



Allentown

435 Hamilton Street
Allentown, Pa. 18101

Minutes - Final

City Council

Wednesday, February 19, 2020

7:00 PM

Council Chambers

Invocation: Council President Hendricks

Pledge to the Flag

Roll Call

Present: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Courtesy of the Floor

Courtesy and Privilege of the Floor Rules

Mr. David Keshl, Wabash Street, thanked the Police Department, Chief Granitz and the Mayor for the opportunity to use the simulator at the Police Academy.

Mr. David McGuire, 1500 Hamilton Street, handed out information and stated that a couple weeks ago someone called him about a job in the city. He looked on the city's website and the opening. He looked at the all the openings. He found out what the pay rate was and the handout shows the pay rate. There are a number of ones that pay \$10. It discourages people from coming here and learning about governmental opportunities in the City of Allentown.

Ms. Ashleigh Strange, 1815 S. Front Street - Lehigh Valley Stands Up, spoke about the ANIZDA board. She stated that it has been operating opaquely. They supposed to be operating under the Sunshine Act.

Ms. Erin Keller, 1934 W. Tilghman Street, spoke about the ANIZDA Board and stated that she stringently objects to John Stanley's reappointment to the ANIZDA. LVHN is the largest tenant of City Center and that in itself is a conflict of interest. She stated that 700 to 1,000 of LVHN has become the largest tenants of City Center in the NIZ and their tax dollars from their salaries are being recycled to the NIZ. She stated that it is a Quid Pro Quo happening in the NIZ.

Ms. Kari Holmes, 1147 E. Marks Street, she stated that they are appreciative of Council for their support of the Black History Celebration and they are working with area partners. The one day celebration has

branched out to three days. She encouraged Council members to consider helping our city to communicate better to its constituents by considering having a process by which our Councilmembers and administration go through a diversity training and inviting the community in that space so we learn how to talk together, communicate and learn when we say comments of you all, everyone was well behaved or things in that nature that communicates distrust, discomfort, or any type of prejudice that is not intended or that it is intended so we learn how to better communicate. She stated that it will strengthen our city to communicate better because a lot of the concerns have underlying foundations around being different cultures and being different people and speaking different languages.

Approval of Minutes:

[15-3445](#) January 15, 2020 City Council Meeting Minutes

Attachments: [January 15, 2020 City Council Meeting Minutes](#)

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

[15-3447](#) February 5, 2020 City Council Contract Approval Meeting Minutes

Attachments: [February 5, 2020 City Council Meeting Minutes](#)

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

[15-3454](#) February 5, 2020 City Council Meeting Minutes

Attachments: [February 5, 2020 City Council Meeting Minutes](#)

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Old Business: NONE

Communications: NONE

REPORTS FROM COMMITTEES:

Special Committee to Review the Home Rule Charter: Pursuant to Rule XI, B, Special Committees can be created by the President or by resolution for a duration not to exceed 6 months unless reestablished. At the request of the of Vice President Guridy, I have created a special committee, to review the Home Rule Charter and make recommendations to the full council - the committee will be chaired by Mr. Guridy and the members will include Ms. Gerlach and Mr. Siegel.

Budget and Finance: Chair Siegel, Guridy, Mota

The committee has not met since the last council meeting; the next meeting is tentatively scheduled for February 26; the agenda includes review of draft legislation relating to responsible contractors, the monthly finances and any additional items or legislation the committee is interested in. A copy of the legislation is attached to this agenda.

CEDC: Chair Guridy, Gerlach, Affa

The committee met on February 12th and forwarded two items on tonight's agenda.

Human Resources, Administration and Appointments: Chair Gerlach, Mota, Zucal

The committee met this evening and forwarded a bill on tonight's agenda. There are not future meetings scheduled.

Parks and Recreation: Chair Mota, Gerlach, Siegel

The committee met this evening; there are no future meetings scheduled at this time.

Public Safety: Chair Affa, Hendricks, Zucal

The committee met this evening; the committee will meet prior to the next council meeting.

Public Works: Chair Zucal, Affa, Siegel

The committee has not met since the last council meeting; the committee will meet prior to the next council meeting.

Rules, Chambers, Intergovernmental Relations and Strategy: Chair Hendricks, Guridy, Gerlach

The committee has not met since the last council meeting; we are in the process of setting up a meeting with the school district.

City Controller

Mr. Jeff Glazier stated that on Granicus there are two Reports listed. One is the Weekly Check Payable Review and the other one is the Bank Reconciliation. He left the members of the public to do the Bank Reconciliation on their on. He went over

the Accounts Payable Check Review covering the period of 12/28/2019 to 01/31/2020. The date of the Report was February 10, 2020.

Mr. Julio Guridy asked Mr. Glazier about the Checks for the Reconciliation for the Pilot Program from the Housing Authority. He asked how much were the checks.

Mr. Jeff Glazier stated that the largest one was for the School District and the smaller one was for the county. The one check was for \$181,537.45 and the county check was for \$32,917.53. The issue was that the book keeping had not been done. The checks went out in 2020, but it was for 2019 expenses. At the end of the year, the accounts for 2019 had negative balances.

Administration NONE

[15-3457](#) Draft RCP Legislation

Attachments: [2020-Model RCP Ordinance & Resolution-2-17-20](#)
[2020-RCP-Model Certification Form-DRAFT-2-14-20](#)

[15-3458](#) Controller Stuff

Attachments: [AP - Check Review](#)
[Bank Rec Cover Letter](#)
[Bank Rec](#)
[Cover Letter - AP](#)

APPOINTMENTS:

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

[15-3349](#) John D. Stanley, Allentown Neighborhood Improvement Zone Development Authority, 01/01/2025 (Reappointment)

Attachments: [Allentown Neighborhood Improvement Zone Development Authority - John D. Stanley](#)

Mr. Daryl Hendricks asked if there were any questions from Council.

Mr. Julio Guridy stated that Council tabled it last time. The Chairperson of the committee did not have a chance to speak or get a response from Mr. Stanley. That did occur. Therefore, that issue has been resolved.

Ms. Ce-Ce Gerlach stated that what she gathered that there are people from the public that would like to speak on this. Her hesitation at the last Council meeting had to do with what Mr. Guridy said. She doesn't agree

with Mr. Stanley's answer. She job is not to agree or disagree. She asked about goals and specific types of public improvements projects that he voted on in the past and what he would like to see in the future and where the NIZ falls short. He answered everything. She stated that she has concerns about the body itself.

Mr. Daryl Hendricks asked if there were any other comments from Council or the public.

Mr. Sy Traub, Chairman of the Board of ANIZDA, ANIZDA usually doesn't have a say because that is entirely up to the Senator, Representative of the House and Mayor. Mr. Stanley is an exceptional board member. He has Chaired the Finance Committee for ANIZDA over the last few years. He is chairman of the board of LVHN and an outstanding lawyer who is a General Counsel for Air Products. He assured that their meetings are not opaque. They are transparent and open to the public. The meetings are advertised and held on the first Wednesday of every month. Ms. Gerlach attended many meetings. In fact, she was very important in creating the committee that led to the hiring of Allentown employees and the first set of jobs for the first round of NIZ employees. He strongly encouraged Council to vote for the reappointment of Mr. Stanley.

Ms. Kari Holmes stated that one community member that stated that this information is not public and they are feeling that the information is opaque and not followed through on. We just heard from a gentleman that feeling that it is. We heard from a City Councilmember letting us know that they looked into a number of concerns that were previously presented here. She stated that it is her statement that anytime that something that may be egregious to the community or that would be smirched, the high reputation of City Council in their appointments and agreements that every due process be followed. She encouraged the request to table and thankful that a Councilmember addressed previous concerns. It is also a violation of the Sunshine Act and conflict of interest. She asked for the Reappointment be tabled until the issues have been addressed.

Ms. Erin Keller reiterated that it is a direct conflict of interest for the distinguished gentleman to be reappointed. She stated that she has not been able to find the minutes or some of the things that have been online regarding the ANIZDA board.

Ms. Elizabeth Martinez, W. Gordon Street, stated that she is off the School Board and can attend other meetings. She asked if the NIZ have a set of public meetings. She stated that in terms of any inflammatory statement that is said to Senator Browne and Representative Schweyer she asked the public to be careful as to repeating those inflammatory statements

because they are incorrect.

Mr. Jeff Glazier stated that he reviewed the ANIZDA website, the general meetings are up and he saw January, December, November and October are up. The information is there. He stated that he cannot check the committee meetings at this point in time.

Mr. Lou Shupe, 814 Walnut Street, stated that the meetings were not apparent on the ANIZDA website. Two weeks ago, he wrote to the NIZ and they sent him a link which did in fact appear to have the links. He stated that Ms. Gerlach seems to be satisfied with the reappointment. He stated his spider senses are going off and asked Council to put it off to another meeting.

Mr. Patrick Palmer, 617 Allen, stated that he doesn't know Mr. Stanley, but you don't necessary have to agree with what everyone says. You are basically put in the position and feel something is wrong regardless if you agree on what they said and what the people are saying you have to act on it. He checked the meetings online and wasn't able to come up with anything. He doesn't remember when the meetings got changed to a Wednesday, he remembers them on a Monday. He stated that he remembers going to a few of those meetings.

Ms. Ce-Ce Gerlach stated that she hears the concern about the procedure. She separates this appointee, Mr. Stanley from those concerns. She has a motion that will address some of these concerns.

Mr. Julio Guridy stated that with the assistance of his colleague, they went in the internet and did find the minutes. He stated that he sent it to Mr. Palmer.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29936

[15-3425](#)

Sharon A. Fraser, Human Relations Commission, 12/31/2020

Attachments: [Memo from Mayor Ray O'Connell regarding Appointment to Human Relations Commission - Sharon A. Fraser](#)

Ms. Ce-Ce Gerlach asked if there were any questions or comments.

Ms. Cynthia Mota stated that she has known Ms. Fraser for about 1 1/2 years and she is a respectable woman. She is well known in the community. She will be a great asset to the Human Relations Commission.

Mr. Julio Guridy stated that he agrees whole-heartedly with Ms. Mota.

Ms. Ce-Ce Gerlach asked if there were any comments from the public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29937

Joshua Siegel - Police Pension and Aggregate Board - terms to expire January 2022

Resolution #29938

Resolution #29939

Ms. Ce-Ce Gerlach asked if there were any questions or comments from her colleagues.

Mr. Joshua Siegel stated that he is the Assistant Operations Manager for the Lehigh County Controller. He already works in a Finance capacity. He stated that he oversees audits in the Lehigh County. He takes the minutes and regularly sit on the Pension Board meeting for Lehigh County employees. He stated that he believes he would be well-suited to fill and discharge the duties of this position.

Ms. Ce-Ce Gerlach asked if the members of the public had any comments or concerns or questions about this appointment.

Resolution #29938

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

15-3485 Joshua Siegel - Aggregate Board Terms to Expire January 2022

Resolution #29939

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Appointments Process

Ms. Ce-Ce Gerlach stated as she stated earlier there are some folks that have concerns about the ANIZDA Board. She stated that she does as well.

Mr. Daryl Hendricks asked if there any comments.

A motion was made by Ce-Ce Gerlach, seconded by Cynthia Mota, that the Appointments process be read into the record. The motion carried by the following vote:

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

ORDINANCES FOR FINAL PASSAGE (To be Voted On):

[15-3406](#)

Bill 6 CEDC, Recommended Favorably
Amending the 2020 General Fund Budget to provide for a supplemental appropriation of Thirty-Nine Thousand Ninety-Six Dollars (\$39,096) from the Pennsylvania Department of Health, Bureau of Public Health Preparedness and Response to expand Opioid awareness and education activities in the Public Health Emergency Preparedness Grant.

Attachments: [Bill 6 Opioid Awareness Grant](#)

Ms. Vicky Kistler stated that this is the money that they spoke for in Community for the reduction of opioid and heroin use.

Mr. Julio Guridy stated that it was at the Community and Economic Development Committee meeting and it was forwarded favorably.

Mr. Daryl Hendricks asked if there were any comments.

Ms. Cynthia Mota stated that it is needed. The city needs to do this. We do have an epidemic.

Mr. Daryl Hendricks asked if there were any comments from the public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 15594

[15-3415](#)

Bill 7 Public Safety, this evening
Amending the 2020 Grant Fund Budget and the 2020 General Fund to provide for a transfer of Three Thousand Three Hundred Sixty-Eight (\$3,368) Dollars from the Grant Fund to the General Fund to cover administration fees as a result of a previous grant.

Attachments: [Bill 7 JAG Grant Transfer](#)

Ms. Candida Affa stated that it was voted on favorably unanimously.

Mr. Daryl Hendricks asked if there were any comments from his colleagues.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 15595

[15-3392](#)

Bill 8 HR, Admin and Appts - this evening
Establishing a Homeless Commission

Sponsors: Gerlach, Guridy, Mota, Mr. Siegel and Administration

Attachments: [Bill 8 Homeless Commission](#)

Mr. Daryl Hendricks stated that this was under Ms. Ce-Ce Gerlach's committee and forwarded with a favorable recommendation unanimously.

Ms. Ce-Ce Gerlach stated yes, it was.

Mr. Daryl Hendricks asked if there were any comments or questions from his colleagues or public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 15596

[15-3421](#)

Bill 9 Parks and Rec, this evening
Amends the COY legislation by refining the composition of the membership

Attachments: [Bill 9 COY Amendment](#)

Mr. Daryl Hendricks stated that it was under Ms. Mota's Parks and Recreation Committee.

Ms. Cynthia Mota stated that it was voted favorably, 2 - 0.

Mr. Daryl Hendricks asked if there were any questions and concerns from his colleagues.

Mr. Julio Guridy stated that they have been at this for a while now. He thanked the Parks and Recreation Committee for moving it forward favorably. He stated that they are going to do great things.

Mr. Daryl Hendricks asked are there any questions or comments from the public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 15597

RESOLUTIONS FOR FINAL PASSAGE (To be Voted On):

[15-3294](#)

R115

Authorizes the City Solicitor's Office to file a petition with the Pennsylvania Liquor Control Board to exempt a specific area of the City of Allentown, described herein, from the Pennsylvania Liquor Control Boards regulations regarding amplified music being heard off the licensed premises in favor of enforcing the city's own previously adopted Noise Ordinance, Article 710, of the City of Allentown's Codified Ordinances.

Sponsors: Administration, Affa and MacLean

Attachments: [R115 File Petition with the Pennsylvania Liquor Control Board](#)
[ATTACHMENT A - Allentown Noise Ordinance 710](#)
[ATTACHMENT B](#)
[Resolution #29940](#)

Mr. Daryl Hendricks asked if there were any comments from Council.

Ms. Cynthia Mota stated that the public is standing and it is a school night.

Mr. Ed Zucal thanked everyone for coming in support of Mr. Dominic Germano. This is not a meeting to determine whether or not anyone wants to try to close the Maingate down or keep it opening. The issue is whether or not the LCE should be allowed to perform their duties or have the Allentown Police to perform their duties regarding the noise ordinance. He stated that he knows of no issues with Ringer's Roost or the Shanty have regarding their Liquor License. He stated that the very first thing he did was contact the source. Since 2016, there has been a total of eight noise related incidents and four active investigations. Mr. Germano has paid \$5,900 in fines since that time. He has been suspended as part of some of those fines. His license is currently expired. He asked Mr. Germano what he has done to eliminate some of the noise.

Mr. Dominic Germano stated that what he has done to be in compliance is a total renovation and removed over half of sound systems and installed decimal readers in the interior and exterior. He cut the frequency of events. He knows he has to coexist with his neighbors. It is very difficult with not knowing the nature of the complaint. He stated that he has exhausted every measure to be compliant. The LCB licensed them in 1980 with no walls as an outdoor venue. We had a noise exemption. Now, no record of that exemption exist. Why didn't this business have a problem in the first 35 years of being in business.

Mr. Ed Zucal stated to Mr. Germano that he read several articles on Facebook that says why don't he just turn it down.

Mr. Dominic Germano stated that the problem with this venue it is indoors and outdoors. He stated that he removed over half the sound systems, changed the layout of the stage and he can't get a handle of this problem.

Mr. Ed Zucal stated noise is noise. Is the LCE enforcing it or Allentown Police enforcing it. Your true goal is having the Allentown Police enforce it will give you an opportunity as to not lose your license.

Mr. Dominic Germano stated fair statement. The license is what keeps him in business.

Ms. Candida Affa stated that she respects Mr. Zucal and said she has to disagree with him on every point. She is tough on Nuisance Bars to protect the community from nuisance. This is not a nuisance bar. She stated that she was a bar owner for 37 years and yet she is willing to remove any nuisance bar. She knows the value of a Liquor License and what it is like to be a bar owner. She said she had the same problem 37 years ago because she had a gay bar. People in the neighborhood did not want that. Who stuck up for her was the Police Department and they told her to take it to court and they will testify. Then the neighbors called LCB. She stated that they are making an amendment tonight to make it two years. He is not a nuisance. None of this started until 2016. What happened?

Mr. Adam Rosenthal stated that it is amplified music that is part of Section 34. He stated that the city has virtually an identical clause. IT is amplified music beyond the property lines.

Mr. Julio Guridy stated that he wants to follow up with what Ms. Affa and Mr. Zucal stated. He stated that he got calls, some positive and some negative. He stated that he started listening to what some of the issues are. We don't know who called, the decipals are and whee they are calling from. He thinks that people don't like the people that are going into there. The community is changing. He stated that he is concerned about the crime issue. However, this is about noise.

Ms. Cynthia Mota stated that she is in favor of this Resolution. Dominic is willing to comply and he has made a few changes at Maingate. She stated that she see a lot of police and security. She stated that they are talking about his livelihood and the livelihood of so many people that he hires in the community.

Mr. Joshua Siegel thanked Dominic for coming out and stated that he has spoken to him a few weeks ago. He stated that he will be voting yes, tonight to make sure Council Petitions the LCB to ensure the City of Allentown can take a more flexible response. The Maingate and the Fairgrounds are much as an iconic as anything else. The history is unprecedented. It is a two years thing and we are giving you an opportunity to work with us and we will work with you.

Ms. Ce-Ce Gerlach stated that she is looking at a map and there are specific businesses that are currently there. When she is reading the Resolution it is about geography. It is about certain areas that will be affected. She asked how this specific area determined. Entertainment Districts are a great idea. Do they have a list of criteria as to what those entertainment districts must comprise.

Ms. Candida Affa stated that it is like a Pilot Program. We picked the program because the Maingate. If you look at the area, there are several businesses, but not so much of a residential area. We have two years to work on it.

Ms. Ce-Ce Gerlach asked about the Resolution refers to specifically amplified music. The Ordinance itself is noise of all types. She wants to ensure that there is no issue with that.

Mr. Daryl Hendricks asked if there were any other comments and concerns.

Mr. Ed Zucal stated since they are asking the Allentown Police to enforce it, if the Chief could give his opinion of what this might entail.

Chief Glenn Granitz stated that the Allentown Police Department when called upon will answer calls for service as quick, effective and efficient as possible. No matter what Council decides here tonight, they will and he will honor and work towards making Allentown a safe place in the matter of quality of life issues. He stated that he thinks characterizations that there are no residential complainants and they are not far reaching is inaccurate and untrue. Part of the issue is a lack of communication between Mr. Germano and the city. he asked how many people read the Noise Ordinance front to back. He imagined that the Solicitor has and other people have. The ordinance contains a component involving the Health Bureau.

Mr. Daryl Hendricks stated that he along with his colleagues have the upmost confidence in him and his men to do their best job. Mr. Germano is put on notice. He has a two year moratorium here.

Ms. Candida Affa stated that if this is a terrible strain on the Police Department in the next two years, you know this will be disbanded and she will be the first to vote for it.

Chief Glenn Granitz stated that the Allentown Police Department will enforce this Noise Ordinance if and when it crosses the property boundaries.

Mr. Julio Guridy stated that Chief Granitz stated that he does not to enforce an ordinance in different parts of the city. You talked about quality of life and we have people here that are supporters of the club and having the Ordinance changed. He plead and asked for the Police Department to take the Quality of Life issues into account.

Chief Glenn Granitz stated that the Noise Ordinance decibels highest level

is 77. Mr. Germano stated that it is 105 inside. It works against you. Lehigh Valley Hospital is not a single complainant of any of the noise concerns.

Mr. Michael Molivinsky stated that he is not going to be very popular tonight. Last time he saw support it was for the trash and mix the Kline's Island sewage and bring in trash from New Jersey and Pawlowski and Marcel Groan were pushing that plan. The room was filled with Teamsters who were going to get jobs building the plant. The fact that it is 100 people here supporting this doesn't make it right. What should be happening there are residents in that neighborhood. St. George Street has houses on both sides. 18th Street has houses on one side. Wert's Cafe is not included in this. This past summer, the owner and his guard got shot. Being shot is one of the criterias that the Nuisance Law was put into effect for. It is very ironic that you have a shooting which on one hand is being ignored and the other hand is the basis of a Nuisance Ordinance. It sort of smacks on favoritism. What is more important, the quality of life of the Allentown residents who live in the area or more entertainment options for residents from out of town.

Mr. Ryan Mufley and Ms. Jacqueline Mufley, 601 N. 16th Street, stated that they are one block away from the Maingate Nightclub. The only thing separating them from the Maingate Nightclub is the CVS parking lot. They don't have any complaints about noise. The complaint is about car stereos and when the Fair comes to town they use our yard as a garbage can. He lived there for 25 years and has no complaints.

Ms. Jacqueline Mufley stated that they hear a lot of noise with the cars that drive by. It is on a daily basis.

Ms. Gail Hoover, 221 S. 21st Street, stated that as Council knows that she does charity work and has a special birthday bash each year that contributes to the First Responders. It was two years ago she went to Dom and asked if they could hold the birthday bash and he was wonderful to help them have a phenomenal event that they raised a lot of money and have Allentown get outfitted with First Responder Kits for pets. He wants to work with the city to keep the noise down. That kind of business person and asset to us should be valued highly.

Mr. Wild Bill stated that he is known everywhere in the Lehigh Valley because he supports everything in the Lehigh Valley. Three years ago at the Maingate they had a major event there for Scott Marshall and there was over 1,000 people. You can get judged anywhere you go in life even if you do wrong or right. The cops have been called on him 30 times because he walks in the street. He stated that Dominic said he would do everything he

could to comply with them.

Mr. Chris a member of Chicago, stated that being in the same situation that Dominic is going through right now. They had noise issues at their old location. They had noise issue constantly called on them daily. He stated that he feels that Dominic is being targeted and someone is listening for Maingate.

Mr. Ed Zucal asked Chris how did he fix his problem.

Mr. Chris stated that let's clarify. Horizon is gone. Horizon was his location originally and sold it to DJ Gemini. They are partners over at Chicago. Chicago fixed the issue by putting the system all the way back of the building. He stated that Dominic is in a harder predicament and it should be monitored by the city.

Ms. Elizabeth Martinez, Gordon and Albright Streets, stated that it is right near Maingate. She does not have any issues with Maingate. When the Fairground here and all the concerts and all the noise and all the extra parking. She can't park in front of her house. When you live in that area you know that is part of it. That is Allentown. She stated that she is in favor of this. It is a 40 year business. A family owned business. She asked Council to continue to work with the Maingate.

Ms. Sinia stated that the Maingate is just not a club. It is a restaurant that is connected to it. Because of Dominic she was able to graduate college because he took her on and gave her an internship. She stated that Council should vote, yes.

Ms. April Riddick stated that she had a conversation with him. She stated that she was born here. She is black and Latino. The city has changed. When she was little there was a handful of black and brown people and the Maingate was the place to go. It is not a lot of diversity in the city of Allentown when it come to the entertainment district. There are problematic clubs that need to be shutdown, but Maingate is not one of them.

Mr. Ed Zucal stated that the Mayor would like to say something.

Mayor Ray O'Connell stated that Council can read the crowd and there could be 10, 20, 30 here to support Dominic Germano and the Maingate. He asked can you ask the crowd if they are in support rather than come up one by one by a show of hands.

Mr. Julio Guridy stated that the issue is may be some people want to speak that are not in support.

Mayor Ray O'Connell stated then, they don't raise their hands.

Ms. Ce-Ce Gerlach stated that they were elected to listen to people so let's listen to people.

Ms. Cynthia Mota stated let's listen to people.

Mr. Damien Brown, 522 N. St. George Street, stated that he lives a few blocks from the Maingate. He is doubtful that any of the noise complaints are coming from his block. He was a little disappointed to learn this morning that his home is included in this Noise Exemption Entertainment District. He asked them to consider the interest of the other property owners in the neighborhood. He has concern about lack of notice and conversant in the neighborhood.

Mr. Franis Jimenez stated that he is a resident of Allentown for over 20 years. Mr. Zucal and Mr. Guridy asked what changes were made to the structure of the building. It was originally an outdoor structure and there were walls put in. They reorganized the entire direction of the sound along with removing most of the sound. Within the Maingate it is a cultural hub.

Mr. Dane Taylor stated that he works with Dominic on Maingate events and promotions. He just moved to Allentown about two years ago. He stated that he comes from a Caribbean background, Jamaica. When he got here there was no Caribbean vibes or activities, or events taking place in the town. Maingate did not have a Caribbean event. They had a hip-hop night and Latin night. Dominic has opened up an opportunity for a very big Caribbean movement at Maingate. The event has grown and created diversity with genres on music. They were able to bring 10 big name Caribbean artists into this town over the last two years. The Police are already there. The cost comes out of the promoters expenses.

Mr. Joe Berotti came here in support of Dominic and as an entertainer, this problem will not go away. What is a state law enforcement doing in our community enforcing laws. If you want community based policing, it has to be done by our community police. Council should take it up with all of Allentown, not just this district.

Mr. Kevin Klinger moved from S. 5th Street. He stated that he grew up Coplay and they had the same conversation about the LCE. The borough of Coplay has ethnic, social organizations that have been there for over 100 years. The community said we got this and it works. You heard stories about how many people grew up going to the Maingate. It is worth taking a piece of the community, a person trying the level best to be a good

neighbor and approve the Resolution and say we will take care this problem on our own terms.

Ms. Sharon Billington, 1509 Chew Street, stated that she has more trouble with her neighbors rather than the Maingate. She asked about the Liquor License being expired. She asked about Police enforcement. The Health Bureau is in charge for shutting things down. The Chief is right, there are more pressing matters.

Ms. Sheri stated that she has been going to the Maingate for more than 20 years. When she first started going, she lived only a few blocks from there. She stated that 20 years ago when it was louder, before he did the improvements and changes she did not hear a thing.

Mr. Jack Cabosh, 1725 Roth Avenue, stated that he is an entrepreneur. He stated that he graduated from Muhlenberg. Any club owner tends to drink a lot. Dominic doesn't drink or doesn't smoke. He does the right thing. Dominic's dad always did the right thing. He stated that he turned the stage around and did the speakers.

Mr. Anthony Roth, S. 4th Street, asked about the complaints before the events happened. Why are they under this probation and if the complaints are being considered.

A motion was made by Cynthia Mota, seconded by Julio Guridy, that this Resolution be Suspend The Rules. The motion carried by the following vote:

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29940

Mayor Ray O'Connell stated that the administration supports the amendment.

Mr. Daryl Hendricks asked if there were any comments on the amendment to two years.

(No name given) stated that she commends the Council for proposing that amendment. It is a good compromise and trying to work together.

Mr. Patrick Palmer thanked Ce-Ce for the Right to Speak. After the two years or even in the middle of it, how would you gauge if it is going successfully. Would you extend it to other bars?

Mr. Daryl Hendricks stated that is a difficult question. He stated that Council communicates with the Police Department all the time.

Ms. Enid Santiago, 1243 S. Jefferson Street, asked why don't Council

extend to all the other bars around. Why are you making an issue with Maingate?

Mr. Daryl Hendricks stated that Council is talking about one location at this time.

A motion was made by Candida Affa, seconded by Julio Guridy, that this Resolution be amended. The motion carried by the following vote:

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29940

Mr. Daryl Hendricks asked if there were any comments from the public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29940

[15-3453](#)

R19

Certificates of Appropriateness for work in the Historic Districts:
214 N Fountain St.

Attachments: [R19 - February 2020 HARB Cases 214 N Fountain St.](#)
[214 N Fountain St Final Review](#)
[Resolution #29941](#)

Mr. Daryl Hendricks asked if there were any comments from the administration.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29941

[15-3452](#)

R20

Resolution urging the United States Congress to enact the Energy Innovation and Carbon Dividend Act of 2019

Sponsors: Mr. Siegel, Gerlach and Administration

Attachments: [R20 Carbon Dividend](#)
[Resolution #29942](#)
[Letter to Congresswoman Susan Wild on Resolution #29942 \(Carbon Dividend Act of 2019\)](#)

Mr. Daryl Hendricks asked if there were any questions or comments from Council or the public.

Mr. Joshua Siegel stated that member from the Environmental Advisory Council who has graciously waited during the extended Council meeting. He stated that he is proud to support this. The Lehigh Valley Citizens

Climate Lobby came to him in support of this legislation. Susan Wild is also signed on to it. It is a piece of legislation imposing a per dollar fee on carbon emitted in United States. It pushes to renewable energy. Because it is a dividend all the tax revenue actually raised from the legislation will be filtered back to the American people. It will be a net surplus of money. It will generate about 99,000 jobs in Pennsylvania by 2035.

Mr. Julio Guridy asked if this legislation to send to Congress.

Mr. Joshua Siegel stated that it is Resolution in support of a Bill that is already in Congress. It is still in Congress. This Resolution is just expressing the city's support and stating that we stand behind Representative Susan Wild for her fight to foster this legislation.

Mr. Julio Guridy stated just to be clear, it is not something that we are doing as a city. It is Resolution to send to Congress.

Mr. Daryl Hendricks asked if there were any comments from his colleagues or the public.

Ms. Nashira Brown, Dieruff Sophomore, stated that she is strongly concerned about Climate Change. Within a matter of 12 years we will not be a healthy planet and Climate Change will be uncontrollable. Climate change is affecting her and others in her community. Without change, their world, air and daily life choices will continue to damage their natural resources.

Mr. Daryl Hendricks thanked Ms. Brown for stepping up and speaking up.

Mr. Erick Latardo (sp), William Allen High School - Youth Representative for Community Bike Works, stated that the threat of Climate Change to our society. As now Climate Change grows even more into a threatening issue. People in poverty will be affected the most. Some can't even afford the basic air conditioner in the summer. The Carbon Dividend Act will support the communities and its people.

Ms. Tinku Khanwalkar, 208 Marshall Street, stated that she is here on behalf of the Allentown Environmental Council. As Chair the Allentown EAC she would like to thank Councilman Siegel for proposing this Resolution to endorse the Energy Innovation and Carbon Dividend Act. As Mr. Siegel explained, we do desperately need to take action on Climate Change. It is a critical and urgent issue. The Lehigh Valley Planning Commission as well as Allentown Vision 2030 have noted the significant impact that Climate Change in the Lehigh Valley. Particularly economically disadvantaged people are at risk from asthma and the threat of extreme

heat and for those who work outside all day. It increases increase weather events and makes life even more difficult when the work has to be stopped because of torrential rains that results in loss of work and pay for many of our less well off residents. The Energy Innovation and Carbon Dividend Act is bi-partisan legislation that is currently sponsored 78 Representatives.

Mr. Bruce Weber (sp), 1625 C 33rd Street SW, applauded for doing this. He stated that he works at Jefferson Elementary School and coaches basketball and work in different classrooms. He stated that he was in a fifth grade classroom and they were teaching about Climate Change and he found himself very surprised and shocked that many of them did not think that Climate Change was important. They didn't feel that this city cared about them when it came to climate.

Mr. Daryl Hendricks asked if there were any other comments.

A motion was made by Joshua Siegel, seconded by Cynthia Mota, that this Resolution be Suspend The Rules. The motion carried by the following vote:

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29942

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29942

[15-3428](#)

R21

Sewage Planning Module for Luv & Hugs at 309 East Hamilton Street

Attachments: [R21 Luv & Hugs - Sewage Planning Module](#)

[Sewage Planning Module for Luv & Hugs at 309 East Hamilton Street Documents](#)
[Resolution #29943](#)

Mr. Daryl Hendricks asked if there were any comments or questions from his colleagues or the public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29943

[15-3429](#)

R22

Sewage Planning Module for Riverview Lofts Allentown at 114 W. Allen Street

Attachments: [R22 Riverview Lofts Allentown - Sewage Planning Module](#)

[Sewage Planning Module for Riverview Lofts Allentown at 114 W. Allen Street Document](#)
[Resolution #29944](#)

[Sewage Planning Module Transmittal Letter - Bernard Telatovich - Benchmark Engineering for 114 W. Allen Street](#)

Mr. Daryl Hendricks asked if there were any questions or comments from his colleagues or the public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29944

[15-3430](#)

R23

Sewage Planning Module for South Carlisle Street and East Cumberland Street at 230 & 240 East Cumberland Street

Attachments: [R23 South Carlisle Street and East Cumberland Street - Sewage Planning Module](#)
[Sewage Planning Module for South Carlisle Street and East Cumberland Street at 230 & 240 East Cumberland Street Document](#)
[Resolution #29945](#)

[Sewage Planning Module Transmittal Letter - Bryan Ritter Project Engineer for South Carlisle and E. Cumberland Street](#)

Mr. Daryl Hendricks asked if there were any questions or comments from his colleagues or the public.

Yes: 7 - Candida Affa, Cynthia Mota, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Enactment No: 29945

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

[15-3443](#)

Bill 10 Public Works, this evening
Amending the 2020 Capital Fund Budget to provide for a supplemental appropriation of Seven Thousand Three Hundred Sixty-Four Dollars and Forty Cents (\$7,364.40). This was the result of payment in lieu of tree plantings from City Center Investment Corp., Urban Residential Properties, LLC and Luis C. Groff. Funds will be used for the purchase of new street trees.

Attachments: [Bill 10 Shade Tree Donations](#)

REFERRED TO THE PUBLIC WORKS COMMITTEE

[15-3446](#)

Bill 11 CEDC, this evening
Amending the 2020 General Fund Budget to provide for a supplemental appropriation of Twenty-Two Thousand Dollars (\$22,000) from the

Pennsylvania Historical and Museum Commission (PHMC) to hire a professional historic preservation consultant to prepare a complete revision of the City's design guidelines for the Historic Districts

Attachments: [Bill 11 PHMC GRANT - HARB](#)
[PHMC GRANT AWARD LETTER](#)

Mr. Daryl Hendricks asked if there were any questions or comments from my colleagues or the public.

REFERRED TO THE COMMUNITY AND ECONOMIC DEVELOPMENT COMMITTEE

[15-3448](#)

Bill 12 Public Safety, this evening
Amending the Civil Service Board (CSB) Rules for Police Officers that were adopted pursuant to the provisions of Article 155 of the Codified Ordinances by revising the rules for application and qualifications for appointment of Police Officers and Fire Fighters.

Attachments: [Bill 12 Police Civil Service Rules](#)

Mr. Daryl Hendricks asked if there were any questions or concerns from his colleagues or the public.

REFERRED TO PUBLIC SAFETY COMMITTEE

[15-3451](#)

Bill 13 Public Works, this evening
Amending the 2020 Capital Fund Budget to provide for a supplemental appropriation of Two Million Six Hundred Fifty Thousand One Hundred Sixty-Seven (\$2,650,167) Dollars. This was the result of payment from UGI for the construction of ADA handicap ramps, milling and paving streets under the City's Utility Paving Program.

Sponsors: Administration

Attachments: [Bill 13 Utility Paving Program](#)

Mr. Daryl Hendricks asked if there were any questions, comments or concerns from his colleagues or the public.

REFERRED TO THE PUBLIC WORKS COMMITTEE

**RESOLUTIONS FOR INTRODUCTION (Can be voted on or Referred to Committee):
NONE**

NEW BUSINESS: NONE

GOOD AND WELFARE

Mr. Julio Guridy stated that on February 27 there will be a Flag Raising

Ceremony for Dominicans. He urged Council and the community to attend.

ADJOURNED: 9:44 PM