

ALTOONA CITY COUNCIL MEETING MINUTES
WEDNESDAY – MAY 8, 2019 – 7:00 P.M.
CITY OF ALTOONA TRAINING FACILITY & COUNCIL CHAMBERS
1320 WASHINGTON AVENUE, ALTOONA, PA

The meeting was televised live on cable Public Access Channel 14 and re-broadcast Thursday, May 9, 2019.

CALL TO ORDER – by Mayor Pacifico at 7:00 PM in Council Chambers

SILENT MEDITATION
PLEDGE OF ALLEGIANCE

ROLL CALL – taken by City Clerk Linda Rickens Schellhammer
Present: Council members Butterbaugh, Cacciotti, Cagle, Jordan (via phone)
Kelley, Neugebauer and Mayor Pacifico

DISCUSSION ITEMS – PLCB Noise Exemption Requests
Zach's
Buccinese Society

Council stated they would support the requests and a resolution.

PRESENTATIONS – Police 2018 Annual Report – Chief Janice Freehling

Quarterly Financial Report – Omar Strohm, Finance Director

ALL PUBLIC COMMENT – Greg Lascoli of 4600 4th Avenue asked for an update on the sewer issue at 39th and Walnut; Interim City Manager Peter Marshall stated the City is looking at different options but have no solutions at this time; Peter asked Mr. Lascoli to use DPW Director Nate Kissell as his point of contact

RESOLUTIONS

a)approving the minutes of the Altoona City Council Meeting held Wednesday, April 10, 2019. (0034-19)

b)approving the minutes of the Altoona City Council Worksession held Monday, April 22, 2019. (0035-19)

c)awarding the 2019 State Road Utility Cut Restoration Project to Duey, LLC. of 740 Oak Street, Tyrone, PA 16686, in the amount of \$27,231.75, payable directly from the utility companies, and further authorizing the City Manager to execute all documents and the City Clerk to attest to same. (0036-19)

d)awarding the 2019 Traffic Signal Upgrades to Dixon Electric of 261 Ward Drive, Claysburg, PA 16625, in the amount of \$480,608.10, with \$360,022.10 payable from a Green Light GO Grant and \$120,586.10 payable from the Capital Budget, and further authorizing the City Manager to execute all documents and the City Clerk to attest to same. (0037-19)

e)awarding the Garfield Park Concession Stand Project as follows:

General Construction-Ventura Construction Services, Inc. of 800 North 3rd Avenue, Altoona, PA, in the amount of \$94,010.00

Plumbing Construction-Charles D. Riley, Inc. of 2131 18th Street, Altoona, PA, in the amount of \$14,896.00

Electrical Construction-Bettwy Electric, Inc. of PO Box 388, Newry, PA, in the amount of \$24,420.00

for a grant total amount of \$133,326.00 payable from the Capital Budget and further authorizing the City Manager to execute all documents and the City Clerk to attest to same. (0038-19)

f)adopting the 2019 Housing and Urban Development (HUD) Action Plan for the Community Development Block Grant (CDBG) and HOME Investment Partnership Programs and authorizing the City Manager to execute all documents and certifications and the City Clerk to attest to same, and to file appropriate statements, certifications and meeting minutes with the Department of Housing and Urban Development. (0039-19)

g)approving a Repository Bid in the amount of \$200.00 submitted by Mark Leiden Jr. of 1108 3rd Avenue, Altoona, PA, for property located at 1110-1112 3rd Avenue, Altoona, PA 16602, and further authorizing the City Manager to execute the Taxing District Form. (0040-19)

h)approving Development/Redevelopment Project Criteria in order to determine eligibility of a project for financial participation by the City. (0041-19)

i)adopting the Developer's Agreement, attached hereto, between the City of Altoona and Silk Mill Properties, Inc., for The Mill and authorizing the Mayor to execute the agreement and the City Clerk to attest to same. (0042-19)

City Clerk Linda Rickens Schellhammer read the resolutions into the record; a consent vote was taken on all resolutions and passed 7 to 0

ORDINANCES

Introduction

1)AN ORDINANCE OF THE CITY OF ALTOONA AMENDING THE CODE OF THE CITY OF ALTOONA TO REVISE CHAPTER 633 ENTITLED "STREET VACATION" TO VACATE A PORTION OF 25TH STREET BETWEEN 8TH AVENUE AND 9TH AVENUE,

ALTOONA, CONTAINING TWO THOUSAND FOUR HUNDRED AND TWENTY-TWO AND NINE HUNDRED AND SEVENTY-FIVE THOUSANDTHS (2,422.975) FEET, IN THE CITY OF ALTOONA, BLAIR COUNTY, PENNSYLVANIA; REAFFIRM CHAPTER 633 AS AMENDED; PROVIDE SEVERABILITY AND REPEAL PROVISIONS; AND PROVIDE AN EFFECTIVE DATE.

This ordinance was read into the record by City Clerk Linda Rickens Schellhammer and introduced by Mayor Pacifico.

2)AN ORDINANCE OF THE CITY OF ALTOONA INCURRING NONELECTORAL DEBT, IN THE AGGREGATE PRINCIPAL AMOUNT OF THIRTY-FIVE MILLION FIVE HUNDRED THOUSAND DOLLARS (\$35,500,000), TO BE EVIDENCED BY ONE OR MORE SERIES OF GUARANTEED SEWER REVENUE BONDS, PURSUANT TO THE PENNSYLVANIA LOCAL GOVERNMENT UNIT DEBT ACT, TO REFUND THE CITY'S LEASE RENTAL DEBT ASSOCIATED WITH THE SEWER REVENUE BONDS, SERIES B AND C OF 2010 OF THE ALTOONA WATER AUTHORITY, AND PAY RELATED COSTS; ACCEPTING A BOND PURCHASE AGREEMENT FOR THE BONDS; SETTING FORTH THE TERMS AND SUBSTANTIAL FORM OF THE BONDS; PLEDGING THE SEWER REVENUES RECEIVABLE BY THE CITY TO SECURE THE BONDS; GUARANTYING THE PAYMENTS DUE ON THE BONDS BY PLEDGING THE CITY'S FULL FAITH, CREDIT AND TAXING POWER; APPOINTING A PAYING AGENT AND SINKING FUND DEPOSITORY IN CONNECTION WITH THE BONDS; AND APPROVING RELATED DOCUMENTS AND ACTIONS.

This ordinance was read into the record by City Clerk Linda Rickens Schellhammer and introduced by Councilman Neugebauer.

Adoption - Mayor Pacifico

3)AN ORDINANCE OF THE CITY OF ALTOONA AMENDING THE CODE OF THE CITY OF ALTOONA CHAPTER 347 ENTITLED "FIREARMS AND FIREWORKS" ACKNOWLEDGING THE ADOPTION BY THE COMMONWEALTH OF PENNSYLVANIA OF THE PENNSYLVANIA FIREWORKS LAW, ACT 43 OF 2017, ACKNOWLEDGING THAT THE FIREWORKS LAW PROHIBITS THE IGNITING OR DISCHARGE OF CONSUMER FIREWORKS ON PUBLIC OR PRIVATE PROPERTY WITHOUT THE EXPRESS PERMISSION OF THE OWNER, PROVIDING THAT THE CITY OF ALTOONA DOES NOT GRANT PERMISSION FOR ANYONE TO IGNITE OR DISCHARGE CONSUMER FIREWORKS ON THE STREETS OR SIDEWALKS OF THE CITY OF ALTOONA OR PROPERTY OWNED BY THE CITY OF ALTOONA INCLUDING, WITHOUT LIMITATION, ALL OF THE CITY OWNED PARKS AND PUBLIC BUILDINGS; PROHIBITING THE USE OF CONSUMER FIREWORKS BETWEEN THE HOURS OF 11:00 P.M. AND 8:00 A.M.; AND PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH PENNSYLVANIA LAW.

This ordinance was read into the record by City Clerk Linda Rickens Schellhammer.

Introduction – Mayor Pacifico

Motion for Adoption – The Governing Body

Second – The Governing Body

The vote was taken by City Clerk Linda Rickens Schellhammer and passed 7 to 0

MAYOR & COUNCIL DISCUSSION ITEMS AND ANNOUNCEMENTS

Councilman Kelley asked about a recent accident on Ruskin Drive and what can be done along that road; the area is between Necessity Drive and Elm Spring; there is a bad curve; can something be done to slow the traffic down; Peter Marshall stated that staff will look into it

Councilman Cagle reminded the public not to throw or blow grass onto the roads; also, it is prom season and to be safe

Councilman Butterbaugh stated he attended the Blair Water Summit with Mayor Pacifico and that the opportunity to listen to presenters from local and state government to include the City, PennDOT District 9, DCNR and members of the House and Senate should help the City to do a better job with the projects locally; also thank you to Senator Judy Ward for sponsoring the event, which was held in Duncansville

Mayor Pacifico stated that since Council adopted the fireworks ordinance tonight that he wanted to mention that he recently met with Representative Schmitt and a group of Veterans and they are working on getting the fireworks regulation issue addressed at the state level before July 4th because this is where it needs to fall; Representative Farry is working on a fireworks bill and Representative Cutler is aware and it is on the leadership's radar now

MEDIA – media attendance included Bill Kibler, *Altoona Mirror*

ADJOURNMENT – by Mayor Pacifico at 8:10 p.m.