

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

FEBRUARY 11, 2021

PLEDGE OF ALLEGIANCE

ROLL CALL

RESOLUTIONS

MINUTES

ORDINANCES

PRESENTATIONS BY COUNCIL MEMBERS

PUBLIC DISCUSSION

ADJOURNMENT

CITY COUNCIL
FEBRUARY 11, 2021

RESOLUTIONS

Proclaiming the month of April 2021 as "Fair Housing Month".

Appointing Zelenkofske Axelrod, LLC to conduct the audit of the City's General Purpose Financial Statements and Single Audit for the year ending December 21, 2020 for a fee of \$59,500.00.

Authorizing the proper city officials to take any and all necessary actions related to a Master License Agreement for small wireless communication facilities with Northeast Pennsylvania SMSA Limited Partnership d/b/a/ Verizon Wireless.

MINUTES

Of the Zoning Hearing Board of December 16, 2020.

Of the Planning Commission of January 20, 2021.

Of the Wyoming Valley Sanitary Authority of December 15, 2020.

Of the Regular Session of City Council of January 28, 2020.

ORDINANCES

FILE OF COUNCIL NO. 3 OF 2021 – AN ORDINANCE AMENDING ARTICLE IV OF CHAPTER 12 OF THE CITY OF WILKES-BARRE CODE OF ORDINANCES ENTITLED "RECYCLING". (SECOND AND FINAL READING)

FILE OF COUNCIL NO. 4 OF 2021 – AN ORDINANCE OF THE CITY OF WILKES-BARRE, PENNSYLVANIA ADOPTING A CABLE FRANCHISE AGREEMENT WITH COMCOAST OF COLORADO/PENNSYLVANIA/WEST VIRGINIA, LLC, TO INSTALL, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM, TOGETHER WITH OTHER SERVICES; PRESCRIBING TERMS AND CONDITIONS; AND OTHER LEGAL REQUIREMENTS. (FIRST READING)

FILE OF COUNCIL NO. 5 OF 2021- AN ORDINANCE OF THE CITY OF WILKES-BARRE, PENNSYLVANIA ESTABLISHING STANDARDS FOR SMALL WIRELESS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY IN THE CITY OF WILKES-BARRE. (FIRST READING)

CITY COUNCIL

FEBRUARY 11, 2021

The City Council of the City of Wilkes-Barre met in Regular Session on February 11, 2021, at 6:37 p.m. (immediately following the Work Session), in City Council Chambers, City Hall, Wilkes-Barre, Pennsylvania. for the purpose of general business. (The meeting was conducted and streamed on YouTube for public viewing due to COVID-19)

The meeting was organized with Chairperson Tony Brooks in the Chair.

The Pledge of Allegiance to the Flag was given.

Roll Call:

Barrett	- present
Belusko	- present
Marconi	- present
McBride, Vice Chairperson	- present
Brooks, Chairperson	- present

Also Present:

George Brown, Mayor
Darren Snyder, Controller
Butch Frati, Director of Operations/Deputy Administrator
Tim Henry, City Attorney
Frank Hershberger, IT Director
Charles McCormick, City Administrator
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. Brooks announced that the phone line was open for anyone wishing to address Council on pending legislation.

Sam Troy, Wilkes-Barre, PA phoned in relative to the Resolution appointing Zelenkofske Axelrod to conduct the city audit (RFP).

Atty. Henry said the city doesn't need to do an RFP because it is a professional service.

Atty. Henry said the regulations that govern this allow a firm to conduct the audit for a certain amount of years.

Mayor Brown said he was told that the city did get other estimates to perform the audit, and Zelenkofski Axelrod was the lowest.

CONSENT AGENDA (RESOLUTIONS)

Resolution No. R0008-21 to and including R0011-21 appeared on the Consent Agenda (Resolutions).

RESOLUTION NO. R0008-21

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 5th 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 2021, 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.

RESOLUTION NO. R0009-21

That, Zelenkofske Axelrod, LLC is hereby appointed to conduct the audit of the City's General Purpose Financial Statements and Single Audit for the year ending December 31, 2020 for a fee of \$59,500.

RESOLUTION NO. R0010-21

That, the proper city officials are hereby authorized to take any and all necessary actions related to entering into a Master License Agreement for small wireless communications facilities with Northeast Pennsylvania SMSA Limited Partnership d/b/a Verizon Wireless.

RESOLUTION NO. R0011-21

Whereas, Article V, Section 5:08 of the City’s Home Rule Charter provides that the Mayor shall appoint, with the advice and consent of City Council, members to Boards and Authorities:

Now, Therefore, Be It Resolved, that the City Council of the City of Wilkes-Barre hereby accepts the recommendation of Mayor George C. Brown for the following reappointment:

Wilkes-Barre Zoning Hearing Board	Term Expiration
Edward J. DeMichele 227 South Meade Street Wilkes-Barre, PA 18702	2/11/26

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

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

Yeas Barrett, Belusko, Marconi, McBride and Brooks (Chairperson) – 5 – being all of the members elected to City Council.

Nays none.

ORDINANCES

FILE OF COUNCIL NO. 3 OF 2021 – AN ORINANCE AMENDING ARTICLE IV OF CHAPTER 12 OF THE CITY OF WILKES-BAREE CODE OF ORDINANCES ENTITLED “RECYCLING”.
(SECOND AND FINAL READING)

Mr. Belusko moved to adopt the Ordinance.

The motion was seconded by Mrs. McBride and adopted by the following yea and nay vote:

Yeas Barrett, Belusko, Marconi, McBride and Brooks (Chairperson) – 5 – being all of the members elected to City Council.

Nays none.

FILE OF COUNCIL NO. 4 OF 2021 – AN ORDINANCE OF THE CITY OF WILKES-BARRE, PENNSYLVANIA ADOPTING A CABLE FRANCHISE AGREEMENT WITH COMCAST OF COLORADO/PENNSYLVANIA/WEST VIRGINIA, LLC, TO INSTALL, OPERATE AND MAINTAIN A CABLE TELEVISION SYSTEM, TOGETHER WITH OTHER SERVICES; PRESCRIBING TERMS AND CONDITIONS; AND OTHER LEGAL REQUIREMENTS. (FIRST READING)

Mr. Marconi moved to adopt the Ordinance.

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

Yeas Barrett, Belusko, Marconi, McBride and Brooks (Chairperson) – 5 – being all of the members elected to City Council.

Nays none.

FILE OF COUNCIL NO. 5 OF 2021 – AN ORDINANCE OF THE CITY OF WILKES-BARRE, PENNSYLVANIA ESTABLISHING STANDARDS FOR SMALL WIRELESS FACILITIES IN THE PUBLIC RIGHTS-OF-WAY IN THE CITY OF WILKES-BARRE. (FIRST READING)

Mr. Belusko moved to adopt the Ordinance.

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

Yeas Barrett, Belusko, Marconi, McBride and Brooks (Chairperson) – 5 – being all of the members elected to City Council.

Nays none.

FILE OF COUNCIL NO. 6 OF 2021 – AN ORDINANCE REPEALING FILE OF COUNCIL NO. 11, ENTITLED “AN ORDINANCE FILE OF COUNCIL NO. 26 OF 1976, AS AMENDED, ENTITLED “AN ORDINANCE FIXING THE TERMS, CONDITIONS AND AMOUNTS OF BENEFITS FOR POLICEMEN WHO ARE APPOINTED TO THE BUREAU OF POLICE OF THE CITY OF WILKES-BARRE AFTER THE ENACTMENT OF THIS ORDINANCE, AND DEFINING A FUNDING POLICY FOR THE BUREAU OF POLICEMEN’S RELIEF, AS AMENDED.” (FIRST READING)

Mr. Barrett moved to adopt the Ordinance.

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

Yeas Barrett, Belusko, Marconi, McBride and Brooks (Chairperson) – 5 – being all of the members elected to City Council.

Nays none.

FILE OF COUNCIL NO. 7 OF 2021 – AN ORDINANCE REPEALING FILE OF COUNCIL NO. 13 OF 2001, ENTITLED “AN ORDINANCE AMENDING FILE OF COUNCIL NO. 43 OF 1976, AS AMENDED, ENTITLED “AN ORDINANCE AUTHORIZING THE CREATION AND ESTABLISHMENT OF A PENSION FUND FOR EMPLOYEES OTHER THAN POLICEMEN AND FIREMEN; AUTHORIZING THE APPROPRIATION OF MONEY TO SAID FUND; CREATING A PENSION BOARD; REQUIRING THE MANNER IN WHICH MONEY SHALL BE PAID INTO SAID PENSION FUND BY THE CITY EMPLOYEES AND THE MANNER IN WHICH MONEY PAID INTO SAID FUND SHALL BE DISPENSED TO SAID EMPLOYEES, AS AMENDED.” (FIRST READING)

Mr. Belusko moved to adopt the Ordinance.

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

Yeas Barrett, Belusko, Marconi, McBride and Brooks (Chairperson) – 5 – being all of the members elected to City Council.

Nays none.

MINUTES

Of the Zoning Hearing Board of December 16, 2020.

Of the Planning Commission of January 20, 2021.

Of the Wyoming Valley Sanitary Authority of December 15, 2020.

Of the Regular Session of City Council of January 28, 2020.

Mr. Marconi moved to adopt the Minutes.

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

Yeas Barrett, Belusko, Marconi, McBride and Brooks (Chairperson) - 5 - being all of the members elected to City Council.


Nays none.

PUBLIC DISCUSSION

Bob Kadluboski, Wilkes-Barre, PA phoned in relative to Council's pensions and benefits, overtime in the City Clerk's office and comments made by Mr. Belusko at the last meeting.

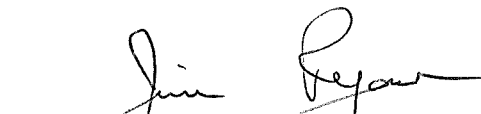
Jason Carr, Saylorsburg, PA phoned in relative to inviting the Auditor General to a Council meeting (to discuss pension plans), overtime in the City Clerk's Office, and the Assistant City Attorney's relationship (sister) to the Union President (conflict of interest).

There being no further business to discuss the meeting adjourned at 6:58 p.m.



Tony Brooks, Chairperson

ATTEST:



Jim Ryan, City Clerk