

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



Allentown City Council
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COUNCIL MEETING MINUTES
January 16, 2013
COUNCIL CHAMBERS
435 Hamilton Street

Council Meeting – 7:00 PM

- 1. Invocation:** Pastor Edwin Colon from Iglesia 1ra de Corintio 13
- 2. Pledge to the Flag**
- 3. Roll Call:** Davis, Eichenwald, Glazier, Guridy, Mota, O'Connell, Schweyer
John Marchetto represented the Solicitor's office

Mr. Schweyer stated to Mr. Guridy a point of order. In light of the fact that we have very appropriately welcomed students from Roberto Clemente are you proposing to allow all of courtesy of the floor to residents and then the students or vice versa.

Mr. Guridy stated that he thinks they will allow the residents first.

4. Courtesy of the Floor

Mr. Lou Hershman stated to Mr. Guridy that he had mentioned that you were going to make a presentation under courtesy of the floor for the young children. Do you want them to go first?

Mr. Guridy stated no, you can go. He stated that he wants them to get a taste of what Council deals with here.

Mr. Lou Hershman, 405 N. Gilmore Street, stated that the Mayor used his canned speech on how real estate taxes will go up if you don't approve the water and sewer lease. He stated that for eight weeks he has been trying to find out how you are going to fund the MMO in year 2013. Can anyone on Council tell him how they are going to fund the MMO in 2013? The \$16 million that is unpaid for.

Mr. Guridy stated he requested all of his questions that you send via email and he has forwarded to the administration to provide the answer for you and he has not gotten those answers.

Mr. Hershman stated that it is a shame. They ask you to approve a budget and how they are going to fund an expenditure and they can't tell you how they are going to fund it. He was on City Council and when they asked questions before; the administration would open up the book and give the number to the penny. Now, we can't get a number to the dollar two months later. There is no transparency. There was a packet with budget transfers and inside the packet there was a \$500,000 budget transfer and when he was on council expenditures were always transferred to the fund and to the bureau that incurred the expenditure. Here you charged the police expenditure to the fire department. He thinks they did not do it properly unless you guys changed how you charge expenditure. How do you get accountability if you charge another bureau's expenditures? Do you pay this consulting firm \$500,000, but you charge half of that expenditure to the fire department. That's not the way we did business before. When you do an actuarial study, it

supposed to be charged to the pension fund. If things changed shouldn't it be changed by an ordinance? We are losing transparency and no one is connecting the dots.

Mr. Guridy asked the city's director of finance if he could answer some of the questions that you have. Then it would be Mr. Schweyer and next it would be Ms. Eichenwald.

Ms. Eichenwald stated that she just wanted to ask the same thing.

Mr. Strathearn (inaudible)

Mr. Hershman stated that on page 4 of the 2013 budget under account 14, pensions he would like to know how we are funding the pensions. You have a copy of my memo.

Mr. Guridy stated that he sent all of the questions to the managing director to answer. He is not here today and he has not provided the answers and that is why I have asked the director of finance who helps to prepare the budget to answer some of the questions that you have.

Mr. Schweyer stated to Mr. Hershman to your second and third point he doesn't have any answers. As far as he is concerned with municipal transfers are able to transfer from not only from one item, but to department to department. To your first point, Mr. Hanlon I had asked and quite frankly his five years on council he has never seen a document to what you are describing. We have never served together so he will plead ignorance that he has never once seen a document like that. He asked Mr. Hanlon if he had something like this on file so that I could actually see what it is Mr. Hershman is looking at. He stated that he knows that Mr. Hanlon is looking for one, but before he could reasonable answer what you are looking for.

Mr. Hershman stated that he made copies. He stated that Julio was on Council.

Mr. Schweyer stated that he understands that Julio was, but six of us weren't and Mr. Strathearn at the very least was not present.

Mr. Hershman stated that this guy was CD director when this guy was mayor and he got a summary just like Julio and I got to show how the pension funds were funded.

Mr. Schweyer stated that he does not work for the mayor. He asked Mr. Hanlon to try to find that document for us. He is not ignoring him. He is trying to see what you have. He is sure it was a helpful, valuable tool. He stated that he is sorry he missed one of his memos, but he has it, he will be happy to look at it.

Mr. Hershman stated that it is not broken down and he is just asking the question. They should open it and tell you how much is coming out of this fund.

Mr. Schweyer stated duly noted. He just want to see what it looks like for somebody that is not an accountant so he can present, this is what we are looking for and this made sense to a previous council. It would be helpful. He is trying to identify what that is.

Mr. Guridy stated that he truly appreciates that. As the chair of the finance committee, you have a good understanding of what is going on in regards to the finances and you want to make sure that all of the questions are answered.

Mr. Schweyer stated that it could be a format issue or it could be a public hearing. He just wants to see what it was that Mr. Hershman was referring to since I wasn't on council at the time.

Mr. Hershman stated with the budget transfers, when we had an expenditure at the fire department, we never charged the police department and an expenditure with the police department, we never charged the fire department.

Mr. Schweyer stated that he understands.

Mr. Guridy stated that Ms. Eichenwald has been patiently waiting.

Ms. Eichenwald thanked Mr. Guridy and stated that she is especially interested in the transfer process. Especially in the last two years and this year especially there have been large sums of transfers going from one department to another to pay especially PFM and other advisors and in the interest of transparency that we all talk that we all want and good government that we all talk and we all want. She stated to Mr. Strathearn that is a good is a really good question to be answered, the transfers. The other question that Mr. Hershman asked she also doesn't want to put aside how we are funding the MMO this year, 2013. She knows that they are not prepared to give an answer this evening, but she certainly thinks that it is incumbent especially with the finance committee and the entire council to have some answers to the funding questions and especially for her personally she is interested in the transfer question. We are heading towards a million dollars in these transfers to pay financial and legal advisors and she thinks they have to know exactly from what departments they are coming and what is not being spent.

Mr. Glen L. Hunsicker, 844 S. 11th Street, stated that a few weeks ago he presented to council about one of the questions and he had two basic questions tonight and he is talking for Citizens for Common Sense. He would like to get a clarification on the certified operators. Are they going to stick with this on the draft or the final RFP or has it been any update. Can anyone answer that? He is trying to dig down on what the sewer capacity is in the City of Allentown. He stated that maybe Mary Ellen could talk about this because she wrote an article for the mayor a few months ago back in August when we first presented these things basically saying that we normally use out of 40 million gallons a day sewer capacity. He thinks we use about 34 million gallons and roughly about six million gallons. In the article it said that these excess which he thought was more are actually already allocated to somebody and he is trying to find out who they are allocated to. He asked Mr. Guridy to ask Mary Ellen if she knows.

Mr. Guridy asked Mr. Young because he may have a better idea. He is the director of Public Works.

Mr. Hunsicker stated that she wrote the article and he thought that she knew. He stated that he doesn't care who answers it.

Mr. Guridy asked Mr. Young to answer the question, if he can.

Mr. Richard Young stated there is a difference between capacity and allocation. Our plant is rated at 40 million gallons a day. The current flow is right around 32 million gallons a day. The 40 is divided in allocation to the various signatories: LCA, South Whitehall, Coplay – Whitehall Sewer Authority, the Bureau of Emmaus, Salisbury Township, Hanover Township. They all have a portion of that. How that breaks down he does not have them memorized. All those total including the City of Allentown total 40. Not everybody is flowing at their allocation and that is why you see the flows at the plant that are closer to the 32 then the 40.

Mr. Guridy stated that it always been like that.

Mr. Young stated that is correct.

Mr. Hunsicker asked Mr. Young what does the City of Allentown has in its allocation that is left.

Mr. Young stated that he does not have the exact number. It is somewhere between 17 and 18 million gallons.

Mr. Hunsicker stated if you have 32 already using you only have 8 million left on a daily basis. Out of the eight million you said all the other signatories have an allocation of that, but Allentown must have a slot in there that they can actually use or have allocated to them.

Mr. Young stated that is what I am saying. It is around 17 or 18 million gallons is Allentown's allocation.

Mr. Guridy stated that he thinks he said and what he heard him say is that total 32 and it includes the signatories.

Mr. Young stated that 32 include Allentown and the signatories, total flow.

Mr. Hunsicker stated that we are using 32, and he thought 34 on a daily basis. Is that correct right now on average?

Mr. Young stated that is correct, 32.

Mr. Hunsicker stated that means we have about eight million left on a daily basis.

Mr. Young stated capacity.

Mr. Hunsicker stated that if he has eight what is broken down to the signatories and what does Allentown has.

Mr. Young stated that there is a difference between allocation and capacity. What you are talking about is the capacity portion of it. The 32 is what is actually flowing. The 40 is what is available and the 32, some of it is Allentown, and some of it is LCA. It is divided amongst the signatories and the flows that is actually coming to Allentown including Allentown that totals 32.

Mr. Hunsicker stated that he should probably sit down with Mr. Young and go over these numbers some time. With the NIZ zone coming and the 130 or 128 acres building up in Allentown and when he read this article that Mary Ellen wrote a couple months ago and she said all this excess capacity was allocated already his main concerns were what did Allentown set aside for itself because if it is all allocated to the signatories and Allentown has 1 million or 2 million out of that eight on a daily basis. Has anybody done an impact study on this to say how this will affect the citizens of Allentown?

Mr. Guridy stated that he is sure somebody has done an impact study.

Mr. Young stated that is all part of the development process. Actually DEP tracks it as part of the planning modules.

Mr. Guridy stated that every time we do something like that and we started working on the arena they tracked all that. They just don't come out and say let's do this without seeing how it is going to affect the city.

Mr. Hunsicker asked are you telling me that someone did a study somewhere. All we have to do is see the study. He stated that if you can produce the study all my questions will be answered.

Mr. Guridy stated to talk to Mr. Young offline and see if you can get that.

Mr. Davis stated that on the issue you brought up about workers being on call unfortunately it was at the tail end of the meeting and he did bring it up to the team, Dan Koplisch are others. You had a certain issue about the one paragraph about having members on call.

Mr. Hunsicker asked if he gave him a copy.

Mr. Davis stated yes, he did take it to them. The next meeting whenever it is scheduled hopefully they will have the answer.

Mr. Hunsicker stated that is important to the certified operators and the citizens of Allentown being that they are downgraded that requirement. For many, many years that has been there. We had two certified operators on each sewer and water side. He stated that if you are going to downgrade this that could be a big concern. I hope that they push to keep it the same.

Mr. Dan Poresky, 24 N. Burke Street – Petitioners' Committee, asked if the RFP has gone out.

Mr. Guridy stated that the RFP is out. It has been out.

Mr. Poresky asked has the final RFP gone to the bidders. When the earliest it would go out and when is the latest it might go out.

Mr. Schweyer (inaudible)

Mr. Poresky asked to how many bidders that will be going.

Mr. Strathern stated that right now there are six.

Mr. Poresky asked if he could tell who they are.

Mr. Strathearn stated (inaudible) American, Aqua, United, Allentown Forward, and LCA.

Mr. Poresky asked the work putting together this final RFP has anybody from council had input into that.

Mr. Davis stated all of us.

Mr. Poresky asked how much time the bidders have to submit their responses for actually proposals once the RFP is out.

Mr. Strathearn stated that they have not finalized the exact number of days.

Mr. Poresky asked when the final RFP does go out will it be available for the public to see while it is being worked on by the bidders.

Mr. Strathearn (inaudible)

Mr. Poresky asked will the administration when you are working on the negotiation of the final deal. Will you be working with just one bidder? The one that is most favorable, the one you have chosen or multiple bidders and negotiate with them to determine which one you are going with.

Mr. Strathearn stated that it depends on closeness of the number and the perimeters.

Mr. Poresky stated that he believes council said once the numbers are in that they are going to give consideration to a City Water Authority as a vehicle in borrowing the money. Is that still in the works and how much time and allocation and resources you can give to that?

Mr. Guridy stated that he is not sure of the time and not sure of the allocation of resources to it. What we had agreed or least we talked about that we are going to continue talking to PEL to look into that aspect of that.

Mr. Poresky asked if Allentown has a Water Authority. He has a document here that Mr. Hershman gave him that Allentown does have a Water Authority, but it is inactive.

Mr. Guridy stated that they used to have a Water Authority a long time ago and there was a committee, but it is not active.

Mr. Poresky stated having that Water Authority in place now does that make it easier to set one up if you decide you want to do that instead of going with a private water company to see if that already gets you a head start, might save you money, might get the process started and might be easier. He asked if that is something that you can get an answer on.

Mr. Guridy stated sure.

Mr. Poresky stated that one of his main concerns is the business about using water money to be for pensioners. Whatever the leasee charges water usage it has to cover the \$150 million or more. It has to charge more than it would if it wasn't given the city \$150 million. It has to get the money back. Is that differential going to pay the pensioners that money is water money or rate money that is going to pay for pensions. When does that get to be afoul of state law? At some point that has to be pushing against the limits the state could allow. How much water money can pay pensions. If we didn't charge anything and let them run it, the rates would be a heck a lot lower than if they do have to get the \$150 million.

Mr. Schweyer stated that they did ask that information and he firmly admits that he hasn't seen a memo, but they did ask Marc Feller to answer that question. He has not seen anything from Marc for that. He would like to see that.

Mr. Strathearn stated that he doesn't have it with him now, but Marc has responded in some way to that. That question that Dan is raising has been something that we've gone in-depth into and we keep coming back crafted by Bond Council that doing like the way we are proposing it does not run afoul of what Mr. Poresky is talking about, but we will get the language from Mr. Feller that would explain that.

Mr. Poresky stated that as the concessions that the city makes becomes greater and changes the rate

basis on the different types of CPI, giving back some of the things that we are asking for and not having to pay for it. All that creates a larger differential and at some point it is undeniable that the ratepayers are paying for the pensions.

Mr. Jim Powers, 2313 W Allen Street, stated that he is a retired captain from American Airlines and he mentioned his employers because as you are probably are aware, they are bankrupt. As is any other major airlines in the United States. One of the reasons for this is economic reality. If the money isn't there, it isn't there. You can't get milk from a stone. As a consequence of this, his retirement benefits are subject to change as of thousands or millions of others have changed. This suggests two things, first there really is such a thing called bankruptcy. Although it is more problematic for a city than it is for a corporation, but there is such a thing and sometimes it is a valid answer to otherwise retractable problem. He doesn't think it is wise to categorically ignore that. He thinks he had that sense before. He wants to speak briefly to the pension itself. His calculations are home and he doesn't have a lot of the information. It appears to him and other likelihood it would there is a peculiar group of petitioners that we are really talking about, the very narrow group that got these extraordinary benefits. Some of those people are getting in retirement two times their average pay they received while employed and with all likelihood they will receive that until the social security projected age limit. They will get that for another 33 years which means in retirement these people will receive four times what they ever received while actually ever employed. That is an absurdity to the eth degree. It is unjust, immoral. They didn't earn it and don't deserve it and we can't afford it. He doesn't see us dealing with that issue. He sees us dealing with the surface issue. We are trying to plug a hole with a Band-Aid, how much money, how much time and how much effort. He thinks \$500,000 have gone into analyzing the water deal. He asked how much money, how much time, and how much effort have been spent looking into relief for this bizarre problem. There are possibilities of relief. He is convinced of that and on a personal note, he spent three years of his life in Africa and in some of the worst places Darfur, Chad, the Congo and the Sudan and these places are full of civil war and conflict and part of the reason for that is the privatization of community and public assets because when that happens, not always, there is a danger that some people will get very rich and some people will get screwed.

Ms. Eichenwald stated that she would like to respond to what they just heard. Portland, Maine did exactly what you suggested. They dealt with the problem of pensions and sought relief from the legislature and they were granted it. Instead of expending all their resources on trying to find a Band-Aid solution, they did exactly what you said and this is just one. Two states, Wisconsin and Colorado have also reopened the pensions and she is sure that if extensive research was done we would find more communities, both municipalities and states that have done this. She thinks that he hit the nail on the head that they need examine what is the cause, the root cause of the issue rather than trying to find a Band-Aid to solve our issue. She thanked him for bringing that to the floor.

Mr. Schweyer stated that Aliquippa in Beaver County, Ambridge in Beaver County, Braddock in Allegheny County, Chester in Delaware County, Clairton in Allegheny County, Duquesne in Allegheny County, East Pittsburgh in Allegheny County, Farrell in Mercer County, Franklin in Cambria, Greenville in Mercer, , Harrisburg in Dauphin, Homestead in Allegheny County, Johnstown in Cambria, Millbourne in Delaware County, Nanticoke in Luzerne, New Castle in Lawrence, North Braddock in Allegheny, Pittsburghin Allegheny, Plymouth in Luzerne, Rankin in Allegheny, Reading in Berks, Scranton in Lackawanna, Shenandoah in Schuylkill, West Hazelton in Luzerne, Westfall in Pike, Wilkesburg in Allegheny and Altoona in Blair. Those are the cities that are currently in Act 47 and are the ones with a very quick Google search have declared Act 47. Bankruptcy doesn't exist, we know that in the Commonwealth of Pennsylvania which is the only governing body that can authorize or create a municipality. Bankruptcy is not a legal option. We know that and we have examined that. This list plus Scranton in Lackawanna County have filed for the closest thing we have which is Distress Municipality, Act 47. The legislature has not acted and he hears constantly, and Mr. Powers I have talked at length at your house and have the

upmost respect for you. You and I have not had this conversation and please understand that I am not trying to act in frustration. He disagree and other people in this room he had had this conversation, right Glenn. I disagree with the notion that all of the municipalities were able to go to Act 47 without the state government making any kind of sizeable or dramatic change in the pension fund and that adding Allentown to a list of people that would dramatically reduce our ability to borrow if we ever wanted to borrow to buy a fire truck in the future or anything else we ever wanted to do which would make the legislature say, now it is a problem. I don't believe that somehow somehow that Harrisburg when all the 253 member of the general assembly see what happening in Harrisburg that somehow Allentown is going to be the straw that breaks the camel's back. I don't have that belief. I don't know why we think that Act 47 is a good thing. What you said about those officers and those firefighters that get those ridiculous pensions is nothing short of criminal. My father was a 33 year employee of the City of Allentown and passed away in 2001 and my mom gets a very small pension. It is a sustainable pension that the city has. I couldn't agree with you more but to believe that Allentown will go into Act 47 is going to get the state legislature and the governor to say, now Allentown is in when the second largest city in the commonwealth of Pennsylvania, Pittsburgh is on the distressed list and Philadelphia, the city of the First Class is a different category. I don't know what would make me believe that sir. I did look at this and we have talked about it and we have had Act 205 which will Act 47 light which is something that we already participated in terms of moving out pensions and certain over things. No city has ever emerged from Act 47 status. For me to believe that adding us to this list and Altoona was added as recently as April 1, 2001. I just don't see how that's going to make the legislature act and say oh by the way. It is a consistent refrain that we hear and I understand why people don't get that. I wish that we didn't have to pay these bills. Let's put it in a little context, the first city that he sees that fell into Act 47 was in 1987 which was Farrell in Mercer and Aliquippa in Beaver. Since 1987 as recently as April 1, 2012 when the City of Altoona fell into Act 47 and before we make that assumption he would like to put it in a historical context.

Mr. Guridy stated that he agrees with Mr. Schweyer and agrees with Mr. Powers. It would be nice not to pay it, but it is the law and binding arbitration is binding arbitration. We just can't get away with it. We have to pay for it and that's where we are. We are in a difficult situation and I don't want to be in that situation myself, but we have to deal with it. Even if we going into it and people think it is bankruptcy, we still have to divest our assets and have to look into it regardless.

Ms. Eichenwald stated to Mr. Schweyer that she thinks he painted a really dismal picture of the legislatures.

Mr. Schweyer stated that he did no such thing. He gave a historic record of the number of cities that fell into Act 47 and has yet to see a movement. I have not criticism of them. They can make any decisions they like.

Ms. Eichenwald stated that she is going to make a comparison and she knows it is not one that everybody would like to hear, but once upon a time slavery was the law of the land too. The majority of the legislators agreed with it. Just because there is a law of the land presently doesn't mean that reasonable well elected, well-chosen legislators at some point would make a better decision. There is also the saying, the straw that breaks the camel's back and you don't know and which point the legislators will begin to understand that municipalities could no longer continue in this name.

Mr. Schweyer stated that he is not even going to try to try and respond to that, but thank you.

Mr. Strathearn stated if he could address the comments that Mr. Power made and he understands and respects what Mr. Power's is talking about. I have close friends that are pilots both for Pan Am and American. I have two million miles with American Airlines and they are like family to me. I have friends who lost their pensions. The fact of the matter is that we did do a lot of research on this. We just didn't

rush into the water concession. We looked at every aspect and the mayor walked through things that we looked at and we have done our homework on every possible thing and when I hear about you talking about the state, the state has its own problems with massive pension problems with the state, the teachers, and the state employees that blatantly have been ignored. The fact of the matter is this is our problem today. This is full faith in credit obligations that have to be met. I for the life of me, and I spend a lot of time in the building. I go to conferences and talk to people and try to figure out a way to try to beat this thing. It is the unfunded liability that funds the MMO. Our unfunded liability is increasing because they are telling us now to reduce our assumed rate of return and when we do the assumed rate of return which is unrealistically at 8 percent, the unfunded liability goes higher. It is like putting more gasoline on the fire. Those are the facts. I have seen more programs on PCN Channel 7 regarding the state, the teacher's pensions, the state employees' pensions and the statewide pensions that are having problems and they are not even looking at those. I know there are efforts. The mayor is trying to pull together a plan with the municipalities to try to do something, but that is going to take a really long time if it will be successful. There is an effort in Harrisburg and it is good that this year that the mayor takes over as president of the League of Municipalities and the Chamber of Commerce to try and address this issue. The fact of the matter is it is going to take years before it gets to our level and unfortunately we don't have that time. We are going to get to a point where some administrator going to say you got assets. You owe these obligations and you have to pay them. Until you do something with those assets they are going to hold our feet to the fire. At least this way we can control it. We can control it far better than being forced by some outside court administrator forcing it on the city. It is a very unfortunate thing and it pains him to go through this, but it is a fact of life and he doesn't know how else to deal with it. He understands that this is a very frustrating and painful, but he has to look at it every single day that he comes to work. He doesn't want anybody to misunderstand how much time and effort we put into researching how to do this the right way for the city and to protect the city.

Mr. Glazier stated that perhaps I should have gone before you. I had an opportunity this week to speak to one of the legislators in our state delegation who knows way more about this than I do. Some of the outcome from our conversation is that Act 111 is the Public Employees bargaining for uniform employees and there are certainly some talk of Harrisburg revisiting that and changing that a little bit to balance the playing field. As it has been alluded to several times, Harrisburg has its own problems with pensions and their problems like our problems to a degree have more to do with the Wall Street blowing up of the economy than pensions people feel justly or unjustly are way too rich. Quite honestly, he doesn't think they have a good answer on how to deal with it either. They know that it is easier to deal with it prospectively as in from this day forward with the benefits that you earn, but benefits that have been accrued going back to when you started as an employee, they feel legally and constitutional are invalid. Harrisburg will be very much struggling with how to raise the revenue to take care that obligation. He stated that it will be very interesting considering we have a governor who he doesn't agree with, but has done good things for Allentown in terms of the NIZ, but he said we won't raise taxes to raise revenue and how they deal with that. If we could just talk about Harrisburg for one second, Harrisburg has certainly been driven to bankruptcy and probably if it was something for third class city we should be in it and their problems are not caused by pensions, but they do have a receiver and in order to meet the obligations they have incurred to city creditors and bondholders the city essentially has lost control of the situation. When the receiver gets around to selling their assets, selling their parking authority, selling their water authority, selling their beautiful reservoir up in the mountains of northern Dauphin County they are probably going to get cents on the dollar. They are not going to get what those assets are worth if they were to choose to sell them and if they were in control. I certainly share the feelings that folks have about paying exceptionally such rich benefits, but I think we have an obligation to find out what this asset worth in a fair and open manner and then to determine if we are happy with that number and to feel that it serves the interest of city and all of its citizens to go forward at that point. He knows that it is some concerns paying for this for the water rates. I guarantee you that if we were talking about a 7 or a 10 mil increase in property taxes to pay this obligation

that this group in this room will be filled with 250 other people who will be just as ferocious on the property tax this way because I am going to lose my house. I have no doubt about that. I certainly recognize the size of this issue, but I think we have an obligation to find out what the asset is worth and try to make the best decision for the city for the future.

Mr. Guridy stated well spoken, Mr. Glazier.

Mr. Dennis Pearson, 942 E. Tilghman Street, stated that he wants to follow up on things that other people said. I imagine that the assets that were torn down in the NIZ district those water and sewer capacity is there. I imagine that things built there will not have much water capacity and sewer usage than those that were torn down. We lost a lot of water and sewage capacity from Agere. The problem is that if we do put something that has large sewage capacity then the facility at Agere could never be rebuilt for manufacturing because it would not have capacity. The problem is that the new brewery on Front Street maybe will draw their water from a well that may exist there, but that will be going in as capacity into our system. That may in effect reduce building elsewhere if you get up to your capacity. Allentown has sold some water out to LCA which in effect they are about equal reduces our usable sewer capacity. Those are the things that must be considered. As far as pensions are concerned from his own experience I am not getting what his contract said what he should get because the Pension Guarantee Corporation said that for his age to retirement in their system I could only get so much. They are not allowing what his pension told him. Then I lost the shutdown which was going to go to age 62 because they don't pay that. The other insult that did come and he really didn't agree with is when the Pension Guarantee Benefit Corporation took over our pension Bethlehem Steel was paying us what they were obligated to pay us and they did not take it over until 11 months later on and all of a sudden it says you have to pay that back and I am still paying money back that they were given me to December until ten months later. We haven't gotten what we were supposed to, it was reduced.

Ms. Julie Thomases, 824 N. Broad Street, stated that she thought that at the last meeting we had about water that Mr. Guridy said that the public would get a chance to see the final RFP because from what I understand that the Mayor's presentation of all of the things that what everything was going to look like is not going to be and it has been revised and some corners have been cut and I don't know what that looks like and it would be really important for us to have the public rather than have just go out, revised and us not see it, it should be some time and I thought you said it would be some time with that new revised RFP.

Mr. Guridy stated that once it is revised his understanding it is going to be put on the website. That is what he understands and the public will have a chance to see that as well.

Ms. Thomases stated that they will have a chance to see it, but will there be any way to comment on this. There may be some and she is kind of nervous that you have this wonderful presentation of what is going to be and what.

Mr. Guridy stated that you will have a chance to comment on it, but he just doesn't know what time it is going to be yet because it is a work in progress. The public will have a chance to comment before we vote on it.

Ms. Thomases verified that the public will have time to comment. Will that be at a meeting because that is what I thought you had said? So we will be able to give our input on that.

Mr. Guridy stated yes. You mean the agreement, the concession agreement.

Ms. Eichenwald stated to Ms. Thomases you want to see the RFP. You don't want to wait for the final agreement.

Mr. Guridy stated that he doesn't think that they discussed the RFP in public. We do the agreements. Can I get clarification? If it is the RFP you're talking about, I don't have the answer. I don't know if it is appropriate or legal. The mayor's presentation you are talking about is the concession agreement. It was a draft of the concession agreement that everybody got to see and you will be able to see that before it is voted on again. That is what you saw.

Mr. Schweyer stated for clarification Mr. Guridy, when you say it is being voted on again Ms. Thomases I do not believe that we are going to have another vote authorizing it to go out to another RFP. There is no doubt that before the final yes or no vote on the concession which again he repeatedly said that he is going to support or oppose it. There will be a vote on it that would be made public. To your point and to Ms. Eichenwald's point there is that gap of time to give the public the opportunity to review the RFP/Concession Agreement and an opportunity to comment on it. He thinks that six weeks before council gives an alternate yeah or nay to give the water and sewer to some entity whether it is for-profit or not for profit or asset management whether it looks like. What you are looking for is that whether you will have an opportunity to weigh in on it at that time in between. He would like to say yes. We will get an answer to you as soon as possible.

Ms. Thomases stated that the reason she is asking is because when she spoke to the mayor long ago about this she said why can't we sell the water and make money like a corporation would and he said because we don't have capacity to do that a large corporation would. Because he said that we were going to get a royalty and now, but now she understands that we are not going to get a royalty. She doesn't know if it is true or not.

Mr. Guridy stated that he doesn't know if what Ms. Thomases is saying is correct. He thinks that it is a work in progress. The more things you ask upfront, the least you get as a payout for the agreement.

Ms. Thomases stated that the issue to her is that she just wants the public to have time to impact on this and not have it be a done deal and kind to have it seem like you can say what you want, but this is the most important issue. I think you all know it is.

Mr. Guridy stated that they all agree and you will have time. He thinks the problem is that he cannot give them a date on that time. I am not sure when it is going to be yet.

Ms. Thomases stated that she is hoping that she could call them all and find out that date.

Mr. Guridy stated that you will find out as soon as I find out.

Mr. Kenneth Heffentrager, 733 N. 11th Street – vice president of the Tenants Association of Allentown, stated that they just surpassed one year of being in existence of exposing slumlords and city blight and to show you how bad the slumlord problem is in the city, there is a company called Allentown Metro Holdings they have been added to our list because Allentown Metro Holdings have proven without a doubt may have at this time actually be the worst slumlord in this city. They have at least 162 units in the city; rent ranging from \$600 - \$850. You take just the low end of most of their places or more than \$600 and they have very few units at \$600. Just at \$600 and they are collecting \$1.2 million in rent a year. What they tell their tenants when their tenants complain about something that is not right, we can't afford to fix it right now, we will get to it. A lot of their buildings are in disrepair, projects started and not completed. I am happy to report that on Monday, January 7th we presented Code Enforcement with pictures of five of their nine

buildings and they were modified themselves and they acted very quickly on it. I have actually with Mr. Middlecamp and Mr. Dragotta got back to us what was going on. There is a list here that he was going to hand out. You should actually go and look at these buildings on N. 12th Street and S. Leh Street. If you remember, S. Leh Street was the one with the porch collapse with just two people standing on it. They went out and gutted these buildings and porches. People are walking across 2 x 4 planks to get to their homes. They can open up a screen door and literally walk off to nowhere. I have been critical at times and would actually like to show praise to Code Enforcement. In the last month between Code Enforcement and the solicitor's office they have been extremely cooperative. They have allowed us to see the inspection report in a timely fashion. When doing a Right to Know they have been very timely with that. The City Clerk's office is great. Any time I have a question for them they do fantastic. It is actually enable us to remove two people from the slumlord list because these people have been contacted over and over again by Code Enforcement. What I am trying to say that I know that we don't have any money and we are trying to pay for this and how we are going to pay for that, but Code Enforcement needs help. They are overwhelmed. They need help. They could follow up and the slumlord problems wouldn't be so bad and the amount of abandoned buildings throughout the city wouldn't be so bad. I urge you to look at these because the thing is that everybody looks at center city as being slumlord central which honestly it is, but these are all places on the west side and the far north side or the east side. They like to stay out of the center of the city and off the radar.

Mr. Mike Frassetto, 2445 E. Lane – Middle School Social Studies Teacher at Roberto Clemente Charter School; Ms. Jessica Batista, 1015 S. 7th Street – student; Jamie Harris, 1435 W Chew Street - student, Lynette Nuez, 530 Auburn Street - student; Norco Garcia – Home and School Association President, 557 S. Leh Street. He stated that they just wanted to come. They talked to Julio Guridy before the Christmas break and thanked him for telling us to come here today and give us time to speak in front of you guys. We had a group and it's called United Youth Party and it is up there and Mr. Hanlon had sent everybody on City Council through your email the information packet. We have been a group in the school for the last two years and we have an event coming up on May 24, 2013 at the Holiday Inn on 9th and Hamilton. What we are, The United Youth Party, is a community improvement youth group and what we are trying to do is get kids involved in the city to try to improve the city as much as possible and empower their voices as well. Basically, we are trying to increase awareness on social issues through the social media such as Facebook, Twitter and things that kids are on today to get them involved with the city and basically what we trying to do is increase the youth involvement in the city to have a voice.

Mr. Jamie Harris stated that they would like the event to be held on Friday, May 24th. We would like it to be from 6:00 PM – 11:00 PM. It will be at the Holiday Inn on 9th and Hamilton. We would like there to be around 700 people and would like the local leaders, broadcast on 69 News, and the Morning Call. There will be a buffet style dinner and our main mission for the event is to have two presentations created by some of our members. We would like to present our idea for a youth plaza and a youth park in the Waterfront where the NIZ program and have a lot of security and sponsors for the event.

Ms. Jessica Batista stated that our website is www.unitedyouthparty.org. There you will find out all our information, find out our mission statement, our Twitter, our Facebook, our Instagram, and our YouTube. We will have 5,000 fliers for people to know about our stuff and we will have business cards to hand out and people can contact us if they have any questions. We will be getting together with local high schools Allen and Dieruff to talk to them to make people aware of this event. We will have 69 News and the Morning Call there so they can broadcast this on TV and we will have some professional marketing firms to help us out with this as well.

Ms. Lynette Nuez stated that they are hoping some special people will come, the Mayor Ed Pawlowski will come, the president of City Council will come and the other City Council members will come; Lupe Pearce,

who is the founder of our school; Sam Martinez and Phyllis Alexander will also come; and any other local leaders that we could find that they will all come. The number one concern of our event is security because we know after what happened in Connecticut that we have to be more safe, whether it would be five specially trained security people and 25 volunteers. It is going to be really good with security there.

Mr. Mike Frassetto stated that we came here today to discuss what we and Mr. Guridy spoke about during the Christmas break to get a referendum from the City Allentown for our event on May 24th. Getting kids involved in the city is the number one thing for a sustainable future. Kids have to get involved in the city government. If you look into the seats there are not a lot of youthful kids out here today, but the more we can get it done the more they are informed about this, the more I believe, the kids believe and this group believes that they would want to get involved because they have a lot of great ideas and they would come to things like this if they were more comfortable and had more information on what is going on in the city. We would like it if the City Council was there. We appreciate it if you guys would be able to present something at this event. We are expecting about 700 people in attendance. We would love it if Mayor Pawlowski would have a few words for the kids in attendance as well. We understand, and I'm being a social studies teacher I teach the kids the importance of voting and with kids getting involved with the city. They are going to be the future voters one day. Hopefully, if you all come in attendance we would help you out one day. It is really a great school. I have a large family in the City of Allentown, about 100 large and we have been here since the late 1800s. At Roberto Clemente it is the best school in Allentown, academically. It is an excellent school. Our slogan is "it's college, it is what we do". We are partnering with Lehigh University, Northampton Community College; Lehigh Carbon Community College, Kutztown University, East Stroudsburg University, and they are all going to be sponsors for this event on May 24th and they are going to be there too hoping we can get some kids that recently graduated or have recently graduated, or soon to graduate. Hopefully, they could go to college one day and decide that they do have a better future ahead of them.

Mr. Guridy stated that he wants to clear up for Mr. Frassetto what you mean is and I know that the word referendum has been around the community lately, but what you mean is a resolution that we could introduce and discuss amongst ourselves. I appreciate you coming, all of you. It was a great presentation. He asked were there any comments from Council.

Ms. Eichenwald thanked them for being here and stated that they certainly give them hope for the future. I look forward to the event and congratulate on your activism, your interest and your civic concern.

Mr. Schweyer stated great job. That is a big dais. The microphone is little, but it makes it loud and scares people all the time and you guys did a fantastic job. As a parent here in Allentown you know that just seeing the tremendous wealth of talent that we have in our youngsters it is just great and reminds me every day of how smart I was and my wife was to choose Allentown and stay in Allentown and to raise our kids here. Great job, congratulations and he also noted that two of them were south-siders. He stated that when Council is over he will re-tweet their account so his followers can see it. That is the fifth thing I can do. Make sure we get the actual invites to the event in advance. You can send them to Mike Hanlon. I will make sure you have the proper address so that we can get it. We all know it is May 24th, but so we can get it on the calendar. If you could coordinate with Mike with that and he will do everything he can to come to the event and sponsor you anyway that I can and love to help out.

Ms. Mota congratulated all of them. It was well done presentation and please count of me. I will be there May 24th.

Mr. O'Connell stated that you are doing an excellent job. I am very familiar with the Roberto Clemente Charter School. I have known some of the principals in there. When you first came to the microphone, I thought you were a student, but you are a young looking man. How long have you been there?

Mr. Frassetto stated for three years.

Mr. O'Connell asked does he enjoy it. I know you have a passion for what you do and I congratulate you and obviously congratulate all the kids. I am looking forward to May 24th. Good job kids.

Mr. Guridy stated that he wants to reiterate, great job and don't worry Mr. O'Connell when I first went into the room upstairs looking for them I asked where is your teacher. Thank you for coming and I will keep in touch with you and let you know what happens.

5. Approval of Minutes: January 2, 2013

Approved by Common Consent

6. Old Business

None

7. Communications

Budget and Finance: Chairperson Schweyer

The committee has not met since the last Council meeting; They have two meetings scheduled prior to the February 6th Council meeting. The first is January 23rd at 6:00 PM – Reviewing the financial reports and having two significant conversations of in the event that the water and sewer lase is approved by majority of council, what is the process and procedure to ensure the handling of the transaction and from a policy standpoint and that Ms. Eichenwald reiterated her support on and hopes she will be able to join us on January 23rd. Your input is welcome and is a discussion on policies and procedures regarding the line 46 accounts and how we can go about doing that. There is an active legal service request out to the solicitor's office and they will provide us with some kind of guidance in advance; and February 6th at 6:45 PM to discuss the potential sale of land behind Mack South Fire Station. We rescheduled the February 6th one on behest of Mr. Mike Rosenfeld stated that he was able to join us and have conversation at committee and full council.

Public Safety: Chairperson Eichenwald

The committee has not met since the last council meeting; the next meeting has not yet been scheduled.

Community and Economic Development: Chairperson Davis

The Committee has not met since the last council meeting; the next meeting is tentative scheduled for February 13.

Parks and Recreation: Chairperson Mota

The Committee has met tonight; a future meeting has not yet been scheduled.

Public Works: Chairperson O'Connell

The Committee met on January 9th and has four items of the agenda tonight; the next meeting is tentatively scheduled for February 13.

Human Resources, Administration and Appointments: Chairperson Glazier

The Committee met this evening to discuss R56; a future meeting has not yet been scheduled.

Rules, Chambers, Intergovernmental Relations and Strategy: Chairperson Guridy

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

OTHER COMMITTEE REPORTS

None

Controller's Report

Ms. Koval stated that she has begun research on if the water and sewer deal does go through what would be the proper procedures we will be following. We will be reviewing that at the meeting.

Managing Director's Report

None

9. APPOINTMENTS

Sheet Metal Technician Board

Frank Frankenfield Term to Expire 5/6/2017

William Dorward Term to Expire 5/6/2017

Mr. Davis thanked them for the work they have done. I have met with various people that you deal with in various departments and they have nothing but high praise for you. Your son praises you too and you are doing a fantastic job and I thank you for the time you put into it.

Mr. Schweyer stated to echo Mr. Davis' comments. The Sheet Metal Technicians Board is a relatively new board and was created three years ago and as a result not only did you have to do the electrician board and the plumbing review board, but you also like to create policies and procedures and set a standard for reviewing any of these applicants for licensing. I appreciate your service. It is more than just sitting on a board and doing something that has been done for a number of years. He thanked them. He stated that it started from scratch when they were reviewing the policies and procedures and doing something and you guys have been doing an excellent job.

Mr. Guridy thanked them and stated that they are wonderful people and have done a wonderful and great job. You are both accessible. If we have an issue, you are always there.

Resolution passed, 7 – 0

Mr. Guridy stated that if you would like to say anything, please come to the podium.

Frank Frankenfield thanked Council for the faith that they have in them. They started from scratch and they did what they could to enforce what is needed in Allentown to make life and safety our concern in the City of Allentown.

William Dorward thanked the Council for their consideration for reappointment. I am really proud of this board. The work they do and the commitment they have to the city. Thank you very much.

10. ORDINANCES FOR FINAL PASSAGE:

Bill 1 Street Vacation - Court Street

Providing for the vacation of City Hall Court from Linden Street south to its limit in the Fifth Ward of the City of Allentown

Mr. O'Connell turned it over to Mr. Young for a brief explanation.

Mr. Young stated this is a very short alley just to the east of 7th Street. It starts at Linden Street and goes south for about 200 feet. The applicant that requested it owns all of the property around it. There are no utilities in it. It is currently a paved street, but will be part of a total complex of new buildings.

Mr. O'Connell stated that no neighbors are affected and there are no objectors. It passed favorably.

Ordinance passed, 7 – 0

Bill 3 Street Vacation 2nd Street

Providing for the vacation of S. 2ND Street from W. Montgomery Street to the north property line on 1751 Clyde Street in the Nineteenth Ward of the City of Allentown

Mr. Young stated that this was a vacation requested by the adjoining property owner on the east side of the street. The property to the west was not an objector. I believe Verizon is one of the ones that issued an objection, but will be satisfied with maintaining an easement on the right of way.

Mr. O'Connell stated that they have one year.

Mr. Young stated the way the ordinance is written they have one year to get that easement recorded.

Mr. O'Connell stated that obviously Verizon has a concern, but we have worked through those before and there were no objectors in the audience that evening and it passed favorably.

Mr. Young stated that this is a paper street. There is no physical street conducted there.

Ordinance passed, 7 – 0

Bill 83 Shade Tree Ordinance

Amending the 2012 Capital Fund Budget to provide for a supplemental appropriation of Ten Thousand Sixty (\$10,060) Dollars as payment in lieu of planting as defined by the Shade Tree Codified Ordinance.

Ms. Mota stated that the committee met tonight and it was voted favorably 3 – 0.

Ordinance passed, 7 - 0

Bill 84 Parking Meter Ordinance Revisions

Amending Parking regulations by providing certain exemptions for city and school district vehicles conducting official business.

Mr. O'Connell turned it over to Mr. Messinger and stated that this bill is long overdue.

Mr. Messinger stated that this basically addresses the operational issue with parking vehicles while completing work. We are going to get a call for a water leak that might have to do with the property and if the employee parks the vehicle outside and does not have a swipe card with the newer meters or don't have a meter key, they have to feed the meter to go there and do official business. If the employee would not do that and be outside, they would get a ticket from the parking authority. It holds people back from getting business done.

Mr. O'Connell stated that if the vehicle in the city or the school district has a municipal government plate. That's who we are talking about. Have we reached out and does the school district know after we approved this.

Mr. Messinger stated that Fran actually spoke to them.

Ordinance passed, 7 – 0

Bill 85 Pipe Line Safety Initiative

Amending the 2013 General Fund Budget to provide for a supplemental appropriation of Fifty Thousand Dollars (\$50,000.00) as a result of a grant from the U. S. Department of Transportation to the City of Allentown. The Technical Assistance Grant is part of the Pipeline and Hazardous Materials Safety Administration.

Mr. O'Connell asked Lauren Giguere to take over.

Ms. Giguere stated after the gas explosion took place last year in March in 2011 here in the City of Allentown, our mayor became quite concerned about what he as the mayor could do for better pipeline safety and was approached by several other individual across the state for our mayor to put together a group of mayors across the country to look at pipeline safety issues and to create a framework for mayors to gather information as well as disseminate and would be created by cities and mayors of cities and for cities across the country and we had the opportunity to apply for this grant from the Department of Transportation Pipeline Safety and Hazards. For the next year, during 2013 we will be able to do two different things. One is to purchase apparatus for our fire department for first responders to use their multi-gas surveyors and we will be able to purchase four of them and all frontline apparatus with leak detectors and the second phase will be for our mayor to work with other mayors around the country for example working with mayors where other gas line explosions occurred such as San Bruno, California to begin to have conversations about what mayors can do, gather information and create a mayor's council on pipeline safety which will be a national initiative.

Mr. O'Connell stated that he believes it was a competitive grant, for 20 cities.

Ms. Giguere stated yes, it was. Only 23 cities were awarded across the country.

Mr. O'Connell stated that this was also approved favorably by the public works committee.

Ordinance passed, 7 – 0

11. ORDINANCES FOR INTRODUCTION:

Bill 5 Traffic Control

Referred to Public Works

Parking Control Map

Map

Amendments to the Traffic Control Map

Bill 6 WREN Grant

Referred to Public Works

Amending the 2013 Water Fund Budget to provide for a supplemental appropriation of Seven Thousand Dollars (\$7,000) reflecting receipt from a WREN Public Water Education Grant from the LWVPA Citizen Education Fund, to encourage action to protect drinking water supply areas in the Lehigh Valley from potential contaminants, such as spills on transportation corridors, agricultural, urban runoff and other risks identified in the Source Water Protection Plans. The Water Resources Operations Bureau is supervising and monitoring the grant.

Bill 7 FEMA Grant**Referred to Public Safety**

Amending the 2013 Capital Fund Budget to provide for a supplemental appropriation of Two Hundred Twenty-Five Thousand Six Hundred Twenty-Five Dollars (\$225,625) as a result of a grant from the US Department of Homeland Security (FEMA) Assistant to Firefighters Grant, to the City of Allentown Fire Department to assist with the purchase and installation of the Ply-Mo Vent System for all existing City of Allentown Fire Stations.

12. CONSENT AGENDA:**CA-1 Police Officer Appointment**

Assistant Chief Hanna stated that he doesn't have the details about the candidates, but during the vetting process and testing process we had an opportunity to sit down with him and during the final entrance interview he, the chief and the assistant chiefs sit down and ask a series of questions. He is a fine young man, he has been forthright in answering those questions and I believe he is an excellent candidate and is the face of the future of the Allentown Police Department.

Mr. O'Connell asked if he fell into Act 26. Does he have to go through the academy?

Mr. Schweyer stated that he is Act 120 certified.

Mr. O'Connell stated that he is Act 120 certified.

Assistant Chief Hanna stated yes. I couple of the officers that became before you the last time and he is also part of the Act 120. He is the last officer being hired under the Act 120.

Mr. Schweyer thanked Assistant Chief Hanna and stated that he noticed that he is funded by the COPS Hiring Grant. The cycle for that is still three years, Mr. Strathearn. From today, we will get funding for three years from the federal government. Does that bring us to 217?

Assistant Chief Hanna stated that our compliment as it stands today is 214 and we have two more hires to fill that compliment to 216.

Mr. Schweyer stated that the new officers are remarkable and he is impressed. The newer members of leadership have been fantastic. I can't stop saying good things about our newest captains and you are doing such tremendous work.

Assistant Chief Hanna stated that we appreciate that and how about the older members of management.

Mr. Guridy stated great job that you brought that up about the police officer. We need more police officers and we are doing what we need to do to be able to get them. I am not sure what we are going to do in three years when we run out this money, but I guess we will cross that bridge once we get there. We need to start planning now, Mr. Strathearn. We need them here.

Resolution passed, 7 – 0

CA-2 Certificates of Appropriateness in the Historic Districts

Resolution passed, 7 - 0

13. RESOLUTIONS ON SECOND READING:

R1 Liquor License Transfer

Transfer of a liquor license to 2805 Lehigh Street

Mr. Gurdy stated that we heard the group earlier today.

Ms. Eichenwald asked Mr. Hanlon do we know with whom the liquor license is being transferred. Who owned it previously? It states a restaurant in South Whitehall.

Mr. Hanlon stated that it comes from Mangos.

Resolution passed, 7 - 0

R56 Records Retention

Authorizes Disposition of Certain Records

Mr. Glazier stated that it was his committee and they recommended it favorably.

Mr. Heffentrager asked if the city had a particular reason that all records gets destroyed after three years or does the city keep certain records back because he said earlier that we have come into an instance several time during a Right to Know and a five year span that the city can't even figure out if someone had an inspection in that five year span because they say that the records are gone already. I am just wondering why and personally that means that your residential rental five year cycle is once again has proven it is too long of a period of time because the records could possibly be thrown out. In my opinion they are holding back ones from dirty bags out there, but a resident still has a right if they want to rent a place if these people have been inspected through the Right to Know and they come back telling you they are gone. In a five year span we should know if that unit was inspected. I was wondering about if there is a guideline for stuff when it comes to the permits or the registration.

Mr. Schwyer stated that he is going through the list. Beyond that I can't speak to why they can't find a particular request for you.

Mr. Heffentrager stated that he knows they are not on there. When you come across a residential rental units you say we better hold on to this because we had a couple times now that they said within the five years, but couldn't say if they were inspected because the files are gone.

Mr. Glazier stated that that it doesn't say it specifically, but things like violations are held for seven years. It doesn't say inspections per say. It would seem that a lot of these things are held for five years, seven years or longer.

Mr. Marchetto stated that there is a state statute called the Historic Preservation Act and it list the detail of each and every record and a time when a municipality is required to keep that record and this resolution tracks that statute and the records are periodically authorized to be destroyed pursuant to the time limits set forth in that act. He can't speak directly to permits and inspect permits because I don't have them in front of me, but there is something that covers it and it covers electronic records. It follows the state statute in those documents are in compliance for the time limits.

Mr. Heffentrager stated that he understands there are state guidelines. I am saying the city needs to shorten the cycle or at least put in there. We are one of the only cities in this entire state that has a five year rental cycle, even Philly. Most cities have a five year cycle and that state ordinance covers most of

Pennsylvania. It doesn't cover Allentown having a five year cycle. We have a right to know if people ever had their place inspected and sometimes, not often, but most of the time the city has the information and sometimes it is gone already.

Mr. Glazier stated that rental inspections receipts and I assume that is what we are talking about for disposal this year looks from 3/17/2005, 4/4/2005 gets disposed of and 1/3/2005 – 4/15/2005. I assume that is what Mr. Heffentrager is referring to.

Mr. Schweyer asked what subcategory.

Mr. Glazier stated that department of finance, if there was an invoice for inspection that would be indicative.

Mr. Schweyer stated no. Not necessarily. There is a rental inspection fee that is paid ever year by landlords. They need to be inspected every five years.

Mr. Glazier stated that is also rental inspections. Is that receipt of payment or is that a receipt of that they can verify it was inspected.

Mr. Pearson stated that the question here is does this destruction of this material done eternally or do they have an outside source that looks at it and put it on microfiche so that it can be looked at by historians.

Mr. Guridy stated that he thinks we just destroy them.

Mr. Marchetto stated that certain categories are to be kept forever and they get stored. Microfiche used to be what was the common practice and he doesn't know if now it has been replaced with be storage cloud. The statue does track how to store records and for permanent perpetuity for historical, but those are delineated in the statute as well.

Mr. Guridy stated that the ones we are asking to be destroyed are being destroyed completely.

Mr. Marchetto stated correct and they get approved by Resolution. We have to track the resolution and keep the documents of what we destroyed for auditing purposes.

Resolution passed, 7 – 0

14. RESOLUTIONS ON FIRST READING:

R5 Allentown Emergency Operation Plan

Referred to Public Safety

Approves the Adoption of Amendments to the Allentown Emergency Operation Plan (AEOP)

15. NEW BUSINESS

None

16. GOOD AND WELFARE

None

17. ADJOURNED 8:42 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 or contact the Clerk at Michael.Hanlon@allentownpa.gov to receive an email notice of the meetings.