

Ray O'Connell, President
Julio A. Guridy, Vice President
Joseph Davis
Jeanette Eichenwald
Jeff Glazier
Daryl Hendricks
Cynthia Y. Mota



Allentown City Council
435 Hamilton Street
Allentown, Pa. 18101
AllentownPa.Gov

Facebook: Allentown City Council

**COUNCIL MEETING
February 4, 2015
COUNCIL CHAMBERS**

Community and Economic Development – 6:00 PM

Bill 4 Lead Grant

Amending the 2015 General Fund Budget to provide for a supplemental appropriation of \$35,000.00 from a Commonwealth of Pennsylvania Department of Health grant, to the Bureau of Building Standards & Safety to provide for lead paint remediation.

Bill 5 Landlord/Rental Amendment

Amending ARTICLE 1759 Landlord and Rental Regulations by adding a provision noting compliance with House Bill 1796 which provides for the protection for victims of domestic violence or abuse from a crime – in effect such incidences of violence or abuse can't result in the enforcement of a DCR against the victim.

Committee of the Whole – 6:15 PM

Bill 3 Weapons Provisions Repealer

Amending Article 734, Weapons and Article 951, Park Regulations, of the Codified Ordinances, in regard to provisions governing weapons within the City of Allentown.

COUNCIL MEETING – 7:00 PM

- 1. Invocation:** Pastor Paul Watson, New Christian Harvest Church
- 2. Pledge to the Flag**
- 3. Roll Call**
- 4. Courtesy of the Floor**

Courtesy and Privilege of the Floor Rules

Please observe the Rules of Council when addressing the body. A full copy of Council Rules can be found on the city website or by email if you contact Council office.

There are multiple opportunities to address Council. Individuals can speak during Courtesy of the Floor (addressing items not on the agenda) and during Bills and Resolutions on Final Passage and Introduction. When given the Floor, please go to the podium and state your name and address. All remarks must be directed towards the presiding officer or council as a body; not a particular Council member or elected official, the audience or city staff. Unless otherwise determined, individuals shall have three minutes to address council and individuals representing a bona-fide group shall have five minutes. Privilege of the Floor will not be extended for personal insults or personal attacks on any individual, name calling or other behavior that is inconsistent with the purpose and intent of conducting official business. Please address

council as a body. Refrain from using offensive language, cursing and making noises while other people are speaking. Act with decorum. Remove your hat and turn cell phones off.

5. Approval of Minutes: January 21, 2015

6. Old Business

Transfers Transfers that exceed Five Thousand (\$5,000) Dollars can be approved by a majority of Council by signing off on an appropriate form submitted to the Clerk's Office. After approval, the transfers shall be distributed to the public as an agenda item and be made part of the minutes of said meeting. Copies of the transfers Council has signed are part of the agenda packet – copies are on the back for distribution. They will be included as part of today's minutes.

7. Communications

8. REPORTS FROM COMMITTEES:

Budget and Finance: Interim Chairperson Glazier

The committee has not met since the last Council meeting; the next meeting is scheduled for February 25 at 6 PM.

Public Safety: Chairperson Eichenwald

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

Community and Economic Development: Chairperson Guridy

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

Parks and Recreation: Chairperson Mota

The Committee has not met since the last Council meeting; the next meeting is not yet scheduled. There is a meeting scheduled February 5th at 6:30 PM at the St. Luke's Community Center on 7th Street. The format for the community planning meeting for the design of Stevens Park is that two greeters will be present (one Spanish speaking) to welcome individuals and to explain the planning process. Citizens can view designs submitted by the engineering firm as possibilities until everyone is present. An overview of the project status will be provided and then we will have a critical issues discussion to determine the primary needs as indicated by the citizens. The engineering firm has designed cost cards that feature possible playground amenities and their price. Groups of citizens will then design the playground of their choice using the design cards that indicate the pricing of each item so the playground designed fits the budget. We welcome any and all board members to join us at the church and light refreshments will be served.

Public Works: Chairperson Davis

The Committee has not met since the last council meeting; the next meeting is not yet scheduled.

Human Resources, Administration and Appointments: Chairperson Hendricks

The Committee has not met since the last Council meeting, the next meeting is not yet scheduled.

Rules, Chambers, Intergovernmental Relations and Strategy: Chairperson O'Connell

The Committee has not met since the last council meeting. There are no future meetings scheduled as of this time.

OTHER COMMITTEE REPORTS

City Controller's Report

Managing Director's Report: Strategic Project Group

9. APPOINTMENTS:

Hugh Gallagher	Aggregate Pension Board	01/01/2017
Jeff Glazier	Aggregate Pension Board	12/31/2018
Richard Nissenbaum	Planning Commission	01/03/2017

10. ORDINANCES FOR FINAL PASSAGE (To be Voted On):

Bill 3 Weapons Provisions Repealer

Amending Article 734, Weapons and Article 951, Park Regulations, of the Codified Ordinances, in regard to provisions governing weapons within the City of Allentown.

Bill 4 Lead Grant

Amending the 2015 General Fund Budget to provide for a supplemental appropriation of \$35,000.00 from a Commonwealth of Pennsylvania Department of Health grant, to the Bureau of Building Standards & Safety to provide for lead paint remediation.

Bill 5 Landlord/Rental Amendment

Amending ARTICLE 1759 Landlord and Rental Regulations by adding a provision noting compliance with House Bill 1796 which provides for the protection for victims of domestic violence or abuse from a crime – in effect such incidences of violence or abuse can't result in the enforcement of a DCR against the victim.

11. RESOLUTIONS FOR FINAL PASSAGE (To be Voted On): None

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

Bill 6 Taser Donation

Refer to Public Safety

Amending the 2015 General Fund Budget to provide for a supplemental appropriation of \$1,400 as a result of a donation by Helen Steedle to the Police Department for the purchase of a tasers.

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

The approval of the sewage planning module indicates after review there is sewage capacity to meet the needs to the proposed development.

R7 Sewage Planning Module (To be voted on)

Sewage Planning Module for Butz Corporate Center Phase 3

R8 Sewage Planning Module (To be voted on)

Sewage Planning Module for 2338 South 10th Street Subdivision

The development is for 4 townhouses.

14. NEW BUSINESS

15. GOOD AND WELFARE

16. ADJOURNED



Ed Pawlowski, Mayor
City of Allentown
435 Hamilton St, 5th Floor
Allentown, PA 18101-1699
Office 610.437.7546
Fax 610.437.8730
Ed.Pawlowski@allentownpa.gov

TO: Michael Hanlon
City Clerk

FROM: Ed Pawlowski *EP*
Mayor

DATE: January 28, 2015

SUBJECT: Authorities, Boards, Commissions Appointments

Mayor Pawlowski has approved the following appointment and reappointment for City Council's consideration.

<u>Name</u>	<u>Authority/Board/Commission</u>	<u>Term to Expire</u>
Hugh J. Gallagher	Aggregated Pension Fund	01/01/2018 ¹⁷
Jeff Glazier	Aggregated Pension Fund	12/31/2018

Mr. Gallagher will be replacing Mr. Sean Pressman on this board. Jeff Glazier is being reappointed to this board. I have attached their resumes form for your review.

EP/kal

Attachments

RECEIVED

JAN 23 2015

REQUEST FOR APPOINTMENT

DATE IMMEDIATE OFFICE

AUTHORITY, BOARD OR COMMISSION YOU ARE REQUESTING APPOINTMENT TO: AGGR-egate Pension Trust Fund

NAME: Hugh J. Gallagher

HOME ADDRESS: 1317 N. 15th St Allentown Pa 18104

BUSINESS ADDRESS: _____

TELEPHONE NO. (RESIDENCE) _____ BUSINESS _____

EMAIL: hughgallagher1@aol.com

PRESENTLY EMPLOYED BY: Retired

JOB TITLE: _____

EMPLOYMENT (Prior): Allentown Central Catholic High School Development Consultant 6 yrs
mark Trends INC - 75 yrs - Accounting, Finance, Information Resource Director 15 yrs
management

EDUCATION:
HIGH SCHOOL GRADUATE: YES NO
COLLEGE OR UNIVERSITY GRADUATE YES NO
DEGREE/FIELD OF STUDY B.S. King's College 1968 Accounting
MBA University of Scranton 1970

CURRENT MEMBERSHIP IN ORGANIZATIONS AND OFFICES: American Order of Hibernians, Allentown St. Patrick's
Parish Committee (former Vice President), Lehigh County Youth
Assoc. Inc (Athletic Director), Allentown (Vice-President, former
President)
Allentown Board of Recreation (Chairman) & Allentown Ethics Board

PAST ORGANIZATIONAL MEMBERSHIP AND OFFICES HELD: _____

DO YOU LIVE IN THE CITY OF ALLENTOWN: YES NO

HAVE YOU EVER BEEN ARRESTED?
No

IF SO, WHY?

DO YOU HAVE A SIGNIFICANT "BUSINESS" OR "PROPERTY" INTEREST IN ALLENTOWN? PLEASE EXPLAIN:

No

ARE YOU A REGISTERED VOTER: YES NO

WHY ARE YOU INTERESTED IN THIS APPOINTMENT? BE SURE TO INCLUDE WHAT VALUE YOU WILL BRING TO THE BOARD:

Due to my varied experiences I feel I have much to offer this Board.

DO YOU ANTICIPATE A CONFLICT OF INTEREST BY SERVING AS A MEMBER OF AN AUTHORITY, BOARD OR COMMISSION: YES NO

IF YES, EXPLAIN: _____

IF YOU ARE BEING CONSIDERED FOR REAPPOINTMENT, PLEASE INDICATE HOW MANY TERMS YOU HAVE SERVED 0 AND THE YEAR YOU WERE FIRST APPOINTED _____.

NOTE: This information will be used for making appointments to authorities, boards and commission and in the event you are appointed/reappointed, it may be used as a news release to identify you to the community.


Signature

1-23-15
Date

Please forward this request for appointment, along with a resume to:

Mayor'S Office
City Hall
435 Hamilton Street
Allentown, PA 18101

RECEIVED

DATE 1-21-15 JAN 22 2015

REQUEST FOR APPOINTMENT

MAYOR'S OFFICE

AUTHORITY, BOARD OR COMMISSION YOU ARE REQUESTING APPOINTMENT TO: Aggregate Pension Board

NAME: Jeff Glazier

HOME ADDRESS: 2915 Parkway Blvd

BUSINESS ADDRESS: 159 Hamilton St

TELEPHONE NO. (RESIDENCE) 610-657-8507 BUSINESS 610-432-0409

EMAIL: glaziersurniture@pen.com

PRESENTLY EMPLOYED

BY: Self

JOB TITLE: Merchant/owner

EMPLOYMENT (Prior): Allenstown School District Foundation,
Rethink Motor Sales

EDUCATION:

HIGH SCHOOL GRADUATE: YES NO

COLLEGE OR UNIVERSITY GRADUATE YES NO

DEGREE/FIELD OF STUDY Liberal Studies,

economics, public administration

CURRENT MEMBERSHIP IN ORGANIZATIONS AND OFFICES:

N/A

PAST ORGANIZATIONAL MEMBERSHIP AND OFFICES HELD:

ASD school board 1999 -> 2012 president & vice president
Allentown Library Board 2005 -> 2011 vice president
Allentown School District Foundation

DO YOU LIVE IN THE CITY OF ALLENTOWN: YES NO

HAVE YOU EVER BEEN ARRESTED?

NO

IF SO, WHY?

DO YOU HAVE A SIGNIFICANT "BUSINESS" OR "PROPERTY" INTEREST IN ALLENTOWN? PLEASE EXPLAIN:

yes. Glaziers Furniture

ARE YOU A REGISTERED VOTER: YES NO

WHY ARE YOU INTERESTED IN THIS APPOINTMENT? BE SURE TO INCLUDE WHAT VALUE YOU WILL BRING TO THE BOARD:

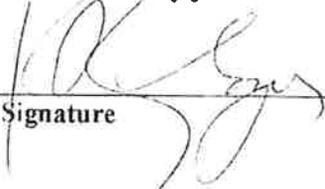
Have served on the board for two years and will bring continuity to its operation.

DO YOU ANTICIPATE A CONFLICT OF INTEREST BY SERVING AS A MEMBER OF AN AUTHORITY, BOARD OR COMMISSION: YES NO

IF YES, EXPLAIN:

IF YOU ARE BEING CONSIDERED FOR REAPPOINTMENT, PLEASE INDICATE HOW MANY TERMS YOU HAVE SERVED partial AND THE YEAR YOU WERE FIRST APPOINTED 2014.
2013 by council - 2014 by mayor

NOTE: This information will be used for making appointments to authorities, boards and commission and in the event you are appointed/reappointed, it may be used as a news release to identify you to the community.



Signature

1-21-15

Date

Please forward this request for appointment, along with a resume to:

Mayor'S Office
City Hall
435 Hamilton Street
Allentown, PA 18101

JEFF GLAZIER

2915 Parkway Boulevard. Allentown, PA 18104

610.657.8507

glaziersfurniture@rcn.com

PROFILE

Experience in public, private and non-profit sectors, excellent written and verbal communications skills, author of numerous op-eds and position papers and regular participant on local public affairs program.

WORK EXPERIENCE

1991- Current: 3rd generation owner Glazier's Furniture, Allentown, PA.

- * Actively involved in all business operations from accounting through purchasing
- * Manage inventory to reduce costs and improve cash flow
- * Migrated advertising to the web to increase advertising budget effectiveness
- * Manage and motivate four employees

2012-2013 Administrator, Allentown School District Foundation

- * Responsible for financial management
- * Develop programs and write grants
- * Complete federal and state reporting in an accurate and timely manner
- * Support president and board of directors

1985 - 1991 Rothrock Motor Sales, Allentown, PA:

1985 - 1987 Personnel manager

- * Responsible for 200+ employees
- * Revised employee handbook and standardized employee job descriptions
- * Implemented Right to Know material safety data sheet program
- * Wrote company newsletter
- * Aggressively managed unemployment compensation issues to reduce costs

1987 - 1991 Assistant service manager/Manager on duty

- * Responsible for operating four-man team of technicians
- * Honed customer service skills in high-pressure environment
- * Named one of Nissan's 10 best service managers in the nation in 1989

1983 - 1985 Auditor, Pennsylvania Treasury Harrisburg, PA

- * Responsible for Department of Welfare expenditures: specifically, data processing, tele-communications, security & printing contracts
- * Saved taxpayers over \$200,000 through accurately and consistently applying contract terms to invoices

1982 - 1983 Capital City Communications/Knight Ridder, Inc.

- * Operated one of the first electronic legislative reporting services in the country
- * Reported on all aspects of Pennsylvania House and Senate actions
- * Sales and support to Pennsylvania associations and Fortune 500 corporations

COMMUNITY SERVICE

2012 Member City of Allentown Aggregate Pension Board

2014 Member City of Allentown Planning Commission

2012-2014 Allentown City Councilman

* Chair of Human Resources Committee

* Member Finance Committee and Aggregate Pension Board

1999 – 2011 Allentown School District Board of Directors

* Responsible for overseeing Pennsylvania's 4th largest school district, 17,500+ students, 2,300+ employees and \$230 million budget.

* Served as president 6 years, vice president 2 years, finance committee co-chair 9 years

* Actively managed diverse board to achieve an environment of respect, collegiality and consensus

* Managed nationwide superintendent search process

* Involved in district goal setting and evaluating progress toward those goals

* Performed ground breaking research that detailed state's inequitable funding of ASD.

This led to a state education costing out study that increased state support for the district by over 15 percent.

* Public voice of board in print, TV and radio

2005 – 2011 Allentown Public Library Board of Directors

* Finance Committee 2005 – 2011 and Vice President 2007 – 2011

* Helped devise budgets that allowed library to continue operating after significant state funding cuts

* Updated library's capabilities by encouraging shift to e-books

2009 – 2012 Allentown School District Foundation, Allocation Committee member

* Devised rubrics for innovative teaching grants

* Evaluated grant applications

* Assessed program effectiveness

* Presented grants program to district teachers

EDUCATION

The Pennsylvania State University

1980 Masters in Public Administration

Concentration in program analysis and personnel administration

1979 Bachelor of Arts

Major: Labor Studies Minor: Economics

REFERENCES

Lee Butz: CEO Alvin H. Butz Co. lbutz@butz.com

John Freund III: partner King, Spry, Herman, Freund & Faul, llc jef@kingspry.com

Susan Williams: Susan Williams & Associates suewill@ptd.net



Allentown
City without limits.

Ed Pawlowski, Mayor
City of Allentown
435 Hamilton St, 5th Floor
Allentown, PA 18101-1699
Office 610.437.7546
Fax 610.437.8730
Ed.Pawlowski@allentownpa.gov

TO: Michael Hanlon
City Clerk

FROM: Ed Pawlowski *EP*
Mayor

DATE: February 2, 2015

SUBJECT: Authorities, Boards, Commissions Appointments

Mayor Pawlowski has approved the following appointment for City Council's consideration.

<u>Name</u>	<u>Authority/Board/Commission</u>	<u>Term to Expire</u>
Richard Niesenbaum	Planning Commission	01/03/2017

Mr. Niesenbaum will be replacing Mr. Anthony Toth on this commission. He is currently a member of the EAC. I have attached his resume for your review.

EP/kal

Attachments

REQUEST FOR APPOINTMENT

DATE 10/2/14

AUTHORITY, BOARD OR COMMISSION YOU ARE REQUESTING APPOINTMENT TO: Planning Commission

NAME: Richard Niesenbaum

HOME ADDRESS: 921 W Turner St., Allentown, PA, 18102

BUSINESS

ADDRESS: Biology Department, Muhlenberg College, Allentown, PA 18102

TELEPHONE NO. (RESIDENCE) 610-504-6825 BUSINESS 484-664-3258

EMAIL: niesenba@muhlenberg.edu

PRESENTLY EMPLOYED BY: Muhlenberg College

JOB

TITLE: Professor of Biology & Director of Sustainability Studies

EMPLOYMENT (Prior): 21 years at Muhlenberg College, prior to that Swarthmore College and The University of Pennsylvania

EDUCATION:

HIGH SCHOOL GRADUATE: YES NO
COLLEGE OR UNIVERSITY GRADUATE YES NO
DEGREE/FIELD OF STUDY: BA in Biology & Environmental Studies
MS in Coastal Ecology
Ph.D. Ecology

CURRENT MEMBERSHIP IN ORGANIZATIONS AND OFFICES:

City of Allentown EAC
Association for Advancement of Sustainability in Higher Education

PAST ORGANIZATIONAL MEMBERSHIP AND OFFICES HELD:

Board Member Old Allentown Preservation Association
Lehigh Valley Planning Commission
Salisbury Township EAX

DO YOU LIVE IN THE CITY OF ALLENTOWN: YES NO

HAVE YOU EVER BEEN ARRESTED?

NO

IF SO, WHY?

DO YOU HAVE A SIGNIFICANT "BUSINESS" OR "PROPERTY" INTEREST IN ALLENTOWN? PLEASE EXPLAIN: NO

ARE YOU A REGISTERED VOTER: YES NO

WHY ARE YOU INTERESTED IN THIS APPOINTMENT? BE SURE TO INCLUDE WHAT VALUE YOU WILL BRING TO THE BOARD:

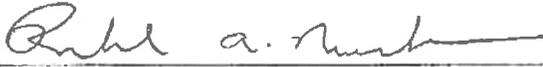
I am an expert on sustainability and sustainable development, I have experience in planning, and I would like to combine these two to serve Allentown. I would serve as the EAC Representative to the Planning Commission.

DO YOU ANTICIPATE A CONFLICT OF INTEREST BY SERVING AS A MEMBER OF AN AUTHORITY, BOARD OR COMMISSION: YES NO

IF YES,
EXPLAIN: _____

IF YOU ARE BEING CONSIDERED FOR REAPPOINTMENT, PLEASE INDICATE HOW MANY TERMS YOU HAVE SERVED _____ AND THE YEAR YOU WERE FIRST APPOINTED _____.

NOTE: This information will be used for making appointments to authorities, boards and commission and in the event you are appointed/reappointed, it may be used as a news release to identify you to the community.



Signature

10/3/2014

Date

Please forward this request for appointment, along with a resume to:

Mayor's Office
City Hall
435 Hamilton Street
Allentown, PA 18101

RICHARD ALAN NIESENBAUM, Ph.D.

Biology Department
Muhlenberg College
Allentown, Pennsylvania 18104-5586

484-664-3258 (office)
610-504-6825 (mobile)

http://www.muhlenberg.edu/depts/biology/faculty/niesenbaum_page.html
niesenba@muhlenberg.edu

EDUCATION

- Ph.D., Biology with specialization in Ecology, University of Pennsylvania, Department of Biology, Philadelphia, PA, 1992
M.S., Biological Oceanography and Coastal Ecology, University of Connecticut, Department of Marine Science, Storrs, CT, 1986
B.A., Biology and Environmental Studies, University of Pennsylvania, Philadelphia, PA, 1984, *Cum laude*, Honors in Environmental Studies

ACADEMIC APPOINTMENTS

- Professor of Biology and Sustainability Studies, Muhlenberg College, 2006-present
Director of Sustainability Studies, Muhlenberg College, 2007-present
Program Faculty in Sustainability Studies, Environmental Science, Public Health, Latin American & Caribbean Studies
Co-Director of the Office of Campus Sustainability 2011-present
Department Chair, Biology Department, Muhlenberg College, 2004-2010
Associate Professor of Biology and Environmental Studies, Muhlenberg College, 1998-2006
Visiting Scholar, International Programs, The Rodale Institute, 1999-2000
Assistant Professor of Biology and Environmental Studies, Muhlenberg College, 1993-1998
Assistant Professor (Visiting), Swarthmore College, 1992-1993
Lecturer, University of Pennsylvania, 1988-1992

EXTERNAL FUNDING

- Principal Investigator – **The National Science Foundation**, Cross-Disciplinary Research at Undergraduate Institutions (NSF-CRUI), Linking ecology, leaf chemistry, and genetics to assess abiotic and biotic determinants of herbivory. One of 4 awards nationally. \$1,050,000. 2005-2009.
Principal Investigator – **The National Science Foundation**, Research Experiences for Teachers - Supplement to NSF-CRUI. \$10,000, 2005-2006.
Principal Investigator - **FIPSE** - Discovery and Exploration in the Physical and Life Sciences - A grant to support students at risk. \$99,410, 2004-2006.
Co-Principal Investigator - **Merck/AAAS** – Undergraduate Research Experiences at the Interface of Biology and Chemistry. \$75,000, 2003-2005
Principal Investigator - **The National Science Foundation**, Division of Environmental Biology, RUE Supplement, How Experimenter Visitation and Measurement Affect Herbivory and Plant Growth, 2003, \$6,000
Principal Investigator - **The National Science Foundation**, Division of Environmental Biology, Research Award, How Experimenter Visitation and Measurement Affect Herbivory and Plant Growth, 2002-2004, \$75,000

Principal Investigator - **The National Science Foundation**, Division of Environmental Biology, RUE Supplement, How Experimenter Visitation and Measurement Affect Herbivory and Plant Growth, 2002, \$6,000

Co-Principal Investigator – **Merck/AAAS** – Undergraduate research experiences integrating Biology and Chemistry, \$60,000.

Principal Investigator – **The Kellogg Foundation & Keystone 21**. Linking biological, economic and social indicators to evaluate international conservation programs \$7200.

Co-Principal Investigator – **The National Science Foundation** (NSF-ILI). Establishment of a Biology Computer Lab for a project based curriculum, \$31,765

Principal Investigator - Conservation Assessment Program Grant - **Institute of Museum and Library Services**. Assessment of the Graver Arboretum, \$5700

Principal Investigator - Technical Assistance Grant - **Institute of Museum and Library Services**. A curatorial study at the Graver Arboretum, \$3180

Co-Principal Investigator - Institutional Incentive Grant - **PA Summer Academy Expansion Project**. Improving teaching effectiveness at Muhlenberg through the establishment of the Faculty Center for Teaching, \$13,000

Armine Elssaeser III Fellowship - **The Sea Education Association** - Human Ecology of Fjords, 1990, \$5000.

PEER REVIEWED PROFESSIONAL PUBLICATIONS

- Niesenbaum, R.A. 2013. Can latitudinal studies predict potential effects of global climate change on insect herbivore - host plant interactions? *Trends in Entomology* 8:1-8.
- Mooney, E.H. and R.A. Niesenbaum. 2012. Population-specific responses to light influence herbivory in the understory shrub *Lindera benzoin*. *Ecology* **93**(12): 2683-2692.
- Ingersoll, C.M., R.A. Niesenbaum, C.E. Weigle* and J.H. Lehman*. 2010. Total Phenolics and Individual Phenolic Acids Vary with Light Environment in *Lindera Benzoin*. *Botany* **88**(11): 1007–1010.
- Mooney, E.H., M.E. Edwards, and R.A. Niesenbaum. 2010. Genetic differentiation between sun and shade habitats in populations of *Lindera benzoin* L. *Population Ecology*, 52:417-425.
- Mooney, E.H., E.J. Tiedeken, N.Z. Muth, and R.A. Niesenbaum. 2009. Differential induced response to generalist and specialist herbivores by *Lindera benzoin* L. (Lauraceae) in sun and shade. *Oikos*, 118:1181-1189.
- Muth, N.Z., E.C. Kluger, J.H. Levy, M.J. Edwards and R.A. Niesenbaum. 2008. Increased per capita herbivory in the shade: necessity, feedback, or luxury consumption? *Ecoscience*, 15:182-188
- Skoczylas, D., R.A. Niesenbaum, and N.Z. Muth. 2007. Top-down control of herbivory by insectivorous avifauna. *Acta Occologica*, 32:337-342.
- Edwards, M.E., and R.A. Niesenbaum. 2007. Eleven polymorphic microsatellite loci in *Lindera benzoin*, Lauraceae. *Molecular Ecology Notes*, 7:1302-1304.
- Niesenbaum, R.A., J.F. Cahill, and C. Ingersoll. 2006. Light, Wind, and Touch Influence Leaf Chemistry, Growth, and Rates of Herbivory in *Apocynum cannabinum* (Apocynaceae). *International Journal of Plant Sciences* 167:511-521
- Niesenbaum, R.A. and E.C. Kluger. 2006. When Studying the Effects of Light on Herbivory, Should One Consider Temperature? The Case of *Epimecis hortaria* F. (Lepidoptera: Geometridae) Feeding on *Lindera benzoin* L. (Lauraceae). *Environmental Entomology* 35:600 - 606
- Lewis, T.L. and R.A. Niesenbaum. 2005. Extending the Stay: Using Community-Based Research and Service-Learning to Enhance Short-Term Study Abroad. *Journal of Studies in International Education*, 9:251-264.

- Niesenbaum, R.A., M.E. Salazar, and A.M. Diop. 2004. Community Forestry in the Mayan Biosphere Reserve in Guatemala. *The Journal of Sustainable Forestry* 19:11-28
- Niesenbaum, R.A. 2004. Creating an undergraduate culture of science by integrating inquiry, project-based learning and research into the curriculum. In: *Innovations in Undergraduate Research and Honors Education*, National Collegiate Honors Council, State College, PA, pp. 36-41.
- Bharucha, D.X., B. Morling, and R.A. Niesenbaum. 2002. Use and definition of herbal medicines differ by ethnicity. *Annals of Pharmacotherapy* 37:1409-1413
- Niesenbaum, R.A. and T. Lewis. 2003. Ghettoization in Conservation Biology: How Interdisciplinary is our teaching? *Conservation Biology* 17:6-10.
- Niesenbaum, R.A. and B. Gorka. 2001. Community-based international eco-educational programming: Sound ecology and effective education. *Journal of Environmental Education*. 33:12-16.
- Gorka, B. and R.A. Niesenbaum. 2001. Beyond the language requirement: Interdisciplinary short term study abroad programs in Spanish. *Hispania*. 84:100-109.
- Niesenbaum, R.A. 1999. The effects of pollen load size and donor diversity on pollen performance, selective abortion, and progeny vigor in *Mirabilis jalapa*. *American Journal of Botany*. 86:261-268.
- Niesenbaum, R.A., M.D. Patselis, and S.D. Wiener. 1999. Does flower color change in *Aster vimineus* cue pollinators? *American Midland Naturalist*. 141:59-68.
- Niesenbaum, R.A. and S.K. Schueller. 1997. The effects of pollen competitive environment on pollen performance in *Mirabilis jalapa*. *Sexual Plant Reproduction* (Springer-Verlag), 10: 101-106.
- Niesenbaum, R.A. 1996. Linking Herbivory and pollination: Defoliation and selective fruit abortion based on pollen tube numbers in *Lindera benzoin*. *Ecology*, 77:2324-2331 .
- Niesenbaum, R.A. and B.B. Casper. 1994. Pollen tube numbers and selective fruit maturation in *Lindera benzoin*. *The American Naturalist*, 144:184-191.
- Niesenbaum, R.A. 1994. Spatial and temporal variation in pollen tube numbers in *Lindera benzoin* (Lauraceae). *Canadian Journal of Botany*, 72:268-271
- Casper, B.B. and R.A. Niesenbaum. 1993. Pollen versus resource limitation of seed production: A reconsideration. *Current Science*, 65:210-214
- Niesenbaum, R.A. 1993. Light or pollen: Seasonal limitations on fruit set in *Lindera benzoin*. *Journal of Ecology*, 81:315-323
- Niesenbaum, R.A. 1992. Sex ratio, components of reproduction, and pollen deposition in *Lindera benzoin*. (Lauraceae). *American Journal of Botany*, 79:495-500.
- Niesenbaum, R.A. 1992. The effects of light environment on herbivory and growth in the dioecious shrub *Lindera benzoin* (Lauraceae). *American Midland Naturalist*, 128:270-275.
- Petratis, P.S., R.E. Latham, and R.A. Niesenbaum. 1989. The maintenance of species diversity by disturbance. *Quarterly Review of Biology*, 64:393-418.
- Niesenbaum, R.A. 1988. The ecology of sporulation by the macroalga *Ulva lactuca* L. (Chlorophyceae). *Aquatic Botany*, 32:155-166.

PUBLISHED BOOK REVIEWS

- Niesenbaum RA (2009) Foundations of environmental sustainability: the coevolution of science and policy. Rockwood, Larry L., Ronald E. Stewart, and Thomas Dietz, editors. *Ecology* 90:573-574
- Niesenbaum, R. A. 2005. Sustainability on Campus: Stories for Strategy and Change by Barlett, Peggy F., Chase, Geoffrey W. (Editors). *Journal of Society and Natural Resources*, 18:775-777.
- Niesenbaum, R. A. 2004. Bringing the Food Economy Home: Local Alternatives to Agribusiness by Helena Norberg-Hodge, Todd Merrifield and Steven Gorelick. *Journal of Society and Natural Resources* 17(4): 319-321

- Niesenbaum, R.A. 2001. The Rose's Kiss: A Natural History of Flowers. *Plant Science Bulletin* 48:32-33.
- Niesenbaum, R.A. 2000. Towards a Sustainable Future: Environmental Activism in Russia and the United States. *Human Ecology Review*. 7:81-82
- Niesenbaum, R.A. 1999. Plant Life Histories: Ecology, Phylogeny, and Evolution. *Quarterly Review of Biology* 74:83.
- Niesenbaum, R.A. 1995. Plant Conservation Biology. *Plant Science Bulletin*, 43:25-26.
- Niesenbaum, R.A. 1993. Ecology and evolution of plant reproduction: New approaches. *Plant Science Bulletin*, 39:25-26

SCHOLARLY WORKS IN PROGRESS

- Sustainable Solutions: Problem solving for current and future generations.* Book Project in under contract with Oxford University Press with anticipated completion by August 2015
- In Exchange for Gold: The Legacy of Gold Mining in Las Juntas de Abangares, Costa Rica.* Book project with Joseph Elliott combining words and photography.
- Reduced herbivory of spicebush in association with the allelopathic black walnut – a case for 'allelrophy'.* With Kate Goodrich & Christine Ingersoll. Submitted and in review at *Acta Oecologica* (Elsevier)

OTHER PROFESSIONAL PUBLICATIONS (Selected)

- Lewis, T.L. and R.A. Niesenbaum. 2005. The benefits of Short-Term Study Abroad. *The Chronicle of Higher Education*, June 3, 2005, B20 (Invited article/Cover story).
- Niesenbaum, R.A. 2004. Hydrogen fuel initiative flawed from the start. *The Morning Call* (Letter), May 2, 2004
- Niesenbaum, R.A. and T. Lewis. 2003. Reviewing Conservation Biology Textbooks: A response to Primack. *Conservation Biology* 17:1.
- The Benefits to Students and Professors of Research by Undergraduates. *The Chronicle of Higher Education* (Letter), December 2000.

INVITED PRESENTATIONS

- Niesenbaum, R.A. and T.L. Lewis. 2005. Curriculum Integration and Study Abroad: Case Studies in Science, Peace and Conflict Studies and Engineering. PaCIE Conference, Philadelphia
- Niesenbaum, R.A. 2002. How do we integrate botany into a hierarchical biology curriculum? Forum on Botanical Education and Outreach. Botany2002. Madison, Wisconsin
- Niesenbaum, R.A. 2001. Creating an undergraduate culture of science through project-based learning. Invited Symposium: Innovations in Undergraduate Research and Honors Education. State College, PA, April, 2001.
- Niesenbaum, R.A. 2002. Trees, politics and people: Towards sustainable resource use in Northern Guatemala. Invited Seminar – Biology Department, Kutztown University October 2000.
- Niesenbaum, R.A. 2000. Using technology to broaden the scientific experience through project based learning. Invited Symposium: Using educational technology to foster learning centered pedagogies. Botany 2000, Portland, OR.
- Niesenbaum, R.A. 1999. Selective abortion in plants. Invited Seminar – Biology Department, Georgetown University, March 1999
- Niesenbaum, R.A. 1997. Selective abortion in plants. Invited Seminar - Pymatuning Research Laboratory, University of Pittsburgh, July 1997
- Niesenbaum, R.A. 1995. When plants pound their chests. Invited Seminar - Biology Department, University of Pennsylvania, March 1995

- Niesenbaum, R.A. 1993. Why botanists burn plants: fire as a tool in conservation biology. Symposium on the Environment, Muhlenberg College, October 1993.
- Casper, B.B. and R.A. Niesenbaum. 1993. Pollen versus resource limitation of seed production: A reconsideration. International symposium on Pollination in the Tropics, Bangalore, India.

SELECTED PROFESSIONAL SERVICE

Manuscript Review

Review 6-10 manuscripts per year for the following journals: *International Journal of Plant Science*, *American Journal of Botany*, *Plant Biology*, *Ecology*, *Journal of Ecology*, *Oecologia*, *Evolution*, *Canadian Journal of Botany*, *Acta Oecologia (Paris)*, *Journal of PA Academy of Science*, *Bulletin of the Torrey Botanical Society*, *Biotropica*, *New Zealand Journal of Crop and Horticultural Science*.

Text Review

Solicited/Acknowledged review of the following texts:

- Hillis, Sadava, Heller and Price, *Principles of Life*, Sinauer
- Van Dyke, *Conservation Biology*, McGraw Hill
- Raven, Johnson, Losos, and Singer. *Biology*, 7th edition. McGraw Hill
- Nabors. *Introduction to Botany*. Benjamin Cummings
- Withgott and Brennan. *Environment: The Science Behind the Stories*, 2e. Addison Wesley
- Concept review for Economic Botany Text, Cambridge University Press.

Proposal Review

Solicited review of individual research proposals for the National Science Foundation, 1-3 per year, from the following programs:

- NSF-Division of Environmental Biology (DEB)
- NSF-Research Undergraduate Experiences (RUE)
- NSF-Course, Curriculum, and Laboratory Improvement (CCLI)

National Science Foundation Panels

Invited to work on 3-day panels in Washington DC, to review proposals for the following programs:

- NSF Graduate Research Fellowship (GRF): 2003, 2004, 2008-2013, Panel Chair: 2009, 2010
- NSF-Course, Curriculum, and Laboratory Improvement (CCLI): 1999, 2000

Fulbright Panel for Central America and the Caribbean

IIE, New York City, December 2012, 2013

EPA STARS – Graduate Research Fellowship Panel Review

March 2013 – Biofuels and Forestry

Other Service Related to Professional Expertise

- Allentown, PA, Water Advisory Committee, 2013-2014
- Allentown, PA, Environmental Advisory Council (EAC), 2013-2014
- Salisbury PA, Environmental Advisory Council (EAC), 2009-2012
- Lehigh Valley Planning Commission - Appointed to serve on this bi-county planning commission by County Executive 2004-2008. Committee membership: Transportation Committee
- Women's Recycling Cooperative, Cooproca, Las Juntas Costa Rica, Advisor
- Rodale Institute – Advisory Board

Long Range Planning Committee – The United Friends School, Quakertown, PA
The Nature Conservancy - Volunteer Burn-Restoration Crew
Education Committee – The Ecological Society of America
Fair Trade Coffee “Ambassador” representing *Global Exchange* and Cecocafen (Nicaragua)

SELECTED MUHLENBERG COLLEGE SERVICE

Director of Sustainability Studies (2009-present)
Campus Greening Committee – Appointed Co-Chair (2003-present)
Appeals Committee – (2011-present)
Campus Tree Committee (1997-present)
College Committee on Fitness and Athletics (2010-2013, Chair)
Building Executive Committee (2004-2007)
Science Building Architect Selection Committee (2004)
Chair of Biology Department (2004-2010)
Presidential Search Committee – Selected by the Faculty (2002-2003)
Faculty Evaluation Committee (1999-2003)
Representative to the Board of Trustees (2001-2003)
Nominating Committee (1994-1997)
Lectures and Forums Committee (1994-1997)
Faculty Center for Teaching Advisory Board (1995-2000, Founding member)
Biology Department Searches 1993, 1994, 1995(chair), 1996, 1997, 2000, 2001, 2002(chair)
Arboretum Advisory Committee (1993-present, chair)
GIS Coordinator; Greenhouse and College Herbarium Manager (Continuing)
Humanities Faculty Seminar Planning Committee (1999-2000, 2000-2001)
Center for Ethics and Leadership Planning Committee (2001-2003)
WMUH – On-Air Programmer (1993-present)

ORDINANCE NO.

FILE OF CITY COUNCIL

BILL NO. 3 - 2015

January 21, 2015

AN ORDINANCE

Amending Article 734, Weapons and Article 951, Park Regulations, of the Codified Ordinances, in regard to provisions governing weapons within the City of Allentown.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALLENTOWN:

SECTION 1. That Article 734, Weapons, be amended to read as follows:

ARTICLE 734

WEAPONS

- 734.01 No Carrying or Discharging of Firearms or Weapons
- 734.02 Exceptions
- 734.03 Police Action Against Violators
- 734.04 Reserved
- 734.05 Failure to Report Lost or Stolen Firearm
- 734.98 Severability
- 734.99 Penalty

Discharge of Weapons – 3rd Class §2403 (26) (53 P.S. §2403 926)
Uniform Firearms Act – 18 P.a. C.S.A. §6101 *et seq.*

734.01 NO CARRYING OR DISCHARGING OF FIREARMS OR WEAPONS

- A. No person shall use, carry or discharge ~~firearms of any kind~~, air rifles, spring guns, bows and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety upon any property owned by the City. (9828 §1 6/19/62; 14638 §1 11/6/2008)
- B. No person shall use, carry or discharge air rifles, spring guns, bows and arrows, slings or any other forms of weapons potentially inimical to wildlife and dangerous to human safety within the limits of the City. (14638 §1 11/6/2008)
- C. No person shall unlawfully discharge firearms of any kind, ~~air rifles, spring guns, bows and arrows, slings or any other forms of weapons~~ potentially inimical to wildlife and dangerous to human safety within the limits of the City or upon any property owned by the City. (14638 §1 11/6/2008)

734.02 EXCEPTIONS

A. Section 734.01 of this Article shall not apply at indoor or outdoor ranges approved for the firing or discharge of the aforementioned weapons ~~or to licensed hunters carrying such weapons upon leaving or returning to the City from lawful hunting beyond the City limits.~~ (9828 §2 6/19/62;-14638 §1 11/6/2008)

B. Notwithstanding anything contained herein, this This Article shall not apply to the lawful possession, transportation, carrying of firearms accordance with State law, 18 Pa. C.S.A. §6101 et seq. commonly known as the Uniform Firearms Act; (14638 §1 11/6/08)

C. Section 734.01 of this Article shall not apply for the lawful use of force, including deadly force, with a firearm for self-defense to protect against death, serious bodily injury, kidnapping or sexual intercourse compelled by force or threat, in accordance with applicable State law, 2011, June 28, P.L. 48, No. 10, § 1, effective in 60 days [Aug. 29, 2011], commonly known as the Castle Doctrine.

D. Notwithstanding anything contained herein, this Article shall not apply to the lawful hunting and/or trapping of game or wildlife governed by, and in accordance with, the State Game and Wildlife Code (Game Law), 34 Pa.C.S.A. §§101-2965, on property other than property owned by the City.

734.03 POLICE ACTION AGAINST VIOLATORS

The Chief of Police shall have the right to seize, take, possess, remove or and upon proper process destroy any weapons herein mentioned involved in a violation of the provisions of this Article. (9828 §3 6/19/62)

734.04 (RESERVED)

734.05 FAILURE TO REPORT LOST OR STOLEN FIREARM

~~No person who is the owner of a firearm that is lost or stolen shall fail to report the loss or theft to an appropriate local law enforcement official within 24 hours after discovery of the loss or theft.~~ (14632 §1 10/2/08)

734.98 SEVERABILITY

If any provision of this Article or the application thereof to any person or circumstance is held invalid for any reason in a court of competent jurisdiction, the invalidity does not affect other provisions or any other application of this Article which can be given effect without the invalid provision or application, and for this purpose the provisions of this Article are declared severable. (14632 §1 10/2/08)

734.99 PENALTY

A. Any person violating Sections 734.01, 734.02 or 734.03 of this article shall be fined not more than One Thousand (\$1,000) Dollars or imprisoned more than ninety (90) days, or both. (11995 §1 2/21/73; 13034 §5 3/6/91;14632 §1 10/2/08; 14638 §1 11/6/2008)

B. ~~Any person who violates Section 734.05:~~

- ~~1. For the first violation such person shall be subject to a fine of not more than \$500.~~
- ~~2. For the second and subsequent violations thereafter such person shall be subject to a fine of not more than \$1000, or imprisonment for not more than 90 days, or both.~~ (14632 §1 10/2/08; 14638 §1 11/6/2008)

SECTION 2. That Article 951.09 Firearms, Weapons, Tools of Article 951, Park Regulations be amended to read as follows:

**ARTICLE 951
Park Regulations**

951.09 FIREARMS, WEAPONS, TOOLS

It shall be unlawful for any person to bring into or have in his possession in any park or recreation area:

A. ~~Any pistol or revolver or objects upon which loaded or blank cartridges may be used. Official starters, at authorized track and field events, are exempted from this restriction.~~

B. Any burglar tools.

C. ~~Any rifle, shotgun, BB gun, air gun, spring gun, slingshot, bow, or other weapon in which the propelling force is gunpowder, a spring or air.~~

SECTION 3. That all Ordinances inconsistent with the above provisions are repealed to the extent of their inconsistency.

SECTION 4: That this ordinance will take effect ten (10) days after final passage.

- **What Department or bureau is Bill originating from? Where did the initiative for the bill originate?**

The Mayor's Office

- **Summary and Facts of the Bill**

The bill amends the Article 734 and 951 of the Administrative Code governing weapons in the City of Allentown.

- **Purpose – Please include the following in your explanation:**
 - **What does the Bill do – what are the specific goals/tasks the bill seek to accomplish**
 - **What are the Benefits of doing this/Down-side of doing this**
 - **How does this Bill related to the City's Vision/Mission/Priorities**

In light of a new state law designed to give gun owners and gun rights groups a better chance at dismantling local (and illegal) firearms ordinances, the City is amending its laws to comply with the new law. By doing so, the City is likely eliminating its risk of being sued.

The new state law grants individuals and gun rights groups the legal standing to challenge local measures without proof of harm, and also allows plaintiffs to seek damages and be awarded attorney's fees.

The National Rifle Association has lauded the new state law in Pennsylvania as the strongest firearms pre-emption statute in the country.

At least 22 municipalities have already repealed their ordinances or indicated they planned to do so. Many Pennsylvania towns are facing the same threats of litigation if they do not rescind their local gun ordinances. In fact, the City of Harrisburg, PA has refused to amend its firearms law and has just become the first municipality sued under the new law.

In addition, the State Game law preempts any regulation of hunting by a municipality within its borders. This bill revises Article 734 to be consistent with State law. However, a municipality is not preempted from prohibiting hunting on property owned by the municipality. This bill does not change this. Hunting is still prohibited on all City property including, but not limited to, parks.

- **Financial Impact – Please include the following in your explanation:**
 - **Cost (Initial and ongoing)**
 - **Benefits (initial and ongoing)**

There is no cost related to adopting this bill. However, there will be substantial liability if no action is taken on repealing the affected sections to comply with the new state law. The City can ill-afford a long and protracted legal fight.

Funding Sources – Please include the following in your explanation:

- **If transferring funds, please make sure bill gives specific accounts; if appropriating funds from a grant list the agency awarding the grant.**

N/A

- **Priority status/Deadlines, if any**

Priority for New Year.

- **Why should Council unanimously support this bill?**

City Council should support this Bill because it will likely eliminate the risk of lawsuits and liability to the City of Allentown. At least 100 municipalities have already been placed on notice that they would face legal action unless they rescinded their firearms laws.

The conduct related to firearms in Articles 734 and 951 that are being rescinded and/or revised are still covered under the State Crimes Code. Persons illegally possessing, using or discharging firearms within the City may still be prosecuted as misdemeanors or felonies under State law. (Lost or stolen gun reporting is pre-empted by State law).

The revisions of this bill are also now in compliance with the Pa. Game Law, while still maintaining the prohibition of hunting on City owned property.

ORDINANCE NO.
FILE OF CITY COUNCIL
BILL NO. 4 -- 2015

JANUARY 21, 2015

AN ORDINANCE

Amending the 2015 General Fund Budget to provide for a supplemental appropriation of \$35,000.00 from a Commonwealth of Pennsylvania Department of Health grant, to the Bureau of Building Standards & Safety to provide for lead paint remediation.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALLENTOWN:

SECTION ONE: That City Council authorizes an increase to the unappropriated balance of the 2015 General Fund in the amount of \$35,000.00 reflecting receipt of monies from a Pennsylvania Department of Health grant to contract services for lead pain remediation.

SECTION TWO: That City Council authorizes a supplemental appropriation from the unappropriated balance of the General Fund to the Bureau of Building Standards & Safety other services program as follows:

000-09-0903-0003-50 (other Services and Charges)	\$35,000.00
--	-------------

SECTION THREE: That this Ordinance will take effect ten (10) days after final passage.

SECTION FOUR: That all Ordinances inconsistent with the above provisions are repealed to the extent of their inconsistency.

- **What Department or Bureau is Bill originating from? Where did the initiative for the Bill originate?**

CE & D / Building Standards & Safety

- **Summary and Facts of the Bill**

The City will receive \$35,000.00 in additional funds from the Commonwealth of Pennsylvania's Department of Health for the Healthy Homes Lead Paint Remediation Grant.

- **Purpose— Please include the following in your explanation:**

- **What does the Bill do – what are the specific goals/tasks the bill seeks to accomplish**
- **What are the benefits of doing this/Down-side of doing this**
- **How does this Bill relate to the City's Vision/Mission/Priorities**

Provides for the City to accept the additional \$35,000.00 in Lead Paint Remediation Funds, so that an additional three projects can be completed.

- **Financial Impact – Please include the following in your explanation:**

- **Cost (Initial and ongoing)**
- **Benefits (initial and ongoing)**

Additional expenses will be covered.

- **Funding Sources – Please include the following in your explanation:**

- **If transferring funds, please make sure bill gives specific accounts; if appropriating funds from a grant, list the agency awarding the grant.**

Commonwealth of Pennsylvania Healthy Homes Grant.

- **Priority Status/Deadlines, if any**

None.

- **Why should Council unanimously support this bill?**

To provide for the acceptance of the additional funds to be used for Lead Pant Remediation in three additional units that have been identified by our Health Bureau as having children with elevated lead blood levels.

ORDINANCE NO.

FILE OF CITY COUNCIL

BILL NO. 5 - 2015

January 21, 2015

AN ORDINANCE

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALLENTOWN:

SECTION 1. That Article, 1759.10 be added to Section 1759 and read as follows:

1759.10 PROTECTION FOR VICTIMS OF DOMESTIC ABUSE OR CRIME.

The Disruptive Conduct Report portions of this ordinance shall at all times comply in all respects with Pennsylvania House Bill No. 1796 Session of 2013, Printer's No. 2870 and as amended.

SECTION 2: That all Ordinances inconsistent with the above provisions are repealed to the extent of their inconsistency.

SECTION 3: That this ordinance will take effect ten (10) days after final passage.

- **What Department or Bureau is Bill originating from? Where did the initiative for the Bill originate?**

Bureau of Building Standards and Safety. As a result of new State Legislation.

- **Summary and Facts of the Bill**

To insure our Disruptive Conduct Report Procedures stay in line with the new State Legislation on domestic violence, or abuse from a crime. Incidences of domestic violence or abuse from a crime cannot result in the enforcement of a DCR against the victim.

- **Purpose— Please include the following in your explanation:**

- **What does the Bill do – what are the specific goals/tasks the bill seeks to accomplish**
- **What are the benefits of doing this/Down-side of doing this**
- **How does this Bill relate to the City's Vision/Mission/Priorities**

Provides protection from eviction to the victim.

Benefits potential victims with no down side.

In line with the City's mission to provide a safe environment.

- **Financial Impact – Please include the following in your explanation:**

- **Cost (Initial and ongoing)**
- **Benefits (initial and ongoing)**

No financial cost or impact.

- **Funding Sources – Please include the following in your explanation:**

- **If transferring funds, please make sure bill gives specific accounts; if appropriating funds from a grant, list the agency awarding the grant.**

N/A

- **Priority Status/Deadlines, if any**

None.

- **Why should Council unanimously support this bill?**

It is good for the Community.

THE GENERAL ASSEMBLY OF PENNSYLVANIA

HOUSE BILL**No. 1796** Session of
2013

INTRODUCED BY STEPHENS, VEREB, SCHLOSSBERG, ROZZI, COHEN,
SWANGER, GODSHALL, WATSON, MURT, REED, DELOZIER, HARPER,
SAYLOR, PARKER, DIGIROLAMO, QUINN, FRANKEL, SANTARSIERO,
DAVIS, BRADFORD, BROWNLEE, SCHREIBER, MUNDY, DERMODY, GAINNEY,
M. DALEY, DONATUCCI, KIM, SIMS, D. MILLER AND HACKETT,
OCTOBER 22, 2013

AS AMENDED ON SECOND CONSIDERATION, HOUSE OF REPRESENTATIVES,
JANUARY 13, 2014

AN ACT

1 Amending Title 53 (Municipalities Generally) of the Pennsylvania
2 Consolidated Statutes, in preemptions, providing for
3 protection for victims of abuse or crime.

4 The General Assembly of the Commonwealth of Pennsylvania
5 hereby enacts as follows:

6 Section 1. Title 53 of the Pennsylvania Consolidated
7 Statutes is amended by adding a section to read:

8 § 303. Protection for victims of abuse or crime.

9 (a) Declaration of policy.--The General Assembly finds and
10 declares as follows:

11 (1) It is the public policy of the Commonwealth to
12 ensure that all victims of abuse and crime and individuals in
13 an emergency are able to contact police or emergency
14 assistance without penalty.

15 (2) This section is intended to shield residents,
16 tenants and landlords from penalties that may be levied

1 pursuant to enforcement of an ordinance or regulation if
2 police or emergency services respond to a residence or
3 tenancy to assist a victim of abuse or crime or individuals
4 in an emergency.

5 (3) This section is not intended to prohibit
6 municipalities from enforcing an ordinance or regulation
7 against a resident, tenant or landlord where police or
8 emergency services respond to a residence or tenancy that
9 does not involve assistance to a victim of abuse or crime or
10 individuals in an emergency.

11 (b) Protection.--No ordinance enacted by a municipality
12 shall penalize a resident, tenant or landlord for a contact made
13 for police or emergency assistance by or on behalf of a victim
14 of abuse as defined in 23 Pa.C.S. § 6102 (relating to
15 definitions), a victim of a crime pursuant to 18 Pa.C.S.
16 (relating to crimes and offenses) or an individual in an
17 emergency pursuant to 35 Pa.C.S. § 8103 (relating to
18 definitions), if the contact was made based upon the reasonable
19 belief of the person making the contact that intervention or
20 emergency assistance was necessary to prevent the perpetration
21 or escalation of ~~or to respond to~~ the abuse, crime or emergency <--
22 OR IF THE INTERVENTION OR EMERGENCY ASSISTANCE WAS ACTUALLY <--
23 NEEDED IN RESPONSE TO THE ABUSE, CRIME OR EMERGENCY.

24 (c) Remedies.--If a municipality enforces or attempts to
25 enforce an ordinance against a resident, tenant or landlord in
26 violation of subsection (b), the resident, tenant or landlord
27 may bring a civil action for a violation of this section and
28 seek an order from a court of competent jurisdiction for any of
29 the following remedies:

30 (1) An order requiring the municipality to cease and

1 desist the unlawful practice.

2 (2) Payment of compensatory damages, provided that a
3 resident, tenant or landlord shall make a reasonable effort
4 to mitigate any damages.

5 (3) Payment of reasonable attorney fees.

6 (4) Payment of court costs.

7 (5) Other equitable relief, including, but not limited
8 to, reinstating a rental license or rental permit, as the
9 court may deem appropriate.

10 (d) Preemption.--This section preempts any local ordinance
11 or regulation insofar as it is inconsistent with this section,
12 irrespective of the effective date of the ordinance or
13 regulation. This section shall not affect or apply to
14 enforcement of the act of October 11, 1995 (1st Sp.Sess.,
15 P.L.1066, No.23), known as the Expedited Eviction of Drug
16 Traffickers Act, or to the enforcement of 18 Pa.C.S. § 7511
17 (relating to control of alarm devices and automatic dialing
18 devices).

19 (e) Definition.--As used in this section, the term
20 "penalize" includes the actual or threatened revocation,
21 suspension or nonrenewal of a rental license, the actual or
22 threatened assessment of fines or the actual or threatened
23 eviction, or causing the actual or threatened eviction, from
24 leased premises.

25 Section 2. This act shall take effect in 90 days.

ORDINANCE NO.

FILE OF CITY COUNCIL

BILL NO. 6 - 2015

February 4, 2015

AN ORDINANCE

Amending the 2015 General Fund Budget to provide for a supplemental appropriation of \$1,400.00. This was a result of a donation to the Police Department for the purchase of a tasers.

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ALLENTOWN:

SECTION ONE: That City Council authorizes an increase to the unappropriated balance of the 2014 General Fund in the amount of \$1,400 reflecting receipt of monies from donation to the Police Department for the purchase of tasers.

SECTION TWO: That City Council authorizes a supplemental appropriation from the unappropriated balance of the General Fund to the Police Department as follows:

000-04-0802-0001-68 (Operating Materials and Supplies) \$1,400.00

SECTION THREE: That this Ordinance will take effect ten (10) days after final passage.

SECTION FOUR: That all Ordinances inconsistent with the above provisions are repealed to the extent of their inconsistency.

- **What Department or bureau is Bill originating from? Where did the initiative for the bill originate?**

Police Department

- **Summary and Facts of the Bill**

This bill reflects the receipt of \$ 1,400.00 from a donation by Helen Steedle to be used toward the purchase of Tasers for the Police Department.

- **Purpose – Please include the following in your explanation:**
 - **What does the Bill do – what are the specific goals/tasks the bill seek to accomplish**
 - **What are the Benefits of doing this/Down-side of doing this**
 - **How does this Bill related to the City's Vision/Mission/Priorities**

This will provide funds to purchase Tasers for the Police Department
This bill will offset the cost of purchasing of Tasers.

- **Financial Impact – Please include the following in your explanation:**
 - **Cost (Initial and ongoing)**
 - **Benefits (initial and ongoing)**

Donation that will offset the costs of purchahsing Tasers

- **Funding Sources – Please include the following in your explanation:**
 - **If transferring funds, please make sure bill gives specific accounts; if appropriating funds from a grant list the agency awarding the grant.**

Donation to the Police Department

- **Priority status/Deadlines, if any**

As soon as bill has passed, purchase of Taser will take place.

- **Why should Council unanimously support this bill?**

The purchase of Tasers will better equip the police department for mobility in the City.



CITY OF ALLENTOWN

7

RESOLUTION

R - 2015

Introduced by the Administration on February 4, 2015

Sewage Planning Module for Butz Corporate Center Phase 3

Resolved by the Council of the City of Allentown, That

WHEREAS, Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act", as Amended, and the rules and Regulations of the Pennsylvania Department of Environmental Protection (Department) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management, and

WHEREAS, Eric Butz has proposed the development of a parcel of land identified as a parcel at Butz Corporate Center Phase 3 and described in the Sewage Facilities Planning Module, and proposes that such subdivision be served by: Sewer tap-ins; and

WHEREAS, City of Allentown finds that the subdivision described in the Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans, and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the Council members of the City of Allentown hereby adopt and submit to the Department of Environmental Protection for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module.



CITY OF ALLENTOWN

8

RESOLUTION

R - 2015

Introduced by the Administration on February 4, 2015

Sewage Planning Module for 2338 South 10th Street Subdivision

Resolved by the Council of the City of Allentown, That

WHEREAS, Section 5 of the Act of January 24, 1966, P.L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act", as Amended, and the rules and Regulations of the Pennsylvania Department of Environmental Protection (Department) adopted thereunder, Chapter 71 of Title 25 of the Pennsylvania Code, require the municipality to adopt an Official Sewage Facilities Plan providing for sewage services adequate to prevent contamination of waters of the Commonwealth and/or environmental health hazards from sewage wastes, and to revise said plan whenever it is necessary to determine whether a proposed method of sewage disposal for a new land development conforms to a comprehensive program of pollution control and water quality management, and

WHEREAS, B&B Lehigh Valley Real Estate has proposed the development of a parcel of land identified as a parcel at 2338 South 10th Street Subdivision and described in the Sewage Facilities Planning Module, and proposes that such subdivision be served by: Sewer tap-ins; and

WHEREAS, City of Allentown finds that the subdivision described in the Sewage Facilities Planning Module conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans, and to a comprehensive program of pollution control and water quality management.

NOW, THEREFORE, BE IT RESOLVED that the Council members of the City of Allentown hereby adopt and submit to the Department of Environmental Protection for its approval as a revision to the "Official Sewage Facilities Plan" of the municipality the above referenced Sewage Facilities Planning Module.

