



**Luzerne County Council**  
August 28, 2018  
Pittston Memorial Library  
47 Broad Street  
Pittston, PA 18640

**Minutes**  
**Voting Session**

**Call to Order**

The Luzerne County Council convened for a Voting Session in the Meeting Room of the Pittston Memorial Library on Tuesday, August 28, 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  
Harry Haas  
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  
Mark Makowski, Esq., Assistant County Solicitor  
Sharon Lawrence, Clerk of Council

### **Recognitions/Ceremonial Proclamations**

Mr. McGinley announced the retirements of:

Bernard Montigney, Intake Specialist, Probation

Albert Petrole, Fiscal Administrator, Human Services

Letters of thanks and congratulations will be sent out to each of them from Council.

Mr. McGinley announced there was a proclamation for Mr. James M. Davis who is retiring after 40+ years of employment with the County. Mr. McGinley asked Mr. Davis to come forward to accept the proclamation. Mr. McGinley read the proclamation and presented it to Mr. Davis.

Mr. McGinley asked Mary Roselle, Executive Director Area Agency on Aging, to come forward to speak about Linda Kohut, Director of Community Services, who recently passed away.

Ms. Roselle spoke about Linda, her dedication and the passion she had for her work with the elderly residents of Luzerne and Wyoming Counties. Ms. Roselle thanked the County Manager for instituting a Dress Down Day to raise money for Blue Chip Farms, an organization Linda was fond of. Ms. Roselle also stated they are working on naming one of the new Senior Centers after Linda. Linda was with the Area Agency on Aging for 38 years. She will be missed.

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

None

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

**Motion to Adopt:** Mr. Kelleher

**Second:** Mr. Haas

**Vote:**

Eleven (11) Ayes – Unanimous

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

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

**Brian Shiner (Kingston)** commented on the ABC Eligibility List and the nominations to the Convention Center Authority Board. Mr. Shiner feels the two candidates that were nominated and voted on over the past three meetings should be removed from the list since the voting failed.

### **Old Business**

None

**New Business**

**Motion to adopt minutes of the August 14, 2018 Voting Meeting**

**Motion by:** Ms. Saidman

**Second:** Ms. Waitkus

**Ms. Houck noted that Item 6, Motion to introduce Ordinance amending the Luzerne County Personnel Code, was not part of the August 14, 2018 Meeting. Ms. Lawrence responded she would check the agenda and audio of the August 14, 2018 Meeting and submit corrected minutes if applicable.**

**Motion to Postpone by:** Ms. Houck

**Second:** Ms. Saidman

**Vote:**

Eleven (11) Ayes – Unanimous

**Motion Passed (11-0)**

**Adoption of the July 24, 2018 Voting Meeting Minutes is Postponed**

**1. Motion to adopt resolution to abate delinquent Luzerne County Taxes for the property located at 144 Lincoln Street, Conyngham Township**

**Motion by:** Mr. Stephen A. Urban

**Second:** Mr. Vough

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**2. Motion to adopt resolution to abate delinquent Luzerne County Taxes for the property located at 171 Courtright Street, Plains Township**

**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 to abate delinquent Luzerne County Taxes for the property located at 15 Tennant Street, Jenkins Township**

**Motion by:** Mr. Kelleher

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

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**4. Motion to adopt resolution approving the sales of certain parcels of property held in Repository by Northeast Revenue Services, LLC acting as the Luzerne County Tax Claim Bureau**

**Motion by:** Ms. Waitkus

**Second:** Mr. Kelleher

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**5. Motion to adopt resolution authorizing the County Manager to execute a Lease Agreement between Luzerne County and Pittston City for premises located at 35 Broad Street, Pittston, Pennsylvania, 18640**

**Motion by:** Mr. Schnee

**Second:** Mr. Vough

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**6. Motion to adopt resolution authorizing the County Manager to execute an Agreement between Luzerne County and the PPL ELECTRIC UTILITIES CORPORATION for a grant of Right-Of-Way situated in Butler Township**

**Motion by:** Mr. Schnee

**Second:** Ms. Saidman

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**7. Motion to adopt resolution approving the settlement of pending litigation in the matter of Albert J. Flora v. County of Luzerne, et al (explanation of settlement following vote)**

**Motion by:** Mr. Brominski

**Second:** Mr. Kelleher

**Mark Makowski stated the settlement amount is \$250,000.00**

**Roll Call Vote:**

Eight (8) Yes by Mr. Brominski, Mr. Kelleher, Mr. McGinley, Mr. Perry, Ms. Saidman, Mr. Schnee, Mr. Vough and Ms. Waitkus

Three (3) No by Mr. Haas, Ms. Houck and Mr. Stephen A. Urban

**Resolution is Adopted (8-3)**

**Ms. Crocamo provided further details regarding the \$250,000.00 settlement.**

**Mr. Pedri also commented on the settlement with regard to the insurance deductible and direct cost to the County.**

**8. Motion to adopt resolution approving the Initiation of litigation for the recovery of certain 9-1-1 and/or E9-1-1 Fees that are required to have been billed, collected and/or remitted by Telecommunication Providers**

**Motion by:** Mr. Kelleher

**Second:** Ms. Waitkus

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**9. Motion to adopt ordinance amending the 2018 Fiscal Year Budget for Luzerne County**

**Motion by:** Mr. Haas

**Second:** Mr. Kelleher

**Mark Makowski clarified the Line Item (100.10.4115.460.28) for the Ordinance**

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**10. Motion to adopt ordinance adopting the 2019 Long-Range Operational, Fiscal and Capital Plan for Luzerne County**

**Mr. McGinley noted there were amendments on page 49 of the agenda packet.**

**Motion to Adopt by:** Mr. Schnee

**Second:** Ms. Saidman

**Mr. Pedri pointed out there is a revised/detailed page for the road and bridge projects utilizing Act 13 funds in the agenda packet as requested by Council.**

**Motion to amend Project Code 100.68 to \$300,000 by:** Mr. McGinley

**Second:** Mr. Vough

**Roll Call Vote on Amendment:**

Seven (7) Yes by Mr. Brominski, Mr. Haas, Mr. McGinley, Mr. Perry, Mr. Schnee, Mr. Vough and Ms. Waitkus

Four (4) No by Ms. Houck, Mr. Kelleher, Ms. Saidman and Mr. Stephen A. Urban

**Amendment Passed (7-4)**

**Motion to amend Project Code 100.68 to \$200,000 by:** Mr. Kelleher

**Second:** Mr. Haas

**Roll Call Vote on Amendment:**

Seven (7) Yes by Mr. Haas, Ms. Houck, Mr. Kelleher, Ms. Saidman, Mr. Stephen A. Urban, Mr. Vough, and Ms. Waitkus

Four (4) No by Mr. Brominski, Mr. McGinley, Mr. Perry and Mr. Schnee

**Amendment Passed (7-4)**

**Motion to amend Project Code 1600.13 \$50,000 by:** Mr. Kelleher

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

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

**Amendment Passed (11-0)**

**Motion to amend Project Code 100.70 to \$150,000 by: Mr. Vough**

**Second:** Mr. Schnee

**Roll Call Vote on Amendment:**

Seven (7) Yes by Mr. McGinley, Mr. Kelleher, Mr. Perry, Ms. Saidman, Mr. Schnee, Mr. Vough, and Ms. Waitkus

Four (4) No by Mr. Brominski, Mr. Haas, Ms. Houck and Mr. Stephen A. Urban

**Amendment Passed (7-4)**

**Mr. McGinley stated that based on the amendments, the balance of the 194 Bond Fund is \$864,246**

**Motion to Adopt Amended Ordinance Stands by: Mr. Schnee**

**Second:** Ms, Saidman

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**11. Motion to adopt resolution revising the Process in which Luzerne County Recreation and Conservation Fund Grant Monies are awarded**

**Motion by:** Mr. Vough

**Second:** Ms. Waitkus

**Roll Call Vote:**

Eleven (11) Yes - Unanimous

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

**12. Authorities, Boards, & Commissions nominations and appointments to:**

**12a. Convention Center Authority (complete term ending 12/31/21)**

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

**Second:** Mr. Kelleher

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Open**

**Mr. Schnee nominated:** Neal DeAngelo

**Second:** Ms. Waitkus

**Mr. Kelleher nominated:** James Reino

**Second:** Mr. Brominski

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

**Second:** Mr. Schnee

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Closed**

**Roll Call Vote (1 name) to complete a term expiring 12/31/2021:**

**Mr. Brominski:** Reino

**Mr. Haas:** Reino

**Ms. Houck:** Reino

**Mr. Kelleher:** Reino

**Mr. McGinley:** DeAngelo  
**Mr. Perry:** DeAngelo  
**Ms. Saidman:** DeAngelo  
**Mr. Schnee:** DeAngelo  
**Mr. Stephen A. Urban:** Reino  
**Mr. Vough:** DeAngelo  
**Ms. Waitkus:** DeAngelo

**Results:**

Reino 5  
DeAngelo 6

**Motion to adopt a resolution appointing Neal DeAngelo to the Luzerne County Convention Center Authority to complete a term expiring 12/31/2021**

**Motion by:** Mr. Kelleher

**Second:** Mr. Schnee

**Roll Call Vote:**

Eight (8) Yes by Ms. Houck, Mr. Kelleher, Mr. McGinley, Mr. Perry, Ms. Saidman, Mr. Schnee, Mr. Vough and Ms. Waitkus

Three (3) No by Mr. Brominski, Mr. Haas, and Mr. Stephen A. Urban

**Resolution is Adopted (8-3)**

**12b. LCCC (complete term ending 12/31/19)**

**Motion to open nominations by:** Ms. Houck

**Second:** Mr. Schnee

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Open**

**Ms. Houck nominated:** Barry Williams

**Second:** Mr. Schnee

**Mr. Haas nominated:** Holly Evanski

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

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

**Second:** Ms. Saidman

**Vote:**

Eleven (11) Ayes – Unanimous

**Nominations Closed**

**Roll Call Vote (1 name) to complete a term expiring 12/31/2019:**

**Mr. Brominski:** Evanski

**Mr. Haas:** Evanski

**Ms. Houck:** Williams

**Mr. Kelleher:** Williams

**Mr. McGinley:** Williams

**Mr. Perry:** Williams

**Ms. Saidman:** Williams

**Mr. Schnee:** Williams

**Mr. Stephen A. Urban:** Evanski

**Mr. Vough:** Evanski

**Ms. Waitkus:** Williams

**Results:**

Evanoski 4

Williams 7

**Motion to adopt a resolution appointing Barry Williams to the Luzerne County Community College Board of Trustees to complete a term expiring 12/31/2019**

**Motion by:** Mr. Kelleher

**Second:** Mr. Schnee

**Roll Call Vote:**

Ten (10) Yes by Mr. Brominski, Ms. Houck, Mr. Haas, 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)**

**Public Comment**

**George Parrs (Dallas)** commented on County Roads, potholes, repairs and maintenance.

Mr. Parrs provided a handout to Council regarding the same.

**Motion to adjourn:** Mr. Kelleher

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

**Vote:**

Eleven (11) Ayes – Unanimous

**Meeting Adjourned at 6:56 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)