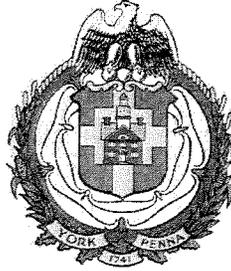


Council of the City of York, Pennsylvania

Carol Hill-Evans, President of Council
Henry Hay Nixon, Vice President of Council
Renee S. Nelson, Member of Council
Michael Helfrich, Member of Council
David Satterlee, Member of Council

Dianna L. Thompson-Mitchell, City Clerk
Email: dthomps@yorkcity.org



Office of York City Council
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AGENDA

October 1, 2013

Public Comment 6:30 p.m.

Legislative Session 7:00 p.m.

I. Public Comment: 6:30 p.m. to 7:00 p.m.

***Disclaimer:** Pursuant to the Sunshine Act, the City of York will only record citizens' names and the subject of testimony provided during the public comment period. Should you request information or desire a response to your testimony, you must provide the City Clerk or Council President with your contact information. Information you provide will be used by City of York agents to process your request. Your name, address and request for information may be entered into the City of York complaint tracking system.*

City Council welcomes public comment on agenda items and on City-related issues not on the agenda. Under Council's adopted Rules and Procedures, comment on agenda items occurs during Council's regular 7:00 p.m. meeting. Comment on non-agenda items begins at 6:30 p.m., with Council sitting as a General Committee. Persons wishing to speak on non-agenda items should sign up with the City Clerk before the 6:30 Public Comment committee meeting. Each speaker shall have up to five minutes to speak. To assure access to all participants, the presiding officer may reduce the time limit down to three minutes if the number of speakers who have signed up would extend the total comment period beyond 30 minutes and/or may resume public comment after Council's legislative session has adjourned. Council's Rules, available from the City Clerk, are also on display in Council Chambers and on Council's web page at www.yorkcity.org.

II. Call Legislative Meeting to Order: 7:00 p.m.

III. Roll Call

IV. Pledge of Allegiance

I pledge Allegiance to the Flag of the United States of America, and to the Republic for which it stands, one Nation, under God, Indivisible, with Liberty and Justice for All.

V. Action on previous meeting Minutes of **September 17, 2013**.

VI. Correspondence and/or Announcements

VII. Presentations, Proclamations and Awards

- **2011 Audit:** Greg Shank, Maillie LLP, will wrap-up presentation on the 2011 York City Audit (continued from the 9/25/13 committee meeting).

VIII. Committee Meeting(s) Scheduled

- **Committee Meeting:** Scheduled for October 23, 2013 at 6:00 p.m. in Council Chambers to discuss items for the November legislative agenda.

IX. Status of Prior Committee Referrals:

- **Booting:** A Bill amending Article 507 “Booting” of the Codified Ordinances was discussed at length at Council’s 9/25/13 committee meeting and remains in committee at this time.
- **Mobile Food Vendors:** A Bill amending Article 333”Peddlers & Solicitors” of the Codified Ordinances to increase the number of mobile food vendor licenses authorized to operate in Continental Square was discussed at Council’s 9/25/13 committee meeting and remains in committee at this time.

X. Legislative Agenda: (Order of Business – Action on Subdivision/Land Development & HARB Resolutions; Final Passage of Bills/Resolutions; New Business.)

Subdivision / Land Development / HARB

NONE

Final Passage of Bills / Resolutions

NONE

New Business

1. Introduction of Bill No. 15 (Will be on 10/15/13 agenda) - A Bill
Amending the 2013 CDBG & HOME Budgets. (To reflect changes resulting from closing out activities and rolling over funds from 2012)
Introduced by: Renee S. Nelson
Originator: Economic & Community Development (BHS)
2. Introduction of Bill No. 16 (Will be on 10/15/13 agenda) - A Bill
Amending Article 181 “General Provisions,” Subsection 181.01 “Member Qualifications, Expenses, Term and Removal” of the Codified Ordinances. (To establish that individuals may only serve on one City board or commission at a time.)
Introduced by: Carol Hill-Evans
Originator: Solicitor’s Office
3. Introduction of Bill No. 17 (Will be on 10/15/13 agenda) - A Bill
Amending Article 1501.04(14) and (15) of the Fire Prevention Code. (To phase out the requirement for connection to the city’s gamewell system.)
Introduced by: Henry Hay Nixon
Originator: Fire/Rescue
4. Resolution No. 69 - A Resolution
Resolution authorizing a budget transfer. (\$10,000.00 for bldg. repair)
Introduced by: David Satterlee
Originator: Public Works (Recreation/Parks)
5. Resolution No. 70 - A Resolution
Authorizing an agreement with Capital Blue Cross. (To serve as the city’s health insurance administrator for years 2014-2016)
Introduced by: Michael Ray Helfrich
Originator: Business Administration (HR)
6. Resolution No. 71 - A Resolution
Authorizing an agreement with Express Scripts, Inc. (To serve as the city’s pharmacy benefits manager for years 2014-2016)
Introduced by: Michael Ray Helfrich
Originator: Business Administration (HR)

7. Resolution No. 72 - A Resolution
Approving MMO of \$1,537,319.00 for the Firefighter's Pension Fund.
Introduced by: Michael Ray Helfrich
Originator: Business Administration
8. Resolution No. 73 - A Resolution
Approving MMO of \$3,491,221.00 for the Police Pension Fund.
Introduced by: Michael Ray Helfrich
Originator: Business Administration
9. Resolution No. 74 - A Resolution
Approving MMO of \$724,531.00 for the Officers and Employees Pension Fund.
Introduced by: Michael Ray Helfrich
Originator: Business Administration
10. Resolution No. 75 - A Resolution
Amending the 2012 Annual Action Plan. (To reflect changes resulting from transferring from RDA acquisition to RDA stabilization/demolition for 2012.)
Introduced by: Renee S. Nelson
Originator: Economic & Community Development (BHS)
11. Resolution No. 76 - A Resolution
Authorizing a budget transfer. (In the CDBG budget in the amount of \$12,270.37 from RDA acquisition to RDA stabilization/demolition)
Introduced by: Renee S. Nelson
Originator: Economic & Community Development (BHS)
12. Resolution No. 77 - A Resolution
Authorizing an agreement with the PA Dept. of Health. (For immunization services in the amount of \$171,000.00 for the period of Jan. 1 – Dec. 31, 2014)
Introduced by: Renee S. Nelson
Originator: Economic & Community Development (Health)

XI. Requests for Future Meetings

XII. Council Comment

XIII. Administration Comment

XIV. Adjournment

XV. Resumption of Public Comment Period (at the discretion of the presiding officer)

This agenda is subject to change before and during the meeting for consideration of such other business Council may desire to act upon including items of business deferred from previous Council meetings. If you are a person with a disability and plan to attend the public meeting, please call 849-2883 if any accommodations are needed to participate in the proceedings. Persons with hearing impairments may contact the Deaf Center at TDD 848-6765 for assistance.



Council of the City of York, Pennsylvania
Session 2013

Resolution No. 69


INTRODUCED BY: David Satterlee

DATE: October 1, 2013

WHEREAS, the Department of Public Works is requesting a transfer of funds to cover the cost for Building Repair service in the Recreation and Parks budget; and

WHEREAS, said transfer exceeds five percent (5%) of the appropriated item within said funds; and

WHEREAS, in accordance with Article 137.02 (b) of the Codified Ordinance of the City of York, such a transfer shall require an affirmative vote of at least four members of Council;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that Council hereby approves the transfers in accordance with the following schedule for the Department of Public Works - Recreation Fund of the City of York.

Account Number	Description	Increase	Decrease
20-425-42070-00267	Other Professional Services		\$2,800.00
20-425-44320-00267	Entertainment		\$1,800.00
20-425-45010-00267	Food		\$3,000.00
20-425-46150-00089	Park / Recreation Equipment		\$1,400.00
20-425-46170-00089	Other Capital Equipment		\$1,000.00
20-425-44190-00089	Building Repair Services	\$10,000.00	
	Total	<u>\$10,000.00</u>	<u>\$10,000.00</u>

PASSED FINALLY: **OCTOBER 1, 2013**

BY THE FOLLOWING VOTE:

YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

NAYS: None


Carol Hill-Evans, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2013
Resolution No. 70

INTRODUCED BY: Michael Helfrich

DATE: October 01, 2013



WHEREAS, pursuant to collective bargaining agreements and the terms and conditions of employment for non-union personnel the City of York provides employee health care plan(s); and,

WHEREAS, as a self-funding plan entity the City of York employs the services of a Health Insurance Administrator to administer the City's employee health care plan(s); and,

WHEREAS, The City issued a Request for Proposals (RFP) for Health Insurance Administrator services for the years 2014 through 2016; and,

WHEREAS, Capital Blue Cross proposed the best combination of services, price and products as shown in the attached contractual term sheet;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the Mayor is authorized and the Controller is authorized and directed to execute the documents necessary to implement the contract for services proposed by Capital Blue Cross for Health Insurance Administrator services for the years 2014 through 2016

PASSED FINALLY: October 1, 2013

BY THE FOLLOWING VOTE:

YEAS: Helfrich Nixon Satterlee Nelson Hill-Evans - 5

NAYS: None



Carol Hill-Evans, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2013
Resolution No. 71

INTRODUCED BY: Michael Helfrich

DATE: October 01, 2013



WHEREAS, pursuant to collective bargaining agreements and the terms and conditions of employment for non-union personnel the City of York provides a pharmacy component to the employee health care plan; and,

WHEREAS, as a self-funding plan entity the City of York employs the services of a Pharmacy Benefits Manager to administer the pharmacy segment of the City's employee health care plan; and,

WHEREAS, The City has joined a consortium, which issued an RFP for pharmacy benefit management services for the years 2014 through 2016; and,

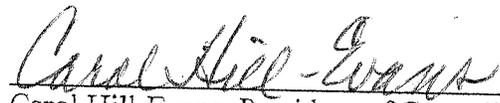
WHEREAS, Express Scripts, Inc. proposed the best combination of services, price and products as shown in the attached contractual term sheet;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the Mayor is authorized and the Controller is authorized and directed to execute the documents necessary to implement the contract for services proposed by Express Scripts, Inc. for PBM services for the years 2014 through 2016

PASSED FINALLY: October 1, 2013 BY THE FOLLOWING VOTE:

YEAS: Helfrich Nixon Satterlee Nelson Hill-Evans - 5

NAYS: None



Carol Hill-Evans, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2013
Resolution No. 72

Introduced by: Michael Ray Helfrich

Date: **October 1, 2013**

WHEREAS, the City of York, Pennsylvania has elected to participate in the Recovery Program Level II, pursuant to Act 205 of 1984; and

WHEREAS, Act 205 requires that the 2014 budget for the City's **Firefighters Pension Fund** be submitted to the legislative body of the City; and

WHEREAS, with the assistance of Conrad M. Siegel, Inc., the City's consulting actuary, the contributions for 2014 were calculated, and

WHEREAS, the City of York elects to utilize the 75% amortization option as allowed by Act 44 of 2009 for the City of York Firefighters Pension Fund as calculated on the attachment to this Resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the 75% amortization option allowed by Act 44 of 2009 is adopted and the following allocation, based on budgetary levels of the Firefighters Pension Fund as they are known today, is hereby approved in the amount of \$ \$1,537,319 which shall be included in the various 2014 city budgets in proportion to the salaries and wages in each department subject to the pension benefit.

PASSED FINALLY: **October 1, 2013**

BY THE FOLLOWING VOTE:

YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

NAYS: None



Carol Hill-Evans, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2013
Resolution No. 73

Introduced by: Michael Ray Helfrich

Date: **October 1, 2013**



WHEREAS, the City of York, Pennsylvania has elected to participate in the Recovery Program Level II, pursuant to Act 205 of 1984; and

WHEREAS, Act 205 requires that the 2013 budget for the City's **Police Pension Fund** be submitted to the legislative body of the City; and

WHEREAS, with the assistance of Conrad M. Siegel, Inc., the City's consulting actuary, the contributions for 2014 were calculated, and

WHEREAS, the City of York elects to utilize the 75% amortization option as allowed by Act 44 of 2009 for the City of York Police Pension Fund as calculated on the attachment to this Resolution.

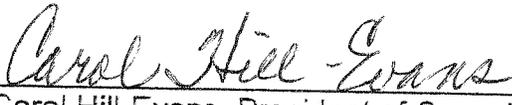
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the 75% amortization option allowed by Act 44 of 2009 is adopted and the following allocation, based on budgetary levels of the Police Pension Fund as they are known today, is hereby approved in the amount of \$3,491,221 which shall be included in the various 2014 city budgets in proportion to the salaries and wages in each department subject to the pension benefit.

PASSED FINALLY: **October 1, 2013**

BY THE FOLLOWING VOTE:

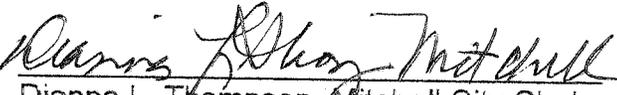
YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

NAYS: None



Carol Hill-Evans, President of Council

ATTEST:



Dianna L. Thompson, Mitchell City Clerk

Council of the City of York, PA
Session 2012
Resolution No. 74

Introduced by: Michael Ray Helfrich

Date: **October 1, 2013**


WHEREAS, the City of York, Pennsylvania has elected to participate in the Recovery Program Level II, pursuant to Act 205 of 1984; and

WHEREAS, Act 205 requires that the 2014 budget for the City's **Officers and Employees Pension Fund** be submitted to the legislative body of the City; and

WHEREAS, with the assistance of Conrad M. Siegel, Inc., the City's consulting actuary, the contributions for 2014 were calculated, and

WHEREAS, the City of York elects to utilize the 75% amortization option as allowed by Act 44 of 2009 for the City of York Officers and Employees Pension Fund as calculated on the attachment to this Resolution.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the 75% amortization option allowed by Act 44 of 2009 is adopted and the following allocation, based on budgetary levels of the Officers and Employees Pension Fund as they are known today, is hereby approved in the amount of \$724,531 which shall be included in the various 2014 city budgets in proportion to the salaries and wages in each department subject to the pension benefit.

PASSED FINALLY: **October 1, 2013**

BY THE FOLLOWING VOTE:

YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

NAYS: None


Carol Hill-Evans, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2013
Resolution No. 75th



INTRODUCED BY: **Renee S. Nelson**

DATE: **October 1, 2013**

WHEREAS, The Department of Community Development, Bureau of Housing Services, is requesting an amendment to the Annual Action Plan for fiscal year 2012 for the CDBG; and

WHEREAS, the City desires to amend the 2012 Annual Action Plan to reflect the changes resulting in Transferring funding from RDA Acquisition to RDA Stabilization and Demolition for 2012; and

WHEREAS, a 10-day period for citizen review and comment occurred in accordance with the City's Citizen Participation Plan; and

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the City of York's 2012 Annual Action Plan is hereby amended in accordance with the schedule attached hereto.

PASSED FINALLY: **October 1, 2013**

BY THE FOLLOWING VOTE:

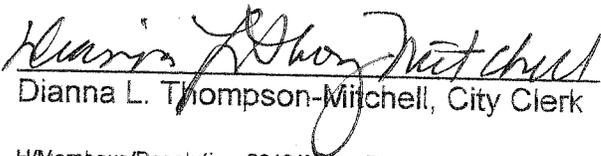
YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

NAYS: None



Carol Hill-Evans, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk

DO NOT TAKE

DISPLAY COPY UNTIL

Oct. 18, 2013

2012 Annual Action Plan

AMENDED Sept 18, 2013

The 2012 Annual Plan specifies available resources to meet the identified needs. The financial resources the City expects to have available include an entitlement grant of \$1,210,037.00 of Community Development Block Grant funds, program income and unallocated funds in the amount of \$55,000. \$350,563.00 in HOME entitlement and unallocated funds in the amount of \$70,464 during the program year, which will be January 1, 2012 through December 31, 2012.

The City intends to use the FY 2012 HUD funds it receives as described below:

CDBG Projects Eligibility and National Objective Citations	Location	Funding Amount
Demolition/Delivery Demolition to be undertaken by the RDA 24 CFR 570.201(d) 24CFR 570.208 (b) (2)	City -wide	\$30,000 Program Delivery \$2,000
Interim Assistance/Delivery Building Stabilization by RDA pending Rehab or demolition. 24 CFR 570.201(f) 24CFR 570.208 (b) (2)	City-wide	\$40,000 Program Delivery \$2,000
Acquisition Properties to be acquired by the RDA 24 CFR 570.201(a) 24CFR 570.208 (b) (2)	City -wide	\$0
Code Enforcement Provide systematic code enforcement in eligible areas of the City. 24 CFR 570.202(c) 24CFR 570.208 (a)(1) (i)	City-wide	\$150,000

Resolution No. 75-2013

<p>Facade Program Provide loans and grants to homeowners to improve front of property 24 CFR 570.202 24CFR 570.208 (a) (3)</p>	<p>City-wide</p>	<p>\$45,696 Program Delivery \$20,000</p>
<p>Economic Development Community First – Microenterprise and Small Business Development Loan Program 24 CFR 570.201 (o) 24 CFR 570.208 (a) (3)</p>	<p>City –wide</p>	<p>\$15,000</p>
<p>Public Service Community Progress Council –York Homebuyers assistance program to Low Income clientele 24 CFR 570.201(e) 24 CFR 570.208 (a) (1)</p>	<p>City-Wide</p>	<p>\$55,000</p>
<p>Public Improvements/Delivery Mill, pave and reconstruct streets and sidewalks, install curb ramps. 24CFR 570.201 (c) 24 CFR 570.208 (a) (1)</p>	<p>City-Wide</p>	<p>\$237,000</p>
<p>Section 108 Loan Repayment Repayment of Section 108 loan</p>	<p>HUD</p>	<p>\$373,000</p>
<p>Public Service York Health Bureau HIV/STD Testing 24 CFR 570.201 (e) 24 CFR 570.208 (a) (2)</p>	<p>City-wide</p>	<p>\$5,000</p>
<p>Administration Program oversight and management including Citizen Participation and applications for other federal programs including, Planning, Mapping; indirect cost allocation; Historic Reviews for Rehabilitation programs under Section 106 Programmatic Memorandum of Agreement 24 CFR 570.205, 24 CFR 570.206 (a)(b)(f)</p>		<p>\$242,008</p>
<p>Human Relations Commission Fair Housing enforcement and administration 24 CFR 570.206</p>	<p>City-wide</p>	<p>\$5,000</p>
<p>Economic Development Grow York Fund- Loan Program to eligible Small Businesses 24 CFR 570.203 (b)(c) 24 CFR 570.208 (a) (4)</p>	<p>City -Wide</p>	<p>43,333</p>
<p style="text-align: center;">Total</p>		<p style="text-align: center;">\$1,265,037.00</p>
<p>HOME Projects Eligibility and National Objective Citations</p>	<p>Location</p>	<p>Funding Amount</p>
<p>(Down payment & Closing Cost) for Homeownership</p>	<p>City-wide</p>	<p>50,000 Program Delivery \$5,000</p>

Resolution No. 75-2013

<p>CONE/CHDO Homes at Thaxton Park Phase 1 of a multi-phase project</p>	<p>S. Penn St. & W. College Ave.</p>	<p>\$275,500 Program Delivery \$2,500</p>
<p>HOME Admin Funds Bureau of Housing Services for program management 24 CFR 92.207(a)(b)(c)(e)(f)(g)</p>	<p>One Marketway West</p>	<p>\$35,056</p>
<p>Crispus Attucks Rental Rehabilitation of two properties 24 CFR 92.205(a)</p>	<p>605 South Duke Street</p>	<p>50,471 Program Delivery \$2,500</p>
<p style="text-align: right;">Total</p>		<p style="text-align: right;">\$421,027.00</p>

Council of the City of York, PA
Session 2013
Resolution No. 76



Introduced by: **Renee Nelson**

Date: **October 1, 2013**

WHEREAS, The Economic and Community Development Department, Bureau of Housing Services, is requesting a transfer in the amount of \$12,270.37 CDBG budget funds for RDA Acquisition to RDA Demolition and Stabilization; and

WHEREAS, said transfer exceeds five percent (5%) of the appropriated item within said funds; and

WHEREAS, in accordance with Article 137.02 (b) of the Codified Ordinance of the City of York, such a transfer shall require an affirmative vote of at least four members of Council;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that Council hereby approves the transfers in accordance with the following schedule:

Account Number	Description	Increase		Decrease	
		Revenue	Expense	Revenue	Expense
30-414-48205-20511	Acquisition				
30-414-48204-20511	Demolition		10,270.37	10,270.37	
30-414-48205-20512	Acquisition				
30-414-48221-20512	Stabilization		2,000	2,000	

PASSED FINALLY: **October 1, 2013**

BY THE FOLLOWING VOTE:

YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

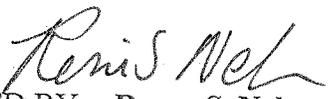
NAYS: None


Carol Hill-Evans, President of Council

Attest:


Dianna L. Thompson-Mitchell
CITY CLERK

Council of the City of York, PA
Session 2013
Resolution No. 77


INTRODUCED BY: **Renee S. Nelson**

DATE: **October 1, 2013**

WHEREAS, the York City Bureau of Health provides public health programs and services in the City of York; and

WHEREAS, the City is recognized and funded by the Pennsylvania Department of Health to provide immunization services to City residents; and

WHEREAS, the Pennsylvania Department of Health desires to continue its agreement with the York City Bureau of Health to advance immunization initiatives for city residents in the amount of \$171,000 for the period January 1 through December 31, 2014.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the Mayor is authorized and the Controller is authorized and directed to enter into an agreement, a copy of which is attached hereto and made of part hereof, with the Pennsylvania Department of Health.

PASSED FINALLY: **October 1, 2013**

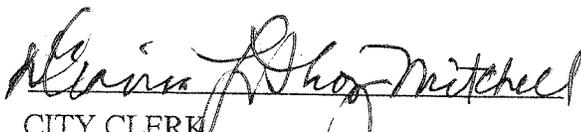
BY THE FOLLOWING VOTE:

YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

NAYS: None

ATTEST:


Carol Hill-Evans
PRESIDENT OF COUNCIL


CITY CLERK
Dianna L. Thompson-Mitchell