

Minutes of the Council of the City of Easton, Pa.
September 7, 2010

Easton, Pa
Tuesday
September 7, 2010
6:00 p.m.

City Council met in stated session at St. John's Lutheran Church, 330 Ferry Street, Easton, Pa. to consider any business that may lawfully be brought before the body.

The invocation was given by Rev. Susan Ruggles followed by the Pledge of Allegiance.

Roll Call

Present: Kenneth Brown
 Michael Fleck
 Roger Ruggles
 Sandra Vulcano
 Elinor Warner
 Jeffrey Warren
 Mayor Panto (7)
Absent: None (0)

Also in attendance were Rita M. Messa, Asst. City Clerk, William Murphy, City Solicitor, and Glenn Steckman, City Administrator. There were fifty-two other persons present.

APPROVAL OF AGENDA

On motion of Mr. Fleck and Dr. Warner the agenda was approved by the following vote:

Yeas: Panto, Warren, Warner, Vulcano, Ruggles, Fleck, Brown (7)
Nays: None (0)

ACTION ON MINUTES

On motion of Mr. Brown and Mr. Warren the August 25, 2010 City Council meeting were approved, as submitted by the following vote:

Yeas: Brown, Fleck, Ruggles, Vulcano, Warner, Warren, Panto, (7)
Nays: None (0)

RESOLUTION – DEATH OF WILLIAM J. GRUBE

The next item on the agenda was a proposed Resolution recognizing the death of William Grube.

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The following Resolution was introduced by Dr. Warner:

177-2010

The above Resolution was adopted on motion of Dr. Warner and Dr. Ruggles by the following vote:

Yeas: Brown, Fleck, Ruggles, Vulcano, Warner, Warren, Panto (7)

Nays: None (0)

Mayor Panto stated that Mr. Grube wonderful person and praised his work at the City.

Several Council members expressed their sympathy to Mr. Grube's family

PUBLIC HEARING – 2011 CDBG PROGRAM

At this time the 1st Public Hearing, regarding the 2011 CDBG Program, was conducted.
(See separate minutes)

CITIZENS RIGHT TO BE HEARD (Agenda Items Only)

There were no comments at this time

REPORTS RECEIVED BY COUNCIL

There were no reports received by Council

REPORTS OF COMMITTEES

Mr. Brown, Chairperson of the Finance Committee spoke regarding legislation that would be before Council later in the meeting.

Mrs. Vulcano, Chairperson of Economic Development Committee stated that work is continuing on the Mobil Vending Ordinance. She also stated that Ms. Gretchen Lippincott will be e-mailing work sheets to each council member for them to work on the CDBG allocations.

Dr. Ruggles, Chairperson of the Planning Committee stated that the Tourism Meeting was held earlier and that he felt it was well attended.

Mr. Warren, Chairperson of the Public Safety Committee spoke regarding legislation that would be before Council later in the meeting. Mr. Warren praised the Police Department for their work.

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Mr. Warren also stated that a Public Safety Committee Meeting will be held on Tuesday, September 21, 2010 at 6:00.

Dr. Ruggles stated that he has put together an Ordinance to ban cell phone use while driving, similar to Bethlehem, and that he would forward it to Mr. Warren so the Public Safety Committee could review it at their meeting.

Dr. Warner, Chairperson of the Public Works Committee spoke regarding legislation that would be before Council later in the meeting.

Dr. Warner also stated that a Public Works Committee Meeting would be held on Tuesday, September 21, 2010.

Mr. Fleck, Chairperson of the Administration Committee spoke regarding legislation that would be before Council later in the meeting.

Mr. Fleck explained the reason for the proposed Project Labor Stabilization Agreement and that the vote to pass this Resolution will show the City's intent to use local union labor.

There was some discussion on this matter.

Mr. Murphy, City Solicitor had no report.

Mayor Panto had no report.

UNFINISHED BUSINESS

Bill No. 25, authorizing the Issuance of the City's Tax and Revenue Anticipation Note was introduced by Mr. Brown.

Bill No. 25 was amended on the motion of Mr. Fleck and Dr. Warner by eliminating the following:

- 1) Designating the note as a qualified tax-exempt obligation located in the first paragraph and;
- 2) Section 8, titled "Qualified Tax-Exempt Obligation(s)" which read:

"The issuer hereby designates the Note under Section 265(b)(3)(B)(ii) of the Code as a "qualified tax-exempt obligation", as that term is defined in Section 265(b)(3)(B) of the Code. The aggregate amount of tax-exempt obligations which are not "private activity bonds" (as defined in Section 141 of the Code), other than "qualified 501(c)(3) bonds" (as defined in Section 145 of the Code) issued after December 31, 2009 by the Issuer,

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any subordinate entity controlled by the Issuer or any entity which issues bonds on behalf of the Issuer, when added to the principal amount of the Note and the amount of tax-exempt obligations (including “qualified 501(c)(3) bonds”) which are not “private activity bonds” which are reasonably expected to be issued by the Issuer, any subordinate entity controlled by the Issuer or any entity which issues bonds on behalf of the Issuer on or after the date of issuance of the Note and before January 1, 2011, does not and will not exceed \$30,000,000.”

and re-numbering Section 9 through 14.

The motion was adopted by the following vote:

Yeas: Ruggles, Vulcano, Warner, Warren, Panto, Brown, Fleck (7)

Nays: None (0)

Amended Bill No. 25 (Ordinance No. 5264) An Ordinance Authorizing the Issuance of the City’s Tax and Revenue Anticipation Note, with amendment, on the motion of Mr. Brown and Mr. Fleck was adopted by the following vote:

Yeas: Fleck, Ruggles, Vulcano, Warner, Warren, Panto, Brown (7)

Nays: None (0)

CORRESPONDENCE

There was no correspondence.

NEW BUSINESS

On August 30, 2010 a memorandum was received from Joe Mauro, City Engineer requesting an extension to a Development Agreement with Hei-Low Development Inc. for the 418 East Kleinhans Street Development.

Bill No. 26, extending this agreement was introduced by Dr. Warner and ordered process for adoption.

The next item on the Agenda was an amendment to the Miscellaneous Grant Fund requested by Chris Heagele, Finance Director.

Bill No. 27 amending the Miscellaneous Grant Fund was introduced by Ken Brown and ordered for process for adoption.

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The next item on the Agenda was a proposed Resolution approving an Agreement between the City of Easton Police Department and Department of Justice.

The following Resolution was introduced by Mr. Warren:

178-2010

The above Resolution was adopted on the motion of Mr. Warren and Mr. Fleck by the following vote:

Yeas: Ruggles, Vulcano, Warner, Warren, Panto, Brown, Fleck (7)

Nays: None (0)

The next item on the Agenda was a proposed Resolution requiring a Project Labor Stabilization Agreement for City construction projects over \$250,000 excluding Engineering and Architectural Fees.

The following Resolution was introduced by Michael Fleck:

179-2010

The above Resolution was adopted on the motion of Mr. Fleck and Mrs. Vulcano by the following vote:

Yeas: Vulcano, Warner, Warren, Panto, Brown, Fleck, Ruggles (7)

Nays: None (0)

The next item on the agenda was a Resolution declaring the intent to issue Tax-exempt bonds in connection with a capital project located on South Third Street.

The following Resolution was introduced by Kenneth Brown:

180-2010

The above Resolution was adopted on the motion of Mr. Brown and Mr. Fleck by the following vote:

Yeas: Warner, Warren, Panto, Brown, Fleck, Ruggles, Vulcano (7)

Nays: None (0)

The next item on the agenda was a Resolution authorizing a settlement with Barbara Kowitz.

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The following Resolution was introduced by Kenneth Brown:

181-2010

The above Resolution was adopted on the motion of Mr. Brown and Mr. Fleck by the following vote:

Yeas: Warren, Panto, Brown, Fleck, Ruggles, Vulcano, Warner (7)

Nays: None (0)

CITIZENS RIGHT TO BE HEARD

There were no comments at this time.

ADJOURNMENT

With no further business, the meeting was adjourned at 8:05 p.m. on the motion of Mr. Brown and Mr. Ruggles by the following vote:

Yeas: Panto, Warren, Warner, Vulcano, Ruggles, Fleck, Brown (7)

Nays: None (0)

Rita M. Messa, Asst. City Clerk