

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

FEBRUARY 7, 2023

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

1. A Resolution of the Municipality of Wilkes-Barre, County of Luzerne, Commonwealth of Pennsylvania, approving the transfer of a Liquor License from Plains Township, PA to El Tikal Mexican Restaurant & Bar LLC, 401 J. Campbell Collins Drive, Wilkes-Barre, PA.

-ORDINANCES FOR SECOND AND FINAL READING-

FILE OF COUNCIL NO. 1 of 2023 - Amending Article II, of Chapter 12 of the City of Wilkes-Barre Code of Ordinances Entitled "Litter and Disposal" (City Garbage Stickers).

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

WILKES-BARRE CITY COUNCIL
WORK SESSION – FEBRUARY 7, 2023
MAYOR'S AGENDA

RESOLUTIONS:

Authorizing the proper city officials to sign any and all necessary documents related to awarding the contract to the lowest responsible bidder (Titan Tree Service) in the amount of \$103,590.000.00 (one hundred three thousand five hundred ninety dollars and zero cents), for the Solomon Creek Tree Trimming Project. (payment to be made from the American Rescue funds).

Authorizing the proper city officials to purchase the equipment to upgrade its video surveillance system in and around City Hall through the Commonwealth of Pennsylvania's Cooperative Purchasing Program (COSTARS). The purchase price is \$22,438.44.

Proclaiming the month of April, 2023 as "Fair Housing Month".



Resolution No. _____

Wilkes-Barre, PA _____

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

A RESOLUTION OF THE MUNICIPALITY OF WILKES-BARRE COUNTY OF LUZERNE COMMONWEALTH OF PENNSYLVANIA, APPROVING TRANSFER OF RESTAURANT LIQUOR LICENSE # R-2266, LID # 103720 INTO THE CITY OF WILKES-BARRE, LUZERNE COUNTY FROM PLAINS TOWNSHIP.

Whereas, Act 141 of 2000 ("the Act") which amends the Commonwealth's Liquor Code, authorizes the Pennsylvania Liquor Control Board to approve, in certain instances, the transfer of restaurant liquor licenses across municipal boundaries within the same county regardless of the quota limitations provided for in Section 461 of the Liquor Code, if sales of liquor and malt or brewed beverages are legal in the municipality receiving the license; and

Whereas, the receiving municipality issues a resolution approving the transfer of the license outside the municipality to inside the municipality; and

Whereas, amendments to the Liquor Code stipulate that, prior to adoption of a resolution by the receiving municipality, at least one hearing be held for the purpose of permitting interested parties to state their concerns regarding the transfer of a retail liquor license into the receiving municipality; and

Whereas, on February 9, 2023 the City of Wilkes-Barre conducted a public hearing for the purpose of receiving comments and/or recommendations of interested individuals residing within the municipality with respect to the request for transfer.

Whereas, an application for transfer filed under the Act must contain a copy of the resolution adopted by the municipality approving the transfer of a retail liquor license in the municipality.

Now, Therefore, Be It Resolved that El Tikal Mexican Restaurant & Bar LLC has requested the approval of the City Council of Wilkes-Barre for the proposed transfer of a Pennsylvania Retail Liquor License to its facilities within Wilkes-Barre City with the understanding that said transfer must be approved at a later date by the Pennsylvania Liquor Control Board; and

Be It Further Resolved that City Council of Wilkes-Barre finds that the transfer of a retail liquor license into Wilkes-Barre City by El Tikal Mexican Restaurant & Bar LLC will not adversely affect the welfare, health, peace and morals of the municipality or its residents.

Be It Further Resolved, that Wilkes-Barre City approves, by adoption of this Resolution, the proposed transfer of License # R-2266, LID #103720, from Plains Township, PA to be located at 401 J. Campbell Collins Drive, Wilkes-Barre, PA.

Be It Further Resolved, that the license transfer is subject to approval by the Pennsylvania Liquor Control Board.

I HEREBY CERTIFY that this Resolution was approved by the Wilkes-Barre City Council at its meeting on February 9, 2023.

Submitted by _____

ROLL CALL

FILE OF COUNCIL

Presented in City Council on January 26, 2023

No. _____ of 2023

**AN ORDINANCE AMENDING ARTICLE II. OF CHAPTER 12 OF THE
CITY OF WILKES-BARRE CODE OF ORDINANCES ENTITLED "LITTER
AND DISPOSAL."**

WHEREAS, it is the desire and intention of the City Council of the City of Wilkes-Barre to pass legislation within the City by amending Article II. of Chapter 12 of the City of Wilkes-Barre Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF WILKES-BARRE THAT ARTICLE II. OF CHAPTER 12 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED "LITTER AND DISPOSAL" IS HEREBY AMENDED AS FOLLOWS:

CHAPTER 12. GARBAGE AND REFUSE

ARTICLE II. LITTER AND DISPOSAL

Sec. 12-18. Duties imposed.

(3) *Duty to place for collection and disposal:*

- a. *Generally.* All refuse shall be placed in store bought garbage bags with a city garbage sticker affixed thereto or in authorized small, fifteen (15) gallon city garbage bags as provided herein and shall be placed for collection. Refuse shall be placed for collection not closer than six (6) inches to and not more than eighteen (18) inches from the street. Refuse shall not be placed for collection prior to 5:00 p.m., prevailing time, on the day prior to that regularly scheduled for collection.

- (5) The City of Wilkes-Barre has implemented a user-fee charge program for refuse picked up by the city which shall be placed in refuse bags with a city garbage sticker affixed thereto or in small, fifteen (15) gallon city authorized garbage bags. The garbage stickers and small, fifteen (15) gallon city authorized refuse bags will be specially designed and be distributed through commercial outlets only. The cost of the stickers and bags shall be reviewed on an annual basis and shall be modified according to all costs associated with the collection and disposal of municipal refuse.

The cost of city authorized garbage stickers shall be two dollars (\$2.00) per sticker. The cost of fifteen (15) gallon city authorized refuse bags will be one dollar and twenty-five cents (\$1.25) per bag or five (5) bags for six dollars and twenty-five cents (\$6.25).

- (8) *Implementation of user-fee program.* The department of public works in conjunction with the finance office shall be responsible for establishing programs for the distribution and sale of city authorized garbage stickers and small, fifteen (15) gallon city authorized refuse bags, collection of funds, and the promulgation of rules and regulations as they apply to refuse pickup and disposal.

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.

Passes finally by the Council of the City of Wilkes-Barre on _____
_____, 2023.

This ordinance shall become effective ten (10) days after final passage by the City 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:

WHEREAS, the City of Wilkes-Barre publicly advertised for bidders for the Solomon Creek Tree Trimming project.

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 contract to the lowest responsible bidder, Titan Tree Service, in the amount of \$103,590.000 (one hundred three thousand five hundred ninety dollars and zero cents) for Solomon Creek Tree Trimming project.

BE IT FURTHER RESOLVED that the payment related thereto be made from American Rescue

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 wishes to upgrade its video surveillance system in and around City Hall through the Commonwealth of Pennsylvania's Cooperative Purchasing Program ("COSTARS");

NOW, THEREFORE, BE IT RESOLVED by the City Council of the City of Wilkes-Barre that the proper city officials are hereby authorized to purchase the equipment contained in the attached quote from CDW-G, a Costars Vendor, for a purchase price of \$22,438.44.

Submitted by _____

ROLL CALL



Thank you for choosing CDW. We have received your quote.

Hardware Software Services IT Solutions Brands Research Hub

Review and Complete Purchase

FRANK HERSHBERGER,

Thank you for considering CDW•G for your technology needs. The details of your quote are below. **If you are an eProcurement or single sign on customer, please log into your system to access the CDW site.** You can search for your quote to retrieve and transfer back into your system for processing.

For all other customers, click below to convert your quote to an order.

Convert Quote to Order

QUOTE #	QUOTE DATE	QUOTE REFERENCE	CUSTOMER #	GRAND TOTAL
NBTX242	11/1/2022	MERAKISV	9521986	\$22,438.44

QUOTE DETAILS

ITEM	QTY	CDW#	UNIT PRICE	EXT. PRICE
<u>Cisco Meraki MV22 - network surveillance camera - dome</u> Mfg. Part#: MV22X-HW Meraki Varifocal MV22 Indoor HD Dome Camera - 512GB Storage Contract: MARKET	12	5977983	\$965.69	\$11,588.28
<u>Cisco Meraki MV72 - network surveillance camera - dome</u> Mfg. Part#: MV72X-HW Meraki Varifocal MV72 Outdoor Dome Camera - 512GB Storage Contract: MARKET	3	5992679	\$1,065.99	\$3,197.97
<u>Cisco Meraki camera dome mounting arm</u> Mfg. Part#: MA-MNT-MV-10 UNSPSC: 45121518 Meraki Wall Mount Arm for MV72 Contract: COSTARS 4 IT Hardware Contract (COSTARS-003-E22-586)	3	5357697	\$135.39	\$406.17
<u>Cisco Meraki camera dome mount</u> Mfg. Part#: MA-MNT-MV-20 UNSPSC: 45121518 Meraki Pole Mount for MV72 and/or MA-MNT-MV-10 Contract: COSTARS 4 IT Hardware Contract (COSTARS-003-E22-586)	3	5374118	\$135.39	\$406.17
<u>Cisco Meraki Enterprise - subscription license (3 years) + 5 Years Enterprise</u> Mfg. Part#: LIC-MV-5YR UNSPSC: 43233204 Meraki MV Enterprise License and Support, 5YR Electronic distribution - NO MEDIA Contract: COSTARS Software Contract (006-064)	15	4314377	\$455.99	\$6,839.85

SUBTOTAL	\$22,438.44
SHIPPING	\$0.00
SALES TAX	\$0.00
GRAND TOTAL	\$22,438.44

PURCHASER BILLING INFO

Billing Address:
CITY OF WILKES-BARRE
ACCOUNTS PAYABLE
40 E MARKET ST
WILKES BARRE, PA 18711-0454
Phone: (570) 208-4152
Payment Terms: NET 30-VERBAL

DELIVER TO

Shipping Address:
CITY OF WILKES-BARRE
FRANK HERSHBERGER
40 E MARKET ST
WILKES BARRE, PA 18711-0454
Phone: (570) 208-4152
Shipping Method: DROP SHIP-GROUND

Please remit payments to:

CDW Government
75 Remittance Drive
Suite 1515
Chicago, IL 60675-1515

**Sales Contact Info**

Victor Percio | (855) 822-5160 | victper@cdwg.com

Need Help?[My Account](#)[Support](#)[Call 800.800.4239](tel:800.800.4239)

[About Us](#) | [Privacy Policy](#) | [Terms and Conditions](#)

This order is subject to CDW's Terms and Conditions of Sales and Service Projects at
<http://www.cdwg.com/content/terms-conditions/product-sales.aspx>
For more information, contact a CDW account manager

© 2022 CDW•G LLC, 200 N. Milwaukee Avenue, Vernon Hills, IL 60061 | 800.808.4239



Resolution No. _____

Wilkes-Barre, PA _____

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

WHEREAS, Fair Housing is a right emphasized by the U.S. Congress beginning with the Civil Rights Act of 1968 and most recently the amendments of 1988 to the Fair Housing Act; and

WHEREAS, this is the 55th anniversary of the enactment of the civil rights act of 1968, as amended and strengthened in 1988; title viii of which guarantees the right to be free from housing discrimination based on race, color, national origin, religion, sex, familial status, and disability (including AIDS/HIV).

NOW, THEREFORE, BE IT RESOLVED THAT THE CITY COUNCIL OF WILKES-BARRE HEREBY proclaims the month of April 2023, as "Fair Housing Month" in the City of Wilkes-Barre and encourages its citizens and organizations to celebrate diversity and value the harmonious communities of neighbors to support the goal of equal opportunities for all people.

Submitted by _____

ROLL CALL