

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

WORK SESSION

DATE: March 11, 2008

TIME: 6:00 P.M.

6:00 P.M. **Mayor Thomas M. Leighton (See Attached)**

**CITY OF WILKES-BARRE
Pennsylvania**

Thomas M. Leighton
Mayor



40 East Market Street
Wilkes-Barre, PA 18711-0451

(570) 208-4152 phone
(570) 208-4101 fax

OFFICE OF THE
MAYOR

MAYOR'S AGENDA

WORK SESSION

WILKES-BARRE CITY COUNCIL

MARCH 11, 2008

ORDINANCES

An ordinance amending article IV. Of Chapter 26 of the Code of Ordinances of the City of Wilkes-Barre entitled "Waste Dumpsters in Public Rights-of-Way." (First Reading-Title Only)

RESOLUTIONS

Authorizing the proper City officials to file an application for a Housing and Redevelopment Assistance grant for the completion of the lofts at Northampton and Main and execute an agreement with GWB Development.

Authorizing the proper city officials to purchase protective equipment.

Authorizing the proper City officials to sell an undercover police vehicle

FILE OF COUNCIL

NO. ____ OF 2008

PRESENTED IN CITY COUNCIL ON _____

AN ORDINANCE

AMENDING ARTICLE IV OF CHAPTER 26 OF THE CODE OF ORDINANCES OF
THE CITY OF WILKES-BARRE ENTITLED "WASTE DUMPSTERS IN PUBLIC
RIGHTS-OF-WAY."



Wilkes-Barre, Pa. _____

Resolution No. _____

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

WHEREAS, the economic wellbeing of the northeastern region of Pennsylvania depends in large measure on the energetic and dynamic Downtown Wilkes-Barre; and,

WHEREAS, the center city area, most notably, the first block of South Main Street, has suffered blight from a great loss of retail and restaurant businesses along with a significant decline in residential housing units; and,

WHEREAS, the City of Wilkes-Barre has entered into a developmental partnership with GWB Development Corporation to provide for the redevelopment of South Main, Northampton, and South Washington Streets; and,

WHEREAS, the result of said partnership is a \$31 million, mixed use, entertainment-based, commercial and residential development project that has provided the complete renovation of 125,00 square feet of the first block of South Main Street, anchored by a 60,000 square feet of historic buildings, a component of which is the creation of 21 residential loft units, enhancements to the city's Central Parking Garage, creation of an additional 95+ parking spaces under the theater, along with extensive streetscape and general infrastructure improvements; and,

WHEREAS, one necessary component of the successful implementation of the project is the housing (loft) completion; and,

WHEREAS, the Commonwealth of Pennsylvania has established a Housing and Redevelopment Assistance Program designed specifically for this type of project.

NOW, THEREFORE BE IT RESOLVED, that the proper city officials are hereby authorized:

1. To file an application with the Commonwealth of Pennsylvania, for a Housing and Redevelopment Assistance Program Grant in the amount of \$500,000.00 for assistance in completing the lofts at Northampton and Main, and
2. To execute a Cooperation Agreement with GWB Development Corporation for the administration of the \$500,000.00 grant.

BE IT FURTHER RESOLVED, that the City Clerk of the City of Wilkes-Barre be authorized to attest that this resolution was passed by The City Council of The City of Wilkes-Barre at their meeting on _____.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS

COOPERATION AGREEMENT

THIS AGREEMENT made this _____, 2008, by and between the City of Wilkes-Barre, a City of the Third Class of the Commonwealth of Pennsylvania, with offices at 40 East Market Street, Wilkes-Barre, Pennsylvania 18711 ("City"), and the Greater Wilkes-Barre Development Corporation with offices at 2 Public Square, Wilkes-Barre, Pennsylvania, 18710-5340 ("GWBC").

WITNESSETH:

WHEREAS, The City is an applicant for a \$500,000 Housing and Redevelopment Assistance Program Grant from The Commonwealth of Pennsylvania's Department of Community and Economic Development on behalf of GWBC's Lofts at Northampton and Main Project ("Project") and;

WHEREAS, GWBC has financial responsibility for the project and is willing to act as the City's Project Administrator for the Housing and Redevelopment Assistance Grant and;

WHEREAS, in return for the City designating GWBC as its Project Administrator it will require certain assurances from GWBC;

NOW THEREFORE, in consideration of the foregoing and the mutual covenants herein contained, the parties hereby agree as follows:

1. GWBC shall act as the City's Project Administrator for the grant.
2. The City will make said grant funds approved by the Commonwealth of Pennsylvania available to GWBC for use in construction of the project.
3. Disbursement of said grant for the City to GWBC will be made in accordance with guidelines prescribed by the Commonwealth of Pennsylvania. Said guidelines, when issued, shall become part of this Agreement as Exhibit "A".
4. In consideration of the City's contribution, GWBC agrees to:
 - A. Prepare all applications and require documents as the City's Project Administrator;
 - B. Provide the necessary matching funds as outlines in the final approved budget;
 - C. Expend said grant only for pre-approved purposes and activities. No changes or deviations from the approved purposes/activities will be made without prior approval from the City and the Commonwealth of Pennsylvania;
 - D. Provide periodic progress reports to the City and the Commonwealth of Pennsylvania;
 - E. Reimburse the City for any costs found ineligible by the Commonwealth of Pennsylvania following the final audit of the project;

- F. Cooperate with the City in meeting the requirements of the Commonwealth of Pennsylvania in order to qualify for and utilize grant funds approved for the project;
- G. Hold the City and Commonwealth of Pennsylvania harmless from liability associated with the Project construction undertaken with grant funds provided by the City.

In the event that GWBC breaches any term or condition of this Agreement, the City shall have the right to terminate GWBC from acting as its Project Administrator and GWBC will be responsible and liable for any and all damage and liability resulting there from and agrees to indemnify and hold the City harmless there from.

IN WITNESS WHEREOF, and intending to be legally bound thereby, the Undersigned have caused the Agreement to be duly executed the day and the year first written above.

ATTEST:

APPROVED:
City of Wilkes-Barre

City Clerk

Mayor

City Controller

ATTEST:

APPROVED:
Greater Wilkes-Barre Development Corporation



Wilkes-Barre, Pa. _____

Resolution No. _____

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

THAT, the proper City officials are hereby authorized to purchase protective equipment for emergency preparedness in the amount of \$13,488.00.

AND, FURTHER, THAT, the source of the funds will be from the Bioterrorism Grant.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS



Wilkes-Barre, Pa. _____

Resolution No. _____

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

WHEREAS, the Luzerne County District Attorney's Office donated a police vehicle to the Wilkes-Barre City Police Department; and

WHEREAS, the vehicle is no longer fit for use by the Wilkes-Barre City Police Department.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilkes-Barre hereby authorizes the sale and transfer of an undercover police vehicle (VIN #: 1G3GR62C8S4111020) to the Edwardsville Police Department for One (\$1.00) dollar.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS

**CITY OF WILKES-BARRE
PENNSYLVANIA**



CITY COUNCIL AGENDA

CITY COUNCIL

MARCH 13, 2008

PLEDGE OF ALLEGIANCE

ROLL CALL

CONSENT AGENDA (RESOLUTIONS)

CONSENT AGENDA (ORDINANCES)

PRESENTATIONS BY COUNCIL MEMBERS

PUBLIC DISCUSSION

ADJOURNMENT

CITY COUNCIL
MARCH 13, 2008

CONSENT AGENDA (RESOLUTIONS)

Supporting Senate Bill 777 and urging the Pennsylvania State House of Representatives to quickly consider this legislation (allowing the City and other municipalities and school districts the ability to choose the best method of collecting delinquent real estate taxes).

Authorizing the proper City officials to file an application for a Housing and Redevelopment Assistance grant for the completion of the lofts at Northampton and Main and execute an agreement with GWB Development.

Authorizing the proper City officials to purchase protective equipment for emergency preparedness.

Authorizing the sale and transfer of an undercover police vehicle to the Edwardsville Police Department.

MINUTES

Of the Wyoming Valley Sanitary Authority of January 15, 2008.

Of the Planning Commission of February 20, 2008.

Of the City Council of the City of Wilkes-Barre of February 14, 2008.

Of the City Council of the City of Wilkes-Barre of February 28, 2008.

CITY COUNCIL
MARCH 13, 2008

CONSENT AGENDA (ORDINANCES)

**FILE OF COUNCIL NO. 5 OF 2008 – AN ORDINANCE AMENDING
ARTICLE IV OF CHAPTER 26 OF THE CODE OF ORDINANCES OF THE CITY
OF WILKES-BARRE ENTITLED “WASTE DUMPSTERS IN PUBLIC RIGHTS-
OF-WAY.” (FIRST READING – ON TITLE)**



Wilkes-Barre, Pa. _____

Resolution No. _____

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

WHEREAS, in order to insure the fair and equitable treatment of all tax payers within the City of Wilkes-Barre and this Commonwealth, it is necessary to allow for the proper pursuit of the collection of delinquent real estate taxes; and

WHEREAS, the City of Wilkes-Barre and Wilkes-Barre city Council has determined that local officials should have the ability and the opportunity to choose the most appropriate method of collection of delinquent real estate taxes; and

WHEREAS, the City of Wilkes-Barre should be able to utilize the Municipal Claims and Tax Liens Act, 53 P.S. to pursue such tax claims and should not be obligated to collect delinquent real estate taxes under the Real Estate Tax Sale law with a five percent (5%) commission fee paid for the collection of those unpaid taxes; and

WHEREAS, Senate Bill 777 is important legislation that is currently pending before the Pennsylvania House of Representatives, that would allow the City of Wilkes-Barre and other municipalities and school districts the ability to choose the best method of collecting delinquent real estate taxes.

NOW THEREFORE, it is hereby RESOLVED by the City Council of the City of Wilkes-Barre that it strongly supports Senate Bill 777, and urges the Pennsylvania State House of Representatives to quickly consider and approve this legislation;

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be transmitted to our elected representative in the Pennsylvania House of Representatives, Eddie Day Pashinski.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS



Wilkes-Barre, Pa. _____

Resolution No. _____

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

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WHEREAS, the center city area, most notably, the first block of South Main Street, has suffered blight from a great loss of retail and restaurant businesses along with a significant decline in residential housing units; and,

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ROLL CALL

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APPROVED:
City of Wilkes-Barre

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City Controller

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Greater Wilkes-Barre Development Corporation



Wilkes-Barre, Pa. _____

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ROLL CALL

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Wilkes-Barre, Pa. _____

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RESOLUTIONS

NAYS

FILE OF COUNCIL

NO. ____ OF 2008

PRESENTED IN CITY COUNCIL ON _____

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