

BETHLEHEM CITY COUNCIL MEETING
10 East Church Street - Town Hall
Bethlehem, Pennsylvania
Wednesday, May 16, 2018 - 7:00 PM

INVOCATION

Father Alexandros Petrides, St. Nicholas Greek Orthodox Church, offered the invocation which was followed by the pledge to the flag.

PLEDGE TO THE FLAG

1. ROLL CALL

Vice President Negrón called the meeting to order. Present were Bryan G. Callahan, Michael G. Colón, Shawn M. Martell, Olga Negrón, J. William Reynolds, and Paige Van Wirt, 6. Adam R. Waldron was absent, 1.

Congratulations to President Waldron

Vice President Negrón communicated that President Waldron is not at this meeting tonight for a good reason. Yesterday his wife had twins born in the morning, and there are now two new members of the Waldron family.

Historic Conservation Commission Awards

Vice President Negrón announced before tonight's meeting the Historic Conservation Commission (HCC), observing May as Historic Preservation month, would like to present awards to three property owners for their historic preservation efforts. Vice President Negrón then called on Philip Roeder, Chairman of the Historic Conservation Commission to begin the presentation.

Mr. Roeder thanked City Council and the Mayor's Office for hosting Historic Preservation Awards. The month of May is Preservation month so the Historic Conservation Commission (HCC) is presenting three awards. One of the awards is for the adaptive reuse of a building on West Fourth Street, another is for a façade improvement on Third Street and the last award is for a new construction project on South New Street. Mr. Roeder explained with each award it is easy to see the visual benefits of rehabilitation and new construction in the historic conservation district. He also wanted to thank the Commission members for their dedication at the third Monday of the month meetings and expressed deep appreciation of their efforts.

Mr. Roeder remarked the first award is for 129 West Fourth Street, NYC Village Pizza. This adaptive reuse award for 129 Fourth Street began on somewhat of a sour note. The demolition of significant architectural features was completed before the applicant Mustafa Okumus came before the Commission for approval. After three visits to the Commission for the rebuilding of the façade and another visit for the review of the awnings and signage, the applicant completed all of the work with exception of two decorative metal grates, which were lost in the original demolition. These metal grates, although no longer required for original ventilation, were of significant character defining building features. Mr. Roeder explained that

months went on and the Commission was pressed to see results. Then one day the owner contacted him to say that he had a welding shop fabricate the grates to the exact look of the original ones and soon after they were installed. Today this pizza shop with its new awning, tile wall base and new storefront windows and signage above offers great food and a cheerful, modern and cosmopolitan interior and serves as another adaptive reuse of an historic building on West Fourth Street. To the Commission this project showcases the level of cooperation between the business owner and the Historic Conservation Commission. Mr. Roeder then invited property owner, Mustafa Okumus to receive this award.

Mr. Okumus thanked everyone for the award.

Jeff Long, Historic Officer, stated for the second award it is his pleasure to present to 25 East Third Street, for the Color Me Mine façade improvements award. The renovations to the front façade of this building were also under questionable circumstances and were necessitated by a car crash from early 2012. At that time the previous owner, Mr. John Clark, proposed to repair the damaged storefront by installing new tiles below the windows, above the door and inside the door return. The current owners Ravi and Tara Nagabhyru approached the Historic Conservation Commission on several occasions during 2016 to continue with an approach to properly rehabilitate the damaged façade. Mr. Long explained those improvements ultimately included extending the replacement of the aluminum storefront frame and glass to the underside of the first undamaged band of terracotta tiles in order to form a series of new transom windows. Approved glazing of the new transoms has a black background which allows for custom signage. The rehabilitation of portions of the remaining façade was accomplished by use of 12 inch by 24 inch porcelain tiles and a complementary grade color scheme set in a running bond pattern. Members of the South Bethlehem Historic Conservation Commission appreciated the ability of Ravi and Tara to cooperate with the Commission suggestions under changing circumstances and for successfully completing the improvements. Mr. Long stated the Commission commends Color Me Mine for its positive impact on the south Bethlehem community. He then presented the award to Ravi and Tara Nagabhyru.

Mr. Roeder remarked that the third award will go to 324 South New Street, the Bethlehem Parking Authority Garage. This new building and project, a six story, 626 space parking garage first arrived in front of the Commission on May 16, 2016. At that time the Commission had doubts about how a parking garage of this size could be placed in the heart of the Historic District. So how does a Historic Conservation Commission place a structure with a modern appearance and still achieve a harmonious atmosphere with the surrounding buildings? To answer that question is to know how patient and understanding Commission Members are when tasked with such a monumental project. It also has to do with the level of cooperation between the Commission, the architect and the owner. This project appeared before the Board four times with the Commission requesting the heavy use of indigenous materials such as limestone lintels and sills for all openings, a deep red brick with properly colored mortar joints, inset heavy frames for the windows with divided lights and the right metal screening to hide the various ramps and floor levels on the north side of the garage. Also the concerns of the total height had to be addressed, not as an obstacle, but how it could blend with the surrounding buildings in grade levels. In the end, with all parties in full cooperation, this new parking deck serves the community well and co-exists with the surrounding buildings. Mr. Roeder then presented the award to Joe Hoffmeier, Chairman of the Bethlehem Parking Authority Board.

Mr. Hoffmeier thanked the Administration and Council for all their support for this project. Also he would especially like to thank Kevin Livingston, Executive Director of the Parking Authority for going to all of the meetings and getting everything approved. He added that congratulations go to Mr. Livingston because his second child was born this afternoon, thus the reason he is accepting the award tonight on behalf of the Parking Authority.

2. APPROVAL OF MINUTES

None.

3. PUBLIC COMMENT (on any subject not being voted on this evening - 5 minutes time limit)

Pedestrian Safety

Dan Church, 435 Brighton Street, mentioned that an article in the latest City newsletter reports that a slice of \$500,000 dollars is earmarked for pedestrian safety near his home. He was and is skeptical of this. He explained that two weeks ago leaving a funeral near midpoint on the crosswalk at TD Bank, a pickup truck ran a red light and swerved around him. Had there been an eastbound car stopped in the opposite lane this likely would have ruined his best burial suit. Not 20 minutes later on the route home, almost halfway across the crossway at the former Masonic Temple, a southbound car ignored a red light and whipped past. Mr. Church stated he was furious and foolishly ran towards the vehicle when it did stop for a second signal. He remarked the driver had been texting. Mr. Church noted that State law requires drivers to stop when a pedestrian crosses with the white walk signal. In the target area for Third and Fourth Streets during rush hour drivers clog and straddle the crosswalks and nearby at the Third Street ramp signal, drivers stop at the crosswalks. When he walks outside the crosswalk some vehicles still creep forward threatening and are very aggressive. He queried if signs and line markings and signals seem not to matter and what about enforcement of the State code? Mr. Church explained a few years ago a traffic department lieutenant told him that traffic stops in the area are too dangerous, someone could be killed. He was 100% correct. The traffic stops southbound on the bridge would risk a chain reaction pileup from Third Street to Eighth Avenue. He noted that fistfuls of money have already been spent on pedestrian signals overriding everything because the commitment clearly is to expedite traffic. At the Perkins restaurant there is a green turn signal to expedite traffic turns. At the same time, 20 feet away, that little white character lures pedestrians onto the crosswalk, which makes no sense. Mr. Church has had angry drivers there swear, swerve and accelerate past him and blaring their horns. He pointed out that Panama City, Panama has spent less money for safety, removing dangerous crosswalks, and pedestrians must follow longer but safer routes around three sides of certain intersections. Mr. Church added that Philadelphia has spent heavily on traffic cameras at congested intersections, and mailing citations for violators. He pointed out that the Broughal Middle School students have an alternative, they ignore the crosswalks and instead they wait for stop or slowing traffic and then saunter across the street with the illusion of immortality.

Historic Preservation/Five Points Bypass

Stephen Antalics, 737 Ridge Street thanked Council for the kind comments based upon his other chapters of his story. It appears that the average age of Council is approximately 30 years

and a number were not born in the City. This fact raises a question of the knowledge of the history of south side in relation to the City as a whole, with the south side historic preservation. In order for elected officials to strike a balance between historic preservation and community development, it is imperative that they have working knowledge of the history of that community. It is inconceivable that an elected official be ignorant or at least show indifference to that history. Mr. Antalics stated at the last meeting he spoke of the first major development in the City of Bethlehem in 1956. It was known as the Clarke and Rapuano study and included two major projects. Number one was the consolidation of all City services at one site and number two, the elimination of traffic into the City via the Five Points area by means of a bypass starting at the present intersection of Route 378, which was then Route 12 and Black River Road, and ending on Daly Avenue. Mr. Antalics explained the fact that you are now sitting in this building represents the success of project number one. Project number two, the Five Points bypass was put on hold because of funding limitations. The Five Points improvement was revisited in 1976 under the Gruen Associates report entitled Southside 76. The Five Points bypass would take advantage of the defunct railroad tracks taking you to the Third Street ramp to Route 378. Although PennDot approved the plan, the plan died because of political infighting, and so the south side suffered. Mr. Antalics explained the Five Points problem was again addressed by the Taggart Plan with the absurd plan to have a one way traffic system. The plan fortunately never reached implementation. The upshot of all of this over the years is that the Five Points of 1956 still is the same Five Points of 2018. He expressed the South Side Historic Preservation theatre of the absurd continues. Article 1714, Historic Conservation District of South Side Bethlehem reads along the center line of Wyandotte Street, which means that buildings only on one side of the street are in a Historic District. Mr. Antalics noted that interestingly, Article 1713 establishes the North Bethlehem Historic District which includes both curbs of the street. He questioned the discrepancy. Mr. Antalics stated with both curbs of Wyandotte Street being in the Historic District could prevent the building of the famous McDonalds at the Five Points. Today tourists visiting Bethlehem, the Christmas City via the Wyandotte hill will not be greeted by the warm glow of Christmas lights and the joyous sound of seasonal carols, but will now be greeted by the garish glow of neon lights informing tourists of Bethlehem how many hamburgers McDonalds has sold.

Appropriate Mental Health Services Ordinance

Adrian Shanker, Executive Director of the Bradbury Sullivan LGBT Community Center thanked Councilman Callahan for introducing the Appropriate Mental Health Services Ordinance this evening. It is very important to the LGBT Community that Bethlehem joins with the Cities of Allentown, Reading, Philadelphia and Pittsburgh in banning this harmful and unscientific practice. He remarked we are grateful that the City will be moving forward as well.

4. PUBLIC COMMENT (on ordinances and resolutions to be voted on by Council this evening - 5 Minute Time Limit)

Use Permit Agreements/Certificate of Appropriateness Denial

Dana Grubb, 2420 Henderson Place, stated there are two items on the agenda he wanted to speak about. He wanted to make an observation about considering the Use Permit Agreement. He could not see anything in the actual agreement itself that these types of things are being coordinated with activities down at the Sands Casino when First Street is closed. The Pizza Fest

interested him and he happened to look at that and noticed that First Street would be closed. He mentioned that he will be photographing a concert that night at the Sands Event Center. This will be limiting access on nights particularly with who will be performing that night, which will be close to a sellout. This is a bit of a concern because it would limit access and egress. He understands that the Use Permit Agreement terminates it at 9:00 pm that night so it will not affect egress as much as it would access before the show. This is not anything anti-ArtsQuest, Musikfest or anything like that, but Mr. Grubb is hoping that when these things come to City Hall that this is part of the review process. Mr. Grubb then commented on the Certificate of Appropriateness for 114 West Fourth Street, the denial. He thinks it is fitting that some awards were made tonight by the Historic Conservation Commission. He has attended a number of sessions recently and he is very impressed with the application of the City Ordinance, the Secretary of Interior Standards, the amount of give and take that goes on between developers who bring a proposal in, and the Board. In this particular case he was able to attend two out of four meetings. With one of the meetings the developer did not even bother to show up and the other one, which was the second meeting, the developer showed up and was very adversarial with the Board. The Board had given him a number of recommendations; he showed up that night and basically wasted their time and the public's time at that meeting. Mr. Grubb thinks it is very appropriate given his lack of cooperation and the action of the Board to deny a Certificate of Appropriateness, and he would hope that Council supports it. This Board is working very hard and in his opinion, doing a really good job. Mr. Grubb understands the balance that has to go on between development and historic preservation, but he would remind everybody the number one thing this City has going for it is its history. He concluded saying we all should put on our Gordon Mowrer thinking caps when it comes to the preservation of history in Bethlehem and remember what his efforts accomplished on the north side, and apply it on the south side as well.

Kim Carrell-Smith, 833 Carlton Avenue, informed she wanted to echo what Mr. Grubb has just spoken about and say how grateful she is to the Historic Conservation Commission for all the work they do and for the work Mr. Long has done on this Grace Mansion Project at 114 West Fourth Street. It is an incredibly significant building for the south side and one of the only houses that remain as intact as it is. This is in a great setting and it is an important anchor on that block. As someone who teaches public history and historic preservation she really values the idea that folks are taking this seriously that the Historic Commission spent an inordinate amount of time but were so patient with a developer who was not particularly cooperative. This developer did not seem to understand what Bethlehem does with its historic preservation. Ms. Carrell-Smith explained it was really impressive to watch that even though we watched this over a course of four meetings. We all go through this and she thought it was very impressive that they were able to say very clearly why they wanted to deny the proposal and that they had used the same guidelines all along. They had been very clear throughout the process. It is a real testament to Bethlehem and its history that we have folks who take it that seriously and she hopes you will support that denial. She also hopes that at some point we will be able to find somebody who will be able to take on that mansion and make it beautiful again.

Bill Scheirer, 1890 Eaton Avenue, noted that Mr. Mowrer had told him once that his biggest mistake as Mayor was urban renewal, and then he realized that the future was around the corner on Main Street. Mr. Scheirer also wanted to echo what Mr. Grubb said about the Historic Conservation Commission meetings. He has been to a number of them and he is very impressed with the way they work and the diligence they bring to the whole subject. This particular project was originally proposed to have a four-story apartment building in back plus a loft, which would

have overpowered the Grace Mansion. The present proposal is a group of six townhouses four-stories high, which is almost as bad. In particular the developer, who is a very forceful person, even managed to annoy the Planning Commission. He still wants to take off the porch in the back of the mansion, which is part of the appeal of the mansion. Mr. Scheirer is hoping also that Council affirms the denial of the Certificate of Appropriateness.

5. OLD BUSINESS

- A. Members of Council
- B. Tabled Items
- C. Unfinished Business

6. COMMUNICATIONS

A. *Councilman Callahan – Establishing New Article – Appropriate Mental Health Services*

The Clerk read a memorandum dated May 3, 2018 from Councilman Bryan Callahan to which is attached a proposed Ordinance to establish a new Article titled Appropriate Mental Health Services. The proposed Ordinance would prohibit, within the geographic boundaries of the City, use of conversion therapy with minors.

Vice President Negrón stated she will refer this to the Community Development Committee.

B. *Deputy Fire Chief – Amending Article 1501 – Fire Safety and Code Enforcement Inspection Fees*

The Clerk read a memorandum dated May 3, 2018 from Deputy Fire Chief/Fire Marshal Craig Baer to which is attached a proposed Ordinance to amend Article 1501 titled Fire Safety and Code Enforcement Inspection Fees.

Motion – Schedule Public Hearing

Vice President Negrón stated she will accept a motion and a second to schedule a Public Hearing for Tuesday, June 19, 2018 at 7:00 pm in Town Hall.

Mr. Colón and Mr. Callahan moved to schedule a Public Hearing for Tuesday, June 19, 2018 at 7:00 pm in Town Hall.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Motion passed.

Vice President Negrón stated a Public Hearing has been scheduled for Tuesday, June 19, 2018 at 7:00 pm in Town Hall. The Ordinance will also be sent to the Department of Labor and Industry as required by the Pennsylvania Construction Code Act.

C. *Purchasing Director – On-Line Auction*

The Clerk read a memorandum dated May 2, 2018 from Purchasing Director, Sandra Steidel to which is attached a list of items to be sold at the next on-line auction to be held within the next 60 days.

Vice President Negrón stated if Council has no objection the property listed; the same may be added to the on-line auction. If Council would like to discuss a specific item, the same shall be removed from the list and discussed at the next Council Meeting on June 5, 2018. Vice President Negrón queried if any Member of Council would like to discuss a specific item, have it removed from the list, and discussed at the next City Council Meeting on Wednesday, June 5, 2018.

Vice President Negrón stated a memo will be sent to the Purchasing Director that City Council has no objections to the property listed.

D. Director of Water and Sewer Resources – Recommendation of Award – T & M Associates

The Clerk read a memorandum dated May 7, 2018 from Edward J. Boscola, Director of Water and Sewer Resources recommending a contract with T & M Associates for the Wastewater Treatment plant Dike Inspection. The term of the contract is from the Notice to Proceed until September 30, 2018. The fee for the contract is \$10,750.

Vice President Negrón stated Resolution 10 D is on the agenda.

E. Recreation Director – DCED Grant – Memorial Pool & Athletic Field Upgrades – Resolution

The Clerk read a memorandum dated May 8, 2018 from Jane Persa, Recreation Director to which is attached a Resolution in support of a grant application to the PA Department of Community and Economic Development in the amount of \$280,000 for the Memorial Pool and Athletic Field Upgrades.

Vice President Negrón stated Resolution 10 E is on the agenda.

F. Director of Water and Sewer Resources – Recommendation of Award – LB Industries, Inc.

The Clerk read a memorandum dated May 9, 2018 from Edward J. Boscola, Director of Water and Sewer Resources recommending a contract with LB Industries, Inc. for the general construction of the 2018 Wastewater Treatment Plant Non-Potable Water System Upgrades. The term of the contract is 240 calendar days from the Notice to Proceed. The fee for the contract is \$381,300.

Vice President Negrón stated Resolution 10 F is on the agenda.

G. Director of Water and Sewer Resources – Recommendation of Award – Eastern Environmental Contractors, Inc.

The Clerk read a memorandum dated May 9, 2018 from Edward J. Boscola, Director of Water and Sewer Resources recommending a contract with Eastern Environmental Contractor, Inc. for the Electrical Construction for the 2018 Wastewater Treatment plant Potable Water

System Upgrades. The term of the contract is 240 calendar days from the Notice to Proceed. The fee for the contract is \$151,100.

Vice President Negrón stated Resolution 10 G is on the agenda.

H. City Solicitor – Use Permit Agreement – ArtsQuest – July 4th Celebration

The Clerk read a memorandum dated May 10, 2018 from City Solicitor William P. Leeson, Esq. to which is attached a Use Permit Agreement for public property with ArtsQuest for the July 4th Celebration. The duration of the agreement is July 4, 2018. The location is First Street from Polk Street to the eastern terminus, Founders Way from Second Street to First Street.

Vice President Negrón stated the Resolution can be placed on the June 5 agenda.

I. City Solicitor – Use Permit Agreement – ArtsQuest – Pizza Fest

The Clerk read a memorandum dated May 10, 2018 from City Solicitor William P. Leeson, Esq. to which is attached a Use Permit Agreement for public property with ArtsQuest for Pizza Fest. The duration of the agreement is June 30, 2018. The location is First Street from Polk Street to the Eastern Terminus, Founders Way between First Street and Second Street.

Vice President Negrón stated the Resolution can be placed on the June 5 agenda.

J. City Solicitor – Use Permit Agreement – ArtsQuest – Sabor Event

The Clerk read a memorandum dated May 10, 2018 from City Solicitor William P. Leeson, Esq. to which is attached a Use Permit Agreement for public property with ArtsQuest for the Sabor Event. The duration of the agreement is June 22 and June 23, 2018. The location is First Street from Polk Street to the Eastern Terminus, Founders Way from Second Street to First Street.

Vice President Negrón stated the Resolution can be placed on the June 5 agenda.

K. Controller’s Confidential Secretary – Records Destruction – Controller’s Office

The Clerk read a memorandum dated May 9, 2018 from the Controller’s Confidential Secretary Nancy Bisazza requesting Council to consider a Resolution for the Destruction of Records from the Controller’s Office listed on the attached exhibit. Ms. Bisazza has reviewed the Municipal Records Retention Act and the records fall within categories where destruction is permitted.

Vice President Negrón stated the Resolution can be placed on the June 5 agenda.

7. REPORTS

A. *President of Council*

B. *Mayor*

8. ORDINANCES FOR FINAL PASSAGE

- A. *Bill No. 15 - 2018 - Intermunicipal Agreement Amendment - City of Bethlehem, Palmer Township, Bethlehem Township, Bethlehem Township Municipal Authority*

The Clerk read Bill No. 15 - 2018 - Intermunicipal Agreement Amendment - City of Bethlehem, Palmer Township, Bethlehem Township, Bethlehem Township Municipal Authority, on Final Reading.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. Bill No. 15 - 2018 now known as Ordinance No. 2018-11 was adopted on Final Reading.

9. NEW ORDINANCES

- A. *Bill No. 12-2018 - Amending Zoning Ordinance - Adding Sections 1302.29 AND 1306.08 - CRIZ Qualified Project Definition and Related Dimensional Requirements*

The Clerk read Bill No. 12-2018 - Amending Zoning Ordinance - Adding Sections 1302.29 and 1306.08 - CRIZ Qualified Project Definition and Related Dimensional Requirements, sponsored by Dr. Van Wirt and Ms. Negrón and titled:

AN ORDINANCE ADDING SECTIONS 1302.29 AND 1306.08 OF THE ZONING ORDINANCE OF THE CITY OF BETHLEHEM, PENNSYLVANIA, AS AMENDED, TO INCLUDE THE DEFINITION OF A CITY REVITALIZATION AND IMPROVEMENT ZONE (CRIZ) QUALIFIED PROJECT AND INCLUDE RELATED DIMENSIONAL REQUIREMENTS

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. Bill No. 12 - 2018 was passed on First Reading.

- B. *Bill No. 13-2018 - Amending Zoning Ordinance - Section 1306.01.b.1(b) and 1306.01B (NOTE I) - Changing Maximum Building Coverage in the CB District*

The Clerk read Bill No. 13 - 2018 - Amending Zoning Ordinance - Section 1306.01.b.1(b) and 1306.01B (NOTE I) - Changing Maximum Building Coverage in the CB District, sponsored by Dr. Van Wirt and Ms. Negrón and titled:

AN ORDINANCE AMENDING SECTION 1306.01.b.1(b) AND 1306.01.B (NOTE I) OF THE ZONING ORDINANCE OF THE CITY OF BETHLEHEM, PENNSYLVANIA AS AMENDED, TO CHANGE MAXIMUM PERCENT BUILDING COVERAGE IN THE CB DISTRICT

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. Bill No. 13 - 2018 was passed on First Reading.

- C. *Bill No. 14 – 2018 - Bill No. 14-2018 – Amending Zoning Ordinance – Section 1305.01.b – Removing a Drive-Through Fast Casual Restaurant from the CB and CL Zoning Districts*

The Clerk read Bill No. 14 – 2018 - Amending Zoning Ordinance – Section 1305.01.b – Removing a Drive-Through Fast Casual Restaurant from the CB and CL Zoning Districts, sponsored by Dr. Van Wirt and Ms. Negrón and titled:

AN ORDINANCE AMENDING SECTION 1305.01.b OF
THE ZONING ORDINANCE OF THE CITY OF BETHLEHEM,
PENNSYLVANIA, AS AMENDED, TO REMOVE A DRIVE-
THROUGH FAST CASUAL RESTAURANT FROM THE CB AND
CL ZONING DISTRICTS

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. Bill No. 14 – 2018 was passed on First Reading.

10. RESOLUTIONS

- A. *Authorizing Use Permit Agreement – ArtsQuest – Step Outdoors Lehigh Valley*

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-089 that authorized to execute a Use Permit Agreement with ArtsQuest for the Step Outdoors Lehigh Valley event June 1, 2018 through June 3, 2018 according to the agreement.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Resolution passed.

- B. *Authorizing Use Permit Agreement – Holy Infancy Roman Catholic Church – Portuguese Heritage Celebration and Multicultural Festival*

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-090 that authorized a Use Permit Agreement for the Portuguese Heritage Celebration June 8, 2018 and June 9, 2018, and Multicultural Festival June 15, 2018 and June 16, 2018, according to the agreement.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, Ms. Negrón and Mr. Waldron, 7. The Resolution passed.

- C. *Authorizing Use Permit Agreement – McCarthy’s Irish Pub – Fergus McCarthy’s Birthday Event*

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-091 that authorized a Use Permit Agreement with McCarthy’s Irish Pub for the Fergus McCarthy Birthday Party Day Event on June 9, 2018 according to the agreement.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, Ms. Negrón, 6. The Resolution passed.

D. Authorizing Contract – T & M Associates

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-092 that authorized to execute an agreement with T & M Associates for the Wastewater Treatment Plant Dike Inspection.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Resolution passed.

E. Authorizing Grant Resolution – DCED Grant – Memorial Pool & Athletic Field Upgrades

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-093 for a DCED Grant for the Memorial Pool & Athletic Field upgrades. If awarded the grant the applicant/grantee application signature page will become the executed signature page for the agreement and the applicant will be bound by the grant. Any amendment to the grant application may be signed by the Mayor.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Resolution passed.

F. Authorizing Contract – LB Industries, Inc.

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-094 that authorized to execute an agreement with LB Industries for the general construction of the Wastewater Treatment Plant Non-Potable Water System Upgrades.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Resolution passed.

G. Authorizing Contract – Eastern Environmental Contractors, Inc.

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-095 that authorized to execute an agreement with Eastern Environmental Construction for the electrical construction of the Wastewater Treatment Plant Non-Potable Water System Upgrades.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Resolution passed.

Motion – Considering Resolutions 10 H through 10 N as a group

Mr. Callahan and Mr. Reynolds moved to consider Resolutions 10 H through 10 N as a group.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Motion passed.

H. Certificate of Appropriateness – 450 High Street

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-096 that granted a Certificate of Appropriateness to replace the porch “in-kind” and is seeking approval for the color scheme at 450 High Street.

I. Certificate of Appropriateness – 564 Main Street

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-097 that granted a Certificate of Appropriateness to install hanging lights in the North Green of the Sun Inn and install 3 lantern style lights on posts at 564 Main Street.

J. Certificate of Appropriateness – 223 East Church Street

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-098 that granted a Certificate of Appropriateness to proceed with the next phase of re-roofing their house at 223 East Church Street.

K. Certificate of Appropriateness – 458 Main Street

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-099 that granted a Certificate of Appropriateness to install a hanging sign on the façade at 458 Main Street.

L. Certificate of Appropriateness – 241 East Market Street

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-100 that granted a Certificate of Appropriateness to remove an overhead garage door and replace with three windows and new siding at 241 East Market Street.

M. Certificate of Appropriateness – 105 East Market Street

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-101 that granted a Certificate of Appropriateness to install a driveway, 5 parking spaces, a privacy fence and landscaping at 105 East Market Street.

N. Certificate of Appropriateness – 7 East Church Street

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-102 that granted a Certificate of Appropriateness to install a corporate sign, flush mounted on the brick wall utilizing existing mounting holes at 7 East Church Street.

Voting AYE on Resolutions 10 H through 10 N: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Resolutions passed.

O. Certificate of Appropriateness – 114 West Fourth Street – Denial

Dr. Van Wirt and Ms. Negrón sponsored Resolution No. 2018-103 that denied a Certificate of Appropriateness for rehabilitation of the existing Eugene Grace mansion and for construction of six new townhouses at 114 West Fourth Street.

Vice President Negrón queried if the applicant is at this meeting and would like to speak. No one from the audience responded. Vice President Negrón then asked if there is any discussion.

Mr. Colón asked if voting AYE will support the denial.

Vice President Negrón stated that is correct. So at this point the Commission is denying the request so voting AYE will deny it.

Voting AYE: Mr. Reynolds, Dr. Van Wirt, Mr. Callahan, Mr. Colón, Mr. Martell, and Ms. Negrón, 6. The Denial Resolution passed.

11. NEW BUSINESS

Historic Preservation Commission

Mr. Callahan thanked the Historic Preservation Commission for coming to the meeting and recognizing the Parking Authority for the New Street Garage. When we were going through that whole process, it was difficult for many. We had numerous meetings and several concerns and issues that were brought up. It is safe to say that many of the problems that were predicted did not come true. He drives in the area of the garage every day and all of the congestion that everyone was predicting has not come true. Mr. Callahan pointed out the building is a great fit in that area. As you come over the New Street Bridge, neither the building or the garage is even close to being the top height of any other buildings over there. He can understand that looking from the ground straight up at the building it is probably a little bit higher, but as for looking at the overall height of the building from a distance, it is not really an issue. Mr. Callahan knows we had many discussions about it during those meetings, and he just wanted to say thanks for recognizing the Parking Authority.

Public Safety Committee Meeting

Mr. Colón reminded everyone that the Public Safety Committee will be getting together to review the proposal to decriminalize marijuana here in Bethlehem this coming Tuesday, May 22, 2018 at 6:00 pm in Town Hall.

12. ADJOURNMENT

The meeting was adjourned at 7:45 p.m.

ATTEST:

City Clerk