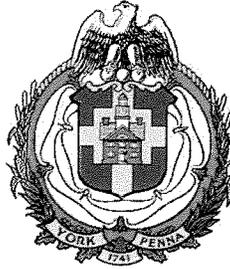


# Council of the City of York, Pennsylvania

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](mailto:dthomps@yorkcity.org)



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## AGENDA

September 2, 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](http://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 **August 19, 2014**.

VII. Presentations, Proclamations and Awards: None

VII. Committee Meeting(s) Scheduled

**Committee Work Sessions:** Scheduled for Wednesday, September 24, 2014 at 6:00 p.m. in Council Chambers. (Agenda items due by 12 noon on September 17)

IX. Status of Prior Committee Referrals: No reports.

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**

1. Resolution No. 79 – A Resolution  
 Authorizing a budget transfer. (HOME budget in the amount of \$41,000 from Homebuyers Assistance to Habitat)  
 Introduced by: Renee S. Nelson  
 Originator: Economic & Community Development (BHS)
  
2. Resolution No. 80 – A Resolution  
 Amending the 2014 Annual Action Plan. (To reflect a transfer in the HOME budget in the amount of \$41,000 from Homebuyers Assistance to Habitat)  
 Introduced by: Renee S. Nelson  
 Originator: Economic & Community Development (BHS)
  
3. Final Passage of Bill No. 19 (Forthcoming) – A Bill  
 Amending the 2014 Budget. (\$2,231.32 for travel)  
 Introduced by: Henry Hay Nixon  
 Originator: Mayor
  
4. Final Passage of Bill No. 21 (Forthcoming) – A Bill  
 Providing for establishment of a Civil Service Board. (In accordance with Act 22 of 2014)  
 Introduced by: Henry Hay Nixon  
 Originator: Solicitor’s Office
  
5. Final Passage of Bill No. 22 (Forthcoming) – A Bill  
 Amending Article 513 “Vehicle Operation and Parking.” (To extend parking restrictions on Linden, Florida and Texas Aves. to West St. during the York Fair)  
 Introduced by: Michael Ray Helfrich  
 Originator: Business Administration (Parking)
  
6. Resolution No. 81 – A Resolution  
 Amending Bill No. 20. (To remove duty of BCO to review all applications for in-kind repairs or replacements and applications for exterior painting.)  
 Introduced by: Michael Ray Helfrich  
 Originator: Council (Helfrich)
  
7. Final Passage of Bill No. 20 (Forthcoming) – A Bill  
 Amending Article 1731 “Historic York.” (To update duties of the BCO; include Certificate of Appropriateness requirements/exemptions; and increase HARB’s board meetings to twice per month)  
 Introduced by: Michael Ray Helfrich  
 Originator: Council (Helfrich)

**New Business**

8. Introduction of Bill No. 23 (Will be on 9/16/14 agenda) – A Bill  
 Authorizing an Intergovernmental Cooperation Agreement. (For implementation of the York County Regional Chesapeake Bay Pollutant Reduction Plan)  
 Introduced by: David Satterlee  
 Originator: Public Works  
**Note:** Bills sit for at least one meeting prior to consideration of final passage; therefore, this Bill will be considered for final passage on or after 9/16/14.

- 9. Introduction of Bill No. 24 (Will be on 9/16/14 agenda) - A Bill  
Amending Article 349 “Admissions Tax” of the Codified Ordinances. (To update definitions, payment of taxes and add exemptions and limitations)  
Introduced by: Michael Ray Helfrich  
Originator: Business Administration  
**Note:** Bills sit for at least one meeting prior to consideration of final passage; therefore, this Bill will be considered for final passage on or after 9/16/14.
  
- 10. Introduction of Bill No. 25 (Will be on 9/16/14 agenda) - A Bill  
Amending Article 730 “Neighborhood Improvement Ordinance” of the Codified Ordinances. (To make subsections 730.99(A) & (B) Violation Ticket Fines and Penalties consistent)  
Introduced by: Michael Ray Helfrich  
Originator: Council (Helfrich)  
**Note:** Bills sit for at least one meeting prior to consideration of final passage; therefore, this Bill will be considered for final passage on or after 9/16/14.
  
- 11. Resolution No. 82 - A Resolution  
Authorizing an agreement with the PA Dept. of Health (To provide immunization services from 1/1/15-12/31/15 - \$162,450)  
Introduced by: Renee S. Nelson  
Originator: Economic & Community Development (Health)
  
- 12. Resolution No. 83 - A Resolution  
Allocating 2015 Minimum Municipal Obligations (MMO’s) for the city’s pension funds.  
Introduced by: Michael Ray Helfrich  
Originator: Business Administration (Finance)

- 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.



Introduced by: **Renee Nelson**

Date: **September 2, 2014**

**WHEREAS**, The Economic and Community Development Department, Bureau of Housing Services is requesting a transfer in the HOME budget from Homebuyers Assistance to Habitat in the amount of **\$41,000.00**; 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:

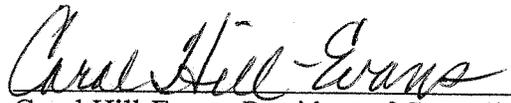
Account Number	Description	Original Budget		Amended Budget	
		Revenue	Expense	Revenue	Expense
31-414-34040-20814	Home-Entitlement	341,767.00		300,767.00	
31-414-48291-20814	Home-CONE-Housing		191,753.00		191,753.00
31-414-48217-20814	Home-Homebuyers Assistance		150,014.00		109,014.00
31-414-34040-20914	Home-Entitlement	101,000.00		142,000.00	
31-414-48226-20914	Home-Crispus Attucks CDC-Housing		100,000.00		100,000.00
31-414-48264-20914	Home-Program Delivery		1,000.00		1,000.00
31-414-48274-20914	Home-Habitat		.00		41,000.00

PASSED FINALLY: **September 2, 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

Also see Res. 79 of 2014

Council of the City of York, PA  
Session 2014  
Resolution No. 80



INTRODUCED BY: **Renee S. Nelson**

DATE: **September 2, 2014**

**WHEREAS**, The Department of Economic & Community Development, Bureau of Housing Services, is requesting an amendment to the Annual Action Plan for fiscal year 2014 for the HOME Budget to reflect a transfer of funds in the amount of \$41,000.00 from Homebuyers Assistance to Habitat; and

**WHEREAS**, the City desires to amend the 2014 Annual Action Plan to reflect changes resulting from said transfer; and

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

**NOW, THEREFORE, BE IT RESOLVED**, by the Council of the City of York, Pennsylvania, that the City of York's 2014 Annual Action Plan is hereby amended in accordance with the schedule attached hereto.

PASSED FINALLY: **September 2, 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

# DO NOT TAKE

## DISPLAY COPY UNTIL

### Aug. 11, 2014

#### 2014 Annual Action Plan

AMENDED July 28, 2014

The 2014 Annual Plan specifies available resources to meet the identified needs. The financial resources the City expects to have available include an entitlement grant of \$1,208,304.00 from the Community Development Block Grant funds and program income and unallocated funds in the amount of 250,712.00. HOME entitlement funds in the amount of \$380,852.00 and program income and unallocated funds in the amount of 100,000.00. The program period will be January 1, 2014 through December 31, 2014. The York Housing Authority will have other funds available including Section 8 assistance and HUD funds for public housing modernization.

The City intends to use the FY 2014 HUD funds it receives as described below:

<b>CDBG Projects</b> Eligibility and National Objective Citations	<b>Location</b>	<b>Funding Amount</b>
<b>Interim Assistance/Delivery</b> Building Stabilization by RDA pending Rehab or demolition. 24 CFR 570.201(f) 24CFR 570.208 (b) (2)	City-wide	\$46,652 Program Delivery \$2,500
<b>Acquisition</b> Properties to be acquired by the RDA 24 CFR 570.201(a) 24CFR 570.208 (b) (2)	City -wide	\$20,000
<b>Demolition/Delivery</b> Demolition to be undertaken by the RDA 24 CFR 570.201(d) 24CFR 570.208 (b) (2)	City -wide	\$109,139.00 Program Delivery \$2,500
<b>Code Enforcement</b> 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
<b>Public Service</b> Literacy Council - ESL services	800 East King Street	\$17,993

**Resolution No. 80 of 2014**

24 CFR 570.201(e)		
<b>Economic Development</b> Community First – Microenterprise and Small Business Development Loan Program 24 CFR 570.201 (e) 24 CFR 570.208 (a) (3)	City –wide	\$25,000
<b>Public Service</b> Community Progress Council –York Homebuyers assistance program to Low Income clientele 24 CFR 570.201(e) 24 CFR 570.208 (a) (1)	City-Wide	\$48,354
<b>Public Improvements</b> Mill, pave and reconstruct streets and sidewalks, install curb ramps. 24CFR 570.201 (c) 24 CFR 570.208 (a) (1)	City-Wide	\$424,017
<b>Section 108 Loan Repayment</b> Repayment of Section 108 loan	HUD	\$361,200
<b>Public Service</b> York Health Bureau HIV/STD Testing 24 CFR 570.201 (e) 24 CFR 570.208 (a) (2)	City-wide	\$5,000
<b>Administration</b> Program oversight and management including Citizen Participation and applications for other federal programs including, Planning, Mapping; 24 CFR 570.205, 24 CFR 570.206 (a)(b)(f)		\$241,661
<b>Human Relations Commission</b> Fair Housing enforcement and administration 24 CFR 570.206	City-wide	\$5,000
<b>Total</b>		<b>\$1,459,016</b>
<b>HOME Projects</b> Eligibility and National Objective Citations	<b>Location</b>	<b>Funding Amount</b>
(Down payment & Closing Cost) for Homeownership	City-wide	\$109,014
CONE/CHDO <b>Homes at Thaxton Park</b> Phase 1 of a multi-phase project	S. Penn St. & W. College Ave.	\$191,753 Program Delivery \$1,000
HOME Admin Funds Bureau of Housing Services for program management 24 CFR 92.207(a)(b)(c)(e)(f)(g)	101 South George St	\$38,085
<b>Habitat</b> Housing rehab. Project. 24 CFR 92.205(a)	33 S Seward St	41,000
<b>Crispus Attucks</b> Rental Rehabilitation of two properties 24 CFR 92.205(a) Funding will be allocated from previous year HOME funds	605 South Duke Street	100,00.00
<b>Total</b>		<b>\$480,852</b>

Council of the City of York, PA  
Session 2014  
Resolution No. 81

INTRODUCED BY: Michael Ray Helfrich

DATE: September 2, 2014

  
A Resolution

Amending Bill No. 20 of Session 2014, Section 1731.06 "Duties of Building Official," to remove duty of the Building Code Official to review all applications for in-kind repairs or replacements and applications for exterior painting.

NOW, THEREFORE, BE IT RESOLVE, by the Council of the City of York, PA, that Bill No. 20 of Session 2014, Section 1731.06 "Duties of Building Code Official," Subsections 1731.06(d) and 1731.06(e) be deleted as follows:

1731.06 DUTIES OF BUILDING OFFICIAL.

Upon receipt of an application for a building permit for work to be done in the historic district, or application for work to be done in the historic district that may not require a building permit but does require a Certificate of Appropriateness (see 1731.07(a)), the Building Official shall act in accordance with the procedures presently being followed in that office except as those procedures are necessarily modified by the following requirements:

(a) He shall forward to the office of the Board of Historical Architectural Review a copy of the application for a building permit and/or Certificate of Appropriateness for any work which is regulated by the provisions of this article together with a copy of the plot plan for the building plans and specifications filed by the applicant.

(b) He shall maintain in his office a record of all such applications and of his handling and final disposition of the same, which shall be in addition to an appropriately cross-referenced to his other records.

(c) He shall require applicants to submit a sufficient number of additional copies of material required to be attached to an application for a building permit or Certificate of Appropriateness to permit compliance with the foregoing.

~~(d) He shall review all applications for in-kind repairs or replacements, and upon satisfaction that the repair or replacement is in fact in-kind, shall waive HARB review.~~

~~(1) "In-kind" is defined as the replacement of a building component through matching the original component's material, size, profile, texture, and color.~~

~~(e) He shall review all applications for exterior painting, and shall waive HARB review if the selected color is appropriate considering the general historic nature of the district and the surrounding structures.~~

PASSED FINALLY: September 2, 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. 82



INTRODUCED BY: **Renee S. Nelson**

DATE: **September 2, 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 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 \$162,450 for the period January 1 through December 31, 2015.

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.

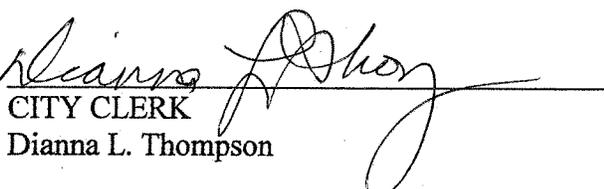
PASSED FINALLY: **September 2, 2014**

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

Council of the City of York, PA  
Session 2014  
Resolution No. 83

Introduced by: **Michael Ray Helfrich**

Date: **September 2, 2014**



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 2015 budget for the City's pension funds 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 2015 were calculated, and

WHEREAS, the City of York elects to utilize the 100% amortization option as allowed by Act 44 of 2009 for the City of York's pension funds;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the 100% amortization option allowed by Act 44 of 2009 is adopted and the following allocations, based on budgetary levels of the pension funds as they are known today, is hereby approved as follows, which shall be included in the various 2015 city budgets in proportion to the salaries and wages in each department subject to the pension benefit:

Firefighters Pension Fund:	<u>\$2,217,425.00</u>
Police Pension Fund:	<u>\$4,775,215.00</u>
Officers & Employees Retirement Fund:	<u>\$1,204,572.00</u>

PASSED FINALLY: **September 2, 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