



Allentown

435 Hamilton Street
Allentown, Pa. 18101

Minutes - Final

City Council

Wednesday, June 15, 2016

7:00 PM

Council Chambers

Invocation: Candida Affa

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

Courtesy and Privilege of the Floor Rules

Mr. Heffentrager, 733 N. 11th Street - Allentown Tenants Association, stated that each picture represents a separate incident at 726 N. Penn Street. He stated that this property was called in. The roof has collapsed in the building. He stated that 213 N. Madison Street at the Madison Inn has drug use around this property. The garbage compactors are overflowing and garbage around them. He talked about 103 N. 13th Street that the city has boarded up and it keeps getting broken into them.

Mr. Ray O'Connell stated that the Director of Public Works is here. They have a little signal when there full.

Mr. Craig Messinger stated yes, there is. He will speak with the Operations Manager tomorrow.

Mr. Glenn Hunsicker, 844 S. 11th Street, spoke about the Memorandum of Understanding (MOU). He stated that the MOU's go back to the Water and Sewer Lease. He asked Mr. O'Connell, Mr. Guridy, and Ms. Mota did they see this before and did they vote on the MOU's. There is extra costs to the city in these MOU's.

Mr. Ray O'Connell stated that he will look at the MOU and let you know via email or at the next Council meeting.

Mr. Kristian Andersen, 38 N. 6th Street - Emmaus, asked if Council heard of Gorilla Gardening. In Philadelphia, they took an abandon lot and started growing gardens. People can grow food and give to the homeless.

Ms. Andrea Rivera, 627 Tilghman Street, stated that she has new neighbors at 633 Tilghman Street which is a rental home. There was a gas leak. She doesn't know how many families live in the house. They are fighting, drinking, exposing themselves and being half naked.

Mr. Ray O'Connell asked if she made any inquiries to the Police Department. He asked Mr. Messinger to get in contact with Code Enforcement and then UGI regarding the gas leak.

Ms. Rivera stated yes. We did a couple of times.

Ms. Candida Affa stated that there is a DCR. She stated that if it is a rental property and you let them know there is noise and let them know you want a DCR and what this does, fi they get three of these Disruptive Conduct in one year the Ordinance reads that they must be removed from the property.

Mr. Dennis Pearson, 942 E. Tilghman Street, talked about individuals from Allentown who died in the Vietnam War. He stated that the playground at the park has been replaced with a new set of playground equipment. We should honor them and call it the East Allentown Veteran's Memorial Playground at Andre Reed Park.

Mr. Ray O'Connell asked Mr. Hanlon to give Mr. Pearson the criteria for naming a parks, streets, avenues, and playground.

Mr. David Keshl, 119 W. Wabash Street, stated that two weeks ago he spoke to City Council on changing the food permits for nonprofits.

Ms. Cynthia Mota stated that they are working on it. We will get back to you.

Mr. Ray O'Connell asked anyone else for Courtesy of the Floor.

Approval of Minutes: June 1 Council and Special Meeting

MINUTES APPROVED BY COMMON CONSENT

[15-921](#) June 1, 2016 Special Meeting - Contract Review and Approval Meeting Minutes

Attachments: [54 June 1 Special Meeting - Contract Review and Approval Meeting Minutes](#)

[15-919](#) June 1, 2016 City Council Meeting Minutes

Attachments: [53 June 1 City Council Meeting Minutes](#)

Old Business: NONE

Communications

Executive Session Announcements: City Council held an Executive Session this evening with the City Solicitor at 4:30 pm to review pending litigation involving the police department. This subject matter is an exception to the open meeting requirement under the Sunshine Law. Following executive session with the City Solicitor, Council met in executive session with a private attorney from an outside law firm to discuss potential litigation in which the City Solicitor would have a conflict of interest and was therefore unable to provide any advice to Council.

Council gave Proclamations to Dieruff and William Allen Theatre Participants for their outstanding showing in the Freddy Awards, Allentown School District to celebrate their 150th Anniversary, Lois Morrell for serving 44 Years as a Crossing Guard for the Allentown School District, and to Colonel Michael E. Hershman after serving 29 Years in the United States Army.

REPORTS FROM COMMITTEES:**Meeting Notices:**

July 13, 6 PM: Council will have a meeting to review and approve contracts and a meeting to introduce a Bond issue relating to sewer projects.

July 20, Council will have a Committee of the Whole to review the Bond issue.

July 27, 6 PM Council will hold a special meeting to vote on a Bond Issue and review and approve any contracts if need be.

Budget and Finance: Chair Guridy, Hendricks, Mota

The Committee has not met since the last council meeting; a future meeting is tentatively scheduled for July 27th.

Community and Economic Development: Chair McGuire, Guridy, Mota

The Committee met this evening; the next meeting is not yet scheduled.

Human Resources, Administration and Appointments: Chair Affa, MacLean, McGuire

The Committee has not met since the last council meeting; a future meeting has not yet been scheduled.

Parks and Recreation: Chair Mota, Affa, O'Connell

The Committee has not met since the last meeting; a future meeting has been scheduled for July 20th at 6:30 PM.

Public Safety: Chair Hendricks, MacLean, Affa

The Committee met this evening; a future meeting has not yet been scheduled.

Public Works: Chair MacLean, McGuire, O'Connell

The Committee has not met since the last Council meeting; a future meeting has not yet been scheduled.

Rules, Chambers, Intergovernmental Relations and Strategy: Chair O'Connell, Hendricks, Guridy

The Committee has not met since the last meeting; a future meeting has not yet been scheduled.

City Controller's Report: NONE

[15-922](#)

June 1, 2016 Community and Economic Development Committee Meeting Minutes

Attachments: [52 June 1 Community and Economic Development Committee Meeting Minutes](#)

[15-920](#)

June 1, 2016 Budget and Finance Committee Meeting Minutes

Attachments: [50 June 1 Budget and Finance Committee Meeting Minutes](#)

[15-923](#) June 1, 2016 Parks and Recreation Committee Meeting Minutes

Attachments: [51 June 1 Parks and Recreation Committee Meeting Minutes](#)

APPOINTMENTS: NONE

ORDINANCES FOR FINAL PASSAGE:

[15-888](#) Bill 29 CEDC
Amending the 2016 Grant Fund Budget to provide for a supplemental appropriation of \$16,250 as a result of a grant from PA Historical and Museum Commission to provide for residential outreach and review of applications for the Historical Architectural Review Board (HARB).

Sponsors: Administration

Attachments: [Bill 29 Ordinance for PHMC grant funds2](#)
[PHMC consultant and outreach grant Ordinance](#)

Dr. David McGuire stated that the Committee met with a vote of 3 -0 forwarded favorably to the entire Council.

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

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

Enactment No: 15293

[15-892](#) Bill 30 Public Safety
Amending the 2016 General Fund Budget to provide for a supplemental appropriation in the amount of \$300 as a result of a donation from Krupa Financial LLC to be used toward the purchase of K-9 equipment for the Police Department.

Sponsors: Administration

Attachments: [Bill 30 Ordinance for police donation- Krupa](#)
[Memo Bill 30](#)

Mr. Daryl Hendricks stated that it was an unanimous vote in favor of this Bill.

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, Candida Affa, Roger MacLean, and David McGuire

Enactment No: 15294

[15-893](#)

Bill 31 Public Safety

Amending the 2016 General Fund Budget to provide for a supplemental appropriation of \$1,575 as a result of a donation for the L.I.F.E. (Living with Integrity for Future Excellence Program) an Allentown Youth Initiative.

Sponsors: Administration

Attachments: [Bill 31 Ordinance for police donation- L.I.F.E.](#)

[Bill 31 Memo](#)

Mr. Daryl Hendricks stated that this program allows middle school students to interact with the Police Officers which was conducted this year at South Mountain Middle School. The Committee voted unanimously in favor of this Bill.

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

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

Enactment No: 15295

[15-894](#)

Bill 32 Public Safety

Amending the 2016 General Fund Budget to provide for a supplemental appropriation of \$10,000 as a result a donation from Helen Steedle to be used towards the purchase of Tasers for the Police Department

Sponsors: Administration

Attachments: [Bill 32 Ordinance for Police Donation 3](#)

[Memo Bill 32](#)

Mr. Daryl Hendricks stated that this \$10,000 will allow the department to purchase 10 brand new tasers to be used by police officers. The Committee unanimously vote, 3 - 0 to approve this Bill.

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

Mr. Robert Trotner, 1920 Whitehall Street, stated that he doesn't understand tasers and reads bad things about them in the press.

Mr. Daryl Hendricks stated that what it deals with less than lethal force. You may come against an armed combatant or somebody that is armed with a knife or club and they come at an officer or endangering someone else. Rather than using deadly force, this will be less than lethal.

Mr. Ray O'Connell asked anyone else from the public.

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

Enactment No: 15296

RESOLUTIONS FOR FINAL PASSAGE:

[15-914](#)

R114

Cancels July 6, 2016 Council Meeting

Attachments: [R114 Cancels July 6th Council Meeting](#)

Mr. Ray O'Connell stated that historically has been done and July 4th is on a Monday and July 6th will be our regularly scheduled meeting in July. Any comments from my colleagues or the public.

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

Enactment No: 29280

[15-918](#)

R115

Supports Systematic and Thorough Background Checks for gun Purchases by Maintaining the Pennsylvania Instant Check System in opposition to Pennsylvania House Bill 921

Sponsors: McGuire, Hendricks and O'Connell

Attachments: [R115 Supports Systematic and Thorough Background Checks for gun Purchases](#)
[PICS-One-Pager](#)
[Keith Morris and Fritz Walker](#)

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

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

Enactment No: 29281

[15-928](#)

R117

Approves encroachment for ramps and steps at 602-610 W Hamilton; 10-12 S Sixth Street

Sponsors: Administration

Attachments: [R117 Tower 6 Encroachment](#)
[Memo -steps ramp Tower Six \(002\)](#)
[Tower Six Encroachment and attachments](#)

Mr. Craig Messinger stated that this will be at the property proposed to be built, Tower 6. That will be at Sixth and Hamilton at the southwest corner. The idea of having these entrances that way with the steps and the ramp to

keep the first floor level actually the business itself floor level and have sloped coming down Hamilton Street and slopes going down of Sixth Street. This is basically for an entrance to keep the first floor leveled.

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

Mr. Julio Guridy asked how much space will be on the sidewalk. He asked if the main entrance is going to be on Sixth Street or Hamilton Street.

Mr. Craig Messinger stated that it would be at least five feet on Sixth Street. The y are going to be taken five feet going down. On Hamilton, there will be about 15 feet of the area and they will use about five or six feet. The reason this is asked for is because it goes more than 1/3. The main entrance will be on Hamilton Street. Similar to City Center Two.

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

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

Enactment No: 29282

[15-930](#)

R118

Certificate of Appropriateness for work at 502 W. Tilghman Street

Attachments: [R118 HARB Resolution](#)
[HARB Cases](#)

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

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

Enactment No: 29283

ORDINANCES FOR INTRODUCTION:

[15-716](#)

Bill 33 Refer to Parks and Recreation

Amending the 2016 Capital Project Fund Budget to provide for a transfer of Twelve Thousand (\$12,000) Dollars from one Capital Project to another Capital Project to correct Ordinance 15243 (11/18/ 2015) – the legislation appropriated a \$12,000 grant from the Century Fund into the Capital Fund and was intended for the WPA Wall Repair Project, the project number referred to the Park Land Acquisition Project rather than the WPA Wall Repair Project.

Sponsors: Administration

Attachments: [Bill 33 Ordinance 15243 Correction](#)
[Bill 33 Memo](#)

Mr. Ray O'Connell stated that we are correcting what we did wrong and getting it in the right fund.

Mr. Michael Hanlon stated correct.

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

[15-916](#)

Bill 34 Refer to Parks and Recreation

Amending Article 951, Park Regulations of the Codified Ordinances, by making Parks and Recreation the governing agency, modifying the language on conducting city business in parks, renumbering definitions, prohibiting buses from entering and parking in the park without a permit, prohibiting bonfires, using a generator, possessing or drinking alcoholic beverages or building a fire without a permit, allowing bike riding only in authorized places and times, modifying the permit process including deleting the appeal process and allowing the Director or designee to revoke a permit, and enabling SWEEP tickets to be issued for a number of violations.

Sponsors: Administration

Attachments: [Bill 34 2016 Parks Hamilton Street \(002\)](#)
[Bill 34 Memo](#)

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

RESOLUTIONS FOR INTRODUCTION: NONE

NEW BUSINESS

GOOD AND WELFARE

Mr. Daryl Hendricks stated that many times Council is up here and we get dialogue and sometimes it is in contention. But I got to say, and my colleague would agree that tonight was really a treat for all of us. To really acknowledge the good in the community and the students of this city. It was a pleasure change of pace tonight.

Ms. Cynthia Mota stated it was.

Mr. Ray O'Connell stated well said. Any other comments for Good and Welfare?

ADJOURNED: 8:17 PM

[15-382](#) Council Rules

Attachments: [Council Rules](#)

[15-617](#) Home Rule Charter

Attachments: [HOMERULE 2014](#)

[15-523](#) Committee Members

Attachments: [Committee Members - 2016](#)