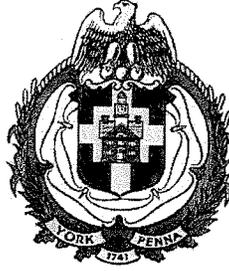


Council of the City of York, Pennsylvania

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: dthompso@yorkcity.org



Office of York City Council
101 S. George St.
York, Pennsylvania 17401

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Website: www.yorkcity.org

AGENDA

October 7, 2014

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 period. 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

V. Moment of Silence

VI. Action on previous meeting Minutes of September 16, 2014 (Legislative); September 24, 2014 (Committee).

VII. Presentations, Proclamations and Awards: None

VII. Committee Meeting(s) Scheduled

Committee Work Sessions: Scheduled for Wednesday, October 29, 2014 at 6:00 p.m. in Council Chamber. (Committee agenda items due by 12 noon on October 22nd.)

IX. Status of Prior Committee Referrals

Rules & Administrative Code Committee (Hill-Evans, Chair): Committee members received the final recommendations from the Mobile Food Vendors Ad-Hoc Committee, which was discussed at length at the September 24 committee meeting. The recommendations were voted out of committee and legislation establishing Article 332 "Mobile Cart Vendors" will be introduced this evening.

Business Administration Committee (Helfrich, Chair): At the September 24 committee meeting, committee members discussed an amendment to Article 341 “Earned Income Tax and Net Profit Tax” to impose a General Purpose Resident Tax of 1% and a Municipal Pension Plan Funding Standard and Recovery Act Tax of 0.25% on earned income and net profits for residents of the City of York and non-residents who engage in any work, business, profession, or activity of any kind within the boundaries of the City of York. Committee members received a presentation from Business Administration on the financial state of the city. The legislation was voted out of committee and will be introduced this evening.

Fire Committee (Nixon, Chair): Committee members discussed the White Rose Ambulance Service renewal contract at its September 24 committee meeting. A request from Council was made for information on the option for a one year extension versus five years, costs associated with our vehicles serving as first responders, cost to set up our own program, and how this contract is paid. Council voted the legislation out of committee to be further discussed at the October 21st Council meeting.

- 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. 26 - A Bill
Amending Article 1761 “Licensing and Inspection of Tenant Occupied Residential and All Institutional Occupancies” of the Codified Ordinances. (To change reference from the Department of Fire/Rescue to Economic & Community Development)([View](#))
Introduced by: Renee S. Nelson
Originator: Economic & Community Development (PP&Z)
(**Note:** Bills must sit for at least one meeting prior to consideration of final passage. Therefore, this Bill will be considered for final passage on or after October 21st.)
2. Introduction of Bill No. 27 - A Bill
Establishing Article 332 “Mobile Cart Vendors” of the Codified Ordinances. ([View](#))
Introduced by: David Satterlee
Originator: Mobile Vendors Ad-Hoc Committee
(**Note:** Bills must sit for at least one meeting prior to consideration of final passage. Therefore, this Bill will be considered for final passage on or after October 21st.)
3. Introduction of Bill No. 28 - A Bill
Amending Article 341 “Earned Income and Net Profit Tax” of the Codified Ordinances. (To impose a general purpose tax and Municipal Pension Plan Funding Standard and Recovery Act tax)([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration
(**Note:** Bills must sit for at least one meeting prior to consideration of final passage. Therefore, this Bill will be considered for final passage on or after October 21st.)
4. Resolution No. 85 - A Resolution
Appointing Joseph R. Clark, II, as a member of the Downtown Inc Board. (To fill unexpired term of Jason Lewis)([View](#))
Introduced by: Carol Hill-Evans
Originator: Mayor

5. Resolution No. 86 - A Resolution
Awarding a contract to Signal Control Products, Inc. (For traffic control equipment - \$179,080.00)([View](#))
Introduced by: David Satterlee
Originator: Public Works
6. Resolution No. 87 - A Resolution
Authorizing submission of a traffic signal approval form to PennDot. (TE-160)([View](#))
Introduced by: David Satterlee
Originator: Public Works
(Note: This Resolution was included in the agenda packet but was mistakenly omitted from the originally printed agenda cover sheet.)
7. Resolution No. 88 - A Resolution
Authorizing upgrade of streetlights. (907 Pkwy Blvd., 318 W. North St., & 1264 Wellington St. – rear)
Introduced by: David Satterlee ([View](#))
Originator: Public Works
8. Resolution No. 89 - A Resolution
Adopting PennDOT's policies and procedures for Construction Inspection Services. (Market Street Paving Project)([View](#))
Introduced by: David Satterlee
Originator: Public Works
9. Resolution No. 90 - A Resolution
Authorizing an agreement with PennDOT for Winter Traffic Services. ([View](#))
Introduced by: David Satterlee
Originator: Public Works
10. Resolution No. 91 - A Resolution
Authorizing an Agreement with the PA Dept. of Health. (For Violence and Injury Prevention and the Safe/Healthy Communities programs - \$750,000.00)([View](#))
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, PA
Session 2014
Resolution No. 85

Carol Hill-Evans

INTRODUCED BY: **Carol Hill-Evans**

DATE: **October 7, 2014**

BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that Council hereby consents to the appointment made by the Mayor of **Joseph R. Clark, II**, as a member of the **Downtown Inc Board**, to fill the unexpired term of Jason Lewis, which term shall expire January 1, 2015.

PASSED FINALLY: **October 7, 2014**

BY THE FOLLOWING VOTE:

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

NAYS: None.

Carol Hill-Evans

Carol Hill-Evans, President of Council

ATTEST:

Dianna L. Thompson-Mitchell

Dianna L. Thompson-Mitchell, City Clerk



The City of York Pennsylvania

101 South George Street PO Box 509 York PA 17405
www.yorkcity.org

The Honorable C. Kim Bracey, Mayor

Executive Order

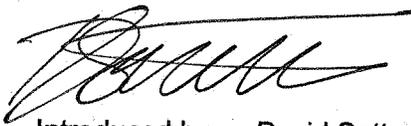
Issued by C. Kim Bracey, Mayor

I hereby appoint Joseph P. Clark, II as a member of the Downtown Inc. Board, to fulfill the unexpired term of Jason Lewis, which term shall expire January 1, 2015.

Witness my hand and seal this nineteenth day of September 2014.

A handwritten signature in cursive script that reads "C. Kim Bracey".

C. Kim Bracey
Mayor



Council of the City of York, PA
Session 2014
Resolution No. 86

Introduced by: David Satterlee

Date: October 7, 2014

WHEREAS, the City of York, York County, received an Accelerated Red Light Enforcement (ARLE) Grant through the Pennsylvania Department of Transportation (PennDOT); and

WHEREAS, bids for ARLE Signals MS-963 were solicited for traffic control equipment for this project; and

WHEREAS, bids were received from one vendor, Signal Control Products, Inc., 199 Evans Way, Branchburg, NJ 08876-4600 at a total cost of \$179,080.00.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that Council hereby authorizes the City to award a contract for the ARLE Signals Project to Signal Control Products, Inc. in accordance with the price set forth in the attached bid tabulation sheet, which said bid has been received and reviewed by the City and found to be correct, said contract shall be in the amount of \$179,080.00 which said cost shall be paid from the Capital Projects fund, account number 50-420-45290-10183.

The Mayor is authorized and the Controller is authorized and directed to enter into a contract for same on behalf of the City of York, Pennsylvania.

PASSED FINALLY: October 7, 2014

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 2014
Resolution No. 87



Introduced by: David Satterlee

Date: October 7, 2014

WHEREAS, the City of York makes changes to signalized intersections within the City that affect the Traffic Signal Permit issued by PennDOT; and

WHEREAS, when a change is made to a Traffic Signal permit it requires submission of a TE-160 Applications for Traffic Signal Approval form to PennDOT.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that Council hereby authorizes that James E. Gross, Director of Public Works of the City of York is authorized and directed to submit the attached Application for Traffic Signal Approval to the Pennsylvania Department of Transportation and to sign this Application on behalf of the City of York as required.

PASSED FINALLY: October 7, 2014

BY THE FOLLOWING VOTE:

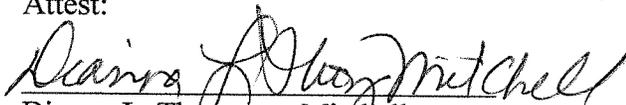
YEAS: Helfrich, Nixon, Satterlee, Nelson, Hill-Evans - 5

NAYS: None



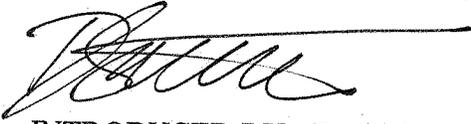
Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest:



Dianna L. Thompson-Mitchell
CITY CLERK

Council of the City of York, PA
Session 2014
Resolution No. 88



INTRODUCED BY: David Satterlee

DATE: October 7, 2014

WHEREAS, a contract was entered into by the City of York and Metropolitan Edison Company, on April 28, 1987 whereby said company shall furnish lighting; and

WHEREAS, it is necessary and proper that existing lighting should be upgraded and maintained for the service, accommodation, convenience and safety of the public; and

WHEREAS, the City of York requests the installation of three (3) new Company owned streetlights at the following locations:

907 Parkway Boulevard	Pole No. 27983-23370
318 West North Street	Pole No. 28376-23129
1264 Wellington Street (rear)	Pole No. 29371-23355

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, pursuant to the provisions and terms of the Company's applicable Rate Schedules and Riders, and rules and regulations now on file, that the City of York does hereby order and direct Metropolitan Edison Company to install said lights per the attached agreement.

The Mayor is authorized and the Controller is authorized and directed to enter into an agreement for same on behalf of the City of York, Pennsylvania.

PASSED FINALLY: October 7, 2014 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 2014
Resolution No. 89



Introduced by: David Satterlee

Date: October 7, 2014

WHEREAS, the City of York desires to contract for Construction Inspection Services for the Market Street paving project; and

WHEREAS, the City of York has entered into a reimbursement agreement with PennDOT ("the Department") setting forth the methods for reimbursing the federal funds to the City of York; and

WHEREAS, during the life of the Construction Inspection agreement, monthly, or at other appropriate times, meetings will be held with the consultant and the designated liaison person. The Department will be invited to attend these meetings. Documentation of these meetings will be included in the project file; and

WHEREAS, Partial payment invoices for work performed will be processed as provided by Publication 442. After review of the invoices by the Director of Public Works it will be paid. The invoice will in turn be forwarded to the Department with recommendation for reimbursement on the Federal and/or State share; and

WHEREAS, Prior to termination of services and payment of the final invoice, a joint review will be made by the Department and the City of York to insure the propriety of claims and that all terms and conditions of the contract have been satisfied. Documentation of these findings will be submitted to the Department with the final invoice; and

WHEREAS, the City of York designated liaison person will complete copies of the Form D-429 CI, "Past Performance Report for Consultant Engineers Construction Inspection," see Appendix 7H; and

WHEREAS, It is understood and made part of these procedures that the employees of the City of York will neither solicit nor accept gratuities, favors, or anything of monetary value from consultants or contractors or potential consultants or contractors. Violators of said standards will be subject to dismissal from their employment with the City of York, by order of the Mayor.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that the City of York has adopted these policies and procedures for engineering by consultants and will adhere to the rules and regulations of the Department.

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Council of the City of York this 7th day of October, 2014 on behalf of the City of York hereby accept the aforesaid policies and procedures.

PASSED FINALLY: October 7, 2014

BY THE FOLLOWING VOTE:

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

NAYS: None



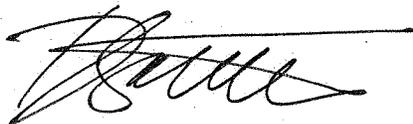
Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest:



Dianna L. Thompson-Mitchell
CITY CLERK

Council of the City of York, PA
Session 2014
Resolution No. 90



Introduced by: David Satterlee

Date: October 7, 2014

WHEREAS, the City of York desires to enter into an agreement for Winter Traffic Services with the Commonwealth of Pennsylvania, Department of Transportation; and

WHEREAS, per the Agreement the City of York will provide snow and ice control for 6.53 miles of state highway located with the City for a period of five (5) years; and

WHEREAS, the City will be reimbursed by the Department of Transportation as per the attached Exhibit.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the City is hereby authorized to enter into a Winter Services Agreement with the Commonwealth of Pennsylvania, Department of Transportation. A copy of said Agreement is attached hereto and made a part hereof.

BE IT FURTHER RESOLVED, that the Mayor is authorized and the Controller is authorized and directed to enter into a written Agreement on behalf of the City of York, Pennsylvania.

PASSED FINALLY: October 7, 2014

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 2014
Resolution No. 91



INTRODUCED BY: **Renee S. Nelson**

DATE: **October 7, 2014**

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 Violence and Injury Prevention and Safe and Healthy Communities programs to the City of York, Pennsylvania; and

WHEREAS, the Pennsylvania Department of Health desires to continue its agreement with the City to provide these services and programs in the amount of \$750,000 for the period July 1, 2014 through June 30, 2017.

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 7, 2014** 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