

Council of the City of York, Pennsylvania

Michael Ray Helfrich, President of Council
Henry Hay Nixon, Vice President of Council
Renee S. Nelson, Member of Council
Sandie Walker, Member of Council
Judy A. Ritter-Dickson, Member of Council

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Minutes July 18, 2017 6:30 p.m.

[Signed Resolutions](#) / [Signed Bills](#)

CALL TO ORDER: President Helfrich called the July 18, 2017 general public comment session to order at 6:30 p.m., in Council Chambers, 101 S. George St., York, PA, with the following members present: Judy A. Ritter-Dickson, Sandie Walker, Renee S. Nelson, Henry Hay Nixon, Vice President, and Michael Ray Helfrich, President, with President Helfrich presiding.

Members of the Administration in attendance included: Michael Doweary, Business Administrator; Shilvosky Buffaloe, Interim Director of Economic & Community Development; James Crosby, Director of the Bureau of Housing Services; Tammy Harvey-Bethea, Program Funding Analyst; and Jason Sabol, Assistant Solicitor.

Members of York City Council staff in attendance included: Dianna L. Thompson-Mitchell, City Clerk.

I. Public Comment: 6:30 p.m.

Franklin Williams, York, PA, said people are increasingly parking in front of the fire hydrant across from his house and he's having trouble getting a response to his complaints.

Richard Stahley, Jr., York, PA, asked if Council could budget money to cut back trees, remove trash, and basically do a maintenance overhaul in the area of Grantley Rd. and Richland Ave. President Helfrich said he will look into how this area can be maintained without using taxpayer dollars.

There being no further public comment, President Helfrich adjourned the public comment session at 6:40 p.m. and called the July 18, 2017 legislative session to order.

II. Called Legislative Meeting to Order: 6:40 p.m.

III. Roll Call

IV. Pledge of Allegiance recited.

V. Moment of Silence observed.

VI. Action on previous meeting Minutes of **June 6, 2017**: Council dispensed with the reading of the Minutes of June 6, 2017 and unanimously approved them as written.

VII. Presentations, Proclamations, Awards and Announcements

- **2016 Financial Statements:** Michael Doweary, Business Administrator, briefly outlined the city's 2016 financial statements detailing the city's financial position in terms of its assets and liabilities, its net debt, its accumulated surplus and deficit, and its tangible capital assets, as well as other non-financial assets, and long term financial planning.

VII. Meeting(s) Scheduled: After tonight's meeting Council will recommence its summer recess. Therefore, the next legislative meeting of Council is scheduled for August 15, 2017 at 6:30 p.m. There are no committee meetings during the summer recess.

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

1. Resolution No. **63** - A Resolution
Accepting the recommendations of HARB. ([View](#))
Introduced by: Sandie Walker
Originator: HARB

Resolution No. 63, Session 2017, A Resolution accepting the recommendations of HARB in issuing a certificate of appropriateness for work to be completed in the application filed by AAG Building & Remodeling, LLC, for work to be done at 320 W. Princess St., was introduced by Walker, read at length, and on motion of Walker, seconded by Nixon, Resolution No. 63 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

2. Resolution No. **64** - A Resolution
Approving the final subdivision plan submitted by the York City Redevelopment Authority. (260 N. Beaver St. & 132 N. Pershing Ave. to consolidate parcels) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (PP&Z)

Resolution No. 64, Session 2017, A Resolution approving the final subdivision plan submitted by the York City Redevelopment Authority to consolidate parcels of land at 260 N. Beaver St. and 132 N. Pershing Ave., a 50 foot right-of-way connecting N. Pershing Ave. to W. North St., and a 30 foot wide Rail Trail easement, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Ritter-Dickson, Resolution No. 64 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

3. Resolution No. **65** - A Resolution
Approving the final subdivision & land development plans submitted by Evan Muela. (For the Sheridan Street Storage project located at 370 Sheridan St.) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (PP&Z)

Resolution No. 65, Session 2017, A Resolution approving the final subdivision and land development plans submitted by Evan Muela for the Sheridan Street Storage project located at 370 Sheridan St., was introduced by Nixon, read at length, and on motion of Nixon, seconded by Walker, Resolution No. 65 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

Final Passage of Bills / Resolutions

4. Final Passage of Bill No. 17 (TABLED) – A Bill
Amending Article 136 “Small and Disadvantage Business Enterprise Program.” (To incorporate local businesses; update definitions; add new criteria to meet definition of local business; change definition of small business; add considerations, exemptions, and powers and duties of the Department of Business Administration; and amending penalties.) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development

TABLED: Director Buffaloe requested Bill No. 17 be tabled pending feedback from the PA Department of Economic & Community Development. Council unanimously agreed to table Bill 17.

5. Final Passage of **Bill No. 19, Ordinance No. 17** – A Bill
Authorizing an Intergovernmental Cooperation Agreement (For the Route 30 Adaptive Signal System Project) ([View](#))
Introduced by: Renee S. Nelson
Originator: Public Works

Final Passage of Bill No. 19, Ordinance No. 17, Session 2017, A Bill authorizing an intergovernmental cooperation agreement for the Route 30 Adaptive Signal Project, SR 0030-110 from Kenneth Rd. through North Hills Rd. along with Eden Rd. and Gate 1 within the municipalities of Manchester Twp., Springettsbury Twp., West Manchester Twp., and the City of York, which was introduced by Nelson at the June 6 meeting of Council and read by short title, came up for final passage. On motion of Nelson, seconded by Walker, Bill No. 19, Ordinance No. 17, PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

6. Final Passage of **Bill No. 20, Ordinance No. 18** – A Bill
Amending Article 307 “Exemption for Dwelling Improvements.” (RETAP) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Treasurer / Economic & Community Development

Final Passage of Bill No. 20, Ordinance No. 18, Session 2017, A Bill amending Article 307 “Exemption for Dwelling Improvements” (RETAP), to amend the title to read Article 307 “Incentive Programs for Dwelling Improvements” and repeal sections 307.01 through 307.08 and establish new language for sections 307.01 through 307.08 to include Definitions, Eligible Areas, Abatement, Procedure for Obtaining Abatement, Abatement Conditions and Limitations, Revocation of Abatement, Conflicts & Severability, and Effective Date, which was introduced by Nixon at the June 6 meeting of Council, and read by short title, came up for final passage. On motion of Nixon, seconded by Walker, Bill No. 20, Ordinance No. 18, PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

7. Final Passage of **Bill No. 21, Ordinance No. 19** – A Bill
Amending Article 308 “Local Economic Revitalization Tax Assistance (LERTA) Program.” ([View](#))
Introduced by: Henry Hay Nixon
Originator: Treasurer / Economic & Community Development

Final Passage of Bill No. 21, Ordinance No. 19, Session 2017, A Bill amending Article 308 “Local Economic Revitalization Tax Assistance” (LERTA) Program, to repeal said Article in its entirety and replace with new language to include Definitions, Eligible Areas, Abatement, Procedure for Obtaining Abatement, Abatement Conditions & Limitations, Revocation of Abatement, Conflicts & Severability, and Effective Date, which was introduced by Nixon at the June 6 meeting of Council, and read by short title, came up for final passage. On motion of Nixon, seconded by Ritter-Dickson, Bill No. 21, Ordinance No. 19, PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

8. Final Passage of **Bill No. 22, Ordinance No. 20** – A Bill
Establishing Article 718 “Marijuana Possession” of the Codified Ordinances. ([View](#))
Introduced by: Judy A. Ritter-Dickson
Originator: Council (Ritter-Dickson)

Final Passage of Bill No. 22, Ordinance No. 20, Session 2017, A Bill establishing Article 718 “Marijuana Possession,” which was introduced by Ritter-Dickson at the June 6 meeting of Council, and read by short title, came up for final passage. On motion of Ritter-Dickson, seconded by Walker, Bill No. 22 came up for discussion.

MOTION TO AMEND. President Helfrich said he spoke with Assistant Solicitor Sabol about including paraphernalia into the definitions but was informed that we do not have the legal authority or standing to include paraphernalia. President Helfrich said he would then like to offer an amendment to section 718.99 “Penalty” to expand the ability to use community service to offset monetary fines and to allow the court to determine how long the community service should be. Therefore, President Helfrich made a motion to amend as follows:

718.99 PENALTY.

(a) The penalty for a violation of subsection 718.02(b)(1) of this Section by an adult shall be a civil fine of one hundred dollars (\$100.00) for a first offense; two hundred fifty dollar (\$250.00) for a second offense; and five hundred dollars (\$500.00) for a third offense in a five year span. Any subsequent offense over third offense in a five year span will fall outside of this ordinance and shall be charged in accordance with Federal and Pennsylvania law. The court may in its discretion suspend the fine imposed under this subsection 718.02(b)(1) for an first offense if the person found liable agrees to and does in fact perform such community service as the court deems appropriate, ~~up to nine hours~~.

(b) The penalty for a violation of subsection 718.02(b)(2) shall be a civil fine of one hundred fifty dollars (\$150.00) for a first offense; three hundred dollars (\$300.00) for a second offense; and six hundred dollars (\$600.00) for a third offense. The court may in its discretion suspend the fine imposed under this subsection 718.02(b)(2) for an first offense if the person found liable agrees to and does in fact perform such community service as the court deems appropriate, ~~up to nine hours~~.

VOTE ON MOTION TO AMEND. The motion to amend was seconded by Walker and PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nelson, Helfrich – 4; Nays – Nixon – 1.

Franklin Williams, resident, said he is in support of this legislation because it gives offenders a second chance and allows the police to deal with the more serious crimes affecting our city.

President Helfrich explained that this legislation only affects adults but that we should have a discussion on how to address young offenders. Additionally, he clarified that this legislation does not legalize marijuana but aims to keep this violation from being criminal for small possession.

Nicolas Longstreet, York County Policy Council, Kristie Billet, Pennsylvanians for Safe Access, and Michele Hans, Manchester Township, all spoke in support of this legislation.

Less Stark, Executive Director of Keystone Cannabis, Reading, PA, said they have had rallies in the past and have seen strong community support for decriminalizing marijuana possession. He discussed penalties and his support of community service but disagrees with not being able to decriminalize paraphernalia because he said this has been passed in other municipalities so more research should be done on this. He also suggested passing a resolution to make possession of marijuana the lowest priority offense and to support statewide decriminalization of marijuana. He said HB 925 & 928 are currently in the judiciary committee to further legislate decriminalization so a resolution of support might give them a push to act on this legislation.

Dan Massey, Carlisle, PA, agreed with Mr. Stark and added the health benefit aspect. He shared his medical challenges from side effects of medicine. He said the side effects ruined his life. He then

compared those effects to the side effects of marijuana, which pale in comparison to his previous medicines. Mr. Massey stated that he too supports this legislation although he said decriminalization is not enough because this is just a plant that doesn't kill anybody. He said he's not in agreement with removing the limits on community service because this could turn into indentured servant.

Chris Goldstein, philly.com, said he helped draft the ordinance passed in Philadelphia decriminalizing marijuana. He said the numbers were rising for marijuana possession but when Philadelphia passed this legislation, there was a huge decline in arrests, which reduced costs. He then gave the numbers on York's arrest profile for 2016, which included more arrests of minorities than whites.

President Helfrich encouraged residents to continue to lobby the Commonwealth to decriminalize marijuana.

Police Chief Kahley said he takes offense to the racial reference for marijuana arrests. He said you can change statistics to make it whatever you want and that they are making arrests based upon crime, not skin color.

There being no further discussion, Bill No. 22, Ordinance No. 20, as amended, PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Helfrich – 4; Nays – Nelson – 1.

President Helfrich called for a recess at 7:42 p.m. and reconvened the meeting at 7:50 p.m.

New Business

9. **Introduction of Bill No. 23** _____ - A Bill
Amending the 2016-2017 Annual Action Plans. (\$125,000 to Public Works) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)

Introduction of Bill No. 23, Session 2017, A Bill amending the 2016-2017 Annual Actions Plans to reflect changes resulting in a transfer of funds from the 2016 CDBG program income and reallocation of funds in the amount of \$125,000 to the Department of Public Works, and to reflect an increase to the 2017 allocation of funds to the HOME and CDBG program budgets, was introduced by Nixon, read by short title, and came up for discussion.

MOTION TO TABLE. Director Buffaloe asked that this Bill be tabled to allow them time to verify the amounts are correct. Vice President Nixon said the next Council meeting isn't until August 15 so there should be plenty of time to verify the numbers. Director Buffaloe responded that he would like to table the legislative anyway to allow them an unrestricted amount of time to verify the numbers. Therefore, a motion was made by Helfrich, seconded by Walker to table Bill No. 23 until a future meeting of Council. The motion passed unanimously.

10. **Introduction of Bill No. 24** _____ - A Bill
Authorizing a \$17m bond for the City of York. ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration

Introduction of Bill No. 24, Session 2017, A Bill authorizing the incurring of non-electoral debt through the issuance of one or more series or subseries of tax-exempt and/or federally taxable general obligation bonds of the City of York in an aggregate principal amount not to exceed seventeen million dollars (\$17,000,000) for the purpose of: (1) advance refunding a portion of the City of York's General Obligation Bonds, Series of 2011, (2) current refunding of the City of York General Authority Guaranteed Revenue Bonds Series of 2001, and (3) paying costs and expenses of issuance, insurance, if applicable, and sale of the 2017 bonds, was introduced by Helfrich, read by short title, and deferred to the August 15th meeting of Council.

11. Introduction of **Bill No. 25** - A Bill
Authorizing an intergovernmental cooperation agreement for collection of municipal sewage waste.
Introduced by: Michael Ray Helfrich ([View](#))
Originator: Business Administration (For Public Works/WWTP)

Introduction of Bill No. 25, Session 2017, A Bill authorizing an intergovernmental cooperation agreement with Spring Garden Township, Manchester Township, West Manchester Township, West York Borough, North York Borough and York Township with respect to the collection and treatment of municipal sewage waste, was introduced by Helfrich, read by short title, and deferred to the August 15th meeting of Council.

12. Resolution No. **66** - A Resolution
Appointing Brian P. Strong to the Downtown Inc Board. ([View](#))
Introduced by: Judy A. Ritter-Dickson
Originator: Mayor

Resolution No. 66, Session 2017, A Resolution appointing Brian P. Strong as a member of Downtown Inc, which term shall expire January 1, 2022, was introduced by Ritter-Dickson, read at length, and on motion of Ritter-Dickson, seconded by Walker, Resolution No. 66 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

13. Resolution No. **67** - A Resolution
Authorizing a loan (note) extension for SKW Housing Partners. (For 34 rental/lease units)(Note: This resolution amends Res. 62-2017 to correct note due dates.) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)

Resolution No. 67, Session 2017, A resolution authorizing a 15 year loan (note) extension for SKW Housing Partners for 34 rental/lease units with said note due March 12, 2032, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Nelson, Resolution No. 67 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0. (Note: This resolution replaces Resolution No. 62-2017 as the note due date was incorrect.)

14. Resolution No. **68** - A Resolution
Approving an Affiliation Agreement with West York Borough. (To allow the York City Human Relations Commission to lease office space out of West York Borough Hall, 1381 W. Poplar St.) ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Solicitor/HRC

Resolution No. 68, Session 2017, A Resolution approving an Affiliation Agreement with West York Borough to allow the York City Human Relations Commission to lease office space out of West York Borough Hall, 1381 W. Poplar St., was introduced by Helfrich, read at length, and on motion of Helfrich, seconded by Nixon, Resolution No. 68 came up for discussion.

President Helfrich said he wants to include that the HRC will fulfill its powers under Article 185.10(b)(6) of the codified ordinances, which reads:

“To study the problems of discrimination in all or specific fields of human relationships when based on race, color, familial status, religious creed, ancestry, age, sex, national origin, disability, sexual orientation, gender identification, or the use of a guide or support animal because of the disability of the user or because the user is a handler or trainer of support or guide animals, and foster, through community effort or otherwise, good will among the groups and elements of the population of the City, as well as seeking the creation of a joint City-County Commission on Human Relations.”

Assistant Solicitor Sabol said the affiliation agreement can be as big or as small as Council wants and he's not opposed to adding the additional language although what the HRC does when in West York is the same thing they did when they were in the County offices, which is take in county residents complaints and refer them to the state HRC.

President Helfrich also said the language in the 4th whereas clause wherein it states the affiliation agreement is "strictly for the purposes of leasing office space" doesn't seem to cover the provisions of an affiliation agreement. He said to merely say you're renting is not an affiliation agreement.

MOTION TO AMEND. After he outlined his proposed amendments, President Helfrich made a motion to amend Resolution No. 68 as follow:

Amendment #1:

To amend the 4th whereas clause to strike "...is strictly for the purposes of..." and replace with "...includes the leasing of..."

WHEREAS, as it currently stands, the affiliation agreement between West York Borough and the HRC ~~is strictly for the purposes of~~ **includes the** leasing **of** office space; and

VOTE ON AMENDMENT #1: The motion to amend was seconded by Nelson and PASSED by the following vote: YEAS- Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

Amendment #2:

To amend said resolution to include an additional whereas clause as follows:

"WHEREAS, the HRC plans to utilize their powers as outlined in Article 185.10(b)(6) of the York City Codified Ordinances; and

VOTE ON AMENDMENT #2: The motion to amend was seconded by Nelson and PASSED by the following vote: YEAS- Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

There being no further discussion, Resolution No. 68, as amended, PASSED by the following vote: Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

15. Resolution No. **69** - A Resolution
Authorizing conditional offers of employment as probationary firefighters. (For L. Pacl, M. Melhorn, & Z. Calvert) ([View](#))
Introduced by: Sandie Walker
Originator: Fire/Rescue

Resolution No. 69, Session 2017, A Resolution authorizing conditional offers of employment as probationary firefighters be submitted to Lawrence Pacl, Michael Melhorn and Zachary Calvert with an effective date of August 7, 2017, was introduced by Walker, read at length, and on motion of Walker, seconded by Nixon, Resolution No. 69 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

16. Resolution No. **70** - A Resolution
Authorizing the City of York to enter into a school crossing guard agreement with the York City School District. ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration (Human Resources)

Resolution No. 70, Session 2017, A Resolution authorizing the City of York to enter into a school crossing guard agreement with the York City School District was introduced by Helfrich, read at length, and on motion of Helfrich, seconded by Ritter-Dickson, Resolution No. 70 came up for discussion.

Business Administrator Doweary explained that this is a service that is provided annually. We are looking at making some adjustments such as undertaking a traffic study, followed by a look at all intersections to assess traffic patterns for kids coming from and going to school, as well as possible recommendations for adjustments. Also, he stated that the school district would like to reduce their contribution for crossing guard services from 75% to 50%. The concern is the timing of their request as our budget is already set for 2017 and we'd have to figure out this deficit. He said Richard Snodgrass, Business Administrator for the School District, is relaying this information to him but he will follow up with developments as the arise. If the reduction is approved, then that will result in a reduction of coverage, he stated.

There being no further discussion, Resolution No. 70 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

17. Resolution No. **71** - A Resolution
Approving a contract with All City Management. (For year 2017-2018 for school crossing guards) ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration (Human Resources)

Resolution No. 71, Session 2017, A Resolution approving a contract with All City Management to provide school crossing guards for the 2017-2018 school year, was introduced by Helfrich, read at length, and on motion of Helfrich, seconded by Walker, Resolution No. 71 came up for discussion.

Business Administrator Doweary stated that we are happy overall with the contract and our coverage has gone up tremendously. The service they provide has been great but is approximately a 9% increase from last year, which is why we are undertaking a study to make sure we are providing the correct coverage.

There being no further discussion, Resolution No. 71 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

18. Resolution No. **72** - A Resolution
Approving a Certificate of Approval for the York County Agricultural Society's Tax-exempt Note and Refunding Project. ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration

Resolution No. 72, Session 2017, A Resolution approving a Certificate of Approval for the York County Agricultural Society's Tax-exempt Note and Refunding Project, was introduced by Helfrich and read by short title.

Summary of the Bond:

The City of York General Authority (the "Issuer"), a municipal authority incorporated by the City, existing under the Pennsylvania Municipality Authorities Act, 53 Pa.C.S. Chapter 56, of the Commonwealth, has approved acting as a conduit issuer on a tax-exempt obligation in the maximum principal amount of \$10,000,000 (the "Tax-exempt Note"), the proceeds of which will be used to finance a refunding project that includes retiring all or a portion of the \$11,700,000 original principal amount Promissory Note (Federally Taxable), dated October 30, 2009 (the "County Note"), issued by the Borrower (the "York County Agricultural Society") to the County of York, Pennsylvania, refunding other debt obligations of the Borrower related to LED lighting and working capital, and paying related costs and expenses (the "Refunding Project")

On motion of Helfrich, seconded by Nixon, Resolution No. 72 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

19. Resolution No. **73** - A Resolution
Approving the first phase of the 300 N. State St. rezoning map amendment project. ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (RDA)

Resolution No. 73, Session 2017, A Resolution approving the first phase of the rezoning and map amendment project for 300 N. State St. (former Danskin facility) owned by the RDA for redevelopment of the 4.2-acre site with approximately 40 affordable rental townhouses for low-to-moderate income families mixed with a community center to support the development and possible small scale commercial retail and service uses, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Nelson, Resolution No. 73 came up for discussion.

As outlined in the talking points submitted by Director Buffaloe, he explained that The Department of Community and Economic Development has identified neighborhoods where the existing zoning is negatively restrictive, suppressing a variety of development that would benefit the community as a whole, or where the zoning does not correspond to the current neighborhood fabric and goals. DCED would like to explore the rezoning of these neighborhoods, which would identify possible zones that would allow for development that would better fit the residents and their needs. As such, we request that City Council engage the Planning Commission in a zoning map amendment exercise for the neighborhood located in the northeast section of the City of York that is historically industrial in nature.

Vice President Nixon clarified that adopting this Resolution does not mean Council is approving the rezoning at this time. Director Buffaloe said that is correct.

There being no further discussion, Resolution No. 73 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

20. Resolution No. **74** - A Resolution
Exonerating municipal taxes for Penn Market land parcels. (\$12,747.70) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (RDA)

Resolution No. 74, Session 2017, A Resolution exonerating municipal taxes, interest, penalties and fees in the amount of \$12,747.70 for the property known as Penn Market identified as 382 W. Market St., 366-368 W. Market St., and 380 W. Market St., was introduced by Nixon, read at length, and on motion of Nixon, seconded by Walker, Resolution No. 74 came up for discussion.

Michael Black, Chair, York City Redevelopment Authority, explained that this is a request to exonerate municipal taxes for the property known as Penn Market. He identified the parcels as 382 W. Market St., 366-368 W. Market St., and 380 W. Market St. and stated that the RDA intends to take ownership of the Market, negotiate agreements to reduce the debt associated with the asset, begin an in-depth study of all that is needed to stabilize operations, and maintain this asset for another 125 years. Mr. Black went on to say that a very important part of the Market's debt is its overdue taxes and as the RDA is immune from taxes and is not able to pay back taxes on behalf of the Market, an exoneration of all municipal taxes, interests, penalties and fees is being requested.

Vice President Nixon said although he does not generally support exonerating taxes, this is an exit strategy and the marketability for the west side of town is important so this will allow for future taxable development.

There being no further discussion, Resolution No. 74 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

SUPPLEMENTAL AGENDA

July 18, 2017

6:30 p.m.

MOTION TO WAIVE RULE 215. A motion was made by Helfrich, seconded by Nixon, to waive the provisions of Resolution No. 215 of Session 1969 to permit consideration of a supplemental agenda containing one item. The motion passed by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

21. Resolution No. 75 - A Resolution Amending the 2017 Annual Action Plan. (To reflect an increase of \$39,098 in CDBG allocation and includes \$88,000 in program income and reallocated funds totaling \$1,377,810) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)

Resolution No. 75, Session 2017, A Resolution amending the Annual Action Plan for fiscal year 2017 for the CDBG and HOME to reflect the changes resulting in an actual allocation increase in CDBG and HOME, and a revision is being made to reflect an increase of \$39,098 in CDBG allocation and includes \$88,000 in program income and reallocated funds totaling \$1,377,810, and to reflect an increase in HOME funds in the amount of \$14,335 to total \$388,677 in HOME funding, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Nelson, Resolution No. 75 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

XI. Requests for Future Meetings: None

XII. Council Comment

Councilwoman Walker invited residents to attend the York United Block Party on August 11 from 4-6:30 p.m. in front of the Police Station located at 50 W. King St. for an evening of celebration and fellowship. Also, a town hall meeting hosted by the City of York and the York City School District will be held on July 25 at 7:00 p.m. at the former Edgar Fahs Smith Middle School building to discuss the Science, Technology, Engineering, Arts and Math (“STEAM”) program.

XIII. Administration Comment: None

XIV. Adjournment: The next legislative meeting of City Council is scheduled for August 15, 2017 at 6:30 p.m. in Council Chambers (General public comment begins at 6:30 p.m.). There being no further business, the July 18, 2017 meeting of Council adjourned at 8:41 p.m.

XV. Resumption of Public Comment Period (at the discretion of the presiding officer): None


Dianna L. Thompson-Mitchell-City Clerk


Michael Ray Helfrich, President of Council