



Luzerne County Council
September 11, 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, September 11, 2018 at 6:02 PM. The meeting was called to order by Chair Tim McGinley.

Pledge of Allegiance and Moment of Silence

Mr. McGinley asked for a moment of silence for the victims of 9-11, those who were lost, those who survived and the first responders who made sacrifices during the 9-11 tragedy.

Roll Call

Present

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

Absent

Edward A. Brominski

Also Present

C. David Pedri, Esq., County Manager
Mark Makowski, Esq., Assistant County Solicitor
Sharon Lawrence, Clerk of Council

Mr. McGinley announced Ms. Houck and Mr. Vough will be participating by phone.

Recognitions/Ceremonial Proclamations

None

Additions to/Deletions from Voting Session Agenda

None

Adoption of Voting Session Agenda

Motion to Adopt: Mr. Kelleher

Second: Ms. Saidman

Vote:

Ten (10) Ayes – Unanimous

The Voting Session Agenda is adopted (10-0)

Public Comment on Voting Session Agenda Items

None

Old Business

None

New Business

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

Motion by: Ms. Saidman

Second: Ms. Waitkus

Vote:

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

One (1) Nay by Mr. Stephen A. Urban

One (1) Abstention by Mr. Kelleher

Motion Passed (8-1) with (1) Abstention

The August 14, 2018 Voting Meeting Minutes are Adopted

Motion to adopt minutes of the August 28, 2018 Voting Meeting

Motion by: Mr. Kelleher

Second: Mr. Schnee

Vote:

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

One (1) Nay by Mr. Stephen A. Urban

Motion Passed (9-1)

The August 28, 2018 Voting Meeting Minutes are Adopted

1. Motion to adopt resolution authorizing the County Manager to execute a Lease Agreement between Luzerne/Wyoming Counties Area Agency on Aging and the Supervisors of Exeter Township for the Falls Active Adult Center

Motion by: Ms. Saidman

Second: Mr. Stephen A. Urban

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

2. Motion to adopt resolution authorizing the County Manager to execute a Retainer Agreement for 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:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

3. Motion to adopt resolution providing tax exemption for new construction in deteriorated areas under the Local Economic Revitalization Tax Assistance Act (Northpoint LERTA)

Motion by: Mr. Schnee

Second: Ms. Saidman

Mr. Haas would like to amend the abatement schedule under Section 3.3 to read:

Year 1 to Year 3: 30% property tax abatement except as referenced above.

Year 4: 20% property tax abatement except as referenced above.

Year 5 to Year 10: 10% property tax abatement except as referenced above

Motion to Amend by: Mr. Haas

Second: Ms. Houck

Roll Call Vote:

Three (3) Yes by 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

Amendment Failed (3-7)

Attorney Brian Stahl would like changes made to the resolution:

1. Remove “In no way shall, the property tax abatement under LERTA continue past December 31, 2028.” from Section 3.3

2. Change the wording in Section 5 to “An application for exemption may be made at any time within five (5) years from the effective date of this Resolution.”

Motion to Amend by: Mr. Schnee

Second: Mr. Kelleher

Roll Call Vote:

Nine (9) Yes by 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

Amendments Passed (9-1)

Mr. Haas would like to amend the resolution and change LERTA to LERTA/KOZ throughout the resolution.

Motion to Amend by: Mr. Haas

Second: None

Motion Failed for Lack of a Second

Motion to Adopt (Amended) Resolution Stands by: Mr. Schnee

Second: Ms. Saidman

Roll Call Vote:

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

Two (2) No by Mr. Haas and Mr. Stephen A. Urban

Resolution is Adopted (8-2)

4. Motion to adopt resolution declaring a vacancy on the Luzerne County Drug and Alcohol Executive Commission (Biscontini)

Motion by: Mr. Kelleher

Second: Mr. Stephen A. Urban

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

5. Authorities, Boards, & Commissions nominations and appointments to:

5a. Luzerne County Children & Youth Advisory Board (4) terms expiring 12/31/2022

Motion to open nominations by: Mr. Schnee

Second: Ms. Saidman

Vote:

Ten (10) Ayes – Unanimous

Nominations Open

Mr. Kelleher nominated: Dr. Gene Camoni

Second: Ms. Saidman

Ms. Houck nominated: Dr. Robert Childs

Second: Mr. Stephen A. Urban

Ms. Saidman nominated: Mary Agnes Kratz

Second: Mr. Kelleher

Mr. Schnee nominated: Charlene Aben

Second: Ms. Saidman

Motion to close nominations by: Mr. Kelleher

Second: Ms. Saidman

Vote:

Ten (10) Ayes – Unanimous

Nominations Closed

Motion to adopt a resolution appointing Dr. Gene Camoni to the Luzerne County Children & Youth Advisory Board for a term expiring 12/31/2022

Motion by: Mr. Kelleher

Second: Mr. Stephen A. Urban

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

Motion to adopt a resolution appointing Dr. Robert Childs to the Luzerne County Children & Youth Advisory Board for a term expiring 12/31/2022

Motion by: Mr. Perry

Second: Ms. Houck

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

Motion to adopt a resolution appointing Mary Agnes Kratz to the Luzerne County Children & Youth Advisory Board for a term expiring 12/31/2022

Motion by: Mr. Haas

Second: Ms. Houck

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

Motion to adopt a resolution appointing Charlene Aben to the Luzerne County Children & Youth Advisory Board for a term expiring 12/31/2022

Motion by: Mr. Schnee

Second: Ms. Saidman

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

5b. Luzerne County Housing Authority

Motion to open nominations by: Mr. Haas

Second: Mr. Kelleher

Vote:

Ten (10) Ayes – Unanimous

Nominations Open

Mr. Haas nominated: Robert Sax

Second: Mr. Kelleher

Mr. Stephen A. Urban nominated: Alan Yendrzeiwski

Second: None

Motion Failed for Lack of a Second

Motion to close nominations by: Ms. Houck

Second: Mr. Kelleher

Vote:

Ten (10) Ayes – Unanimous

Nominations Closed

Motion to adopt a resolution appointing Robert Sax to the Luzerne County Housing Authority for a term expiring 12/31/2022

Motion by: Mr. Kelleher

Second: Ms. Houck

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

5c. Luzerne-Wyoming Counties Mental Health and Developmental Services Program Advisory Board

Motion to open nominations by: Mr. Kelleher

Second: Mr. Schnee

Vote:

Ten (10) Ayes – Unanimous

Nominations Open

Ms. Houck nominated: Linda Armstrong

Second: Mr. Schnee

Mr. Kelleher nominated: Craig Mark

Second: Ms. Saidman

Motion to close nominations by: Mr. Kelleher

Second: Mr. Schnee

Vote:

Ten (10) Ayes – Unanimous

Nominations Closed

Motion to adopt a resolution appointing Linda Armstrong to the Luzerne-Wyoming Counties Mental Health and Developmental Services Program Advisory Board for a term expiring 12/31/2020

Motion by: Mr. Haas

Second: Mr. Perry

Roll Call Vote:

Nine (9) Yes by 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 (9-1)

Motion to adopt a resolution appointing Craig Mark to the Luzerne-Wyoming Counties Mental Health and Developmental Services Program Advisory Board for a term expiring 12/31/2020

Motion by: Mr. Kelleher

Second: Ms. Saidman

Roll Call Vote:

Ten (10) Yes - Unanimous

Resolution is Adopted (10-0)

Public Comment

None

Motion to adjourn: Ms. Waitkus

Second: Mr. Schnee

Vote:

Ten (10) Ayes – Unanimous

Meeting Adjourned at 7:14PM

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