

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

MARCH 10, 2022
(REVISED AGENDA)

5:30 P.M. City Clerk Cathy Payne

1. Resolution strongly condemning the Russian invasion of Ukraine, denouncing Vladimir Putin's years-long aggression against the sovereign country, supporting Ukraine and the Ukrainian people, and encouraging the US and its partners to continue the exceptionally strong sanctions against Russia.
2. An Ordinance amending Chapter 22 of the Wilkes-Barre City Code of Ordinances entitled "Planning". (Planning Commission, Composition, appointment) First Reading
3. An Ordinance amending Appendix "A" of the Code of Ordinances of the City of Wilkes-Barre Entitled "Administrative Code." (Personnel – Residency) First Reading

5:40 P.M. Mayor George Brown (See Attached)

WILKES-BARRE CITY COUNCIL
WORK SESSION – MARCH 10, 2022
MAYOR'S AGENDA

RESOLUTIONS:

Authorizing the proper city officials to take any and all necessary actions related to the sale of 38-46 Carey Avenue to Gaurang Patel, Twinkle Desai and Vishal Patel (or their named designee) for a purchase price of \$54,000.00

Authorizing the proper city officials to purchase seventy (70) Self-Contained Breathing Apparatus Face Pieces, Quantitative Fit Testing for the masks, and eleven (11) SCBA Cylinders from the Witmer Public Safety Group, a CoStars Vendor, for a purchase price of \$35,087.00

Authorizing the proper city officials to enter into an agreement with Hadley Construction Company, Inc. for the installation of a new Bulk Road Salt Storage Facility at a cost of \$265,000.00. Payment for the Salt Storage Facility will be paid through the Liquid Fuels Account.

Authorizing the proper city officials to submit a \$1,000,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Citywide Street Paving Improvements Project.

Authorizing the proper city officials to submit a \$400,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the purchase of 2 Dump Trucks and 2 Snow Plows Project.

Authorizing the proper city officials to submit a \$500,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Hazle Street and Madison Street Retaining Walls Repair Project.

Authorizing the proper city officials to submit a \$310,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Wyoming Valley Art League Building Capital Improvements Project.

Authorizing the proper city officials to submit a \$130,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Family Restroom for the Osterhout Free Library Project.

Appointing Mark Shaffer to the Planning Commission.

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

MARCH 10, 2022
(REVISED AGENDA)

PLEDGE OF ALLEGIANCE

ROLL CALL

RESOLUTIONS

ORDINANCES

MINUTES

PRESENTATIONS BY COUNCIL MEMBERS

PUBLIC DISCUSSION

ADJOURNMENT

CITY COUNCIL
MARCH 10, 2022
RESOLUTIONS

Authorizing the proper city officials to take any and all necessary actions related to the sale of 38-46 Carey Avenue to Gaurang Patel, Twinkle Desai and Vishal Patel (or their named designee) for a purchase price of \$54,000.00.

Authorizing the proper city officials to purchase seventy (70) Self-Contained Breathing Apparatus Face Pieces, Quantitative Fit Testing for the masks, and eleven (11) SCBA Cylinders from the Witmer Public Safety Group, a CoStars Vendor, for a purchase price of \$35,087.00.

Authorizing the proper city officials to enter into an agreement with Hadley Construction Company, Inc. for the installation of a new Bulk Road Salt Storage Facility at a cost of \$265,000. Payment for the Salt Storage Facility will be paid through the Liquid Fuels Account.

Authorizing the proper city officials to submit a \$1,000,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Citywide Street Paving Improvements Project.

Authorizing the proper city officials to submit a \$400,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the purchase of 2 Dump Trucks and 2 Snow Plows Project.

Authorizing the proper city officials to submit a \$500,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Hazle Street and Madison Street Retaining Wall Repair Project.

Authorizing the proper city officials to submit a \$310,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Wyoming Valley Art League Building Capital Improvements Project.

Authorizing the proper city officials to submit a \$130,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Family Restroom for the Osterhout Free Library Project.

Appointing Mark Shaffer to the Planning Commission.

Strongly condemn the Russian invasion of Ukraine, denounce Vladimir Putin's years long aggression against the sovereign country, supporting Ukraine and the Ukrainian people, and encourage the US and its partners to continue the exceptionally strong sanctions against Russia.

CITY COUNCIL
MARCH 10, 2022

ORDINANCES

FILE OF COUNCIL NO. 1 OF 2022 – AN ORDINANCE AMENDING CHAPTER 22 OF THE WILKES-BARRE CITY CODE OF ORDINANCES ENTITLED “PLANNING”. (PLANNING COMMISSION, COMPOSITION, APPOINTMENT) FIRST READING.

FILE OF COUNCIL NO. 2 OF 2022 – AN ORDINANCE AMENDING APPENDIX “A” OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED “ADMINISTRATIVE CODE.” (PERSONNEL – RESIDENCY) FIRST READING

MINUTES

Of the Wyoming Valley Sanitary Authority of January 18, 2022.

Of the Regular Session of City Council of February 24, 2022.



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 the sale of 38-46 Carey Avenue (PIN's: H9SE4-022-13, H9SE4-022-014, and H9SE4-022-015) to Gaurang Patel, Twinkle Desai, and Vishal Patel (or their named designee) for a purchase price of \$54,000.00

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 wishes to purchase seventy (70) Self Contained Breathing Apparatus Face Pieces, Quantitative Fit Testing for the masks, and eleven (11) SCBA Cylinders through the Commonwealth of Pennsylvania's Cooperative Purchasing Program ("COSTARS");

WHEREAS, the above-referenced equipment and testing will increase safety for fire fighters during fire operations by replacing the current, aging face pieces;

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 seventy (70) Self Contained Breathing Apparatus Face Pieces, Quantitative Fit Testing for the masks, and eleven (11) SCBA Cylinders from the Witmer Public Safety Group, a Costars Vendor, for a purchase price of \$35,087.00.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS



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 into an agreement with Hadley Construction Company, Inc. for the installation of a new Bulk Road Salt Storage Facility at a cost of \$265,000.00. Payment for the Salt Storage Facility will be paid through the Liquid Fuels Account.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAVS



Resolution No. _____

Wilkes-Barre, PA _____

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

BE IT RESOLVED, that the City of Wilkes-Barre of Luzerne County hereby request a Statewide Local Share Assessment grant of \$1,000,000.00 from the Commonwealth Financing Authority to be used for the Citywide Street Paving Improvements Project.

BE IT FURTHER RESOLVED, that the Applicant does hereby designate George C. Brown, Mayor, and Darren, Snyder, City Controller, as the officials to execute all documents and agreements between the City of Wilkes-Barre and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant along with any or all project documents if the application is approved.

NOW, THEREFORE BE IT FURTHER RESOLVED by the City Council of the City of Wilkes-Barre to authorize the appropriate city officials to submit a \$1,000,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Citywide Street Paving Improvements Project.

I, Cathy Payne, duly qualified City Clerk of the City of Wilkes-Barre, Luzerne County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Wilkes-Barre City Council at a regular meeting held March 10, 2022 and said Resolution has been recorded in the Minutes of the City of Wilkes-Barre and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the City of Wilkes-Barre, this 10th day of March 2022.

Submitted by _____

ROLL CALL



Resolution No. _____

Wilkes-Barre, PA _____

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

BE IT RESOLVED, that the City of Wilkes-Barre of Luzerne County hereby request a Statewide Local Share Assessment grant of \$450,000.00 from the Commonwealth Financing Authority to be used for the purchase of 2 Dump Trucks and 2 Snow Plows Project.

BE IT FURTHER RESOLVED, that the Applicant does hereby designate George C. Brown, Mayor, and Darren, Snyder, City Controller, as the officials to execute all documents and agreements between the City of Wilkes-Barre and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant along with any or all project documents if the application is approved.

NOW, THEREFORE BE IT FURTHER RESOLVED by the City Council of the City of Wilkes-Barre to authorize the appropriate city officials to submit a \$400,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the purchase of 2 Dump Trucks and 2 Snow Plows Project.

I, Cathy Payne, duly qualified City Clerk of the City of Wilkes-Barre, Luzerne County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Wilkes-Barre City Council at a regular meeting held March 10, 2022 and said Resolution has been recorded in the Minutes of the City of Wilkes-Barre and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the City of Wilkes-Barre, this 10th day of March 2022.

Submitted by _____

ROLL CALL



Resolution No. _____

Wilkes-Barre, PA _____

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

BE IT RESOLVED, that the City of Wilkes-Barre of Luzerne County hereby request a Statewide Local Share Assessment grant of \$500,000.00 from the Commonwealth Financing Authority to be used for the Hazle Street and Madison Street Retaining Walls Repair Project.

BE IT FURTHER RESOLVED, that the Applicant does hereby designate George C. Brown, Mayor, and Darren, Snyder, City Controller, as the officials to execute all documents and agreements between the City of Wilkes-Barre and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant along with any or all project documents if the application is approved.

NOW, THEREFORE BE IT FURTHER RESOLVED by the City Council of the City of Wilkes-Barre to authorize the appropriate city officials to submit a \$500,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Hazle Street and Madison Street Retaining Walls Repair Project.

I, Cathy Payne, duly qualified City Clerk of the City of Wilkes-Barre, Luzerne County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Wilkes-Barre City Council at a regular meeting held March 10, 2022 and said Resolution has been recorded in the Minutes of the City of Wilkes-Barre and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the City of Wilkes-Barre, this 10th day of March 2022.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS



Resolution No. _____

Wilkes-Barre, PA _____

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

BE IT RESOLVED, that the City of Wilkes-Barre of Luzerne County hereby request a Statewide Local Share Assessment grant of \$310,000.00 from the Commonwealth Financing Authority to be used for the Wyoming Valley Art League Building Capital Improvements Project.

BE IT FURTHER RESOLVED, that the Applicant does hereby designate George C. Brown, Mayor, and Darren, Snyder, City Controller, as the officials to execute all documents and agreements between the City of Wilkes-Barre and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant along with any or all project documents if the application is approved.

NOW, THEREFORE BE IT FURTHER RESOLVED by the City Council of the City of Wilkes-Barre to authorize the appropriate city officials to submit a \$310,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Wyoming Valley Art League Building Capital Improvements Project.

I, Cathy Payne, duly qualified City Clerk of the City of Wilkes-Barre, Luzerne County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Wilkes-Barre City Council at a regular meeting held March 10, 2022 and said Resolution has been recorded in the Minutes of the City of Wilkes-Barre and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the City of Wilkes-Barre, this 10th day of March 2022.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS



Resolution No. _____

Wilkes-Barre, PA _____

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

BE IT RESOLVED, that the City of Wilkes-Barre of Luzerne County hereby request a Statewide Local Share Assessment grant of \$130,000.00 from the Commonwealth Financing Authority to be used for the Family Restroom for the Osterhout Free Library Project.

BE IT FURTHER RESOLVED, that the Applicant does hereby designate George C. Brown, Mayor, and Darren, Snyder, City Controller, as the officials to execute all documents and agreements between the City of Wilkes-Barre and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant along with any or all project documents if the application is approved.

NOW, THEREFORE BE IT FURTHER RESOLVED by the City Council of the City of Wilkes-Barre to authorize the appropriate city officials to submit a \$130,000.00 Statewide Local Share Assessment grant application funded by Commonwealth Financing Authority of the Commonwealth of Pennsylvania to be used for the Family Restroom for the Osterhout Free Library Project.

I, Cathy Payne, duly qualified City Clerk of the City of Wilkes-Barre, Luzerne County, PA, hereby certify that the forgoing is a true and correct copy of a Resolution duly adopted by a majority vote of the Wilkes-Barre City Council at a regular meeting held March 10, 2022 and said Resolution has been recorded in the Minutes of the City of Wilkes-Barre and remains in effect as of this date.

IN WITNESS THEREOF, I affix my hand and attach the seal of the City of Wilkes-Barre, this 10th day of March 2022.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS



Resolution No. _____

Wilkes-Barre, PA _____

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

WHEREAS, Section 22-17 of Chapter 22 of the Code of Ordinances of the City of Wilkes-Barre authorizes the Mayor, with the approval of City Council, to appoint members of the Planning Commission of the City of Wilkes-Barre;

WHEREAS, it is the desire of the City of Wilkes-Barre to appoint the person referenced below to the Planning Commission of the City of Wilkes-Barre;

NOW, THEREFORE, BE IT RESOLVED, that the following person is hereby appointed as a member to the Planning Commission of the City of Wilkes-Barre:

Name

Term Expires

Mark Shaffer
72 West River Street, Apt. 2
Wilkes-Barre, PA 18702

December 31, 2025

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS



Resolution No. _____

Wilkes-Barre, PA _____

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

WHEREAS, on February 24, 2022, after months of troop and tank buildups, Russia began shelling and rocket attacks on several major cities in Ukraine, including its capital, Kyiv; and

WHEREAS, these Russian troops have met with strong and courageous opposition from the Ukrainian military and citizen-resistance; and

WHEREAS, Russian President Vladimir Putin has long sought to control Ukraine after the fall of the Soviet Union and more currently after many countries in Eastern and Central Europe, once part of the Soviet bloc, proceeded toward democratic governments and joined alliances with western European nations; and

WHEREAS, Ukraine has been at war with Russia since 2014, when Putin invaded the Crimea region of Ukraine after it's pro-Russian president was ousted; several other regions in Ukraine are controlled by separatist forces backed by Putin who have waged protracted fighting against the Ukrainian military; Putin refuses to acknowledge Ukraine as a sovereign nation; and

WHEREAS, Wilkes-Barre City Council stands with President Volodymyr Zelenskyy who has stated "I am pleased even more allies have come forward with defensive and humanitarian aid. We must stand with the Ukrainian people as they defend their country and democracies everywhere"; and

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF WILKES-BARRE:

That the City Council strongly condemns the Russian invasion of Ukraine, denounces Vladimir Putin's years-long aggression against this sovereign country, supporting Ukraine and the Ukrainian people, and encourages the US and its partners to continue the exceptionally strong sanctions against Russia.

That the Clerk of Council is directed to transmit copies of this resolution to President Joseph R. Biden and the Ukrainian and Russian Embassies in Washington, DC.

And requests the Mayor of the City of Wilkes-Barre to use blue and yellow lights on the front door of City Hall to show solidarity with the people of Ukraine.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAVS

FILE OF COUNCIL

Presented in City Council on March 10, 2022

No. _____ of 2022

AN ORDINANCE AMENDING CHAPTER 22 OF THE WILKES-BARRE CITY CODE OF ORDINANCES ENTITLED "PLANNING"

WHEREAS, it is the desire and intention of the City Council to pass legislation within the City of Wilkes-Barre by amending Chapter 22 of the Wilkes-Barre Code of Ordinances.

NOW, THEREFORE, BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF WILKES-BARRE THAT CHAPTER 22 ENTITLED "PLANNING" IS HEREBY AMENDED AS FOLLOWS:

CHAPTER 30. PLANNING

ARTICLE II. PLANNING COMMISSION

Sec. 22-17. Composition, appointment.

The Planning Commission shall consist of nine (9) members, at least six (6) of whom shall be citizen members, and two (2) of whom are professionals in the Planning field, to be appointed by the Mayor, with the approval of City Council. The two (2) professional seats shall be filled by one (1) architect and one (1) practicing planner.

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 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

FILE OF COUNCIL

NO. _____ of 2022

Presented in City Council on March 10, 2022.

AN ORDINANCE

AMENDING APPENDIX "A" OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED "ADMINISTRATIVE CODE."

NOW, THEREFORE, IT IS HEREBY ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF WILKES-BARRE THAT APPENDIX "A" OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED "ADMINISTRATIVE CODE" IS HEREBY AMENDED TO ADD THE FOLLOWING:

DIVISION 8. PERSONNEL

Sec. 2-107. Residency

- (a) *Required.* All persons employed by the City of Wilkes-Barre shall be subject to their respective union contracts when it relates to residency. All members of boards, authorities, and commissions shall be residents of the city or employed in the city.
- (b) *Certificate of residency.* All city employees shall be required to sign a certificate of residency verifying the employee is in compliance with the employee's respective union contract.

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 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