



Allentown

435 Hamilton Street
Allentown, Pa. 18101

Minutes - Final

City Council

Wednesday, March 18, 2020

7:00 PM

Council Chambers

Invocation: Council President Hendricks

Pledge to the Flag

Roll Call

Present: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Excused: 1 - Cynthia Mota

Courtesy of the Floor

Courtesy and Privilege of the Floor Rules

Mr. Luis Garcia, southside of Allentown, stated that he hopes everybody is doing well and they get through this together. It was brought to his attention that Council wants to change the verbiage of city employees running for political office. It is unconstitutional if you do change the verbiage. It says that you should not endorse a candidate while you are working. He stated that when he ran in 2016/2017 he never did anything unethical. He ran on his time and did everything the way that he was asked to do to his administration. We have Councilperson now that want to run for Mayor and Councilpersons that have ran when they were city employees pending retirement. He stated that if he were to run for Mayor again, he will resign and will not hold those positions. Every city employee, every American should have the right to run for political or public office. He stated that in his opinion, they don't change the language and allow Americans to exercise their constitutional rights.

Suspension of the Rules Request

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

[15-3508](#)

R36
Declares a Disaster Emergency

Attachments: [R36 Emergency Declaration - COA](#)
[Proclamation of Disaster Emergency](#)
[R36 Emergency Declaration - COA \(Signed\)](#)
[Resolution #29957](#)

Mayor Ray O'Connell read the City of Allentown Proclamation of Disaster Emergency.

Mr. Daryl Hendricks thanked Mayor O'Connell.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 29957

Approval of Minutes:

[15-3489](#) March 4, 2020 City Council Contract Approval Meeting Minutes

Attachments: [March 4, 2020 City Council Contract Approval Meeting Minutes](#)

Yes: 5 - Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Recused: 1 - Candida Affa

Old Business: NONE

Communications

Proclamation for DeMolay

REPORTS FROM COMMITTEES:

Public Hearing: A Public Hearing is scheduled for Bill 20 on May 6, 2020 at 6 PM.

Committee of the Whole: Council will have a Committee of the Whole meeting prior to the meeting on April 1, time to be determined, to review Bill 21.

Budget and Finance: Chair Siegel, Guridy, Mota

The committee met this evening and considered a transfer on this evenings agenda; the next meeting will be scheduled prior to the council meeting on April 1.

CEDC: Chair Guridy, Gerlach, Affa

The committee met on March 11 and forwarded items on tonight's agenda; there are no future meetings scheduled at this time.

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

The committee has not met since the last council meeting; next meeting is scheduled prior to the next council meeting to review Bill 19 being introduced this evening - time to be determined.

Parks and Recreation: Chair Mota, Gerlach, Siegel

The committee has not met since the last Council meeting; there are no future meetings scheduled at this time.

Public Safety: Chair Affa, Hendricks, Zucal

The committee has not met since the last council meeting; there are no future meetings scheduled.

Public Works: Chair Zucal, Affa, Siegel

The committee has not met since the last council meeting; there are no future meetings scheduled.

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

The committee has not met since the last council meeting; we plan to meet with the school district in the future once things settle down.

City Controller

Mr. Jeffrey Glazier stated that in the interest of time he will not be giving a Report this evening. He forwarded a number of Audits and Reports to the Clerk and it should be on Granicus.

Administration

NONE

APPOINTMENTS: None**ORDINANCES FOR FINAL PASSAGE (To be Voted On):**[15-3476](#)

Bill 14 CEDC, Forwarded Favorably
Amending the 2020 General Fund Budget to provide for a supplemental appropriation of Thirty-Nine Thousand Dollars (\$39,000) as a result of a grant from the Centers for Disease Control Foundation to create and expand efforts to combat the opioid epidemic - the grant is for 6 months and will aid in the creation of an opioid death review team to collect data and target programming.

Attachments: [Bill 14 Opioid Awareness Grant](#)
[Ordinance #15602](#)

Mr. Leonard Lightner stated that nothing additional to add. This grant is still for the Opioid to make sure we are getting the advertising and marketing to get the message out.

Mr. Julio Guridy stated that meeting was in Community and Economic Development and they discussed it and moved it forward favorably unanimously.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 15602

[15-3477](#)

Bill 15 CEDC, Forwarded Favorably
Amending the 2020 Capital Fund Budget to provide for a supplemental appropriation of One Million Nine Hundred Sixty-Eight Thousand Seven Hundred Seventy-Four (\$1,968,774.00) Dollars from the Allentown Neighborhood Improvement Zone District Authority (ANIZDA) Public Improvement Fund for improvements at Center Square and on Hamilton Street between 5th Street and Church Street as well as the South side of 6th Street between Hamilton and Type Streets.

Attachments: [Bill 15 ANIZDA Project Funding](#)
[Ordinance #15603](#)

Mr. Leonard Lightner stated that this actual project is for the Neighborhood Improvement Zone improvements for public improvements. The funds that we get back, we put back into improvements. This money has to be spent within the NIZ. They are looking at filling the gaps of different blocks and

areas in reference to the lighting and sidewalk repairs. They are looking at trying to make connections between the boundaries outside the NIZ and inside the NIZ. They are looking at Valania Park and make those connections. In the Vision 2030 Plan it talks about connectivity and accessibility in Chapter 3. They take the funds they have and try to leverage to try to match the NIZ with the areas that are outside the NIZ. This money has already gone through ANIZDA and approved. The projects are under review now.

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

Mr. Julio Guridy stated that this was in the Community and Economic Development Committee meeting and they discussed it and moved it forward favorably as well.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 15603

[15-3483](#)

Bill 16 CEDC, Forwarded Favorably
Amending the 2020 General Fund Budget to provide for a supplemental appropriation of Three Hundred Forty-Seven Thousand Five Hundred (\$347,500.00) Dollars as a result of a state grant from the Pennsylvania Department of Health Lead Hazard Control Program to abate lead in residential properties and removing anticipated unused Federal funds from the 2019 Federal Lead Grant that were re-budgeted in 2020 minus some administrative costs – the Federal grant has terminated.

Attachments: [Bill 16 Lead Grant](#)
[Ordinance #15604](#)

Mr. Leonard Lightner stated that this is a program that they talked about in the last CEDC meeting. This is a Lead Grant given by the state. They are doing what they have done over the years of lead remediation or lead abatement. The funding that they had was left over from the federal grant. They returned that money in addition to getting the state money.

Mr. Julio Guridy stated that this was discussed at the CEDC meeting and moved forward favorably to full Council.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 15604

[15-3484](#)

Bill 17 CEDC, Forwarded Favorably
Amending the 2020 General Fund budget by reorganizing the Community Housing Development Program within the Department of Community Development to better align the positions with the State grant requirements.

Attachments: [Bill 17 Program Reorg](#)
[Community Housing Manager](#)
[Marketing Social Media Manager](#)
[Project Manager Job Description](#)
[Ordinance #15605](#)

Mr. Leonard Lightner stated this ties into the grant that they talked about before. They are realigning their position. They had conversations with the Fed as well prior to Covid-19. They are looking at a possible federal grant coming in. The best thing to do is realign the position so they don't have to change titles or positions. He realigned the positions to fit in with this state grant and the possible federal grant. The Community Housing Manager who was actual was the Manager, but in the previous budget was classified as the Coordinator. She is a Manager that manages four personnel. These are positions that are realigned.

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

Mr. Julio Guridy stated that it was in the CEDC meeting and they discussed it and vetted the information with the administration and felt comfortable to support this favorably to full Council.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 15605

RESOLUTIONS FOR FINAL PASSAGE (To be Voted On):

[15-3475](#)

R30

Transfer for Negative Balances and Debt Refinancing

\$591,631.94 in the Public Safety/Police – Negative Balance Transfer Re-allocation funds from Accounts #000-04-0802-0001-05 (Education Pay), 000-04-0802-0001-07(Extra Duty Pay), 000-04-0802-0001-08 (Longevity), 000-04-0802-0001-09 Uniform Allowance), 000-04-0802-0001-11 (Shift Differential), 000-04-0802-0001-08 (Longevity), 000-04-0802-0001-09 (Uniform Allowance), 000-04-0802-0001-26 (Printing), 000-04-0802-0001-28 (Mileage Reimbursement), 000-04-0802-0001-32 (Publications & Membership), 000-04-0802-0001-34 (Training), 000-04-0802-0001-42 (Repairs & Maintenance), 000-04-0802-0001-46 (Other Contract Services), 000-04-0802-0001-56 (Uniforms), 000-04-0802-0001-68 (Operating Materials & Supp), 000-04-0802-0001-72 (Equipment), 000-04-0802-0004-03 (Holiday Pay), 000-04-0802-0004-05 (Education Pay), 000-04-0802-0004—46 (Other Contract Services), 000-04-0802-0004-56 (Uniforms), and 000-04-0802-0004-62 (Fuels, Oils & Lubricants) to Account 000-04-0802-0001-03 (Holiday Pay), and 000-04-0802-0001-03 (Premium Pay).

\$537,586.68 in Budget and Administration – Department of Finance – Transfer is required, due to the initial transfer Ordinance #15547, June 5, 2019, stated the 2019 refinancing of debt saved the City some monies. This savings allowed the City to make the third loan payment to the Solid Waste Fund from the Interfund Transfer Account in General and Civic as was outlined in the ordinance. However, the savings was from the refinancing of the Pension Obligation Bond. This reduced our pension cost for 2019, hence the savings was in the Pension Account of ALL funds, departments and programs from Accounts #000-01-0101-0000-14, #000-01-0201-0000-14, #000-01-0301-0000-14, #000-01-0501-0000-14, #000-02-0602-0000-14, #000-02-0602-0003-14, #000-01-0602-0004-14, #000-01-0602-0005-14, #000-01-0602-0006-14, #000-01-0701-0000-14, #000-01-0701-0002-14, #000-03-0702-0000-14, #000-03-0707-0000-14, #000-03-0716-0000-14, #000-03-0807-0000-14, #000-03-0808-0002-14, #000-04-0802-0000-14, #000-04-0802-0004-14, #000-05-0605-0003-14, #000-05-0803-0002-14, #000—06-0603-0000-14, #000-07-0604-0000-14, #000-08-0709-0000-14, #000-08-0905-0002-14, #000-09-0901-0000-14, #000-09-0901-0002-14, #000-09-0901-0004-14, #000-09-0901-0004-14, #000-09-0901-0006-14, #000-09-0901-0007-14, #000-09-0902-0000-14, #000-09-0902-0003-14, #000-09-0902-0004-14, 000-09-0903-0000-14, 000-09-0903-0005-14, 000-09-0903-0006-14, 000-09-0908-0000-14, 000-09-0908-0002-14, 000-09-0908-0003-14, #000-09-0908-0004-14, 000-09-0908-0005-14, 000-09-0908-0006-14, 000-09-0908-0007-14, 000-09-0908-0008-14, 000-09-0908-0011-14, 000-09-0908-0012-14, 000-09-0908-0017-14, 000-09-0908-0018-14,

000-09-0908-0019-14 to Account #000-01-0609-0001-88 (General & Civic Interfund Transfer).

Attachments: [R30 Approval of a Transfer](#)

[Due To The Initial Transfer Ordinance #15547 to Refinance Debt](#)

[Negative Balance Transfer Reallocation of Funds - Public Safety Police](#)

[Resolution #29958](#)

Mr. Daryl Hendricks stated that they were reviewed earlier this evening in the Budget and Finance Committee. He asked if there were any other questions, comments, or concerns from the public. He stated to Mr. Siegel that it was in his committee.

Mr. Joshua Siegel stated that it was forwarded favorably.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 29958

[15-3504](#)

R35

Certificates of Appropriateness for work in the Historic Districts:
323 N 9th St.

Attachments: [R35 - March 2020 HARB Cases 323 N 9th Street](#)

[323 N 9th St Final Review](#)

[Resolution #29959](#)

Mr. Leonard Lightner stated that the Certificate of Appropriateness for 323 N 9th Street came through. This is a project that has been sitting for over 10 years. They are ready to move forward with redevelopment. It has gone through the HARB Board and passed favorably.

Mr. Daryl Hendricks thanked Mr. Lightner and asked if there were any questions, comments, or concerns from his colleagues.

Mr. Ed Zucal asked about 323 N. 9th Street.

Mr. Leonard Lightner stated that 323 N. 9th Street is on the corner. It is on the alley with the commercial on the first floor with the blue window.

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

Mr. Julio Guridy asked if the Certificates of Appropriateness Resolution was brought in to Community and Economic Development. It was brought in to pass it tonight.

Mr. Michael Hanlon stated that Council always vote on Certificates of Appropriateness at the Council meeting.

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 29959

[15-3487](#)

R37

Approval of a Transfers

Approval of Transfers: \$693,223.12 in Finance – Correct Year End Negative Balance in the Fire Department and EMS from Accounts #000-05-0803-000-42 (Repairs & Maintenance), 000-05-0803-0002-46 (Other Contract Services), 000-05-0803-0002-56 (Uniforms), 000-05-0803-0002-68 (Operating Materials & Supplies), 000-05-0605-0003-04 (Temporary Wages) 000-03-0701-0002-44 (Legal Services), 000-03-0701-0002-46 (Other Contract Services), 000-03-0702-0001-46 (Other Contract Services), 000-03-0704-0001-62 (Fuels, Oils & Lubricants), 000-03-0707-0001-42 (Repairs & Maintenance), 000-03-070-0001-62 (Fuels, Oils, & Lubricant), 000-03-0716-0001-54 (Repairs & Maintenance Supp.), 000-03-0809-0001-46 (Other Contract Services), 000-09-0901-0002-02 (Permanent Wages), to 000-05-0605-0003-02 (EMS) – Permanent Wages, 000-05-0605-0003-06 (EMS) – Premium Pay, 000-05-0605-0003-12 (EMS) – FICA, 000-05-0602-0003-90 (EMS) – Refunds, 000-05-0803-0002-06 (Fire) – Premium Pay, 000-05-0803-00002-15 (Fire) - Emp. – Health Ins. Opt Out, 000-05-0803-0002-62 (Fire) – Fuels, Oils & Lubricants. \$24,507.05 in Finance & Budget Administration - 000-09-0908-0003-24 (Postage & Shipping), 000-09-0908-0004-68 (Operating Materials & Supp), 000-09-0908-0005-68 (Operating Materials & Supp), 000-09-0908-0007-68 (Operating Materials & Supp), 000-09-0908-0008-34 (Training & Prof. Development), 000-09-0908-0008-68 (Operating Materials & Supp), 000-09-0908-0011-68 (Operating Materials & Supp, 000-09-0908-0012-68 (Operating Materials & Supp), 000-09-0908-0004-46 (Other Contract Services), to Accounts 000-09-0908-0003-02 (Permanent Wages), 000-09-0908-0003-08 (longevity), 000-09-0908-0004-02 (Permanent Wages), 000-09-0908-0004-06 (Premium Pay), 000-09-0908-0004-08 (longevity), 000-09-0908-0004-11 (Shift Differential), 000-09-0908-0004-12 (FICA),

000-09-0908-0005-06 (Premium Pay), 000-09-0908-0005-11 (Shift Differential), 000-09-0908-0005-15 (Employee Health Ins Opt Out), 000-09-0908-0007-06 (Premium Pay), 000-09-0908-0008-06 (Premium Pay), 000-09-0908-0011-08 (longevity), 000-09-0908-0012-02 (Permanent Wages, 000-09-0908-0012-08 (longevity), 000-09-0908-0012-11 (Shift Differential), 000-09-0908-0018-02 (Permanent Wages), 000-09-0908-0018-06 (Premium Pay), 000-09-0908-0018-08 (longevity), 000-09-0908-0018-11 (Shift Differential), 000-09-0908-0018-12 (FICA), 000-09-0908-0018-15 (Employee Health Ins Opt Out); \$23,663.31 in Treasury and Accounting – Legal service and interfund transfers were higher than anticipated from Account #080-02-8000-0001-82 (Interest Expense) to 080-02-8000-0001-44 (Legal Service), 080-02-8000-0001-88 (Interfund Transfers); \$18,000 in Golf Course – Account #091-08-9001-0004-72 (Equipment) to Accounts #0991-08-9001-0001-46 (Other Contract Services, and 091-08-9001-0001-54 (Repair and Maintenance); \$13,666.02 in Finance & Budget Administration – 000-02-0602-0003-26 (Mileage & Reimbursement)), 000-02-0602-0004-04 (Temporary Wages), 000-02-0602-0004-12 (FICA), 000-02-0602-0005-26 (Printing), 000-02-0602-0006-04 (Temporary Wages) to 000-02-0602-0003-08 (Longevity), 000-02-0602-0004-06 (Premium Pay), 000-02-0602-0004-46 (Other Contract Services), 000-02-0602-0005-08 (Longevity), 000-02-0602-0006-02 (Permanent Wages), 000-02-0602-0006-42 (Repairs & Maintenance).

Attachments: [R37 Approval of a Transfer](#)
[To Correct 2019 Negative Balances - Finance and Budget Administration](#)
[Legal Services and Interfund Transfers Were Higher Than Anticipated](#)
[To Correct 2019 Negative Balances - Finance and Budget Administration \\$13,666.02](#)
[Funds Needed To Paint The Pavilion, Repair The Stonework at the Pro Shot Building](#)
[Resolution #29960](#)

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

Mayor Ray O'Connell stated that this is similar to R30.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 29960

[15-3510](#)

R38

Approval of Transfers: \$500,000 in Traffic Planning and Control – Need to purchase the materials for the project and need additional City's match money for the construction from Account #001-03-2025-1810-76 (Construction Contract) and 000-03-2025-1818-46 (Contract/Service Fees) to Account #001-03-2025-1810 (Equipment) and 000-03-2025-1818-76 (Construction Contract). \$210,613.98 in Engineering from Account # 001-03-2006-1710-76 (Construction Contract) and 001-03-2006-1910-76 (Construction Contract) to Account # 001-03-2006-1710-72 (Equipment), and 001-03-2006-1910-72 (Equipment) \$50,000 in Engineering – Contract bid exceeded allocated budget. Adding to construction budget by transferring from materials budget from Account #001-03-1748-1501-54 (Materials) to Account #001-03-1748-1501-76 (Construction).

Attachments: [R38 Approval of a Transfer](#)

[Need to Purchase The Materials for the Project and Additional City's](#)

[Match for Construction - Traffic Planning and Control](#)

[Need to Purchase The Materials for the Project - Engineering](#)

[Contract Bid Exceeded Allocated Budget - Engineering](#)

[Resolution #29961](#)

[Resolution #29961](#)

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

Mr. Ed Zucal stated that it says that if the contract exceeded the allocated budget. What was the issue with the initial contract. It is actually even. While it seems like it is a little bit more this year, they saved the money last year.

Mr. Craig Messinger stated that it exceeded what funds they had in there. They were going to purchase some of the materials out of the 2019 budget. Unfortunately, before the funds were closed out for the year, they did not make those purchases so they had more purchases they had to do the share on it. It is actually even. It may seem like it is a little bit more this year. They saved the money last year. They didn't spend the money from last year's budget.

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

Yes: 6 - Candida Affa, Daryl Hendricks, Julio Guridy, Ed Zucal, Ce-Ce Gerlach, and Joshua Siegel

Absent: 1 - Cynthia Mota

Enactment No: 29961

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

[15-3497](#)

Bill 18

Amending the 2020 General Fund, the 2020 Risk Fund, the 2020 Liquid Fuels Fund, the 2020 Equipment Fund, the 2020 Trexler Fund, and the 2020 Stormwater Fund by appropriating funds from the un-appropriated balances for the rollover of encumbrances for the prior year commitments.

Attachments: [Bill 18 PO Rollover 2019 to 2020](#)

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

REFERRED TO BUDGET AND FINANCE COMMITTEE

[15-3502](#)

Bill 19

Amending the 2020 General Fund budget by creating the position of Receptionist (5N) in the Human Resources Department and transferring \$27,500 from the General and Civic, Account 78 for salary for the remainder of the year.

Attachments: [Receptionist](#)
[Bill 19 Receptionist Position](#)

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

Mayor Ray O'Connell stated that the individual will work under HR, but their main assignment will be the lobby. Homeland Security came in and was very concerned that no one was at the front desk.

Ms. Candida Affa asked about the salary.

Mr. Michael Hanlon stated that it is a 5N.

Mr. Julio Guridy stated that it is only for the remaining of the year.

Mayor Ray O'Connell stated that it is a full-time position. we are already in April, prorated. He stated that he will get Council the salary for a 5N.

REFERRED TO HUMAN RESOURCES, ADMINISTRATION AND APPOINTMENTS

[15-3503](#)

Bill 20 Refer to Lehigh Valley Planning Commission, Allentown Planning Commission and to a Public Hearing on May 6th.
AN AMENDMENT TO THE CITY OF ALLENTOWN ZONING ORDINANCE TO ALLOW THE EXISTING "POCKET NEIGHBORHOOD DEVELOPMENT" OPTION IN THE R-MP ZONING DISTRICT AND TO REVISE THE ZONING MAP TO APPLY THE R-MP DISTRICT TO LAND EAST OF S. ST. ELMO STREET AND GENERALLY SOUTH OF W. FAIRVIEW STREET.

Attachments: [Bill 20 Elmo Rezone](#)

[S. St. Elmo Street Map - Exhibit A](#)

[Letter from Mike Hanlon regarding Bill 20 Rezoning St. Elmo Street and Fairview Street](#)

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

Mr. Matt Kloiber stated that it is again before Council on the recommendation on the Solicitor's office. A private developer provided the Zoning Ordinance. What was forwarded to Council previously did not have all the components of what they were trying to do with the Rezoning Ordinance. The Solicitor's office felt it was important that Council has the full ordinance as they were proposing and make sure that the departments and municipalities and planning code are met. It would need to be sent to the City of Allentown Planning Commission and Lehigh Valley Planning Commission. Council in their Committee actually talked about this Rezoning before, but the actual Ordinance that was before Council did not have all the components that the developer was seeking. For purposes of notice to the public and Council apply the law and recommended that it is sent back to Council.

Mr. Julio Guridy stated that he said Bill 19, but they are on Bill 20.

Mr. Daryl Hendricks stated Bill 20.

Mayor Ray O'Connell stated Bill 19 was for the Receptionist.

REFERRED TO LEHIGH VALLEY PLANNING COMMISSION,
ALLENTOWN PLANNING COMMISSION AND TO A PUBLIC HEARING
ON MAY 6TH

[15-3505](#)

Bill 21
AN ORDINANCE OF COUNCIL OF THE CITY OF ALLENTOWN, LEHIGH COUNTY, PENNSYLVANIA (THE "CITY"), AUTHORIZING AND DIRECTING THE ISSUANCE OF A REVENUE NOTE, SERIES OF 2020, AS PERMITTED BY AND PURSUANT TO THE LOCAL GOVERNMENT UNIT DEBT ACT, 53 PA. C.S. § 8001 et seq., AS AMENDED AND SUPPLEMENTED, IN THE MAXIMUM AGGREGATE PRINCIPAL

AMOUNT NOT TO EXCEED \$7,035,000, WITH THE PROCEEDS THEREOF TO BE APPLIED FOR AND TOWARD THE FOLLOWING PROJECTS, EACH A PROJECT AS DEFINED IN THE DEBT ACT, INCLUDING, BUT NOT LIMITED TO, (I) THE CURRENT REFUNDING OF THE CITY'S OUTSTANDING SPECIAL REVENUE NOTE, SERIES OF 2016 (THE "REFUNDED NOTE" AND AS A PROJECT (THE "REFUNDING PROJECT"), (II) FINANCING THE ACQUISITION AND CONSTRUCTION OF CERTAIN IMPROVEMENTS TO THE CITY'S SEWER SYSTEM PURSUANT TO THE TERMS OF A CONCESSION LEASE AGREEMENT, DATED MAY 1, 2013, BETWEEN THE CITY AND THE LEHIGH COUNTY AUTHORITY (THE "CAPITAL PROJECT"), (III) FUNDING CAPITALIZED INTEREST ON THE CAPITAL PROJECT, (IV) FUNDING A DEBT SERVICE RESERVE FUND, AND (V) PAYING THE COSTS OF ISSUING THE NOTE;; DETERMINING THAT SUCH DEBT SHALL BE NONELECTORAL DEBT OF THE CITY; DETERMINING THAT THE NOTE SHALL BE SOLD AT NEGOTIATED SALE; ACCEPTING A PROPOSAL FOR PURCHASE OF THE NOTE, AT NEGOTIATED SALE, AND AWARDING THE NOTE AND SETTING FORTH RELATED PROVISIONS; FIXING THE SUBSTANTIAL FORM, DATE, MATURITY DATE, INTEREST RATES, INTEREST PAYMENT DATES, PLACE OF PAYMENT OF PRINCIPAL AND INTEREST AND PREPAYMENT PROVISIONS OF THE NOTE; AUTHORIZING EXECUTION AND ATTESTATION OF THE NOTE; PROVIDING THAT THE NOTE, WHEN ISSUED, SHALL BE A REVENUE NOTE OF THE CITY; PROVIDING COVENANTS RELATED TO DEBT SERVICE APPLICABLE TO THE NOTE; DESCRIBING THE PROJECTS FOR WHICH THE DEBT OF THE CITY EVIDENCED BY THE REFUNDED NOTE WERE ORIGINALLY INCURRED AND REAFFIRMING THE ESTIMATED USEFUL LIFE OF SAID PROJECT; DESCRIBING THE CAPITAL PROJECT AND SPECIFYING A REASONABLE ESTIMATE OF THE USEFUL LIFE OF THE CAPITAL PROJECT; CREATING A SINKING FUND IN CONNECTION WITH THE NOTE AS REQUIRED BY SUCH DEBT ACT; APPOINTING A PAYING AGENT, REGISTRAR AND SINKING FUND DEPOSITORY; PROVIDING A COVENANT TO INSURE PROMPT AND FULL PAYMENT OF ALL OBLIGATIONS OF THE NOTE WHEN DUE; RATIFYING PRIOR ADVERTISEMENT AND DIRECTING FURTHER ADVERTISEMENT; AUTHORIZING AND DIRECTING THE PREPARATION, EXECUTION AND FILING OF A TRANSCRIPT OF PROCEEDINGS, INCLUDING A DEBT STATEMENT, A BORROWING BASE CERTIFICATE AND EXCLUSIONARY PROCEEDINGS, AS APPROPRIATE, WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT; DECLARING THAT THE DEBT TO BE INCURRED TOGETHER WITH OTHER INDEBTEDNESS OF THE CITY, NOT TO BE IN EXCESS OF ANY LIMITATION IMPOSED BY SUCH DEBT ACT UPON THE INCURRING OF DEBT BY THE CITY; SETTING

FORTH CERTAIN COVENANTS RELATING TO THE NON-ARBITRAGE STATUS OF THE NOTE; DESIGNATING THE NOTE AS A QUALIFIED TAX-EXEMPT OBLIGATION UNDER SECTION 265 (B)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED; CREATING A CLEARING ACCOUNT, PROJECT ACCOUNT AND CERTAIN OTHER FUNDS; SETTING FORTH CERTAIN PROVISIONS FOR THE PREPAYMENT AND RETIREMENT OF THE REFUNDED NOTE; AUTHORIZING THE PAYMENT OF EXPENSES; PROVIDING GUIDELINES FOR PERMITTED INVESTMENTS; AUTHORIZING AND DIRECTING APPROPRIATE OFFICERS OF THE CITY TO DO AND PERFORM CERTAIN SPECIFIED, REQUIRED OR APPROPRIATE ACTS AND THINGS; PROVIDING FOR SEVERABILITY OF PROVISIONS; REPEALING ALL ORDINANCES OR PARTS OF ORDINANCES INsofar AS THE SAME SHALL BE INCONSISTENT HERewith; AND PROVIDING WHEN THIS ORDINANCE SHALL BECOME EFFECTIVE.

Attachments: [Bill 21 ALLENTOWN 2020 Note Debt Issuance](#)
[2020 RFMS Note](#)

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

REFERRED TO THE COMMITTEE OF THE WHOLE

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

NEW BUSINESS: NONE

GOOD AND WELFARE

Mr. Daryl Hendricks thanked his colleagues during the difficult time, and those that are here, Ms. Affa for being on the phone. Ms. Mota is unfortunately, away and unable to participate. She is quite a distance away from them tonight. He thanked them for their commitment to be here tonight to conduct this business and keep things as normal as possible. Hopefully, they can continue to do this in the foreseeable future until such time as this crisis is over. He asked if anyone else had anything for Good and Welfare.

ADJOURNED: 7:35 PM