical Contractor and a Mechanical Contractor for the City of Wilkes-Barre- Ross Street Fire Headquarters Renovations.

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Wilkes-Barre that the proper City officials are hereby authorized to sign any and all necessary documents related to awarding the Wilkes-Barre Ross Street Fire Station Headquarters Renovations to the following lowest responsible bidders:

- Troy Mechanical, in the amount of \$708,000.00.
- Delta Electrical, in the amount of \$139,810.00.

BE IT FURTHER RESOLVED that the payment related thereto be made from a combination of American Rescue Plan Funding and the General Fund.

Submitted by _____

ROLL CALL



Resolution No. _____

Wilkes-Barre, PA _____

BE IT RESOLVED by the City Council of the City of Wilkes-Barre:

THAT, the proper city officials are hereby authorized to take any and all necessary actions related to selling 116-122 Westminster Street (PIN: I9NE1-020-003) to Kirsis Paulino Peralta (or her named designee) for a purchase price of \$1,000.00.

Submitted by _____

ROLL CALL



Resolution No. _____

Wilkes-Barre, PA _____

BE IT RESOLVED by the City Council of the City of Wilkes-Barre:

WHEREAS, the City of Wilkes-Barre has placed a strong emphasis to support tourism, sports marketing, outdoor recreation, and cultural attractions throughout the city;
AND

WHEREAS, the City of Wilkes-Barre has applied and been awarded a grant in the amount of \$500,000.00 under the Pennsylvania Department of Community of Economic Development Marketing to Attract Tourists Grant program for the Toyota SportsPlex Renovations project. The funds will be used to renovate the pro shop to service all skaters for hockey, figure and public skating. Also, renovations in the ice rink player bench areas to make the areas more participant friendly for all types of skaters. Plumbing updates, including touchless hardware, to make the facility more user friendly for children and adults. The installation of new LED lighting for the rink/lobby areas to be more cost effective and allow for interactive light shows during the various type of skating events; **AND**

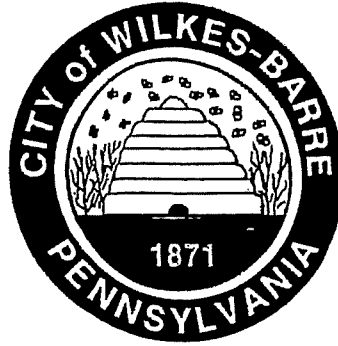
WHEREAS, the contract amount for George Albert, PE, LLC Construction Management Services shall be \$50,000.00; **AND**

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Wilkes-Barre that the Mayor is hereby authorized to enter into the appropriate agreement with the George Albert, PE, LLC for the construction management services of the project, along with any or all other project documents, related to Toyota SportsPlex Renovations project.

Submitted by _____

ROLL CALL

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

DECEMBER 20, 2022

PLEDGE OF ALLEGIANCE

ROLL CALL

RESOLUTIONS

ORDINANCES

MINUTES

PRESENTATIONS BY COUNCIL MEMBERS

PUBLIC DISCUSSION

ADJOURNMENT

CITY COUNCIL
DECEMBER 20, 2022

RESOLUTIONS

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CITY COUNCIL
DECEMBER 20, 2022

ORDINANCES

FILE OF COUNCIL NO. 13 OF 2022 – AN ORDINANCE OF THE CITY OF WILKES-BARRE, PENNSYLVANIA AMENDING SEC. 29-103 OF ARTICLE V. OF CHAPTER 29 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED “PARKING, STOPPING AND STANDING” BY REPEALING THE CURRENT SEC. 29-103 AND REPLACING IT IN ITS ENTIRETY.

MINUTES

Of the Regular Session of City Council of December 8, 2022.