

Julio Guridy, President  
Ray O'Connell, Vice President  
Joseph Davis  
Jeanette Eichenwald  
Daryl Hendricks  
Cynthia Y. Mota  
Peter Schweyer



Allentown City Council  
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Allentown, Pa. 18101  
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**COUNCIL MEETING MINUTES**  
**March 19, 2014**  
**COUNCIL CHAMBERS**

**COUNCIL MEETING – 7:00 PM**

**1. Invocation: Julio A. Guridy**

**2. Pledge to the Flag**

**3. Roll Call:** Davis, Eichenwald, Guridy, Hendricks, Mota, O'Connell, Schweyer  
Dale Wiles represented for the Solicitor's office

**4. Courtesy of the Floor**

Mr. Kenneth Heffentrager, 733 N. 11<sup>th</sup> Street, stated that 811 S. 5<sup>th</sup> Street, 656 S. Filmore Street, 710-712 S. Filmore, 211 Priscila 1803 Hanover, 871 Ulster, 1256 N. Van Buren, 131 S. 5<sup>th</sup>, 1036 Spring Garden, 27 S. 12<sup>th</sup>, and 1025 Sherman Street. He stated that there are owned by a slumlord the property at 656 Filmore Street has seen a bit of recent activities from fire and code enforcement. UGI came and shut the gas off because it was illegally converted oil to gas furnace. Code Enforcement tagged the building unfit. He stated with the Sunshine Act, something that is plain knowledge and easy should be given out right away.

Mr. Roberto Riburcio, 314 Ridge Avenue, stated that on Friday he went to drop his daughter on 531 Seventh Street and as soon as she got out of the truck I drove my car and the Parking Authority followed me and yesterday I received two tickets at my house, one for 9:38 – Double Parking and the other one 9:39 – Lazy Double Parking.

Mr. Guridy asked if they were done the same day, a minute away while you were driving away.

Mr. Riburcio stated yes, at 9:38 and 9:39 and I moved right away.

Ms. Eichenwald stated it was lazy parking and it means that it was another spot you could have parked your car.

Mr. Hendricks stated a reasonable distance you could have parked. Those were issued by the Parking Authority.

Mr. Guridy stated that his understanding that you get a lazy double parking ticket if you parking or double parked for some time. If you are dropping off somebody, you may be able to appeal that.

Mr. O'Connell asked have you talked to someone in the Parking Authority.

Mr. Riburcio stated yesterday I asked why I have two tickets and they said it is a city ordinance.

Mr. O'Connell stated that you have an appeal process that you can appeal to the Parking Authority.

Mr. Hendricks stated you have to get two when you are getting a ticket for the lazy double parker; you also get an initial one for double parking.

Mr. O'Connell asked Mr. ? to give his name and phone number to Mr. Hanlon and Mr. Hanlon will contact the executive director tomorrow and there will be a contact with the Parking Authority with you.

Mr. Guridy stated that if you appeal any citation within the time you don't get charge the \$50 extra.

Mr. Dennis Pearson, 942 E. Tilghman Street, stated that on Graham Street where there are the speed bumps. It is about time the next director of Public Works order them to be painted so that people can see them. There are problems with people parking too close to the curb when there is a big snowstorm. He thanked Mr. Hendricks, Mr. Davis and Mr. Schweyer for coming to the ribbon cutting for the Eastside Firehouse.

Mr. Guridy apologized to Mr. Pearson that he wasn't there. He went to the first time they scheduled it for and it snowed and then I was out of the country.

Mr. Pearson stated that 404 N. Jerome Street is a house that was damaged by Sandy and suffered more damage with the snow. For the sake of the neighborhood, it must be done for the quality of life and esthetics.

Mr. Fran Dougherty stated that they can commit to Mr. Pearson.

Ms. Jay Hogle, 702 S. Filmore Street, stated that she lives next door to the slumlord and my home is 30 feet from his house and it shake when his heat turned on and we had no idea that we were living next to a time bomb. You can't burn gas in an oil furnace. Where do I go with this?

Mr. Guridy referred her to the city administration. He asked if they could request somebody from code visit this property.

Mr. Hendricks asked if UGI been called.

Ms. Hogle stated that she called and they said if a certified master plumber has gone out and made the proper connections, they don't have to look at it. It was an illegal hookup.

Mr. Hendricks stated that the city will look into it.

Mr. Schweyer stated that this is not the first time we heard about this property here at council. He stated that he is sure there are a code or a building standards and safety regulation if someone is going to make a conversion that permits have to be pulled. I want to know what the fines are if they failed to do so. That would be one way we can start going after if someone started converting or stealing.

Mr. Guridy stated that after all these explosions everywhere in New Jersey, New York, and Allentown; we want to make sure that is taken care of.

Ms. Eichenwald stated that it would help if you shared some of your documentation with Mr. Dougherty.

Mr. Julian Kern, 252 E. Walnut Street, stated that he was there when UGI was on the scene. Code Enforcement called out UGI. UGI came and saw it was illegally converted and all they did was shut the gas off at the furnace and they tagged it. On N. Albert Street underneath the Hamilton Street Bridge, there is graffiti everywhere. He asked about Sweep and the Housing Taskforce.

Mr. Davis stated that there are no residents on that board. Residents are on the community strategy board. The taskforce is made up of real estate agents and developers.

Mr. Dougherty stated that Tom Harper is preparing answers to that.

Mr. Rich Fegley, 1002 S. Bradford Street, stated that in light of the recent news of the Golf Course, my family asked for Council's help in clarifying some things taking a look back on our concession agreement at the Golf Course. We like to ask which city official was ultimately responsible for giving the authority not to renew these for the Brew Works on the Green. What is being done to ensure that the taxpayers in Allentown that the person that made this decision will not continue to make decisions like the specific concession agreement?

Ms. Eichenwald stated we should ask Mr. Dougherty who is in charge of renewing the lease and making that decision.

Mr. Dougherty stated that he is not going to answer the question.

Ms. Eichenwald asked where the city gets the money to purchase the equipment from this business that went out of business. It is certainly something that we the citizens should know.

Mr. Dougherty stated that he is not sure. He will provide Council with the information.

Mr. Guridy asked Mr. Fegley if he was planning to apply again or bid on this lease. My understanding it is going to be bid again.

Mr. Fegley stated that we know what we were involved with before and what it took. It really was almost a break even for us. It wasn't a huge success. It is a very difficult business. Mr. Noti called us over the winter and said what is with the lights. It is so dark and I can't them to turn the lights on. I feel sorry for Mr. Noti, he was given a lease that no one would have succeeded.

Mr. Guridy stated that he read the article as well and was very interested in it. I am interested in making sure that place is successful and we have a responsible person as well. You said you paid \$35,000 for the year and you made \$1 million in revenue. You didn't bid again. Was it because of the rent?

Mr. Fegley stated that we did almost \$1 million in revenue. I am sorry you don't understand, but I explained it to everyone before why we didn't do it.

Ms. Eichenwald stated that it was \$1 million in gross receipts. Mr. Fegley has to make a living.

Mr. Guridy asked is that the reason because of the \$10,000.

Mr. Fegley stated that it was \$35,000 in rent a year and the city decided at the last minute to raise it to \$45,000 because the Golf Course manager stated that they were struggling with the cost of the heat and somehow they had to make up these revenues. Yes, the gross receipts are \$1 million.

Ms. Diane Teti, 328 N. 8<sup>th</sup> Street, stated that she found the issue very disconcerting when it happened. I worked at the Brew Works on the Green and I was pouring my heart and soul into the winter. The family and the staff worked hard.

Mr. Guridy stated that the decision is made by the administration.

Ms. Teti stated that she is here to talk about the homeless situation. She understands that an inspector went out during the day when Safe Haven was closed. She asked Mr. Schweyer regarding his resolution when in fact that is going to be discussed.

Mr. Schweyer stated that it is on the agenda for this evening.

Ms. Teti stated that there is a quarterly meeting on Monday.

Mr. Schweyer stated completely fair and I have spoken with the folks in the administration as well. He made a motion to move Resolution – R8 forward regarding the Liquor License Transfer.

Motion approved by Common Consent

**R8 American Citizens Slavonic Society of Allentown, Inc. (Tony's Pizza) Approval**

Approves or Disapproves the Intermunicipal Transfer of Lower Milford Township Fire Company #1, 1601 Limeport Pike, Coopersburg, PA 18036 License CC-05168 to 1157 Union Boulevard, Allentown, PA 18109

Mr. Schweyer stated that this is the not the first time we had a controversial liquor license that has been before us. I remember one time I was the lone dissenter in approving an economic development application. Liquor Licenses are difficult because for a very legitimate reason, the neighbors are very concerned about his. Mr. Wilburn made some very interesting points. He said that we should prevent the east side of Allentown from having additional liquor licenses. We can't do that. If it is a transfer of a license within the municipality of Allentown, it doesn't go before the board. That is state law. Is the Slavonic Club operating a private club a better option than taking a long-term risk of Tony buying his own liquor license and someone else acquiring that property and doing their own liquor license that we would have no control over. We heard Mr. Croslis say tonight that the applicant would be fine with transfer approval contingent upon all zoning and health ordinances and we heard Ms. Kistler say you need more time to review and provide with information on Tony's Pizza. Would anybody object introducing an amendment to this that would add a Whereas that the Intermunicipal Transfer would be approved contingent upon all compliance with all zoning code and health ordinances. He asked Mr. Wiles would that be in order or something I could do.

Mr. Wiles stated that he believes so.

Mr. Schweyer made a motion that the Intermunicipal Transfer is approval is contingent upon compliance with all zoning code, fire and health ordinances prior to the completion of the transfer.

Mr. Guridy second the motion and stated that it would be difficult for us if we don't approve it to stop Mr. El Chaar from having another liquor license at the same establishment which would be worse.

Mr. Fegley stated for procedure and clarification on council's power, in this case there are citizens that are here stating that may be they don't want that license and we all think differently. Council doesn't have the power to say we represent the voice of the people and if the people say we don't want another liquor license, council just can't say no to the liquor license.

Mr. Schweyer stated that we are voting on just that amendment. If the transfer is within the city of Allentown, I can't stop that.

Mr. Fegley stated that Council can't stop the sell, but can stop taking that license.

Mr. Schweyer stated that if it is within the city, we do not have that ability.

**Amendment that the Intermunicipal Transfer approval will be contingent on the conformity with zoning, health and other applicable city codes prior to the transfer passed, 7 – 0**

Mr. Schweyer asked Ms. Kistler how long it would take to get a full report to the appropriate authorities about the health violations of Tony's.

Ms. Kistler stated tomorrow around 9:00 AM.

Mr. Guridy asked are there any further comments on the license.

Ms. Eichenwald stated that she is going to ask a procedural question. Can we delay the vote until we have that report?

Mr. Guridy asked is there a time limit on it.

Mr. Hanlon stated yes, there is. You would need to act by tonight.

Mr. Guridy asked if we don't act by tonight, it is an automatic approval.

Mr. Wiles stated it has to be acted on within 45 days.

Mr. Guridy asked when did they start the application.

Mr. Hanlon stated that his understanding is the 45 days will be up before the next Council meeting. In the past, Ms. Fruhwirth has made an agreement with Mr. Zeller to continue the process beyond 45 days.

Mr. Crosliis stated January 30<sup>th</sup> and he just gave Ms. Kistler his card. My clients, the tenants have agreed to address the code issues. We know we can't be open without code. I didn't say it as eloquently as Mr. Schweyer, but it is part of the agreement that they will fix what is wrong before they open.

Mr. Guridy asked if the dates run from February 10<sup>th</sup>.

Mr. Hanlon stated that the date we received payment was February 10.

Mr. Wiles stated that will be the date the application is completed.

Mr. Hanlon stated that you did submit the application, but you brought the check in on February 10.

Mr. Crosliis stated that he is sorry. They probably filled it out, but had to wait for money. We did submit it, and we had to wait for the money.

Mr. Guridy stated that regardless, we don't have time for the next meeting.

Mr. O'Connell stated that we are 37 days right now.

Mr. Davis stated that he thought this was going to be an easy decision. We have a chance to bring a social club which I think will be a very valuable part of cities. Tonight, everybody is talking about what happened in the past. What this club is talking about is having a jukebox for their entertainment. You are not going to have a big crowd come in to listen to a jukebox. I was surprised that the zoning issue wasn't resolved ahead of time. I would prefer to see a social club in there. I have talked to residents in support and opposed to it.

Ms. Eichenwald stated that she agrees with Mr. Davis, but the issue that I have since the beginning was a lot of misinformation. It was difficult to understand. We found out towards the end we found out the gentleman was going to be the cook. It was very confusing and we just heard about Ms. Kistler giving us more information about the violations and all the codes that they violated in the past. Instead of being a club, a jukebox will not make a lot of noise.

Ms. Eichenwald stated that she knows now that this is a mute issue, but she feels this is her only opportunity to bring it up. If we only have 45 days, why we were only presented this at a previous meeting because now we are up against an impossible position.

Mr. Hanlon stated that there is really no reason, but 45 days is tight because we sent out the notice to everybody to see if they have a problem. We received it, and you guys reacted towards it and developed a set of questions and you got the questions back and we put it on the agenda.

Ms. Eichenwald stated that in the future we need to develop a different system. Questions come up and we don't have an opportunity in which to resolve some of these issues. She asked is there no possible way that this could be delayed.

Mr. Wiles stated that the only way that this could be delayed, if they agree to it.

Ms. Eichenwald asked if they would agree, then it would be legally feasible.

Mr. Wiles stated that they can agree to extend it.

Mr. Hendricks stated if he could raise a question, and unfortunately Mr. Laubach is no longer with us, but there were a number of violations that the fire department pointed out and they were dealing directly with Mr. El Chaar. I was lead to believe that he was no longer associated with it, in addition to the other violations. I would not be comfortable unless I know that was taken care of.

Mr. O'Connell stated that we have a meeting in front of us and we talked about a Resolution for Immigration Reform which basically we unanimously approved that and that is going forward to the entire Council. These are apples and oranges. The only hang up right now is Mr. El Chaar being the cook. He stated that he will not be the cook. The city has always been home to many clubs of this type. If we have an amendment that they have to abide by all the zoning, the fire, the police I don't understand why we want to delay this. Let's vote yay or nay. They have to abide by the Liquor Control Board rules and regulation. It is not a freelance club. Do we say no to the Slavonic Club and Tony still owns the building and in two months or four months, a year or two years he gets a liquor license and we have a nuisance bar.

Mr. Crosliis stated that he wanted to respond to the comments that we may have been disingenuous. There was no intent to deceive or hide any information whatsoever. I represent clients and it is my credibility on the line as well.

Ms. Eichenwald asked Mr. Croslis is he willing to delay.

Mr. Croslis stated that he is afraid that they will lose their fifth license and this point. I have to sit and look at the agreement, but if we delay it, we might be out of the agreement. He stated that Mr. Schweyer is correct. If our Pioneer License would have gone through, and we had a place to rent, we would have never been here. If we found a license in Allentown tomorrow, we could go to Tony's. It so happens that this license is in Lower Milford and Tony's was available to rent.

Mr. Guridy stated that Mr. Hendricks point was well taken in regards to if you only have 20 members, how you are going to pay the rent.

Mr. Croslis stated like any organization, you have a few that pull the weight. They have to reactive the members. They have been talking to the family members. I have reached out to different unions that I represent and work with and offered them free meeting space if they were a member, but they would have to go through the whole process. I would know them and I would talk to Greg Potter, and a couple of other people. They will build it up, but it is through referrals. They have to follow their bylaws. They have saved money in the past and have money in a bank account. We can get to the point we they can pay the rent, but if they can't, they owe Tony the rent. It's like any other business. They would sign a legal obligation.

Mr. Guridy asked is Gregg Potter part of the membership.

Mr. Croslis stated that he spoke to him and asked if we had a club like this would you be interested.

Mr. Guridy asked did he say yes.

Mr. Croslis stated that they serve draft beer, to help build and make sure to make a go of it. He stated that he is not an active, but I will become a member. When I was with the LCB, I couldn't belong to anything like that. I bartended through college and law school and got to know these guys. I don't charge clients that are nonprofit.

Mr. Guridy stated my concern is we have a new group of people that are coming in and the old group of people were running the club pretty well and then Mr. Osika left and someone else came in after that and when that person came in that's when everything went down south. Is that person still involved? That is a concern.

Mr. Croslis stated that he is still a part of the club. He stated that it would put our agreement in jeopardy if it is going to be a no vote; I need to start looking for another place for the client to rent. If it will be a yes vote then we will meet code, follow all the bylaws and follow all the rules of the city. The tenant is agreeing to bring everything up to code for the landlord.

Mr. Guridy stated that he understands what Mr. Croslis is saying and he wants to support a club that is law abiding and I understand if we don't do it what can happen. I also feel like and I am not sure if we should just go on the word of making an amendment to make sure that Mr. El Chaar is not part of the club.

Mr. Croslis stated that is a condition that I understand and given what you heard I wouldn't oppose that either.

Ms. Eichenwald asked why has it been so difficult for the club to find a location. There are so many empty locations. Why this one when we knew in advanced that it was problematic.

Mr. Croslis stated that I don't know. We had an agreement with Mr. Williams at Tenth by the new Police Station and it fell through and at the Grand, but he wanted to charge too much money. We signed a letter of intent, but it broke down over he wanted to charge too much rent. It was too high.

Ms. Eichenwald stated it is puzzling to me because there are so many locations in the city.

Mr. Croslis stated that we looked at this one and we knew Tony needed a tenant. I represented him and did the other people and I physically took the license off the wall. I knew he was looking for something and he is hurting. I have a client who is looking to rent somewhere. We could fix the problems that were there. I see it as a win/win and Tony gets his rent and he doesn't have to be involved with the business. If it is a no vote, we have to start looking for another place and if it is a yes vote I will make sure they live up to their expectations.

Mr. Guridy stated that he would like to make an amendment that Mr. Tony El Chaar is not directly associated with the club, either as a cook or as a member.

Ms. Eichenwald stated she doesn't know if you can bar somebody.

Mr. Croslis stated that he can get the club to agree that they won't hire him. You guys can't tell Tony what he can do.

Mr. Guridy asked if it could be a condition of the license.

Mr. Wiles stated that is an LCB issue.

Mr. Schweyer stated that he will not feel comfortable writing an ordinance or approving an ordinance or an amendment that specifically says that one person couldn't have a job because that is ultimately what it would read like regardless of the intent of the Slavonic Club, Mr. El Chaar and the figurative handshake agreement that they gave Council.

Mr. Guridy stated that reason why most people feel uncomfortable is because of that person. We are saying that if we don't approve it, that person has a negative responsible to the bar.

Mr. Schweyer stated respectfully, I don't disagree with your intention and I certainly get it.

Mr. O'Connell stated that Mr. El Chaar sat over there and said that he will not be involved with the club. Mr. Croslis, his lawyer said that he will not be involved in the club. We could take that at face value and in another month we go in there and he is cooking. We don't know. Take the man at face value. Let's vote and if it is yeah, great and it is no, great. Let's roll.

Mr. Wiles stated that the Liquor Control Board doesn't allow us to place restrictions on License.

Mr. Guridy stated that he knows that they made amendments on approving something. We did it for a hospital. It was a rationale and we voted on the condition and if that didn't happen, we can revoke it.

[Someone who did not state his name] asked if it was going to be a Slovak Club or what is it going to be called. It can't be a Slovak club because it is not associated with the Slovak people. I am a Slovak and I won't go there.

Mr. Guridy stated that American Citizens Slavonic Society of Allentown.

He stated if they call it that, there will be no Slovaks there. Why didn't they go to a nicer place rather than Tony's bar? Tony's bar is rundown. It is not a beautiful place to go to. Tony's people will be right in there again.

Mr. O'Connell asked how do you know there will be no Slovak members.

He stated that man that spoke is Slovak too. It will be a bar where you need a key card to get in. You have to be a member. Why didn't they go to a nice place and you could have approved the license.

Mr. Guridy stated that it is what we have right now in front of us and we cannot speculate.

He stated that he saw one of the representatives here for Tony's bar and he was in one of the bars that was running it at the same time where you had all the trouble.

Mr. Guridy stated that there are probably people here that are good friends of Tony's bar.

He stated it was a car wash and then it was converted to a car sales place. He made some kind of bar with no insulation to keep the noise out. You don't know what you are going to get. Membership is open to anybody as long as someone is a member. Where are they getting the money to get the license? That is a lot of money. Who is paying for it?

Mr. Kenneth Heffentrager said it is really simple. Just vote no. There have been four Council people that have concerns about the issue. The health department has concerns about the issue. The citizens have concerns about the issue, not to mention what a great point. If they paid for it on the 15<sup>th</sup> of February, why wasn't this on the first meeting of the month?

Mr. Dennis Pearson stated that the position in east Allentown Rittersville Neighborhood Association remains the same. We do not endorse the approval of this application. It is always a possibility that good individuals would like to get back and do their social thing, but because of lack of members could allow other people to attend and come back. That is a concern. We had victory here and now you want to pull it back and make a retreat and if the thing goes sour we have a loss. We had to deal with Platinum Plus and Horizon. Listen to the people.

Mr. Crosliis stated that he is going to end it. After hearing the concerns of Council, I will withdraw it under the condition that we could bring it back and have all concerns addressed.

Mr. Guridy stated I think that is the best thing.

Mr. Schweyer asked as a point of order. Do we officially table the Resolution as amended?

Mr. Guridy stated that it has been withdrawn. We don't have a bill to table.

Mr. O'Connell asked about the timeline and if he has to pay the fee again if he starts all over again.

Mr. Guridy stated that we can table it. That might be better for you and the members, it be tabled and not withdrawn.

Mr. Crosliis asked if it could be tabled and not withdrawn.

Ms. Eichenwald made a motion to table.

Ms. Mota seconded the motion.

The motion to table was approved by Common Consent.

## **5. Approval of Minutes: February 19<sup>th</sup> and March 6<sup>th</sup>**

Approved By Common Consent

## **6. Old Business**

None

## **7. Communications**

Mr. Guridy stated there are copies of transfers that council has signed and are on the table in the back of chambers.

## **8. REPORTS FROM COMMITTEES:**

### **Budget and Finance: Chairperson Schweyer**

The Budget and Finance Committee has not met since the last council meeting; the next meeting is scheduled for March 26<sup>th</sup>. He stated that at the committee meeting the \$575,000 transfer. I have a technical amendment.

### **Public Safety: Chairperson Eichenwald**

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

### **Community and Economic Development: Chairperson Davis**

The Committee met March 13; the next meeting is scheduled for April 23<sup>rd</sup> at 6:30 PM.

### **Parks and Recreation: Chairperson Mota**

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

### **Public Works: Chairperson O'Connell**

The Committee met on March 13 and referred some items on tonight's agenda; a future meeting is scheduled for April 23<sup>rd</sup> at 6:00 PM

### **Human Resources, Administration and Appointments: Chairperson Hendricks**

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

### **Rules, Chambers, Intergovernmental Relations and Strategy: Chairperson Guridy**

The Committee met this evening to review an item on tonight's agenda; a future meeting will be scheduled to review draft amendments to council rules.

## **Controller's Report**

None

## **Managing Director's Report**

Mr. Fran Dougherty stated that we did follow up and got clarification on the Parking Authority's procedures. He does not have to pay the fine if he files an appeal within 10 days.

## **9. APPOINTMENTS:**

Arundhati (Tinku) Khanwalker EAC

01/01/2016

David Mickenberg  
John Hoffman

Arts Commission  
Electricians Examining Board

01/03/2016  
04/01/2016

Mr. Kenneth Heffrentrager asked when these people are picked and put on here are they recommendations to you or are you studying who these people are and what they do. We appointed someone last month that had inaccuracies on their application.

Mr. Guridy stated that they give us a resume of the person and we read the resumes. If there is an issue, we ask.

Mr. Schweyer stated that in years past and this is prior to my service on Council. When I was on the Zoning Hearing Board, I had a committee hearing before I went to Council for approval.

Ms. Diane Teti stated that there is an EAC appointment that I am assuming that is the mayor's appointment and yet not responding to the recommendation of Dan Poresky and Julie Thomases on the EAC.

Mr. Guridy stated that the way it works is that the mayor makes the appointment. There are some committees that council has some appointments.

Mr. O'Connell stated that Council has two appointees and we nominated and were confirmed by council.

Ms. Teti stated that they deserve a response.

Mr. Guridy stated duly noted and very intelligent and very articulate and very committed.

? stated that this application or request for appointment is dated after the meeting that Julie Thomases came to and said that her three people that she had submitted was being ignored.

## **RESOLUTION PASSED, 7 – 0**

### **10. ORDINANCES FOR FINAL PASSAGE:**

#### **Bill 3 Street Vacation - E Jeans St**

Providing for the vacation of E. Jeans Street from centerline of N. Gilmore Street to the centerline of N. Glynn Street in the Fifteenth Ward of the City of Allentown.

Mr. O'Connell stated that was in his committee. Mr. Davis went to check it out and it is a paper street and the city hasn't had any ownership in 20 years. The Public Works Committee voted 3 – 0 favorably to move it forward to the entire Council.

Mr. Guridy asked any comments from the public.

## **ORDINANCE PASSED, 7 – 0**

Ms. Mota made a motion to suspend the Rules for R4.

Mr. Schweyer seconded the motion.

**R-4** Immigration Reform

Recommends Federal Enactment of Comprehensive Immigration Reform that keeps families together, promotes economic growth and retains respect for the rights of all persons regardless of where they come from.

Mr. Guridy stated that it was a Bill that I introduced and supported by most members of Council. We had a meeting today that discussed it and I am not going to go at length. We find that the immigration process in the United States is broken and we are forwarding this, if it passes tonight to our local legislators and our federal legislators to take it into consideration to pass a comprehensive immigration bill that will be beneficial for those people that are law abiding citizens and may be here undocumented.

## **AMENDMENTS PASSED BY COMMON CONSENT**

### **RESOLUTION PASSED, 7 – 0**

#### **Bill 4**

Amending the Property Rehabilitation and Maintenance Code, Article 1759.99, by providing a penalty of Five Hundred (\$500.00) dollars for the **unauthorized** removal of any official notice or placard placed on a property by an official from the City of Allentown, including but not limited to a notice posting a property as uninhabitable or being an illegal unit. Any unpaid charges relative to this penalty may be subject to a lien being placed upon the property.

Mr. Davis made a motion to amend this Bill by inserting the word “unauthorized” before removal.

Mr. Schweyer seconded the motion.

Mr. Davis stated that it passed 3 – 0, favorably.

## **AMENDMENT PASSED BY COMMON CONSENT**

Mr. Schweyer stated that he appreciates the work of the administration for working with us on it and the residents of the Tenants Association and appreciate the support of Council on this Bill.

Mr. Heffentrager stated that this is a good first step and I hope you can keep working on it. It is going to be hard to enforce.

### **ORDINANCE PASSED, 6 – 0**

#### **Bill 1 Basin Street Funds**

Amending the 2014 Capital Fund Budget to provide for an appropriation of Five Hundred Seventy-Five Thousand Dollars (\$575,000.00) reflecting 100% reimbursable federal funds for the Construction and Inspection of the proposed safety improvements on Basin Street.

Mr. O’Connell stated that was in my committee last Thursday and Ms. Eichenwald was on the committee. After talking to Mr. Hershman stating that we didn’t really approve a Capital Fund Budget which should have been done in December. It wasn’t done in December because I wasn’t here in December.

Mr. Schweyer stated that we did not approve the Capital Fund Budget during the budget season entirely because we are still working out the details of the water/sewer concession lease. I would like to make an amendment on Section 1 which would read This Bill establishes the 2014 Capital Budget for the City of

Allentown. Section 1 will become Section 2; Section 2 will become Section 3; Section 3 will become Section 4 and Section 4 will become Section 5.

Mr. O'Connell seconded the amendment.

Mr. Guridy asked were there any comments on the amendment.

**AMENDMENT PASSED BY COMMON CONSENT  
ORDINANCE PASSED, 6 - 0**

**11. ORDINANCES FOR INTRODUCTION:**

**Bill 5 Water lease capital funding allocation final** **Referred to Committee of the Whole**  
Amending the 2014 Capital Project Fund Budget to provide for a supplemental appropriation of Five Million Dollars (\$5,000,000) from the proceeds of the water/sewer lease project to various capital projects across the City

**Bill 6 Lehigh Valley Health Network RACP Pass Through Grant** **Referred to Budget and Finance**  
Amending the 2014 General Fund Budget to provide for a supplemental appropriation of One Million Two Hundred Twenty-Five Thousand Eight Hundred Three Dollars (\$1,225,803), as a result of a grant from the Commonwealth of Pennsylvania to the City of Allentown in the form of a RACP pass through grant to the Lehigh Valley Health Network.

**Bill 7 Zoning Map Amendment** **Referred to CEDC**  
Amending the Zoning Map of the City of Allentown by rezoning 739-51 E. Fairmont and 1202-120 N. Godfrey St. from Business/Light Industrial (B/LI) District to Limited Industrial (I-2) District.

**Bill 8 Zoning Code and Map Amendment** **Referred to CEDC**  
Amending the Zoning Code and Map by adding a Commercial District called the Innovation and Workforce Development Zone to facilitate the appropriate reuse of land/buildings and rezoning an area at 555 Union Boulevard from I2 to B/IWD (the new district)

**12. CONSENT AGENDA:  
NONE**

**13. RESOLUTIONS ON SECOND READING:**

**14. RESOLUTIONS ON FIRST READING:**

**R6 Cellular Tower Lease - 1325 Oxford Drive** **Referred to Budget and Finance**  
Authorizes the Administration to Sign a ground Lease with Crown Castle for the property located at 1325 Oxford Drive

**R7 - Homeless**  
Recommends City and County Officials be Appointed to the Commission to End Chronic Homelessness

Mr. Schweyer stated Council vote on this in addition that we have been talking about this for months as Ms. Teti pointed out, the next meeting comes in the next 10 days. This Resolution is simple and recommends that a member of City Council at the Council President's discretion. Would join the commission and the

Lehigh County Board of Commissioners are considering for identical legislation and changes on the different legislative bodies. He thanked Mr. Hanlon for working with their clerks on getting language correct. The County Commissioners will also put someone on the commission. We need to do a better job in communicating to the public at large with our friends, social workers and in the community who are the advocates for homeless and agencies that deal with when there is a weather emergency and there is warming shelters and/or emergency events are triggered.

Mr. Guridy asked any comments from the dais or the public.

Mr. Guridy asked Council who would like to be appointed.

Ms. Eichenwald stated that she would like to be appointed.

Mr. Guridy stated that you are on it. Thank you. There is a meeting coming up next week.

## **RESOLUTION PASSED, 6 – 0**

### **16. GOOD AND WELFARE**

Mr. Schweyer stated that to Mr. Hanlon if you can let the administration know at the next Budget and Finance meeting I would like for them to do a quarterly review and the Account 46 lines.

Mr. O'Connell congratulated Central Catholic High School ended the Season 29 – 1. They were the Lehigh Valley Conference Champions, they were the District 11 3-A Champions.

### **17. ADJOURNED: 8:47 PM**

*Council meetings are held on the first and third Wednesday of each month beginning at 7:00 pm in Council Chambers. For copies of the agenda or meeting announcements, please visit our website at [www.allentownpa.gov](http://www.allentownpa.gov) or contact the Clerk at [Michael.Hanlon@allentownpa.gov](mailto:Michael.Hanlon@allentownpa.gov) to receive an email notice of the meetings.*