

CITY OF WILKES-BARRE  
PENNSYLVANIA



# CITY COUNCIL AGENDA

---

CITY COUNCIL

MAY 24, 2018

PLEDGE OF ALLEGIANCE

ROLL CALL

CONSENT AGENDA (RESOLUTIONS)

ORDINANCES

PRESENTATIONS BY COUNCIL MEMBERS

PUBLIC DISCUSSION

ADJOURNMENT

CITY COUNCIL  
MAY 24, 2018

**CONSENT AGENDA (RESOLUTIONS)**

Authorizing the disposition of records from the City Clerk's Office.

Authorizing the disposition of records from Planning & Zoning.

Temporarily suspend the Ordinance pertaining to curfew for minors for the Movie Night Event at the Gordon Avenue Soccer Complex (June through August).

Temporarily suspend the Ordinance pertaining to noise for the Movie Night Event at the Gordon Avenue Soccer Complex (June through August).

Enter into an agreement with the Pennsylvania Department of Transportation to apply for a Highway Occupancy Permit for The IHOP Restaurant.

**MINUTES**

Of the Wyoming Valley Sanitary Authority Board of March 20, 2018.

Of the Wyoming Valley Sanitary Authority Board of April 17, 2018.

Of the Regular Session of City Council of May 10, 2018.

CITY COUNCIL  
MAY 24, 2018

**ORDINANCES**

**FILE OF COUNCIL NO. 4 OF 2018** – AN ORDINANCE ENTITLED “AN ORDINANCE OF THE CITY OF WILKES-BARRE, COUNTY OF LUZERNE, AND THE COMMONWEALTH OF PENNSYLVANIA, ADOPTING THE 2018 ACTION PLAN ENCOMPASSING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, AND HOME PROGRAM BUDGETS FOR PROGRAM YEAR FORTY-FOUR AND APPROPRIATING SPECIFIC SUMS ESTIMATED TO BE REQUIRED TO COMPLETE PROGRAM ACTIVITIES.” (FIRST READING)

**FILE OF COUNCIL NO. 5 OF 2018** – AN ORDINANCE AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED “ADMINISTRATION”. (SALE OR LEASE OF REAL PROPERTY). (FIRST READING)

CITY COUNCIL

MAY 24, 2018

The City Council of the City of Wilkes-Barre met in Regular Session on May 24, 2018 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 Tony Brooks in the Chair.

The Pledge of Allegiance to the Flag was given.

Roll Call:

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

Also Present:

Ted Wampole, Administrator  
Maureen Collins, Assistant City Attorney  
Cathy Payne, Assistant City Clerk  
Lisa Sanfilippo, Administrative Assistant  
Jim Ryan, City Clerk

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

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

Tom Dombroski, Wilkes-Barre, PA appeared before Council relative to File of Council No. 4 of 2018 (CDBG 2018 Action Plan (demolition of 37, 46, 48 Murray Street)).

Mr. Dombroski was told to contact Director of Community Development Joyce Zaykowski regarding his request.

Sam Troy, Wilkes-Barre, PA appeared before Council relative to File of Council No. 4 of 2018 (CDBG 2018 Action Plan) (include tree planting and transportation for children to the public pool on the West Side) and File of Council No. 5 of 2018 (Sale or Lease of Real Property).

Mr. Brooks informed Mr. Troy that Wilkes University had a public meeting regarding the trees. They removed 50 trees and are planting more than 50.

Mr. Brooks added that there have also been talks with the Administration of reforming the Shade Tree Commission.

Attorney Collins explained that the amendment to File of Council No. 5 of 2018 is to formally codify their procedure for when they acquire and sell real estate.

Ms. Gilbert said the city can't transport kids to other city pools, but suggested he contact the County about it. They currently have a program where they bus students to Francis Slocum Park.

## RESOLUTIONS

Resolution No. R0049-18 to and including the minutes appeared on the Consent Agenda (Resolutions).

### **RESOLUTION NO. R0049-18**

Whereas, by virtue of Resolution No. R0022-09, adopted February 26, 2009, the City of Wilkes-Barre declared its intent to follow the schedules and procedures for the disposition of records as set forth in the Municipal Records Manual approved December 16, 2008, and

Whereas, in accordance with Act 428 of 1968, each individual act of disposition shall be approved by resolution of the governing body of the municipality;

Now, Therefore, Be It Resolved that the City Council of Wilkes-Barre, Luzerne County, Pennsylvania, in accordance with the above cited Municipal Records Manual, hereby authorizes the disposition of the following public records:

Office/Department: City Clerk

<u>Box Number, Record title, dates</u>	<u>Cubic Feet</u>
CC-75, Misc. Insurance Policies – 2009 – 2012	1.26
No Box Number, 2013 Police Civil Service Applications/ 2014 Fire Civil Service Applications/ 2003, 2004, 2012 & 2014 Fire Promotion Apps	1.26
No Box Number, Misc. Reports Studies (see Attached)	<u>1.26</u>
Total	<u>3.78</u>

### **RESOLUTION NO. R0050-18**

Whereas, by virtue of Resolution No. R0022-09, adopted February 26, 2009, the City of Wilkes-Barre declared its intent to follow the schedules and procedures for the disposition of records as set forth in the Municipal Records Manual approved December 16, 2008, and

Whereas, in accordance with Act 428 of 1968, each individual act of disposition shall be approved by resolution of the governing body of the municipality;

Now, Therefore, Be It Resolved that the City Council of Wilkes-Barre, Luzerne County, Pennsylvania, in accordance with the above cited Municipal Records Manual, hereby authorizes the disposition of the following public records:

Office/Department: Planning & Zoning Department

<u>Box Number, Record title, dates</u>	<u>Cubic Feet</u>
No Box Number, 2 boxes (1 of 2) – 1997 Zoning Permits	2.52
No Box Number, 1 box (2 of 2) – 1998 Zoning Permits	1.26
No Box Number, 1 box (1 of 2) – 1999 Zoning Info (Misc)	1.26
No Box Number, 1 box – 2006 Zoning Permits	1.26
No Box Number, 1 box – 2000, 2001 Zoning Hearing Board (Misc)	1.26
No Box Number, 1 box – 2005 Zoning Hearing Board Tapes/Disc)	<u>1.26</u>
 Total	 <u>8.82</u>

**RESOLUTION NO. R0051-18**

Resolved, that the City Council of the City of Wilkes-Barre hereby directs that the provisions of Chapter 19 Article III of the Wilkes-Barre Code of Ordinances pertaining to curfew for minors be temporarily suspended and not enforced for the following events:

Events:	Movie Night
Sponsor:	South Wilkes-Barre Sky Hawks Soccer & South Wilkes-Barre Resident’s Association
Designated Area:	Gordon Avenue Soccer Complex
Dates:	Friday nights during June through August 2018
Times:	7:00 p.m. until 11:30 p.m.
Alternate Dates(s):	This temporary suspension will only apply to Movie Nights events and will also apply to any Movie Night which must be rescheduled due to inclement weather.

The within temporary suspension applies only to the above-referenced events and area. All other regulations contained in the City of Wilkes-Barre Code of Ordinances shall remain in full force and effect. A copy of this resolution shall be provided to the Wilkes-Barre Police Department.

**RESOLUTION NO. R0052-18**

Resolved, that the City Council of the City of Wilkes-Barre hereby directs that the provisions of Chapter 17 Article I of the Wilkes-Barre Code of Ordinances pertaining to noise be temporarily suspended and not enforced for the following events:

Events:	Movie Night
Sponsor:	South Wilkes-Barre Sky Hawks Soccer & South Wilkes-Barre Resident’s Association
Designated Area:	Gordon Avenue Soccer Complex
Dates:	Friday nights during June through August 2018
Times:	7:00 p.m. until 11:30 p.m.
Alternate Dates(s):	This temporary suspension will only apply to Movie Nights events and will also apply to any Movie Night which must be rescheduled due to inclement weather.

The within temporary suspension applies only to the above-referenced events and area. All other regulations contained in the City of Wilkes-Barre Code of Ordinances shall remain in full force and effect. A copy of this resolution shall be provided to the Wilkes-Barre Police Department.

**RESOLUTION NO. R0053-18**

To hereby authorize the proper city officials to enter into an agreement with the Pennsylvania Department of Transportation to apply for a Highway Occupancy Permit #146739 as required under 67 Pa. Code Chapter 441 or 459.

The location for the Occupancy Permit is The IHOP Restaurant; SR 6309/SEG 0631/OFF.0325 See attached documentation.

And Further, that this permit will be at no cost to the City of Wilkes-Barre.

**MINUTES**

Of the Wyoming Valley Sanitary Authority Board of March 20, 2018.

Of the Wyoming Valley Sanitary Authority Board of April 17, 2018.

Of the Regular Session of City Council of May 10, 2018.

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

The motion was seconded by Mr. Merritt and adopted by the following yeay and nay vote:

Yeas Gilbert, Merritt, Belusko and Brooks (Chairperson) – 4 – being a majority of the members elected to City Council.

Nays none.

Absent – Barrett - 1

## **ORDINANCES**

**FILE OF COUNCIL NO. 4 OF 2018** – AN ORDINANCE ENTITLED “AN ORDINANCE OF THE CITY OF WILKES-BARRE, COUNTY OF LUZERNE, AND THE COMMONWEALTH OF PENNSYLVANIA, ADOPTING THE 2018 ACTION PLAN ENCOMPASSING THE COMMUNITY DEVELOPMENT BLOCK GRANT PROGRAM, AND HOME PROGRAM BUDGETS FOR PROGRAM YEAR FORTY-FOUR AND APPROPRIATING SPECIFIC SUMS ESTIMATES TO BE REQUIRED TO COMPLETE PROGRAM ACTIVITIES”. (FIRST READING)

Mr. Belusko moved to adopt the Ordinance.

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

Yeas Gilbert, Merritt, Belusko and Brooks (Chairperson) – 4 – being a majority of the members elected to City Council.

Nays none.

Absent – Barrett - 1

**FILE OF COUNCIL NO. 5 OF 2018** – AN ORDINANCE AMENDING CHAPTER 2 OF THE CODE OF ORDINANCES OF THE CITY OF WILKES-BARRE ENTITLED “ADMINISTRATION”. (SALE OR LEASE OF REAL PROPERTY) (FIRST READING)

Ms. Gilbert moved to adopt the Ordinance.

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

Yeas Gilbert, Merritt, Belusko and Brooks (Chairperson) – 4 – being a majority of the members elected to City Council.

Nays none.

Absent – Barrett – 1.



## PRESENTATIONS BY COUNCIL MEMBERS

Ms. Gilbert reported the following:

1. A particle board desk on the South Street Bridge (sidewalk).
2. The fire damaged home at 311 East South Street. It needs to be secured.
3. High grass at the corner of Park Avenue and Northampton Street.
4. Potholes on the corner of East Northampton and Sheridan Streets (going down the hill).

Mr. Merritt told the Administration that there is high grass on North Washington Street at North Street.

Mr. Belusko said he received a phone call from the owners of Wet Paint. They said someone dumped a load of bricks (couple of tons) in the back of the building. He said he doesn't have the capability to remove them. He is asking for the city's help.

Mr. Wampole said they will look into it.

## PUBLIC DISCUSSION

*Rick Voelker, Wilkes-Barre, PA appeared before Council relative to the half-way house in Parsons.*

*Denise Thomas, Wilkes-Barre, PA appeared before Council relative to problems on Hutson Street, Lehigh Street, Ivy Lane and Park Avenue.*

Mr. Brooks said he spoke with Mr. Wampole about having the Mayor, the Chief of Police and Commanders meet with the neighborhood in public. He said that St. Anthony's Church has offered to allow the city to use there hall for a community meeting. He said he would like to have people come out and work toward a Resolution.

*Christa Koter Langdon, Hanover Township, PA, owner of 77 Hutson Street, Wilkes-Barre appeared before Council relative to the problems on Hutson Street, Lehigh Street, Ivy Lane and Park Avenue and rules and regulations for opening a business.*

Mr. Brooks asked Mr. Wampole to check into the situation with the barbershop on Lehigh Street. He said the city closed it down on Stanton Street and it moved a few blocks and reopened on Lehigh Street.

Mr. Wampole said the Administration will discuss it with the City Attorneys to see what can legally be done.

Mr. Wampole told the residents from Hutson Street and the surrounding areas that he spoke with the Police Chief and the Commander relative to the issues in that particular

neighborhood. He said it is on the city's radar and he can't disclose too much information at this time.

Linda Joseph, Wilkes-Barre, PA appeared before Council relative to the problems on Hutson Street, Lehigh Street, Ivy Lane and Park Avenue, making Lehigh Street a one way and the barbershop at 99 Lehigh Street.

Mr. Wampole told the residents of Iron Triangle if they see something report it.

Officer Bob Collins also told the residents to call 9-1-1 if they see anything illegal going on in their neighborhood. He added that he will be concentrating on the area.

Pam Elliot, Wilkes-Barre, PA appeared before Council relative to problems with properties on Park Avenue (150, 152, 154, 160, 165-167 - garbage, fire hazards, and loud music) and Hutson Street.

Jim Walsh, Wilkes-Barre, PA appeared before Council relative to the lack of American Flags in the city.

John Suchoski, Wilkes-Barre, PA appeared before Council relative to the situation on Hutson Street and the surrounding area, sober houses, and the old train station on Wilkes-Barre Boulevard (needs to be boarded up).

Mr. Brooks said he will call the owner of the train station and ask them to take care of that.

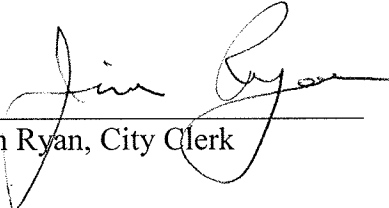
Ms. Gilbert told Mr. Suchoski that she has been researching legislation on sober houses that can be passed on a city level to address it.

Mr. Brooks announced that the next City Council meetings will be held on Monday and Wednesday, June 11<sup>th</sup> and 13<sup>th</sup>.

There being no further business to discuss the meeting adjourned at 7:10 p.m.

  
Tony Brooks, Chairperson

ATTEST:

  
Jim Ryan, City Clerk