



Allentown

435 Hamilton Street
Allentown, Pa. 18101

Minutes - Final

City Council

Wednesday, May 18, 2016

7:00 PM

Council Chambers

Invocation: Roger MacLean

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. Lou Hershman, 405 N. Gilmore Street, talked about the Probe in Allentown. Are we following the City Charter on Forfeiture of city office.

Mr. Ray O'Connell stated that he is fully aware of that. That will be handled by our Solicitor's office along with Council. We had Executive Sessions.

Mr. Roger MacLean stated that let the FBI investigation takes its course. Once the investigation is completed, we will know and we will move from there.

Mr. David Keshl, 119 W. Wabash Street, asked is there a statute on the books on how much the city can raise a license or fee in one year.

Mr. Ray O'Connell stated that he thinks all fees have to come in front of City Council.

Mr. Julio Guridy stated that was under the suggestion of the administration that we raise the fees. No one opposed it at that time.

Mr. Daryl Hendricks stated that he will look into it and get back to Mr. Keshl.

Ms. Janet Keshl, 119 W. Wabash Street, stated that the food vendors at the bus station that have carts don't have glows, nets or hats.

Mr. Daryl Hendricks stated that the Health Bureau regulates that.

Ms. Candida Affa asked if Ms. Keshl reported it to the Health Bureau.

Mr. Ray O'Connell asked Mr. Hartzell to make a note to get a hold off Ms. Vicky Kistler to do a routine inspection.

Mr. Kenneth Keffentrager, 733 N. 11th Street - Allentown Tenants Association, stated that he opposed four things on the fees. They brought \$75 to you and it was knocked down to \$40. He asked about the camera request for Albert Street. He spoke about 518 Fountain Street windows are smashed and the garbage is full. He stated that New Street, Pratt Street, and William Street are visually a mess. He stated that 15 - 16 buildings should be tagged blighted. He stated that Ben Howells is an excellent officer.

Ms. Candida Affa stated that she did call and asked about the cameras. They are still working on it.

Mr. Daryl Hendricks asked if Mr. Heffentrager called it in to Code Enforcement.

Mr. Kenneth Heffentrager stated that we have the Health Department, the Parking Authority and Sweep.

Mr. Daryl Hendricks stated that Council has gone out with him.

Mr. Glen Hunsicker, Allentown Patriots, stated that the Patriots signed an Option Agreement. In 2014, the Patriots had to sue the City of Allentown because the Mayor rescinded the Option. In the Judgment, the Mayor does not have the right to rescind this Option without Council's approval. They are looking to appeal certain things. What does that do? It is costing the city and the Patriots more money to defend this.

Mr. Tom Hahn asked if the public know what the cost was to the taxpayers on all the consultants and lawyer fees that were paid since 2010. There seems to be a pattern. How was it paid?

Mr. Ray O'Connell stated that we need specifics. Are you talking about all the costs for all litigations.

Mr. Don Ringer, 1801 Liberty Street - #2, stated that he grew up near the ball park. This Hunsicker Family did a great job on the ball park. It is a travesty. The Patriots have done too much for this city.

Mr. Michael Kamenski, 779 Benton Street, asked if the Right to Know Request being filed goes to the Solicitor's office or the Mayor's office. He asked about the train station in Allentown being an eyesore. He thanked

Mr. Hunsicker for speaking up. Let's support our institutions that have been long-standing.

Mr. Ray O'Connell stated that right now the Right to Know goes to the Administrative Secretary in Mayor's office that is immediately turned over to the Solicitor's office.

Mr. Scott Holbert stated that the employee that handles them is seated in the Mayor's office, but a member of the Solicitor's office. It was a spacing issue. He stated that he is not the Right to Know office and does not receive them personally, but many still do come to the Solicitor's office and it is taken t Mary.

Mr. Ray O'Connell stated that she basically does the administrative paperwork that comes in and directs it to the Solicitor's office. He stated that the train station is owned by a gentleman by the name of Mr. Rothrock.

Mr. Roger MacLean stated that every Right to Know that has been received by the city must have an answered. Either an affirmative answer, yes you are allowed to have that information or no you can't.

Mr. Scott Holbert stated that they have to be answered. There is recourse if they are not answered. The law says that it is deemed denied which then give the requestor the right to appeal.

Mr. Julio Guridy stated that they do have the right to request a 30 day extension by law.

Mr. Ray O'Connell stated that has been the frustrating part of the Right to Know Request. They request five days, then the 30 days. He asked any other questions for courtesy of the floor.

Approval of Minutes: May 4th Special and Council Meetings

15-868 May 4, 2016 City Council Meeting Minutes

Attachments: [43 May 4 City Council Meeting Minutes](#)

15-872 May 4, 2016 Special Meeting - Contract Review and Approval Meeting Minutes

Attachments: [44 May 4 Special Meeting - Contract Review and Approval Meeting Minutes](#)

Old Business

Communications

REPORTS FROM COMMITTEES:**Budget and Finance: Chair Guridy, Hendricks, Mota**

The Committee has not met since the last meeting; the next meeting is scheduled for June 1 at 5:30 PM - to review the monthly finances and Bill 26 - a reorg in the Finance Department.

Community and Economic Development: Chair McGuire, Guridy, Mota

The Committee met this evening; the next meeting is scheduled for June 1 at 6:45 PM.

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

Public Safety: Chair Hendricks, MacLean, Affa

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

Public Works: Chair MacLean, McGuire, O'Connell

The Committee met this evening; 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

15-862 May 4, 2016 Public Safety Committee Meeting Minutes

Attachments: [41 May 4 Public Safety Committee Meeting Minutes](#)

15-863 May 4, 2016 Parks and Recreation Committee Meeting Minutes

Attachments: [42 May 4 Parks and Recreation Committee Meeting Minutes](#)

15-861 May 4, 2016 Public Works Committee Meeting Minutes

Attachments: [40 May 4 Public Works Committee Meeting Minutes](#)

15-860 May 4, 2016 Water and Sewer Compliance Review Board Meeting Minutes

Attachments: [39 May 4 Water and Sewer Compliance Review Board Meeting Minutes](#)

APPOINTMENTS:

Ms. Candida Affa read the appointees.

Mr. Ray O'Connell stated that James, Joan and Michael are not here. Dave is here. These are appointments, one is for the Electricians Examining Board and three to the Recreation Board. He asked any comments from his colleagues or comments from the public.

Mr. Kenneth Heffentrager asked what does the Recreation Board do.

Mr. Ray O'Connell stated that he has been a member of the Recreation Board for 25 years. The Recreation Board meets the first Thursday of the month. Ms. Mota is the Chair of the Parks and Recreation Committee. It is made up of 8 - 10 people. We talk about swimming pools, dog parks, skate parks, environmental issues, and sports leagues. We have the staff of the Recreation Board. He thanked Dave for his work and continued dedication to Allentown.

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

15-836 Appointment Electricians Examining Board and Recreation Board

| Name | Authority/Board/Commission | Term to Expire |
|--------------------|-------------------------------|----------------|
| James M. Karapelou | Electricians' Examining Board | 01/24/2017 |
| Michael Comick | Recreation Board | 01/20/2021 |
| Joan Nyemscek | Recreation Board | 01/20/2021 |
| David Snyder | Recreation Board | 01/01/2021 |

Attachments: [Appointments - Electricians Examining Board and Recreation Board](#)

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

ORDINANCES FOR FINAL PASSAGE (To be Voted On):

15-792 Bill 25 CEDC, this evening
Amending the 2016 Capital Fund Budget to provide for a supplemental appropriation of \$400,000 reflecting receipt of monies from the US Environmental Protection Agency, Brownfields Revolving Loan Fund to provide for remediation of the Allentown Metal Works Site as part of the Allentown Re-Industrialization Strategy.

Sponsors: Administration

Attachments: [Bill 25 Brownfields Grant Funds](#)
[Bill 25 Metalworks Memo](#)

Dr. Dave McGuire stated that the committee voted 2 - 0 to recommend the approval by the whole Council. This is essentially to take the old Mack Truck Works down along the Lehigh Creek and make it more acceptable to industrial type re-use.

Mr. Julio Guridy stated that he would have support it, if he was there.

Mr. Ray O'Connell stated that Scott Unger who is the Executive Director of AEDC told us what the plans were for the future of that. He asked any other comments from my colleagues or the public.

Mr. Kenneth Heffentrager asked if this completely cover all the costs or will there be money still put out by the city. He stated that he thought it was much more than that.

Mr. Ray O'Connell stated that it was. This is another Phase. This has been kicked around for many years. Any other comments from the public?

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

RESOLUTIONS FOR FINAL PASSAGE (To be Voted On):

15-715 R97
Authorizes encroachment of bollards on Front Street at
101 W. Tilghman Street

Sponsors: Administration

Attachments: [R97 Resolution Elias Market](#)
[Elias Encroachment Appl](#)
[Elias 101 W Tilghman](#)

Mr. Roger MacLean stated that it was a 3 - 0 favorably recommendation to City Council. Hopefully, we will alleviate parking on the sidewalk.

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

15-802 R98
Encroachment Authorization for Canopy at 1674 W Chew Street

Sponsors: Administration

Attachments: [R98 1674 W Chew Street Encroachment](#)
[Memo - Canopy 1674 W Chew](#)
[1674 W. Chew Street Encroachment Application](#)

Mr. Roger MacLean stated that it was recommended favorably, 3 - 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, Candida Affa, Roger MacLean, and David McGuire

15-751

R99

Authorizing the Administration to Accept the Deed for the Pocket Park on Hamilton Street from ACIDA

Sponsors: Administration

Attachments: [R99 Approval of the Deed for the Pocket Park on Hamilton Street from ACIDA](#)
[City Council Memo - Pocket Park](#)
[QUITCLAIM DEED Acida-Allentown-Pocket Park](#)

Ms. Cynthia Mota stated that it moved favorably, 3 - 0 to full Council. it is the authorization to accept the Deed for the Pocket Park on Hamilton from ACIDA.

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

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15-867

R106

Certificates of Appropriateness for work at 347 N. 8th Street

Attachments: [R106 HARB RESOLUTION - 2016](#)
[HARB Cases](#)

Mr. Ray O'Connell stated that this is routine. He asked any comments from his colleagues. This is in the HARB District. He asked any comments from the public.

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

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

15-854

Bill 27 Refer to CEDC

Amending the 2016 General Fund Budget by transferring \$165,000 from

the unappropriated balance to the Building Standards and Safety Bureau Other Contract Services account for the demolition of properties in the 300 Block of North Tenth Street as a result of the sink hole that was discovered in 2012.

Sponsors: Administration

Attachments: [Bill 27 Transfer for 10th Sreet Demo](#)
[Bill 27 Memo](#)

Mr. Ray O'Connell asked any comments from my colleagues on Bill 27 or comments from the public.

15-855 Bill 28 Refer to CEDC
Amending the 2016 Grant Fund Budget to provide for a supplemental appropriation of \$1,700.00 from the PA Historical and Museum Commission, to provide for training for the Historical Architectural Review Board (HARB).

Sponsors: Administration

Attachments: [Bill 28 Ordinance for PHMC grant funds](#)
[PHMC grant hosted program ordinance](#)

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

RESOLUTIONS FOR INTRODUCTION: NONE

NEW BUSINESS: NONE

GOOD AND WELFARE: NONE

ADJOURNED: 8:36 PM

15-382 Council Rules

Attachments: [Council Rules](#)

15-523 Committee Members

Attachments: [Committee Members - 2016](#)

15-617 Home Rule Charter

Attachments: [HOMERULE 2014](#)

15-715 R97
Authorizes encroachment of bollards on Front Street at
101 W. Tilghman Street

Sponsors: Administration

Attachments: [R97 Resolution Elias Market](#)
[Elias Encroachment Appl](#)
[Elias 101 W Tilghman](#)

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15-802 R98
Encroachment Authorization for Canopy at 1674 W Chew Street

Sponsors: Administration

Attachments: [R98 1674 W Chew Street Encroachment](#)
[Memo - Canopy 1674 W Chew](#)
[1674 W. Chew Street Encroachment Application](#)

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15-867 R106
Certificates of Appropriateness for work at 347 N. 8th Street

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[HARB Cases](#)

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