

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



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

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COUNCIL MEETING MINUTES
August 7, 2013
COUNCIL CHAMBERS
435 Hamilton Street

Council Meeting – 7:00 PM

1. Invocation: Julio Guridy

2. Pledge to the Flag

3. Roll Call: Davis, Eichenwald, Glazier, Guridy, Mota, O'Connell, Schweyer
John Marchetto represented for the Solicitor's Office

4. Courtesy of the Floor

Mr. Kenneth Heffentrager, 733 N. 11th Street – Allentown Tenants Association, stated that they just listened to a gentleman talk about the revitalization of the west end. He asked the city to consider Blight Prevention and Property Code Enforcement, and follow Act 90 of 2010 which would allow the denial of a rental license if an owner's property is not code compliant – fix them or sell them.

Ms. Eichenwald asked Mr. Dougherty how the administration responds to that.

Mr. Dougherty stated it is just a speech.

Ms. Eichenwald stated that it is not just a speech; it is people lives and the city. What is the plan? I know the plan for the business people in the NIZ, but what is the plan for people's homes in blighted blocks?

Mr. Dougherty stated that the city is still picking up the pieces left by the Redevelopment Authority. We have Shannon Calluori who has been hired as the deputy DCE director and her sole focus is on housing and consolidation of various stakeholders. We are not idle. These are not simple problems.

Ms. Eichenwald asked about the timetable. This is the responsibility of the administration of the City of Allentown to take care an issue like that.

Mr. Dougherty stated that he is not committing to any timetable.

Mr. O'Connell stated that Mr. Heffentrager is well versed in what he is speaking about. He comes every two weeks and does research and data. He said something about Act 90 and I would like to possibly request that the administration look into Act 90.

Mr. Dougherty stated that I will make sure that you receive copies of the correspondences, the analysis, and the feedback that has gone to Mr. Heffentrager on Act 90 from the administration.

Mr. Davis stated that he has talked to Shannon Calluori, Dave Paulus, and other people in the administration. There are about 50 parcels owned by the Redevelopment Authority, and the

Redevelopment Authority has taken care of 24 of them, four are going out for bid this week, and they have plans for 24 other parcels by the end of the year. One of the major problems that shocked me is right now with the program the Mr. Schweyer introduced regarding the mortgage companies having to register, there are 526 homes that are registered and in the foreclosure process. He stated that when it comes to Act 90 that is a difficult program because before you can actually do anything you have to have unimpeachable appeals. The appeals all have to be done. The legal system prevents a lot. Steps have been taken. I am bringing up the Homestead Program to possibly take care of some of these homes.

Ms. Mota asked if the issue is the process, or the system.

Mr. Davis stated that is a big issue, but when you have 526 homes that are in foreclosure, that is out of the city's hands. When you have violations, the city or anybody is required to do the minimum. The comfort level for the tenant might be higher than what the obligations are for a violation.

Ms. Mota asked if Mr. Davis can bring some documentation to talk about Act 90.

Mr. Davis stated if they have reports. I have reports on how many inspections they do. They did 1500 this year. I would like to give a more formal report.

Mr. Guridy thanked Mr. Davis and stated that he looks forward to your report. I agree with Mr. Heffentrager, we do have a major problem in our city with blighted properties and absentee landlords and I am glad to hear you are on top of it. It is very difficult. It should not just be you. It should be you and the administration and I am not sure if you are working with a committee.

Mr. Davis stated that he hasn't because when I do request a meeting or do go in there with specific questions they are able to answer.

Mr. Guridy stated that he believes the administration is helpful, but we need to target this more aggressively than we have in the past. He asked Mr. Dougherty to send someone to that property on Fair Street and take care of that issue. It is unacceptable. He asked if Act 90 was a state law. If we can work with our legislators to see if it is a loophole that we can stop people from getting licenses that are blighted or noncompliant on taxes or water they owe.

Mr. Lou Hershman, 405 N. Gilmore Street, stated that when we were on Council I was looking into a tenant listing and if they don't provide a tenant listing they would not get a permit.

Mr. Guridy stated that the tenants move around pretty often.

Mr. Hershman stated that he got his morning paper and stated Council not only kicked the can down the road they punted the football and LCA asked for a fair catch. We are really in trouble as the citizens of Allentown. We are going to have a \$30 million annual payment. It would have been cheaper for us to go out and borrow money. We are now getting \$9 million less. When was this provisions inserted?

Mr. Guridy stated that it was an issue with the bonds.

Mr. Molovinsky asked if he could hand council a couple of photographs. I was here a few months ago in regards to the dam removal at Lehigh Parkway and I haven't heard anything back yet. I did read in the paper that Wildlands Conservancy removed the dam at Jordan Park. I wanted to come in here and clarify and be reassured that the dam at Lehigh Parkway – Robin Hood will not be removed before there is public

input and due diligence on the subject. Lehigh Parkway and what we have growing along the creek is not a riparian buffer, it is pure weeds and neglect. You can no longer see the water because of the weeds.

Mr. O'Connell stated that Mr. Molovinsky was here several months ago and he is correct. We did promise a public hearing and public testimony on the pros and cons on removing the Robin Hood dam. Where are we with that?

Mr. Guridy asked Ms. Mota to schedule a meeting with Parks and Recreation department.

Ms. Mota stated that in mid-September we are going to have that meeting.

Mr. Molovinsky asked for a commitment that the Wildlands will not be able to proceed with their project at this point.

Mr. Dougherty asked to put this in some context and perspective. Yes, you are correct. It was under Greg's tenure and agreements were made with the Wildlands Conservancy. The Wildlands Conservancy is in the process of removing 10 or eleven dams through Lehigh County and other counties that affects other cities. There was no opposition. At Jordan, it was a real public safety issue. In terms of the other two, the Robin Hood and just upstream of the Hatchery we put a hold on any actions on the dams until which time our new parks director can get a better understanding of the impact of removing those dams or portions of those dams.

Mr. Molovinsky stated that so Robin Hood will not be touched at this point until a decision is made that they may do it, but it will not happen until there are public meetings.

Mr. Dougherty stated correct.

Ms. Eichenwald stated after hearing that assurance, I withdraw my comments.

Mr. Dennis Pearson, 942 E. Tilghman Street – President of East Allentown Rittersville Association, stated in regards to the Allentown State Hospital, the neighborhood wants to be in on discussions on the disposal of the property right from the beginning. We do want to see three things immediately, one: the water tower be preserved, two: the main hospital building be preserved as historic and not torn down and three: we prefer to have a veteran's administration hospital there, if possible. The LCA Bond issue was specific to say that the Allentown ratepayers will be the primary people to pay back the \$220 million. They are getting \$297 million, is the Allentown ratepayer going to be responsible for \$70 million which is not part of the original lease?

Ms. Paulette Hunter thanked the city, Mr. Dougherty, and City Council regarding her phone. She got her phone turned on that Friday. They did not enter my home or yard to do that. She asked if it is not mandatory that people become FIOS make sure they are FIOS or not FIOS as far as their phone is concerned. She attended a NIZ meeting and discussed the community benefits agreement where she went to a church and they indicated that the NIZ is not involved in that and that is with the mayor.

Mr. Guridy stated that the city council does not have power to order the ANIZDA or to tell them how to run their meeting is pretty much none. Mr. Schweyer explained that before to Ms. Gerlach. You have to talk to the board. We don't have much input on how they run their meetings.

Mr. Schweyer stated when it comes to running their meeting, I don't. They have a solicitor just like we all do. Mr. Jerry Frank is their solicitor. In regards to the Community Benefits Agreement, the NIZ Authority is

a financial organization that oversees 138 acres of development in the City of Allentown. It is significantly small part of Allentown. ANIZDA is not a policy making board of the City of Allentown, they are a financial oversight board for the one program, the NIZ program. They gave you accurate information that they will not be the appropriate venue for a CBA. Even if they were it would be for 138 acres and not citywide. If we are looking to do a CBA, I had meetings with the public and Mr. Davis talked to folks under the Community and Economic Development Committee.

Ms. Eichenwald stated that it would behoove city council to have a discussion on Community Benefits Agreement. Perhaps Mr. Davis, we can begin with your committee.

Mr. Davis stated that we actually tried to have two meetings that were cancelled with CUNA and Ms. Gerlach. I did attend the last meeting they had at the church on 9th Street. At the August 14th Community and Economic Development, the CBA is on the agenda. Just to provide an open forum and have ideas. I am trying to meet with other people that are involved with Community Benefits. We have been working on it.

Ms. Helen Steele stated that she was here back in July asking about the house to get fixed. I am here to thank the people on city council for the work that you did to attend to our needs for the property at 516 and not to be on guard 24/7 and we can relax now that the Fair is coming and no more questions about the house falling down. We did not expect the fast action you took and thank you very much. We didn't want our Ninth Street in the making. We would like to thank Mr. Bob Garin, the code inspector that was there making sure the work was done, Mr. Dave Paulus that saved the other issues, Mr. Tom Harper, who helped us with the other issue with the street.

Mr. Guridy thanked Ms. Steele and stated it is always sweet to hear someone says good things about the work we are doing. We have great employees in the city.

Mr. Glen Hunsicker, 844 S. 11th Street, stated that we were here about year ago to start the water and sewer and in today's paper I read \$307.7 million LCA new loan (bond) for their project. Remember the \$12 million for about 12 – 14 years. At the time, the administration said \$158 million. The ratepayers now are going to be sucking up \$307 million. The 150 people that came out throughout the year pointed out that it was going to be a significant problem. The interest on this \$307 million is about \$15 million a year for the first years that the ratepayers have to pay. There are 33,000 connections according to AUS Consultants. Just the interest will be \$466 a year in their water bill. The residents have quarterly bills and they are going to be forced to go to the monthly bills because when you get these bills everyone living in Allentown paying an extra \$466 on the interest, it will be double that, depending on what they are going to pay on the principal. PFM said \$413 a year in their calculation if you just paid for that itself and you would not had to go through this mess.

Mr. Rich Fegley, 1002 S. Bradford Street, stated that it is terrible what is happening with LCA. Being involved with the homeless struggle in Allentown I started to look at where there people are going to live and how they are going to afford to live. My family just purchased Island in the Sun which is the 900 block of Hamilton Street with six rental units there and we have taken the six rental units from a person considered a slumlord and lived in Macungie and had someone else manage the building. We have gone in and in just a month put \$30,000 in it. The six units will go on the market in the next few days and will be able to rent everything for \$700 - \$800 a month. He questions the money passing through to HUD in the amount of \$220,000 a unit to renovate a two bedroom unit. City Council should step up and say we can't spend that kind of money to renovate one two-bedroom unit. He talked about the Right to Know Request he submitted on the 29th of July at the end of the business day for public records on Citizen Initiatives from 1995 to the date of this request. I have not received any correspondence or response.

Mr. Guridy asked Mr. Marchetto if he could shed some light on that.

Mr. Marchetto stated no. I don't handle Right to Know, but if Mr. Fegley wants to inquire with the Right to Know he could call the Right to Know office.

Mr. Guridy asked Mr. Hanlon if he knew anything about it.

Mr. Hanlon stated that he spoke to the Solicitor's office and thought a letter was being sent to Mr. Fegley today.

Ms. Eichenwald stated that it is absolutely unacceptable. The Right to Know says five days.

Mr. Marchetto stated that as long as the Right to Know was mailed in five days, it meets the requirements of the statute. If any citizen has a problem with the process there is an appeal process.

Mr. Fegley asked what does that mean.

Mr. Guridy stated that they responded within five days.

Ms. Eichenwald stated we don't know.

Mr. Marchetto stated that requirement is to respond within five days. As long as the response was mailed within five days, it meets the requirements of the statute and the fifth day was Monday or Tuesday.

Mr. Fegley stated that he does not hear someone saying the date that this was mailed out.

Mr. Guridy suggested to Mr. Fegley find out when they mailed it and appeal it.

Mr. Tom Hahn, 2016 E. Highland Street, stated that he was at a previous meeting this week and some of the stuff discussed tonight was said. On these properties that are in contention, who pays the taxes while all this is going on or who collects it because it was a misunderstanding that when they sell or get rid of this, they get rid of taxes.

Mr. Schweyer stated you are referring to homes on the blighted property list in terms of acquiring taxes. The property is still owned by a government or nonprofit and any home including ones in foreclosure or in the foreclosure process are still owned by the homeowner or if it gets foreclosed it is owned by the bank and the bank is still responsible for any property taxes or any other fees. If the bank or the property-owner is not paying their taxes we will put a lien on it for all of them. The homes under the Redevelopment Authority taxes are not collected on them. We do collect those taxes at some point. The school district had back taxes issues for a number of properties and as part of the financial settlement working with an organization and getting some percent of that and basically setting.

Mr. Hahn asked is it to our advantage not to let more homes go under Redevelopment because that seems where we lose money.

Mr. Schweyer stated it is such a small number. When homes go into the Redevelopment Authority historically and I am still technical chair of the Blighted Property Review Board, it is such a small number. Very rarely we had a lot of money to buy those homes. You just don't get them; you have to compensate the property owner for those blighted properties.

Mr. Glen Hunsicker, 1051 N. 19th Street, stated that back in October he had a Right to Know Request in and I did not get a response from the administration from over two weeks and when I brought it up and their excuse was the solicitor was sick and it was in the process. There is no process for these abandoned homes. We need reports.

Mr. Guridy stated that Mr. Davis told us earlier. There is a report and he is going to give you a better report in two weeks. He stated that the whole issue with the Right to Know Request we don't control that on City Council.

Ms. Eichenwald disassociated herself from the actions taken to have Mr. Fegley removed by the police from this meeting. We can disagree, but it is incumbent of Council and a chair such as this to also act with respect to the citizens that come before us.

Mr. Guridy stated that Council Rules and the Charter says that any person that speaks to Council has to treat us with respect and must abide by our Rules.

Mr. Glazier stated that he finds Ms. Eichenwald's point well taken. It is the president's prerogative to run the meeting, but as we know with positions of leadership when one is running the meeting diplomacy is often necessary.

Mr. Guridy stated that he tried diplomacy with Mr. Fegley. It did not work. Diplomacy works to a certain extent and when it doesn't work you have to apply the law.

5. Approval of Minutes: July 17, 2013

Minutes approved by common consent

6. Old Business

Mr. Schweyer welcomed Mr. Dougherty and Mr. Young and asked about the stop light at South Mountain Middle School.

Mr. Young stated that construction will be occurring during the school year. I don't think it is going to be a tremendous impediment to the flow of traffic because most of the work is off to the side. It is a re-alignment.

Mr. Schweyer asked during construction perhaps before the start of the school year that we make sure we have conversations with not only the school district, but South Mountain and Dodd and work with a communications strategy with the parents of those two schools.

Mr. Young stated absolutely.

Mr. Dougherty stated two things: one, are the bids done. Was that goes to Purchasing, I will make sure that is expedited. Two, please explain to Council the equipment delay.

Mr. Young stated that the bid packets are in final review right now. The Traffic Controller has long lead times from the time I order them until they arrive on the site. The manufacturing time takes a tremendous amount of time.

Mr. Schweyer stated that there is an active Block Watch Group there from Mountain 30 and we should make sure they are aware of it as well. They meet at Trinity Church.

7. Communications

Mr. Guridy stated that there will be a Public Hearing on Wednesday, August 21, 2013, at 6:45 p.m. in Council Chambers, 435 Hamilton Street, Allentown, PA 18101 on the possible adoption an Ordinance amending the City of Allentown Zoning Ordinance and Zoning Map. This proposed amendment, of which this Notice is a summary, proposes the following: (1) to rezone 11 parcels of property in the vicinity of 6th and Cumberland Streets in Allentown, commonly known as the former Montex Mills site, from the Business/Light Industrial (B/LI) District and the Medium High Density Residential (R-MH) District to a Medium Density Residential (R-M) District; (2) to provide for a definition of "Pocket Neighborhood Development". He encouraged anyone with interest to please come to the meeting.

8. Committee Meetings

Budget and Finance: Chairperson Schweyer

The committee has not met since the last council meeting; the next meeting is scheduled for August 28th at 6:00 PM. We will be discussing the annual financial audit report, the CAFR. The copies will be distributed to Council tomorrow and will be available for the public at that point in time.

Mr. Dougherty stated that the hard copies will be delivered to Council tomorrow morning and immediately put online before noon.

Mr. Schweyer asked Mr. Hanlon to make sure a public notice goes out about the CAFR being online tomorrow. The city did close on the water and sewer concession and lease agreement and as we noted throughout the entire process at the moment of closing there was an immediately dispersed funds to eliminate a number of old bonds. Those bonds are not pension bonds, they are in fact construction bonds that we have taken on for various improvements to our water and sewer funds and we had five wires. Three of them to US Bank and two to Bank of New York Mellon for 2003, 2004, 2008, and two sets of 2011 bonds noted as 2011 and 2011 A. All of that debt has been sufficiently paid. There is an additional retention. We paid off the PennVest loan that we incurred just a few years ago that we also discussed. We have an additional \$2.57 million that is being held in an escrow account that can be used in an event because of the timing of the transaction and if there is additional dollars that has to be dispersed to any of those agencies to de-fees the debt and that will go back into the city coffers once that is 100 percent addressed, leaving a grand total of \$181,892,512 that was deposited into the city's general fund in the unappropriated balance, and \$2.75 million is still in limbo based on the those debts. There is the issue of the consultant fees. A number of members of council have talked about that and the first of the final conference calls about that is held tomorrow and we should have an accounting of that in the relatively near future. We paid most of the consultants as we go and we have gotten reports about that through the last couple of months. The big one that is outstanding is PFM's. Once we get the PFM number, the administration will be required to give us an ordinance, not a transfer so that we can pay out of the unappropriated balance whatever the city owes PFM.

Ms. Koval stated that the balance that we received, \$181 million went to National Penn in an escrow account and cannot be touched.

Mr. Schweyer stated that as soon as we have a final bill from PFM, not only will members of council be notified of it, but the public will be notified because it will be an ordinance that will be introduced as part of our ongoing agreement with the administration. We distributed quite a bit of dollars to get rid of a lot of debt that the city had incurred.

Public Safety: Chairperson Eichenwald

The committee met this evening and a few issues on the agenda.

Community and Economic Development: Chairperson Davis

The committee has not met since the last Council meeting; a future meeting is scheduled for August 14th at 6:00 PM

Parks and Recreation: Chairperson Mota

The Committee has not met since the last council meeting; a future is being scheduled for mid-September to review the pool usage and experience over the summer months and future courses of action. Tomorrow we have Latin International Night at Cedar Beach and everyone is invited. We will have live performances and it will be from 6:00 PM – 9:00 PM.

Public Works: Chairperson O'Connell

The Committee has not met since the last Council meeting; the next meeting is scheduled for August 21st, prior to the regular Council meeting as there is only one item for the agenda – an encroachment request for a fire escape that the administration is ok with.

Human Resources, Administration and Appointments: Chairperson Glazier

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

Rules, Chambers, Intergovernmental Relations and Strategy: Chairperson Guridy

The Committee met this evening and had an interesting conversation about Council Rules and we will be bringing forward a resolution very soon.

Special Committee – Tax Exempt Properties – Chairperson Eichenwald

The Committee meeting is scheduled for August 21st.

OTHER COMMITTEE REPORTS

Mr. Glazier stated that the Pension Board meets on the 20th of August and I will be reporting shortly after that what we have accomplished.

Controller's Report

Ms. Koval stated that she has nothing in additional to what Mr. Schweyer reported.

Managing Director's Report

Mr. Dougherty stated that he knows that both Mr. Guridy and Ms. Mota were lobbying very hard for a police camera at 4th and Washington and I am happy to report that it is operational today.

Ms. Mota stated great.

Mr. Guridy stated great, wonderful.

Mr. Dougherty stated that to follow up with Mr. O'Connell and something that Mr. Hahn alluded to was a case example of dealing with a bank was a property that we helped you with 1737 Greenleaf Street. That was indeed case where you had a tree (aka: a big weed) growing alongside the house that was detracting from the neighbor next door, separated only by an alley. That is an example where our Tom Harper has a relationship with many of the banks that hold the notes on the properties and able to work with the bank to get a contractor/landscaper in there to take care of it and I know your constituent is very happy.

Mr. O'Connell thanked the administration and stated it took only about two/three days at the most. Mr. Hahn stated there are places and people you can call. You can email me and I get it to the right people if you have any concerns.

Mr. Dougherty stated that the constituents that were up earlier were happy to have coordinated that effort with that home. It was a joint effort and well-coordinated.

Mr. O'Connell stated that after those neighbors were here, I passed it and it was in deplorable condition. I passed it recently, and we do get things done.

Mr. Guridy thanked Mr. Dougherty about the good news about the camera and Ms. Steele in regards to the house.

9. APPOINTMENTS:

Reappointment Allentown Ethics Board - Hugh J. Gallagher

Reappointments Plumbers Examining Board DeWalt and Gibisser

Hugh J. Gallagher	Ethics Board	01/15/2016
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David DeWalt	Plumbers Examining Board	05/01/2016
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William Gibisser, Jr.	Plumbers Examining Board	05/01/2016
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Mr. Glazier stated that they have three appointments this evening. All three of these gentlemen have been serving the City of Allentown in a very good manner and we are happy to reappoint them.

Mr. O'Connell stated that he is a personal friend and a vital member of the community of the City of Allentown. He does a lot of volunteerism for various youth groups and serves on the recreation commission, and the A-Youth Board.

RESOLUTION PASSED, 7 – 0

Mr. Guridy stated that it is customary to ask anybody who is present if they want to say anything. You could walk up to the podium and say anything about your appointment.

Mr. Gallagher stated that he really appreciates the opportunity to be reappointed to the Ethics Board. It has been very interesting and anything he can do to help.

10. ORDINANCES FOR FINAL PASSAGE:

None

Mr. Guridy made a motion to suspend the Rules to introduce R-23.

Mr. Schweyer seconded the motion.

Motion to suspend the Rules approved by Common Consent.

R23 - Shanty on 19th Inc. Approval

Approves Intermunicipal Transfer of a Liquor License to Shanty on 19th Inc. at 617 N. 19th Street, Allentown, PA 18104

Mr. Schweyer stated to Mr. Hanlon that the Resolution that may be in the back of the room that was distributed by a paper copy is the un-amended version. There is a change in the first **Whereas** and added the phrase Corporate Address and added the former location of the license and under the **NOW**,

THEREFORE, BE IT RESOLVED there was a change in the license number to correct and technically amended to add Corporate Addresses again and the formal location of the license.

Mr. Guridy asked anyone from the dais or the administration has any questions.

RESOLUTION PASSED, 6 – 0 (Eichenwald stepped away)

11. ORDINANCES FOR INTRODUCTION:

Bill 39 Communications_911_Fund_Budget_Amendment

Referred to Public Safety

Amending the 2013 E9-1-1 Fund Budget to provide for a supplemental appropriation of Forty Five Thousand (\$45,000) Dollars as a result of a disbursement by the Pennsylvania Emergency Management Agency (PEMA) for the purpose of participating in a Regional Shared Services Assessment of the 9-1-1 System.

Bill 40 Golf Ordinance

Referred to Parks and Recreation

Amending the 2013 Golf Course Fund Budget to provide for a supplemental appropriation of Sixty Thousand (\$60,000) Dollars to provide for Driving Range improvements.

12. CONSENT AGENDA:

CA-1 Sewage Planning Module - Summit Ridge Apartments

Sewage Planning Module for Parcel at 301-359 River Drive
(Intersection of S. Carlisle Street & River Drive)

Mr. Young stated that it is an apartment complex over in the East Side. It started a number of years ago and the developer went bankrupted and a new developer came in and he is really doing a fantastic job with the apartments. They are well appointed inside, but he did get Zoning and Planning approve to add more apartments and to modify the Planning Module that was originally approved for this project. As question did come up with closing of the water and sewer lease, Planning Modules will still require a municipal approval. In the future, Planning Modules will go through LCA, but they will ultimately come here for final approval.

Mr. Schweyer stated that Council has seen this project before. We approved a zoning change that we have approved for this site to change the density. The likelihood that these will add a tremendous number of students to the school district or any other concerns we have is virtually none. Most of them are one room apartments. We had an opportunity to look at this and we all supported unanimously.

Mr. Young stated that is correct.

Ms. Eichenwald stated that I think that we discussed the density of this. Didn't we reduce the density of it? That will be adhered to. It was concerns with the original plan and the density of it.

Mr. Young stated that it was adhered to.

Mr. Schweyer stated that they added a community room and some other stuff.

Mr. Guridy asked anyone from the public has any comments on this.

Mr. Heffentrager stated definitely approve anything for this property. We are usually up against any extra

apartments, but this apartment was formerly owned by the slumlord Connelly which turned it to Allentown Metro and thank God these people came in. I know someone who just got an apartment there. The places inside are sound. They tore down a lot of walls because it went through three winters that the building sat fully exposed.

RESOLUTION PASSED, 7 – 0

CA-2 Sewage Planning Module - Airport Road Taco Bell

Sewage Planning Module for Parcel at 1102-1122 Airport Road

Mr. Guridy asked anybody from the dais have any questions.

Mr. Young stated that Taco Bell recently closed there facility on Union Boulevard and this is where it used to be Jimmy's Place. That is going to be torn down and they will build a new Taco Bell at that location and you need a Planning Module for that.

RESOLUTION PASSED, 7 – 0

13. RESOLUTIONS ON SECOND READING:

R22 911 Plan Resolution

Approving the 9-1-1 Triennial Plan – 2014 through 2016

Ms. Eichenwald stated that this was forwarded favorably 3 – 0.

RESOLUTION PASSED, 7 – 0

14. RESOLUTIONS ON FIRST READING:

R24 DUI Checkpoints.doc

Approves grant application for DUI Checkpoints

Ms. Eichenwald stated that this was before the Public Safety Committee and since the amount \$14,732 was read into the record, is the amendment needed.

Mr. Hanlon stated yes.

Ms. Eichenwald made an amendment that the amount be written into the record as \$14,732.

Mr. Guridy seconded the motion.

AMENDMENT TO CHANGE AMOUNT TO BE WRITTEN IN THE AMOUNT OF \$14,732.

RESOLUTION PASSED, 7 - 0

R25 1728 Union Street Union Street Encroachment.doc

Referred to Public Works

1728UnionSt-Application.pdf

Encroachment for a Fire Escape at 1728 Union Street

Mr. Guridy asked is this for introduction or can we suspend the Rules.

Mr. O'Connell stated that this was going to be at my August 21st Public Works Committee meeting. You stated that the administration is ok with it. I did pass the area because I knew about this at 17th and Union. Can we suspend the Rules and vote on it.

Mr. Schweyer stated that it is a Resolution.

Mr. O'Connell made a motion that Council vote on it this evening.

Mr. Guridy seconded the motion. He asked was there any comments from the public.

Mr. Schweyer stated to Mr. Young that the administration has no objection to this and it goes so far into the right-a-way.

Mr. Young stated that is exactly what it is.

Mr. Schweyer asked what property is it. Is it a residential property?

Mr. Young stated that he was not prepared for it tonight, and I am not sure off-hand because I don't have the details with me.

Mr. Schweyer stated that 17th Union Street is the corner of where Seward's is and Hersh Market used to be. Is it just right down from there? He asked if it is in the packet.

Mr. O'Connell stated it is a diagram there.

Mr. Guridy stated that it wasn't discussed by Mr. O'Connell. I thought it was discussed before.

Mr. O'Connell stated that he was surprise to see it on Resolutions on First Reading.

Ms. Eichenwald asked is it a rush.

Mr. O'Connell stated if there is no major objection to it, we can vote on it tonight and I have no problems referring it to Public Works on August 21st.

Mr. Schweyer stated that I will defer to you since you are the chair of the committee. If you are comfortable with it, I will certainly not object.

Mr. O'Connell stated that he doesn't want to be premature.

Mr. Schweyer asked if the property-owner here.

Mr. O'Connell stated no because they are probably unaware that we will be discussing it. Let's wait until August 21st.

Mr. Guridy asked Mr. Hanlon did he send letters.

Mr. Hanlon stated that we don't send letters to the abutting property owners. I usually send an email over to engineering to see what the nature of the objection if they really objects because usually they are

objecting because it is one-third into the right-a-way. If they do tell us they do object, then we get more serious and see why they object.

Mr. Guridy stated that we will send it to the committee.

15. NEW BUSINESS

None

16. GOOD AND WELFARE

None

17. ADJOURNED: 8:55 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.