



# Allentown

435 Hamilton Street  
Allentown, Pa. 18101

## Minutes - Final

### City Council

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Wednesday, March 2, 2016

7:00 PM

Council Chambers

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#### Invocation: Councilperson Guridy

#### Pledge to the Flag

#### Roll Call

**Present:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

#### Courtesy of the Floor

Mr. Lou Hershman, 405 N. Gilmore Street, spoke about his concerns on the appointment of the vacancy on City Council and Controller.

Mr. Ray O'Connell stated to Mr. Hershman that there are several members on Council that have heard your request. We will look at the 30 day rule.

Mr. Kenneth Barreto, 22 Grandview Boulevard, stated that he is here for the second time regarding the same issue from back in 2013 when he purchase a property in Allentown, 329 N. 9th Street. You have to have a rental registration fee of \$75 and he was never billed.

Mr. Ray O'Connell asked how many properties are we talking about and if Mr. Barreto had problems with his other rental properties.

Mr. Roger MacLean asked if the other rental properties handled by Keystone.

Mr. Barreto stated no, sir.

Mr. Fran Dougherty stated that Carmen brought this to my attention for review, and Council asked me to look into it. Council does not have any authority to waive any fee. Only the Mayor has the authority under the Charter. Carmen worked with Mr. Barreto and waived fees and allowed a payment plan for you and your wife. Mr. Dragotta recommendation is that we are not in the position to waive any fee for 2014 and 2015.

Mr. Ray O'Connell stated that Council has no authority to waive fees.

Mr. Kenneth Keffentrager, 733 N. 11th Street - Allentown Tenant Association, stated that Allentown needs to put more focus on the housing stock in the city. There are 37,500 rental units in the City of Allentown. Neglected properties should be the priority. He spoke about the Better Landlord Program and the city using Act 90. He stated that 521 W. Washington Street is an eyesore.

Mr. Ray O'Connell stated that we will pass it down to Mr. Hanlon and he can give to Mr. Dougherty.

### **Approval of Minutes: February 17, Council Meeting**

### **Minutes Approved By Common Consent**

A motion was made by Ray O'Connell that this be approved. The motion carried by the following vote:

Yes: 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

**15-610** February 17, 2016 City Council Meeting Minutes

Attachments: [14 February 17 Council Meeting Minutes](#)

### **Old Business: NONE**

### **Communications**

The Allentown Health Bureau is hosting a program offered by the Center for Humanistic Change - Heroin Opioid Prevention Education. This session will take place on Monday, March 14 from 6 - 7:30 PM in City Council Chambers.

### **REPORTS FROM COMMITTEES:**

### **APPOINTMENTS:**

**15-721** ACIDA

Name	Term Expiration
David W. Olson (reappointment)	01/01/2020
Thomas Shaughnessy (reappointment)	01/01/2019

Attachments: [Appointment ACIDA Shaughnessy Olson](#)

Mr. Kenneth Heffentrager stated that the 10th Ward Neighborhood Association is ecstatic that Bill Mack is going on here. He is a business owner in the 10th Ward.

Mr. Billy Mack thanked Council for accepting his application and stated that he is excited to get involved.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29198

**15-722 ALLENTOWN HOUSING AUTHORITY**

Name	Term Expiration
Fred Banueols (Replaces Sara Hailstone)	11/05/2016

**Attachments:** [Appointment Allentown Housing Authority Fred Banueols](#)

Mr. Julio Guridy stated that he has to recuse himself from the vote.

**Yes:** 6 - Ray O'Connell, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

**Recused:** 1 - Julio Guridy

Enactment No: 29197

**15-723 ARTS COMMISSION**

NAME	TERM EXPIRATION
Kim Danish	01/03/2021
(Replaced Janet Gross who resigned from commission	
Sheila Evans (reappointment)	01/06/2019
Billy Mack	01/03/2021
(Replaced Joan Gaydos who resigned from commission)	
Phillip Osborne	01/03/2021
(Replaces Suzanne Evano Hauck)	
Debora Roberson (reappointment)	

**Attachments:** [Appointment Allentown Arts Commission - Kim Danish](#)

[Appointment Allentown Arts Commission - Bill Mack](#)

[Reappointment Allentown Arts Commission - Debora Roberson](#)

[Reappointment Allentown Arts Commission - Sheila K. Evans](#)

[Appointment Allentown Arts Commission - Phillip Osborne](#)

Ms. Sheila Evans stated that she is glad to be on the Arts Commission. She stated how important Arts is for Allentown and downtown Allentown. She spoke of the Interactive Event at Symphony Hall along with the Art Museum and with KI Organization at Muhlenberg College.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29198

**15-724 Board of Trustees For The Aggregated Pension Trust Fund**

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Name	Term Expiration
Ibolya Balag	To Be Determined

**Attachments:** [Appointment Board of Trustees for the Aggregated Pension Trust Fund - Ibolya Balag](#)

Ms. Ibolya Balog thanked Council for the appointment and stated that she looks forward to continuing to serve the Aggregated Pension Fund Trust.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29199

**15-725****DISRUPTIVE CONDUCT BOARD OF APPEALS**

Name	Term Expiration
Janet Keshl (alternate-replaces Thiel)	06/01/2018
Craig Messinger (Public Works - rep Lisa Cocca)	06/01/2018
A/C Dorney (Police-rep Captain Vangelo)	06/01/2018
DCED Director (Representative Carmen Dragotta)	06/01/2018
David Paulus (alternate-replaces Robbins)	06/01/2018

**Attachments:** [Appointment Disruptive Conduct Board of Appeals - Janet Keshl](#)  
[Appointment Disruptive Conduct Board of Appeals - David Paulus](#)

Mr. David McGuire stated that at an earlier meeting we discussed the group of these folks. It was observed that all five appointments will expire on the same day. A question was raised on staggered appointments.

Mr. Michael Hanlon stated that we actually checked that for Mr. McGuire and there are no staggered requirements. Most of these are city employees.

Mr. Ray O'Connell stated that they are also city employees.

Mr. Julio Guridy stated that David Paulus is no longer a city employee.

Mr. Daryl Hendricks stated that the main purpose is these people are well versed and they all have experience in that.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29200

**15-726****ELECTRICIANS EXAMINING BOARD**

Name	Term Expiration
Ronald Kromer (reappointment)	04/04/2018

Benjamin Wise (replaces-Searfoss) 01/25/2019  
Joseph Tiwald, Jr. 01/24/2017  
(replaces - Mabus - Unexpired term)

**Attachments:** [Appointment Electricians Examining Board - Joseph Tiwald Jr](#)  
[Reappointment Electricians Examining Board - Ronald Kromer](#)  
[Appointment Electricians Examining Board - Benjamin Wise](#)

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29201

**15-727 ENVIRONMENTAL ADVISORY COUNCIL**

Name	Term Expiration
David Keshl (replaces Chamberlin)	01/01/2019

**Attachments:** [Appointment Disruptive Conduct Board of Appeals - Janet Keshl](#)

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29202

**15-728 ETHICS BOARD**

Name	Term Expiration
The Rev. Canon Maria Tjelveit (reappointment)	01/25/2019

**Attachments:** [Reappointment Ethics Board - Rev Canon Maria Tjelteit](#)

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29203

**15-729 HEALTH BOARD**

Name	Term Expiration
Stephen K. Katz, MD (replaces Sherrine Eid)	01/02/2021
Oscar A. Morffi, MD (reappointment)	01/02/2021

**Attachments:** [Appointment Health Board - Stephen K. Katz MD](#)  
[Appointment Health Board - Oscar A. Morffi MD](#)

Mr. Fran Dougherty stated that Council challenged Vicky and Dr. Katz when the city had the discussion on Lead. We now have him on board.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29204

**15-730 HUMAN RELATIONS COMMISSION**

Name	Term Expiration
Frank Derrick (replaces Young)	02/01/2019
Lindsay Harren-Lewis (reappointment)	01/05/2019

**Attachments:** [Appointment Human Relations Commission - Frank Derrick](#)  
[Reappointment Human Relations Commission - Lindsay Harren-Lewis](#)

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29205

**15-731 PLANNING COMMISSION**

Name	Term Expiration
Christian J. Brown (reappointment)	06/03/2018
Richard L. Button (reappointment)	01/29/2019
Oldrich Foucek, III, Esquire (reappointment)	01/01/2019

**Attachments:** [Reappointment Planning Commission - Christian J. Brown](#)  
[Reappointment Planning Commission - Oldrich Foucek III Esquire](#)  
[Reappointment Planning Commission - Richard L. Button](#)

Mr. Kenneth Heffentrager asked about the appointment of Mr. Foucek. He is on the ANIZDA Board as well.

Mr. Jeff Glazier stated that the Planning Commission doesn't have alternates because of the nature of the Planning Commission, some members professions are in practice. Recusals comes on a regular basis.

Mr. Christian Brown thanked Council and is glad to be a part of the Planning Commission. He echoed Controller Glazier's comments.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29206

**15-732** PROPERTY REHAB & MAINT CODE BOARD OF APPEALS

**Attachments:** [Reappointment Property Rehab Maint Code Board of Appeals - William Harvey](#)  
[Reappointment Property Rehab Maint Code Board of Appeals - Eileen Moser \(Alternate\)](#)  
[Appointment Property Rehab Maint Code Board of Appeals - Efrain Agosto Jr](#)  
[Reappointment Property Rehab Maint Code Board of Appeals - Leonard Lightner](#)  
[Appointment Property Rehab Maint Code Board of Appeals - David Paulus](#)

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29207

**15-733** RECREATION BOARD

Name	Term Expiration
Louis Stalsitz (reappointment)	02/202020

**Attachments:** [Reappointment Recreation - Louis Stalsitz](#)

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 29208

**15-735** SHADE TREE COMMISSION

**Attachments:** [Reappointment Shade Tree Commission - Christian Brown](#)

Mr. Christian Brown thanked Council and stated that he is proud of being a part of the Shade Tree Commission. We have made really great strides. Since moving our jurisdiction to Public Works. It has been a tremendous improvement to our ability to be effective to the Planning Commission.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 28209

**15-736** ZONING HEARING BOARD

Name	Term Expiration
David K. McCarthy (reappointment)	01/03/2019
Derrick Davis (alternate - replaces Brace)	11/04/2018
David Paulus (alternate - replaces Cahayla)	11/04/2018

**Attachments:** [Appointment Zoning Hearing Board - David Paulus \(Alternate\)](#)  
[Appointment Zoning Hearing Board - Derrick Davis \(Alternate\)](#)  
[Reappointment Zoning Hearing Board - Daniel K. McCarthy](#)

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 28210

**15-606** Re/Appointments ANIZDA  
- Tiffany Polek  
- Seymour Traub  
- President John I. Williams, Muhlenberg College

**Attachments:** [Memo from Mayor Pawlowski regarding ANIZDA Appointments with Resumes](#)  
[Memo from Mayor Pawlowski regarding ANIZDA Appointments](#)  
[Tiffany Polek Resume - ANIZDA](#)  
[Seymour Traub Resume - ANIZDA](#)  
[John I. Williams, Jr. Resume - ANIZDA](#)

Mr. Ray O'Connell stated that the ANIZDA Board is made up of nine members, three are appointed by the Mayor, three appointed by Peter Schweyer, and three appointed by Pat Browne. Tiffany Polek is Pete's appointment and Seymour Traub is a reappointment by the Mayor and John Williams is a new appointment by the Mayor.

Mr. Julio Guridy stated that they are fine individuals. He stated that he is not sure he knows Ms. Polek.

Mr. Ray O'Connell stated that Ms. Polek is a Principal at Mosser Elementary School and an up and coming educator. She went to Cedar Crest College and has a great reputation in the Allentown School District. She is replacing Ethel Drayton Craig.

Mr. Kenneth Heffentrager stated that Polek is fine. He stated that Seymour Traub is reappointed from a Mayor that you gave a no confidence vote of 7 - 0. He denied our right to speak during an ANIZDA meeting.

Mr. Ray O'Connell stated that he personally knows Seymour Traub and dealt with him in various committees. He is doing an outstanding job as the chair of the ANIZDA Board.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

Enactment No: Resolution #29211 - Allentown Neighborhood Improvement Zone Development Authority (ANIZDA)

**ORDINANCES FOR FINAL PASSAGE (To be Voted On):****15-436**

Bill 88

Amending the 2015 Capital Project Fund Budget to provide for a transfer of One Hundred Sixteen Thousand Twenty One Dollars and Forty Six Cents (\$116,021.46) from one Capital Project to another project which needed additional funding.

**Sponsors:** Administration

**Attachments:** [Bill 88 Bridge Repair Transfer Ordinance](#)  
[Transfer Memo](#)

Mr. Roger MacLean stated that the committee heard this tonight and recommended it favorably to the full Council.

Mr. Ray O'Connell asked any comments from my colleagues or the public.

Mr. Robert Kaminski, 779 Benton Street, asked what bridges that the funding is being diverted to.

Mr. Roger MacLean stated that it was extra from the Union Terrace Bridge. They are putting it back into the fund for other bridge repairs.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

Enactment No: 15268

**15-510**

Bill 3 CEDC, Recommended Favorably

Amending the Property Rehabilitation and Maintenance Code, Article 1745.08 Fire Alarm and Detection Systems, by adding provisions for certain multifamily dwellings or attached garages to install carbon monoxide detectors in the vicinity of bedrooms or the appliance where the presence of fossil burning fuels exist to bring the code into compliance with State Act 121.

**Sponsors:** Administration

**Attachments:** [Bill 3 Building Standards Carbon Monoxide Alarm Standards, 1745.08](#)  
[Carbon Monoxide Alarm Memo](#)

Mr. Julio Guridy stated that this Bill was brought into our committee and forwarded favorably, 2 - 0.

Mr. Ray O'Connell asked any other comments from my colleagues or the public.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

Enactment No: 15269

Enactment No: 15269

**15-549****Bill 6**

Amending the 2016 General Fund budget by deleting the position of Clerk II (06M) and adding the position of Clerk III (08M) in the Bureau of Street Maintenance.

**Sponsors:** Administration

**Attachments:** [Bill 6 Public Works Clerk 3](#)  
[Public Works Clerk 3 Memo](#)

Mr. Roger MacLean stated that it was voted favorably to full Council, 3 - 0. It is a restructuring and assigning more duties.

Mr. Ray O'Connell asked any other comments from my colleagues or the public.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

Enactment No: 15270

**15-550****Bill 7 CEDC, Recommended Favorably**

Amending the 2016 General Fund budget by deleting the position of Housing Coordinator (11N) and adding the position of Office Manager (09N) in the Bureau of Building Standards and Safety.

**Sponsors:** Administration

**Attachments:** [Bill 7 Building Standards Office Manager](#)  
[Office Manager Memo](#)

Mr. Julio Guridy stated that we forward it favorably, 2 - 0.

Mr. Ray O'Connell asked any comments from my colleagues or the public.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

Enactment No: 15271

**15-563****Bill 10**

Amending the 2016 General Fund and the 2016 Liquid Fuels Fund budgets by transferring from the unappropriated balance to the Other Services and Charges Account in both funds to cover the unexpected cost of hiring contractors to assist with snow removal in the amount of Five Hundred Thirty-Three Thousand One Hundred Thirty-One Dollars and Fifty-Four Cents (\$533,131.54).

**Sponsors:** Administration

**Attachments:** [Bill 10 Transfer for Snow Emergency Contractors](#)  
[Snow Contractor Memo](#)

Mr. Roger MacLean stated that it was recommended favorably to full Council, 3 - 0. It is basically paying the bills for the snow removal.

Mr. Ray O'Connell stated that we had a good discussion with the administration. Any comments from my colleagues or the public.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

Enactment No: 15272

## **RESOLUTIONS FOR FINAL PASSAGE (To be Voted On):**

**15-592** R44 GIS Resolution  
This Resolution supports a Joint Funding Agreement (JFA) and Statement of Work (SOW) between the U.S. Geological Survey, National Geospatial Technical Operations Center and the City of Allentown, PA.

**Sponsors:** Administration

**Attachments:** [IT Legislative Template USGS-JFA-2016-02-22](#)  
[R44 GIS USGS Resolution](#)  
[PA FY16 Allentown ortho lidar SOW FINAL2](#)

Mr. Matthew Leibert introduced Elisa Coyle as the GIS Manager and part of IT and sits with Public Works as well. We tried to establish an Ariel of a flight program. The first flight was in 1995. We did one in 2000 and in 2005. Now, it has been 11 years since we had flight. We are doing two digital projects. The cost to us is about \$70,000.

Mr. Ray O'Connell asked any comments from my colleagues or the public.

**Yes:** 7 - Ray O'Connell, Julio Guridy, Daryl Hendricks, Cynthia Mota, Roger MacLean, David McGuire, and Candida Affa

Enactment No: 29195

## **ORDINANCES FOR INTRODUCTION (To be referred to Committee with public comment prior to referral)**

**15-593** Bill 12 Public Works - MacLean  
Amends Article 911, Shade Trees to more specifically outline the powers and duties of the Shade Tree Commission.

**Sponsors:** Administration

**Attachments:** [Bill 12 Shade Tree Ordinance Revision](#)  
[Shade Tree Ordinance Revised](#)

Mr. Ray O'Connell asked any comments from my colleagues or the public.

Enactment No: 15277

- 15-605** Bill 13 Public Works - MacLean  
Providing for the vacation of a portion of Tilghman Street from the Eastern boundary of the former R.J. Corman Railroad Eastward to the Lehigh River in the Sixth Ward of the City of Allentown

**Attachments:** [Bill 13 Tilghman Street - Street Vacation](#)  
[Tilghman Street - Street Vacation Report](#)  
[Tilghman Street Bridge Map](#)  
[Letter from Mike Hanlon regarding Street Vacation - Eastern Boundary of the R.J. Corman Railroad Line Eastward Underneath the Tilghman Street Bridge to the Lehigh River](#)  
[Tilghman Street Bridge Map](#)  
[Tilghman Street - Street Vacation Report](#)  
[Letter from the Lehigh Valley Planning Commission regarding Tilghman Street Bridge Street Vacation](#)  
[Allentown City Planning Commission Meeting Minutes 3-10-15 Waterfront \(Tilghman Street\)](#)  
[Staff Report - Tilghman Street \(Waterfront\)](#)

Mr. Ray O'Connell asked any comments from my colleagues or the public.

Enactment No: 15273

## **RESOLUTIONS FOR INTRODUCTION (Can be voted on or Referred to Committee):**

- 15-582** R45  
Authorizes Property to Be Acquired by Eminent Domain by the Redevelopment Authority of the City of Allentown: 621 N Front

**Sponsors:** Administration

**Attachments:** [R45 City Council Resolution - Blighted Properties 621 N Front](#)  
[City Council Template - Blighted Properties 2 15 16](#)

Mr. Ray O'Connell asked any comments from my colleagues or the public.

Mr. Kenneth Heffentrager stated that this is one of the biggest eyesores because it is so visible. It is a burnt out building. It's been there for five years now. The owner is attempting to fix it.

- 15-583** R46  
Authorizes Property to Be Acquired by Eminent Domain by the Redevelopment Authority of the City of Allentown: 621 W Gordon Street

**Sponsors:** Administration

**Attachments:** [R46 City Council Resolution - Blighted Properties 621 W Gordon Street](#)  
[City Council Template - Blighted Properties 2 15 16](#)

Mr. Ray O'Connell asked any comments from my colleagues or the public.

**NEW BUSINESS: NONE**

**GOOD AND WELFARE**

**ADJOURNED: 8:04 PM**