

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 August 15, 2017 6:30 p.m.

CALL TO ORDER: President Helfrich called the August 15, 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; David Michaels, Fire Chief; Shilvosky Buffaloe, Interim Director of Economic & Community Development; James Crosby, Director of the Bureau of Housing Services; and Jason Sabol, Assistant Solicitor.

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

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.

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

Cynthia Garry, resident, discussed a home on S. Court St. with a portion of the wall collapsed. Director Buffaloe said the RDA owns the property and they have sent out the city's engineer to assess the damage and how to secure the property. Director Buffaloe asked for Ms. Garry's contact information so they may discuss this further.

Jerry King, resident, spoke about a property that is renting out rooms and operating a soup kitchen type establishment. He said someone was taken by ambulance because of an alleged overdosed. His concern is that the homeowners don't know the history of the people they are renting rooms to. He also said the house smells of cat urine.

Franklin Williams, resident, thanked the Public Works Department for spraying weeds. He said although he's thankful, Hartley St. desperately needs repaving and should take precedence over weeds. He then spoke about the legislation Council passed to decriminalize marijuana and how he was surprised that no one from the public spoke out against it. He said he supported its passage because it would free the police department up to deal with bigger crimes. Lastly, he said we are not just city taxpayers, we are state taxpayers and the state is looking at increasing taxes on certain utilities which will negatively affect his social security payments. He asked that the city be mindful of grants being applied for and how they may affect local taxpayers.

There being no further public comment, President Helfrich adjourned the public comment session at 6:48 p.m. and called the legislative session to order.

II. Call Legislative Meeting to Order: 6:48 p.m.

III. Roll Call

IV. Pledge of Allegiance

- V. Moment of Silence
- VI. Action on previous meeting Minutes of July 18, 2017.
- VII. Presentations, Proclamations, Awards and Announcements
- VII. Meeting(s) Scheduled
 - **Public Hearing:** York City Council will hold a Public Hearing on August 15, 2017 at 6:00 PM in Council Chambers, 101 South George St., York PA 17401, to receive public comment on the rezoning of 300 North State St. and 200 North State St. (former Danskin building and adjacent parking lot) from EC-Employment Center to UN-2-Urban Residential Neighborhood District. City Council will introduce a Bill tonight for said amendment during the legislative session immediately following Public Hearing. (Note: A recording of the public hearing will be kept on file for 5 years at York Stenographic Services, 34 N. George St., York, PA 17401.)
- IX. Status of Prior Committee Referrals
 - **Bill No. 17** – A Bill amending Article 136 “Small and Disadvantaged Business Enterprise Program” was tabled at Council’s 7/18/17 meeting and remains tabled until further notice.
- 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. **76** - A Resolution
 Accepting the recommendations of HARB. ([View](#))
 Introduced by: Michael Ray Helfrich
 Originator: HARB

 Resolution No. 76, Session 2017, A Resolution accepting the recommendations of HARB in issuing a certificate of appropriateness to Think Loud, LLC, for work to be done at 326 W. Newton Ave., York, PA, was introduced by Helfrich, read at length, and on motion of Helfrich, seconded by Walker, Resolution No. 76 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

2. Resolution No. **77** - A Resolution
 Waiving the land development process for Giambalvo Family Limited Partnership. (For the Stetler Dodge Accessory Car Wash – 1405 Roosevelt Ave.) ([View](#))
 Introduced by: Henry Hay Nixon
 Originator: Economic & Community Development (PP&Z)

 Resolution No. 77, Session 2017, A Resolution approving a request submitted by Giambalvo Family Limited Partnership for a waiver of the land development process for the Stetler Dodge Accessory Car Wash located at 1405 Roosevelt Ave. for construction of a free-standing accessory carwash structure adjacent to an existing car dealership building, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Ritter-Dickson, Resolution No. 77 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

Final Passage of Bills / Resolutions

3. Final Passage of **Bill No. 23, Ordinance No. 21** – 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)

Final Passage of Bill No. 23, An Ordinance amending the 2016-2017 Annual Action Plans to reflect changes resulting from the transfer of funds from 2016 CDBG Program income and reallocation of funds in the amount of \$125,000 to the Department of Public Works for the Voni Grimes Gym roof repairs, which was introduced by Nixon at the July 18 meeting of Council read by short title and tabled, came up for final passage.

Motion to remove from the table: A motion was made by Nixon, seconded by Walker, to remove Bill No. 23 from the table. The motion passed unanimously. (Note: The Bill was tabled at the request of Director Buffaloe to allow maximum time to verify the amounts.)

On motion of Nixon, seconded by Walker, Bill No. 23, Ordinance No. 21, PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

4. Final Passage of **Bill No. 24, Ordinance No. 22** – A Bill
Authorizing a \$17m bond for the City of York. ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration

Final Passage of Bill No. 24, Ordinance No. 22, Session 2017, A Bill authorizing the incurring of non-electoral debt through the issuance of a tax-exempt and/or federally funded general obligation bond of the City of York in an amount not to exceed \$17,000,000 for the purpose of (1) advance refunding a portion of the city's general obligation bonds, series of 2011, (2) current refunding of the city's General Authority guaranteed revenue bond series of 2001, and (3) paying costs and expenses of insurance, insurance, and sale of the 2017 bonds, which was introduced by Helfrich at the July 18 meeting of Council and read by short title, came up for final passage. On motion of Helfrich, seconded by Nixon, Bill No. 24, Ordinance No. 22, PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

5. Final Passage of **Bill No. 25, Ordinance No. 23** – 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)

Final Passage of Bill No. 25, Ordinance No. 23, Session 2017, A Bill authorizing an intergovernmental cooperation agreement for the collection of municipal sewage waste with Spring Garden Township, Manchester Township, West Manchester Township, West York Borough, North York Borough and York Township, which was introduced by Helfrich at the July 18 meeting of Council and read by short title, came up for final passage. On motion of Helfrich, seconded by Walker, Bill No. 23, Ordinance No. 25, PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

New Business

6. Introduction of Bill No. **26** - A Bill
Amending Article 1303 “Districts, Maps and Boundaries.” (To change designation of 200 & 300 N. State St. from EC to UN-2) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (PP&Z)

Introduction of Bill No. 26, Session 2017, A Bill amending Article 1303 “Districts, Maps and Boundaries” of the Codified Ordinances to amend the York City Zoning Map to change the designation of 200 & 300 N. State St. from EC (Employment Center) to UN-2 (Urban Residential Neighborhood District), was introduced by Nixon, read by short title and deferred to the September 5 meeting of Council. (Note: A public hearing was held in Council Chambers on 8/15/17 at 6:00 p.m. to receive public testimony on this amendment. A recording of the hearing will remain on file at York Stenographic Services, 34 N. George St., York, PA 17401.)

7. Resolution No. **78** - A Resolution
Awarding a contract to Kinsley Construction. (\$334,569.00 for the 2017 Street Improvements Project)
Introduced by: Renee S. Nelson ([View](#))
Originator: Public Works

Resolution No. 78, Session 2017, A Resolution awarding a contract to Kinsley Construction in the amount of \$344,569 for the 2017 Street Improvements Project, was introduced by Nelson, read at length, and on motion of Nelson, seconded by Ritter-Dickson, Resolution No. 78 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

8. Resolution No. **77** - A Resolution
Authorizing an agreement with I.B. Abel, Inc. (\$140,200.00 for a transformer replacement) ([View](#))
Introduced by: Renee S. Nelson
Originator: Public Works (WWTP)

Resolution No. 79, Session 2017, A Resolution authorizing an agreement with I.B. Abel, Inc. in the amount of \$140,200.00 for a transformer replacement at the Wastewater Treatment Plan Substation 5, was introduced by Nelson, read at length, and on motion of Nelson, seconded by Nixon, Resolution No. 77 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

9. Resolution No. **80** - A Resolution
Authorizing a conditional offer of employment as a probationary firefighter. (J. Vaughan) ([View](#))
Introduced by: Sandie Walker
Originator: Human Resources

Resolution No. 80, Session 2017, A Resolution authorizing a conditional offer of employment as a probationary firefighter to Jonathan Vaughan effective September 11, 2017, was introduced by Walker, read at length and on motion of Walker, seconded by Nelson, Resolution No. 80 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

10. Resolution No. **81** - A Resolution Authorizing an agreement with the PA Department of Health. (\$119,145.00 for immunization services) Introduced by: Henry Hay Nixon ([View](#)) Originator: Economic & Community Development (Health)

Resolution No. 81, Session 2017, A Resolution authorizing an agreement with the PA Department of Health in the amount of \$119,145.00 to provide immunization initiatives for city residents for the period of April 1, 2017 through June 30, 2018, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Walker, Resolution No. 81 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

11. Resolution No. **82** - A Resolution Authorizing an agreement with the PA Department of Health. (\$288,289.00 for lead hazard control and healthy home services) ([View](#)) Introduced by: Henry Hay Nixon Originator: Economic & Community Development (Health)

Resolution No. 82, Session 2017, A Resolution authorizing an agreement with the PA Department of Health in the amount of \$288,289.00 to provide lead hazard control and healthy home services to city residents for the period of July 1, 2017 through June 30, 2019, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Ritter-Dickson, Resolution No. 82 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

12. Resolution No. **83** - A Resolution Amending Resolution No. 74 of 2017. (To correct exoneration amount of taxes for the property known as Penn Market – from \$12,747.70 to \$15,712.98) ([View](#)) Introduced by: Henry Hay Nixon Originator: Treasurer

Resolution No. 83, Session 2017, A Resolution amending Resolution No. 74 of 2017 to correct the exoneration amount for all municipal taxes, interest, penalties and fees from \$12,747.70 to \$15,712.98 for the property known as Penn Market, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Nelson, Resolution No. 83 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

13. Resolution No. **84** - A Resolution Amending the 2016 Annual Action Plan. (\$125,000.00 for repairs at Voni Grimes Gym) ([View](#)) Introduced by: Henry Hay Nixon Originator: Economic & Community Development (BHS)

Resolution No. 84, Session 2017, A Resolution amending the 2016 Annual Action Plan in the amount of \$125,000.00 for repairs at the Voni Grimes Gym, was introduced by Nixon, read at length, and on motion of Nixon, seconded by Walker, Resolution No. 84 PASSED by the following vote: Yeas – Ritter-Dickson, Walker, Nixon, Nelson, Helfrich – 5; Nays – 0.

XI. Requests for Future Meetings: None

XII. Council Comment

Councilwomen Ritter-Dickson and Walker announced several block parties being held throughout the city and invited residents to attend.

Assistant Solicitor Sabol invited residents to take part in York City Crab week from 8/26/17 through 9/2/17 as well as the Food Truck Event at Penn Park on 9/3/17.

XIII. Administration Comment

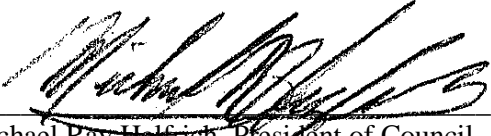
Fire Chief Michaels urged residents to contact the Fire Department at (717) 854-3921 for free smoke detectors.

XIV. Adjournment: The next legislative meeting of Council is scheduled for September 5, 2017 at 6:30 p.m. in Council Chambers. There being no further discussion, the August 15, 2017 meeting of Council adjourned at 7:29 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