



# Allentown

435 Hamilton Street  
Allentown, Pa. 18101

## Minutes - Final

### City Council

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Wednesday, April 21, 2021

6:30 PM

Council Chambers

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#### Contract Meeting

**Public Comment Provisions during COVID-19:** The meeting will be live streamed. The link to the meeting can be found on the city website with the agenda and legislation at <https://www.allentownpa.gov>. Council will receive comments on the legislation prior to the meeting and will consider all comments from city residents. All comments must include your name and address, including your city, and be emailed to [Michael.Hanlon@AllentownPa.gov](mailto:Michael.Hanlon@AllentownPa.gov) by 2 PM on the date of the meeting. Comments can also be registered using the ecomment provision on each agenda item found on the city website. Comments received from city residents by that deadline will be forwarded to the Mayor and Council members prior to the meeting and will also be noted at Courtesy of the Floor or Public Comment periods of the meeting. These timely received comments will also be posted on the City's webpage as a supporting document to the meeting. Any comments received on the meeting day, after the 2:00 pm deadline, will be forwarded to the Mayor and Council as soon as practicable. In addition, if you would like to speak during the meeting, please send your name, address, including municipality, and telephone number to the email address above indicating what issue you would like to speak on or call the office at 610.437.7555 and do the same, and you will be called during the meeting.

#### Roll Call

**Present:** 6 - Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

**Excused:** 1 - Candida Affa

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

[15-4212](#)

R48

Authorization for Contract with L/B Water Service, Inc., ABE Materials, Asphalt Maintenance Solutions, Inc., New Enterprise Stone & Lime Co., Inc at the unit prices identified in the bid, for a total estimated budgeted sum of \$1,400,00.00 for 2021 Road Materials.

**Attachments:** [R48 Road Materials- BID 2021-01](#)

[Resolution #30182](#)

Ms. Jessica Baraket stated that this was advertised on Public Purchase as

Bid #2021-01. It was accessed by 18 vendors. Five responses were received. An award is being recommended to four of the five vendors who are considered to be the lowest bid by items.

Mr. Julio Guridy asked if there were any comments from the dais or the public. He asked when is she looking to start this project.

Ms. Jessica Baraket stated that this is their annual contract. It actually ends on March 31, 2022. It is a yearly bid and is as the city buys its road material throughout the year. It will go from March to March. It is not a specific project. It is actually the city's road materials throughout the year.

**Yes:** 6 - Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

**Absent:** 1 - Candida Affa

Enactment No: 30182

[15-4213](#)

R49

Authorization for Change Order (#4) in the amount of in the amount of \$46,598 with Michael Baker International, Inc., for consulting and engineering services for design, construction documents, cost estimates, and bidding assistance for the City of Allentown in the construction of the greenway / trail.

**Attachments:** [R49 - Michael Baker](#)  
[Resolution #30183](#)

Ms. Jessica Baraket stated that this was done as RFP 2016-56. City Council originally awarded this contract on April 19, 2017. This fourth Change Order is due to the fact that the trail needs to be rerouted in order to avoid a certain parcel of land due to the inability to obtain a right-of-way acquisition from the property owners. Additionally, the city has also requested that the trail be extended by about 400 feet to Green Street and to use the Green Street was shared roadway and approved sidewalk configuration in order to avoid the said parcel addition.

Mr. Julio Guridy asked if there were any comments from the dais.

Mr. Ed Zucal asked Ms. Baraket stated that this is the fourth Change Order for this. He stated that do you mean to tell me that they did not have these plans in place when they initially did this contract. It seems like they miscalculated the money that they were going to need. Every time there is something new they come back to us. We need to come up with more money to accommodate them. When are we finally going to make them accountable for their underestimate?

Ms. Karen El-Chaar stated to Council if they recall several months ago or a

month and a half ago they approached them for Eminent Domain proceedings because they had two properties at that time which they were having some difficulty with in getting a agreements for right-of-way. The one eminent domain parcel, they resolved that issue, however, the remaining parcel they had discussions and ready to proceed with eminent domain proceedings and a meeting with PennDot Rights-of-Way Department came back and said by the time they would get the eminent domain proceeding approved and through the court process it has been taking extremely long to get the court to approve all these things. PennDot had just been through an eminent domain proceeding which took over a year to get through the process. If that would have happened in this particular case, the city would have lost the \$1 million grant from PennDot. So the result was in discussions with PennDot and Michael Baker, the city tried to resolve the issue by avoiding this particular property. Michael Baker did the analysis. The city came up with an alternate routing of the trail to avoid this property and that is why we have come now forward with the result of that rerouting which will obviously cost \$46,000 because of the revision to the trail design. That was not anticipated originally.

Mr. Julio Guridy asked if the final will be \$195,442.

Ms. Karen El-Chaar stated that the final cost for the entire contract. This is the last amendment. After this, everything has been resolved. We have no more issues with rights-of-ways or any other design requirements.

Mr. Julio Guridy asked what is the final cost for the whole thing so far.

Ms. Karen El-Chaar stated that the new contract total will be \$378,000.

Mr. Julio Guridy stated that he was looking at the wrong attachment here. What was it budgeted for initially?

Ms. Karen El-Chaar stated that they started with approximately \$188,000 and as they progressed, the changes in lighting for the trail itself. A number of safety considerations which were not initially part of the plan and as it came about, they brought things. She stated that quite honestly she had Captain now Chief Granitz walk the trail. When she started with the city just to ensure the safety of the users of the trail and based on his recommendations they also amended the trail to make it more safe so therefore they had to redesign portions of the trail so that increased the cost. Again, not originally anticipated, but she wanted to ensure the safety of the trail users.

Mr. Julio Guridy stated that he sees and found the actual attachment to it and he sees and she is right. There was for initial consideration

\$188,871.60 and then there was an amendment for \$114,235 and amendment #3 for \$28,352 and amendment #4 for \$46,598. However, where is amendment #2?

Ms. Jessica Baraket stated that amendment #2 was done on June 5, 2020 and that one was just to extend the contract so there was no increase in cost with that amendment. It just extended the contract term.

Mr. Julio Guridy thanked Ms. Baraket. Hopefully, no more amendment to it.

Ms. Karen El-Chaar stated that is correct.

Mr. Julio Guridy asked if there were any other further comments from the his colleagues or the public.

**Yes:** 6 - Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

**Absent:** 1 - Candida Affa

Enactment No: 30183

**ADJOURNED: 6:39 PM**