

CITY OF WILKES-BARRE
PENNSYLVANIA



CITY COUNCIL AGENDA

CITY COUNCIL

WORK SESSION

DATE: December 12, 2006

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

DECEMBER 12, 2006

RESOLUTIONS

Authorizing the proper City officials to award contracts for the Intermodal Site & Parking Garage for: Site Excavation and Utilities, Site Concrete & Related Items, General Construction Package #1, Mechanical, Plumbing, Fire Protection, General Construction Package #2 and Electrical

Authorizing the disposition of public records from the Police Department, Tax Office, Fire Department and the Administration

Ratifying the submission of the application of a grant to the U. S. Conference of Mayors/The Home Depot Foundation, to plant and maintain new trees in the City and authorizing the Mayor to enter into the appropriate agreement if the application is approved

**CITY OF WILKES-BARRE
PENNSYLVANIA**



CITY COUNCIL AGENDA

CITY COUNCIL

DECEMBER 14, 2006

6:00 P.M.

PLEDGE OF ALLEGIANCE

ROLL CALL

CONSENT AGENDA (RESOLUTIONS)

ORDINANCES

PRESENTATIONS BY COUNCIL MEMBERS

PUBLIC DISCUSSION

ADJOURNMENT

CITY COUNCIL
DECEMBER 14, 2006

CONSENT AGENDA (RESOLUTIONS)

Authorizing the proper City officials to enter into a contract with Brdaric Excavating, Inc. for the Site Excavation & Utilities for the Intermodal Transportation Facility/Parking Garage Project.

Authorizing the proper City officials to enter into a contract with MAR-PAUL Construction Co., Inc for the General Contractor Package #1 for the Intermodal Transportation Facility/Parking Garage Project.

Authorizing the proper City officials to enter into a contract with Marx Sheet Metal & Mechanical, Inc. for the Mechanical for the Intermodal Transportation Facility/Parking Garage Project.

Authorizing the proper City officials to enter into a contract with G. Weinberger Co. for the Plumbing for the Intermodal Transportation Facility/Parking Garage Project.

Authorizing the proper City officials to enter into a contract for the Fire Protection for the Intermodal Transportation Facility/Parking Garage Project.

Authorizing the proper City officials to enter into a contract with Walsh Electrical, Inc. for the Electrical for the Intermodal Transportation Facility/Parking Garage Project.

Authorizing the disposition of public records from the Police Department, Tax Office, Fire Department, and Administration.

Ratifying the submission of the application of a grant to the U.S. Conference of Mayors/The Home Depot Foundation, to plant and maintain new trees in the City and authorizing the Mayor to enter into the appropriate agreement if the application is approved.

Granting permission to close West Market Street from Franklin Street to River Street from 7:00 P.M. to 5:30 A.M. for one month beginning December 18, 2006.

CITY COUNCIL
DECEMBER 14, 2006

MINUTES

Of the Emergency Meeting of City Council of November 17, 2006.

Of the Regular Session of City Council of November 30, 2006.

Of the Wyoming Valley Sanitary Authority Board of October 17, 2006.

Of the Wilkes-Barre City Traffic Committee of October 26, 2006.

ORDINANCES

FILE OF COUNCIL NO. 25 of 2006 – AN ORDINANCE AMENDING FILE OF COUNCIL NO. 14 OF 1998, 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 CITY EMPLOYEES AND THE MANNER IN WHICH MONEY SO PAID INTO SAID FUND SHALL BE DISPENSED TO SAID EMPLOYEES, AS AMENDED.” (FIRST READING)



Wilkes-Barre, Pa. _____

Resolution No. _____

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

WHEREAS, the City of Wilkes-Barre will be constructing the Intermodal Transportation Facility/Parking Garage Project on South Washington St.; and,

WHEREAS, the City is now ready to move forward with the project by awarding the contract for the Site Excavation & Utilities for the Intermodal Transportation Facility/Parking Garage Project.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilkes-Barre hereby authorizes the proper City officials to enter into a contract with Brdaric Excavating, Inc. in the amount of \$271,000.00 for the Site Excavation & Utilities for the Intermodal Transportation Facility/Parking Garage Project.

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 City of Wilkes-Barre will be constructing the Intermodal Transportation Facility/Parking Garage Project on South Washington St.; and,

WHEREAS, the City is now ready to move forward with the project by awarding the contract for the General Contractor Package #1 for the Intermodal Transportation Facility/Parking Garage Project.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilkes-Barre hereby authorizes the proper City officials to enter into a contract with MAR-PAUL Construction Co., Inc. in the amount of \$2,795,000.00 for the General Contractor Package #1 for the Intermodal Transportation Facility/Parking Garage Project.

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 City of Wilkes-Barre will be constructing the Intermodal Transportation Facility/Parking Garage Project on South Washington St.; and,

WHEREAS, the City is now ready to move forward with the project by awarding the contract for the Mechanical for the Intermodal Transportation Facility/Parking Garage Project.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilkes-Barre hereby authorizes the proper City officials to enter into a contract with Marx Sheet Metal & Mechanical, Inc. in the amount of \$242,000.00 for the Mechanical for the Intermodal Transportation Facility/Parking Garage Project.

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 City of Wilkes-Barre will be constructing the Intermodal Transportation Facility/Parking Garage Project on South Washington St.; and,

WHEREAS, the City is now ready to move forward with the project by awarding the contract for the Plumbing for the Intermodal Transportation Facility/Parking Garage Project.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilkes-Barre hereby authorizes the proper City officials to enter into a contract with G. Weinberger Co. in the amount of \$109,800.00 for the Plumbing for the Intermodal Transportation Facility/Parking Garage Project.

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 City of Wilkes-Barre will be constructing the Intermodal Transportation Facility/Parking Garage Project on South Washington St.; and,

WHEREAS, the City is now ready to move forward with the project by awarding the contract for the Fire Protection for the Intermodal Transportation Facility/Parking Garage Project.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilkes-Barre hereby authorizes the proper City officials to enter into a contract with _____ in the amount of \$ _____ for the Fire Protection for the Intermodal Transportation Facility/Parking Garage Project.

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 City of Wilkes-Barre will be constructing the Intermodal Transportation Facility/Parking Garage Project on South Washington St.; and,

WHEREAS, the City is now ready to move forward with the project by awarding the contract for the Electrical for the Intermodal Transportation Facility/Parking Garage Project.

NOW, THEREFORE, BE IT RESOLVED, that the City Council of the City of Wilkes-Barre hereby authorizes the proper City officials to enter into a contract with Walsh Electrical, Inc. in the amount of \$865,000.00 for the Electrical for the Intermodal Transportation Facility/Parking Garage Project.

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, by virtue of Resolution No. 39956, adopted July 14, 1994, 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 on July 16, 1993; and

WHEREAS, in accordance with Act 428 of 1968, each individual act of disposition shall be approved by resolution of City Council; and

WHEREAS, the **POLICE DEPARTMENT, TAX OFFICE, FIRE DEPARTMENT, ADMINISTRATION** requests permission to destroy old documents.

NOW, THEREFORE, BE IT RESOLVED, by the City Council and it is hereby resolved by authority of the same, that in accordance with the above-cited Municipal Records Manual, Council hereby authorizes the disposition of the attached public records from the above mentioned departments.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS

REQUEST AND AUTHORIZATION FOR RECORDS DISPOSAL

DEPT: TAX

BOX NO.	RECORD SERIES	NO./NAME & DATE OF RECORD	Retention Period		Volume (Cubic Feet)
			From (mo/yr) BEG	TO (mo/yr) END	
T-6	Receipt Books	1992			1
T-19					1
T-20-2	MARION FREEMAN'S Files		1980-1994		2
T-3-5	1985 Recreation	TOM DRAYSCOLL GRANT Projects (Misc.)			3
T-23A	Payroll Records	1990-Police-Fire			2
T-7	Payroll	1989-1990			2
T-14	1984-School District 1986-Relinguent Register	TAX STATEMENT			1
T-47	Tax Collection Records	(M. Freeman)			1
T-27	Tax Receipts	County 1991			1
T-39	1990-1992	Budget. Marion			1
T-4	Tax Duplicates	1991			1

Requested by: (Signature and Title of Dept. Head)

Authorization by Record Manager/Date

DISPOSITION

Shred Burn Recycle

Other: _____

[Handwritten Signature]

[Handwritten Signature]

12/1/06

REQUEST AND AUTHORIZATION FOR RECORDS DISPOSAL

DEPT: Fire

BOX NO.

RECORD SERIES

NO./NAME & DATE OF RECORD

Retention Period
From (mo/yr) TO (mo/yr)
BEG END

Volume
(Cubic Feet)

BOX NO.	RECORD SERIES	NO./NAME & DATE OF RECORD	Retention Period From (mo/yr) TO (mo/yr) BEG END	Volume (Cubic Feet)
	Reports-Fire	Mod 3-1996	1/1-6/96	1
	"	"	7-94-1294	1
	Reports	Mod 5-1994-6-94		1
	"	Mod 3-	7-96-10-96	1
	"	"	1-94-6-94	1
	Inspectors			
	General Agents		1992-1993	1

Requested by: (Signature and Title of Dept. Head)

Authorization by Records Manager/Date

DISPOSITION

Shred Burn Recycle

Other: _____

Garth Horn

Q. M. ...

12/7/06



Wilkes-Barre, Pa. _____

Resolution No. _____

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

WHEREAS, the City of Wilkes-Barre has been actively promoting and participating in the community revitalization of the downtown area.

WHEREAS, the City of Wilkes-Barre has already applied for a grant under the U.S. Conference of Mayors/The Home Depot Foundation to purchase, plant and maintain new trees in the downtown of Wilkes-Barre.

WHEREAS, the planting of trees in other downtown community areas have had the following positive impacts: Businesses on tree-lined streets have increased sales, property values have increased, utility costs are reduced, crime rates are lowered, storm water run off reduced, air quality improved and the social well being of the communities are enhanced.

NOW, THEREFORE, BE IT RESOLVED that the actions of the proper City Officials in preparing and submitting the necessary application to the U.S. Conference of Mayors/The Home Depot Foundation to purchase, plant and maintain new trees in the City of Wilkes-Barre be, and hereby are, **RATIFIED**.

FURTHER, that the Mayor is hereby authorized to enter into the appropriate agreement if the application is approved.

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 Sterling Hotel is in the process of being demolished by Brandenburg International; and

WHEREAS, this demolition could cause a safety hazard to the public and its employees if undertaken during normal work hours during the day.

NOW, THEREFORE, BE IT RESOLVED THAT, Brandenburg International has requested the Administration to close West Market Street from Franklin Street to River Street from 7:00 P.M. to 5:30 A.M.

FURTHER, THAT City Council is hereby requested to grant permission to close West Market Street from Franklin Street to River Street from 7:00 P.M. to 5:30 A.M. for one month beginning December 18, 2006.

Submitted by _____

ROLL CALL

YEAS

RESOLUTIONS

NAYS

FILE OF COUNCIL

NO. _____ OF _____

PRESENTED IN CITY COUNCIL _____

AN ORDINANCE

AMENDING FILE OF COUNCIL NO. 14 OF 1998, 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 CITY EMPLOYEES AND THE MANNER IN WHICH MONEY SO PAID INTO SAID FUND SHALL BE DISPENSED TO SAID EMPLOYEES, AS AMENDED."

BE IT ORDAINED AND ENACTED BY THE CITY COUNCIL OF THE CITY OF WILKES-BARRE, AND IT IS HEREBY ORDAINED AND ENACTED BY THE AUTHORITY OF THE SAME, AS FOLLOWS:

SECTION 1. That File of Council No. 14 of 1998, which states, in Section

1. F, as follows:

"F. Section VI.I, Survivor Annuities: is further amended to insert and add the following provision: "any member of the pension fund that has completed twenty-eight (28) years of continuous service with the City of Wilkes-Barre and has reached all other requirements for pension eligibility shall be entitled to have paid monthly benefits in the amount of one hundred (100%) percent of their eligible pension based

on the high three-year average of the employcc's annual salary or wages, and said percentage shall be continued, following the member's death, to the member's surviving spouse for the duration of the spouse's lifetime."

is hereby amended to state, as follows:

"F. Section VI.I, Survivor Annuities: is further amended to insert and add the following provision: "any member of the pension fund that has completed twenty-eight (28) years of service with the City of Wilkes-Barre and has reached all other requirements for pension eligibility shall be entitled to have paid monthly benefits in the amount of one hundred (100%) percent of their eligible pension based on the high three-year average of the employee's annual salary or wages, and said percentage shall be continued, following the member's death, to the member's surviving spouse for the duration of the spouse's lifetime."

SECTION 2. 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.

SECTION 3. All Ordinances or parts of Ordinances inconsistent herewith be, and the same are hereby repealed.

Passed finally by the City Council of the City of Wilkes-Barre on

This Ordinance shall become effective on _____.

ATTEST:

CITY CLERK