



**Luzerne County Council**  
April 10, 2018  
Luzerne County Court House  
Council Meeting Room  
200 N. River Street  
Wilkes-Barre, Pa. 18711

**Minutes**  
**Voting Session**

**Call to Order**

The Luzerne County Council convened for a Voting Session in the Council Meeting Room of the Luzerne County Courthouse on Tuesday, April 10, 2018 at 6:01 PM. The meeting was called to order by Chair Tim McGinley.

**Pledge of Allegiance and Moment of Silence**

**Roll Call**

**Present**

Edward A. Brominski (via phone)  
Harry Haas (via phone)  
Linda McClosky Houck  
Eugene Kelleher  
Tim McGinley  
Chris Perry  
Sheila Saidman, Esq.  
Robert Schnee  
Stephen A. Urban  
Matthew Vough  
Jane Walsh Waitkus

**Also Present**

C. David Pedri, Esq., County Manager  
Shannon Crake-Lapsansky, Esq., Assistant County Solicitor  
Sharon Lawrence, Clerk of Council

**Mr. McGinley announced Mr. Brominski and Mr. Haas are participating by phone.**

### **Recognitions/Ceremonial Proclamations**

Mr. McGinley announced that April 8-14<sup>th</sup> is National Public Safety Telecommunicators Week and proceeded to read and present a proclamation to Mr. Fred Rosencrans, 911 Executive Director.

Mr. McGinley announced that on April 11<sup>th</sup> the Annual Dinner for Dinners for Kids will be held at Misericordia University and will be honoring the United Way of Wyoming Valley, Bill Jones, Executive Director and Lynn Evans Biga, Executive Director, Luzerne County Head Start for their participation in the Dinner for Kids Program. Proclamations will be presented to both of them from the Luzerne County Council.

### **Additions to/Deletions from Voting Session Agenda**

Ms. Houck requested to add to the agenda a proposed ordinance to amend the Administrative Code. She stated she has provided both Council and the public with copies.

Mr. McGinley responded that it will be added as item #6 on the Voting Agenda.

### **Adoption of Voting Session Agenda**

**Motion to Adopt:** Mr. Kelleher

**Second:** Ms. Waitkus

**Vote:**

Eleven (11) Ayes – Unanimous

**The Voting Session Agenda is adopted (11-0)**

### **Public Comment on Voting Session Agenda Items**

**Walter Griffith (Trucksville)** Mr. Griffith thanked Ms. Houck for the ordinance and hopes that Council will support the ordinance. Mr. Griffith commented on Old Business/New World Contract Update and questioned what modules were eliminated from New World and why they were not used. He spoke about item #4, the AFSCME Contract, and agreed with Mr. Urban that the public needs to be able to see it and comment on it prior to a vote. Mr. Griffith strongly suggested that Council not appoint to the ACE Commission as one of the candidates was approached by certain members of Council and asked to serve.

**Ed Gustitus (Kingston)** stated he agrees with everything that Mr. Griffith said and did not want to repeat it.

**Donna Magni (West Wyoming)** Ms. Magni started to comment on ADP and Mr. McGinley interjected. He told her it was not a voting agenda item and pointed out that it is on the work session. Ms. Magni agreed to speak about ADP during the next public comment on non-agenda items.

**Charles Olah (Kingston)** Mr. Olah thanked Ms. Houck for bringing her ordinance forward. He commented on Old Business, audits, and items on the agenda getting votes without much discussion.

**Mark Rabo (Hazleton)** stated he agrees with the Administrative Code Amendment presented by Ms. Houck. He also spoke about New World regarding costs and refunds for the unused modules.

**Brian Shiner (Kingston)** encouraged Council to vote favorably regarding the Ordinance presented by Ms. Houck. Mr. Shiner commented on Old Business/New World. He noted that there is a presentation by ADP and asked if someone was present from New World. He feels that someone should be present from New World to answer questions regarding the modules and what it can do before voting on it.

### **Old Business**

#### **New World Contract Update**

County Manager Pedri and Mr. Swetz reviewed the New World one year extension contract and the modules that were removed as well as the cost savings.

### **New Business**

#### **1. Motion to adopt minutes of the March 27, 2018 voting meeting**

**Motion by:** Ms. Waitkus

**Second:** Ms. Saidman

**Vote:**

Nine (9) Ayes by Mr. Haas, Ms. Houck, Mr. Kelleher, Mr. McGinley, Mr. Perry, Ms. Saidman, Mr. Schnee, Mr. Vough and Ms. Waitkus

Two (2) Nays by Mr. Brominski and Mr. Stephen A. Urban

**Motion Passed (9-2)**

**The March 27, 2018 Voting Meeting Minutes are Adopted**

#### **2. Motion to adopt resolution authorizing the County Manager to execute Co-Location Agreements with Schuylkill Mobile Fone Inc**

**Motion by:** Mr. Schnee

**Second:** Mr. Stephen A. Urban

**Roll Call Vote:**

Eleven (11) Yes – Unanimous

**Resolution is Adopted (11-0)**

#### **3. Motion to adopt resolution authorizing the County Manager to execute a Five-Year No-Cost License Agreement for Non-Federal Use of Real Property with the Department of Veterans Affairs**

**Motion by:** Mr. Kelleher

**Second:** Mr. Schnee

**Roll Call Vote:**

Eleven (11) Yes – Unanimous

**Resolution is Adopted (11-0)**

**Motion to adjourn to Executive Session by:** Ms. Waitkus

**Second:** Mr. Kelleher

**Vote:**

Eleven (11) Ayes - Unanimous

**Council Adjourned to Executive Session (11-0)**

**Mr. McGinley announced Council will adjourn to Executive Session regarding litigation and personnel.**

## **EXECUTIVE SESSION**

**Motion to Reconvene Voting Session by:** Mr. Kelleher

**Second:** Ms. Waitkus

**Vote:**

Eleven (11) Ayes – Unanimous

**Council Reconvened Voting Session (11-0)**

**Ms. Crake announced the matters covered in the Executive Session regarding litigation and collective bargaining.**

### **4. Motion to adopt resolution approving the Collective Bargaining Agreement between Luzerne County and AFSCME, AFL-CIO, District Council 87 (Court Related Unit)**

**Motion by:** Mr. Schnee

**Second:** Mr. Kelleher

**Roll Call Vote:**

Ten (10) Yes by Mr. Brominski, Mr. Haas, Ms. Houck, Mr. Kelleher, Mr. McGinley, Mr. Perry, Ms. Saidman, Mr. Schnee, Mr. Vough and Ms. Waitkus

One (1) No by Mr. Stephen A. Urban

**Resolution is Adopted (10-1)**

### **5. Nominations and Appointments to Boards and Commissions:**

#### **5a. Accountability, Conduct and Ethics Commission (1 Republican)**

**Motion to open nominations by:** Mr. Kelleher

**Second:** Ms. Waitkus

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Open**

**Mr. Schnee nominated:** Marc Dixon

**Second:** Ms. Waitkus

**Mr. Stephen A. Urban nominated:** Alex Milanes

**Second:** None

**Nomination dies for lack of a second.**

**Motion to close nominations by:** Mr. Haas

**Second:** Mr. Schnee

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Closed**

**Motion to adopt a resolution appointing Marc Dixon, a Republican, to the Accountability, Conduct and Ethics Commission for a term of 1/1/18 to 12/31/2021**

**Roll Call Vote:**

Ten (10) Yes by Mr. Brominski, Mr. Haas, Ms. Houck, Mr. Kelleher, Mr. McGinley, Mr. Perry, Ms. Saidman, Mr. Schnee, Mr. Vough and Ms. Waitkus

One (1) No by Mr. Stephen A. Urban

**Resolution is Adopted (10-1)**

**5b. Luzerne/Wyoming Counties Area Agency on Aging Advisory Board (1)**

**Motion to open nominations by:** Mr. Kelleher

**Second:** Mr. Schnee

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Open**

**Mr. Stephen A. Urban nominated:** Angel Mathis

**Second:** Mr. Schnee

**Motion to close nominations by:** Mr. Haas

**Second:** Ms. Saidman

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Closed**

**Motion to adopt a resolution appointing Angel Mathis to the Luzerne/Wyoming Counties Area Agency on Aging Advisory Board for a term of 1/1/18 to 12/31/2020**

**Roll Call Vote:**

Eleven (11) Yes – Unanimous

**Resolution is Adopted (11-0)**

**ADDED:**

**6. Motion to introduce ordinance amending the Administrative Code to require contracts or obligations requiring more than \$25,000 in one year or \$75,000 in two or more years to be itemized by line in the annual Budgets and to have a defined scope of work**

**Motion by:** Ms. Houck

**Second:** Mr. Stephen A. Urban

**Roll Call Vote:**

Four (4) Yes by Mr. Brominski, Mr. Haas, Ms. Houck, and Mr. Stephen A. Urban

Seven (7) No by Mr. Kelleher, Mr. McGinley, Mr. Perry, Ms. Saidman, Mr. Schnee, Mr. Vough, and Ms. Waitkus

**Ordinance is Introduced (4-7)**

**Public Comment**

**Ed Gustitus (Kingston)**

**Charles Olah (Kingston)**

**Mark Rabo (Hazleton)**

**Brian Shiner (Kingston)**

**Donna Magni (West Wyoming)**

**Joe McCabe (Exeter)**

**Motion to adjourn:** Mr. Kelleher

**Second:** Ms. Waitkus

**Vote:**

Eleven (11) Ayes – Unanimous

**Meeting Adjourned at 7:55 PM**

Respectfully Submitted,  
Sharon Lawrence  
Clerk of Council

\* Audio of this meeting can be found in its entirety on the County Council webpage  
<http://www.luzernecounty.org/county/luzerne-county-council> or by contacting the Office of the  
Clerk of Council at (570) 825-1634 or via email to [sharon.lawrence@luzernecounty.org](mailto:sharon.lawrence@luzernecounty.org)