

# Council of the City of York, Pennsylvania

Henry Hay Nixon, President of Council  
Sandie Walker, Vice President of Council  
Judy A. Ritter-Dickson, Member of Council  
Edquina Washington, Member of Council  
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## AGENDA December 18, 2018 6:00 p.m.

[Resolutions Approved](#) | [Bills Approved](#) | [Committee Minutes 11-28-18](#)

**CALL TO ORDER:** President Nixon called the December 18, 2018 general public comment session to order at 6:00 p.m. in Council Chambers, 101 S. George St., York, PA, with the following members present: H. Michael Buckingham, Edquina Washington, Judy A. Ritter-Dickson, Sandie Walker, Vice President, and Henry Hay Nixon, President, with President Nixon presiding.

**Members of the Administration in attendance included:** Michael R. Helfrich, Mayor; Tommy Williams, Acting Business Administrator; David Michaels, Fire Chief; Chad Deardorff, Assistant Fire Chief; Troy Bankert, Police Chief; and Jason Sabol, Assistant Solicitor.

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

I. Called General Public Comment to order at 6:00 p.m.

Deborah Volker, resident, discussed Penn Market and outlined why this market is such an asset to the city. She said they offer a selection of fresh produce, goods and wares and that it has historical significance to the city. She said she is concerned about the future of the market and hopes that it continues to stand. She encouraged Council to keep funding in the budget for renovations to the building.

Mark Simpson, resident, also spoke in support of keeping funding for renovations to the Penn Street Market. He said he opened a restaurant in the market in memory of his grandmother Ethel. He stated that he also became a trustee of the market's board and offered to help repair the building, but the money wasn't there. He said he is hearing that money was set aside by the former administration to fix up the market but now he hears that money is no longer part of budget. He asked that Council consider funding in the 2019 budget to supporting renovations.

Franklin Williams, resident, stated that he is not in favor of the 5-minute time limit given to speakers during the public comment period. He then spoke kind words about former Councilman and community leader Ray Crenshaw who passed away on December 9<sup>th</sup>.

There being no further comment, President Nixon adjourned the public comment session at 6:15 p.m. and convened in legislative session.

II. Called Legislative Meeting to Order: 6:15 p.m.

III. Roll Call

IV. Pledge of Allegiance recited.

V. Moment of Silence observed.

- VI. Action on previous meeting Minutes of November 28, 2018 (committee); December 4, 2018 (legislative). Council dispensed with the reading of the minutes and unanimously approved them as written.
- VII. Presentations, Proclamations, Awards and Announcements
- VIII. Meeting(s) Scheduled:
  - Next Council legislative meeting: Scheduled for **Wednesday, January 2, 2019 at 6:00 p.m.** in Council Chambers. Agenda items are due by 12 noon on Thursday, December 27, 2018.
- 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. Final Passage of **Bill No. 20, Ordinance No. 17** – A Bill  
 Adopting the 2019 York City Budget.  
 Introduced by: Henry Hay Nixon  
 Originator: Mayor | Business Administration (Finance)

Final Passage of Bill No. 20, Ordinance No. 17, Session 2018, which was introduced by Nixon at the November 20<sup>th</sup> meeting of Council and read by short title, came up for final passage. On motion of Nixon, seconded by Ritter-Dickson, Bill No. 20 came up for discussion.

President Nixon announced that final amendments have been presented for Council’s consideration prior to Council’s action on the budget. The amendments include appropriating funding for the Penn Street Market and funding for a re-write of Article 136 “Small and Disadvantaged Business Enterprise Program” also referred to as the Smallwood ordinance. All other amendments are basically housecleaning items. As such, Council unanimously approved the reading of Resolutions 98-102, amending the 2019 proposed York City Budget.

2. Resolution No. **98** - A Resolution  
 Amending the 2019 Proposed York City Budget. (To appropriate \$125,000 in the Econ. & Comm. Dev. Budget “other professional services” for Penn St. Market renovations and Article 136 re-write)  
 Introduced by: Henry Hay Nixon  
 Originator: Council | Finance

Resolution No. 98, Session 2018, A Resolution amending the 2019 Proposed York City Budget to appropriate \$125,000 in the Economic & Community Development budget in the “other professional services” line item for renovations to the Penn Street Market (\$75,000), and a re-write of Article 136 “Small and Disadvantaged Enterprise Program” (\$50,000), was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 98 came up for discussion.

President Nixon said he requested this amendment because he knows the importance of the Penn Street Market. He said this is a walkable neighborhood grocery that accepts EBT in an underserved neighborhood while offering fresh food for our residents. The second part of this amendment is to support a complete rewrite of Article 136 “Small and Disadvantaged Business Enterprise Program” (also known as the “Smallwood Ordinance”). He stated that we need to strengthen this ordinance to give a leg-up to our city owned businesses.

There being no further discussion, Resolution No. 98 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

3. Resolution No. **99** - A Resolution Amending the 2019 Proposed York City Budget. (To increase revenue by \$708,100.00 in the General Fund)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | Finance

Resolution No. 99, Session 2018, A Resolution amending the 2019 Proposed York City Budget to increase general fund revenue by \$708,100.00 and recreation fund revenue by \$5,000.00, was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 99 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

4. Resolution No. **100** - A Resolution Amending the 2019 Proposed York City Budget. (Increase expenditures for the General Fund - \$38.9K; and Recreation Fund - \$5K)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | Finance

Resolution No. 100, Session 2018, A Resolution amending the 2019 Proposed York City Budget to appropriate expenditures in the general fund in the amount of \$38,900, and the recreation fund in the amount of \$5,000, was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 100 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

5. Resolution No. **101** - A Resolution Amending the 2019 Proposed York City Budget. (Decrease General Fund revenue - \$277,100.)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | Finance

Resolution No. 101, Session 2019, A Resolution amending the 2019 Proposed York City Budget to decrease revenue in the general fund budget by \$277,100, was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 101 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

6. Resolution No. **102** - A Resolution Amending the 2019 Proposed York City Budget. (Central Services, Internal Services, E&C Dev., Telephone, Leadership Training)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | Finance

Resolution No. 102, Session 2018, A Resolution amending the 2019 Proposed York City Budget to reflect 2018 projected amount in 70-213-44050-00000 Central Services, Internal Services Fund from \$169,788.00 to \$207,349.00 and the wording for the justification for 10-400-42070-00000 Economic/Community Development General Fund; projection for line item 70-213-44050-00000 Telephone to be adjusted from \$169,788.00 to \$207,349.00; and justification for line item 10-400-42070-00000 to be changed for the amount of \$14,900.00 from Leadership York to Leadership Training. The Resolution was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Walker, Resolution No. 102 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

There being no further amendments Bill No. 20, Ordinance No. 17 (2019 Budget), as amended by Resolution No.'s 98, 99, 100, 101, and 102, PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

7. Final Passage of **Bill No. 21, Ordinance No. 18** – A Bill  
Approving the 2019 Tax Rate.  
Introduced by: Henry Hay Nixon  
Originator: Mayor | Business Administration (Finance)

Final Passage of Bill No. 21, Ordinance No. 18, Session 2018, A Bill fixing the tax rate for year 2019 (\$18.97 on each one thousand dollars of assessed valuation), which was introduced by Nixon at the November 20<sup>th</sup> meeting of Council and read by short title, came up for final passage. On motion of Nixon, seconded by Walker, Bill No. 21, Ordinance No. 18 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

8. Final Passage of **Bill No. 22, Ordinance No. 19** – A Bill  
Amending the 2018 Budget. (\$2,507.10 for education and outreach-FHAP)  
Introduced by: Edquina Washington  
Originator: Human Relations Commission

Final Passage of Bill No. 22, Ordinance No. 19, A Bill amending the 2018 budget for the Human Relations Commission to appropriate revenue and expenditures in the amount of \$2,507.10 for education and outreach (FHAP), which was introduced by Washington at the December 4<sup>th</sup> meeting of Council and read by short title, came up for final passage. On motion of Washington, seconded by Walker, Bill No. 22, Ordinance No. 19, PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

### New Business

9. Resolution No. **103** - A Resolution  
Reappointing members to various boards. (P. Briddell to Sewer; R. Pottorff to HARB; G. Halpin & J. Aguayo to Civil Service)  
Introduced by: Judy A. Ritter-Dickson  
Originator: Council | Mayor

Resolution No. 103, Session 2018, A Resolution Reappointing Phillip W. Briddell as a member of the York City Sewer Authority to serve until January 1, 2024; Reappointing Robyn Pottorff as a member of the Historical Architectural Review Board to serve until the first Monday of January 2024; Reappointing Greg Halpin as a member of the Civil Service Board to serve until the first Monday January 2023; and Reappointing Julio Javier Aguayo as a member of the Civil Service Board to serve until the first Monday of January 2023, was introduced by Ritter-Dickson, read at length, and on motion of Ritter-Dickson, seconded by Walker, Resolution No. 103 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

10. Resolution No. **104** - A Resolution  
Authorizing the sale of surplus laptop and desktop computers.  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | Information Technology

Resolution No. 104, Session 2018, A Resolution authorizing the sale of surplus laptops computers (12 ready and 9 needing wiped) and desktop computers (19 ready and 52 needing wiped) was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 104 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

11. Resolution No. **105** - A Resolution  
Authorizing an agreement with Standard Life Insurance. (For 2019 accidental death and dismemberment insurance)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | HR

Resolution No. 105, Session 2019, A Resolution authorizing an agreement with Standard Life Insurance to provide basic life, and accidental and dismemberment insurance for city employees for the year 2019, was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 105 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

12. Resolution No. **106** - A Resolution  
Authorizing an agreement with Safety National. (For 2019 stop loss insurance)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | HR

Resolution No. 106, Session 2018, A Resolution authorizing an agreement with Safety National to provide worker's compensation/stop loss insurance benefits to city employees for the year 2019, was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Walker, Resolution No. 106 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

13. Resolution No. **107** - A Resolution  
Authorizing an agreement with Pareto Underwriting Partners. (For 2019 stop loss insurance)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | HR

Resolution No. 107, Session 2018, A Resolution authorizing an agreement with Pareto Underwriting Partners to provide health insurance/stop loss benefits to city employees for the year 2019, was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Washington, Resolution No. 107 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

14. Resolution No. **108** - A Resolution  
Authorizing an agreement with AIG. (For 2019 cyber insurance)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | HR

Resolution No. 108, Session 2018, A Resolution authorizing an agreement with AIG to provide cyber insurance to the City of York for year 2019, was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 108 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

15. Resolution No. **109** - A Resolution  
Authorizing an agreement with McKee Risk Management. (For 2019 liability insurance)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | HR

Resolution No. 109, Session 2018, A Resolution authorizing an agreement with McKee Risk Management to provide various liability insurances to the City of York for year 2019, was introduced by

Buckingham, read at length, and on motion of Buckingham, seconded by Ritter-Dickson, Resolution No. 109 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

16. Resolution No. **110** - A Resolution  
Authorizing an agreement with Travelers. (For 2019 crime insurance)  
Introduced by: H. Michael Buckingham  
Originator: Business Administration | HR

Resolution No. 110, Session 2018, A Resolution authorizing an agreement with Travelers to provide crime insurance to the City of York for year 2019 was introduced by Buckingham, read at length, and on motion of Buckingham, seconded by Washington, Resolution No. 110 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

## SUPPLEMENTAL AGENDA

**Motion to waive Committee & Rule 215.** A motion was made by Buckingham, seconded by Ritter-Dickson, to waive the committee requirement and the provisions of Resolution No. 215 of 1969 to permit consideration of a supplemental agenda containing the appointment of probationary firefighters. The motion passed by the following vote: Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

17. Resolution No. **111** - A Resolution  
Authorizing the appointment of 10 probationary firefighters.  
Introduced by: H. Michael Buckingham  
Originator: Fire/Rescue

Resolution No. 111, Session 2018, A Resolution approving the appointment of the following probationary firefighters, was introduced by Washington, and read at length: Joel Kushner, Michael Melhorn, Caleb Summers, Joseph Gilbert, Samuel Welk, Scott Nelson, Ryan Robeson, Dylon Johnson, Nathan Raine, and Nathan Huggins. On motion of Washington, seconded by Walker, Resolution No. 111 came up for discussion.

Fire Chief Michaels said the next fire academy starts January 28, 2019 so approval of this resolution will allow them to start the process, so these candidates will be ready for the academy. He said the appointment of these individuals will be a cost savings to the city as it will alleviate overtime expenses.

President Nixon asked if the budgeted amount includes COLA's.

Kim Robertson, Human Resources, said COLA's were included.

Councilman Buckingham asked if these positions were included the budget.

Chief Michaels said 7 were included in the budget and 3 are retirees so we'll have firefighters ready to go to fill those spots once they become vacant.

There being no further discussion, Resolution No. 111 PASSED by the following vote: Yeas – Washington, Ritter-Dickson, Buckingham, Walker, Nixon – 5; Nays – 0.

**Motion to waive Committee & Rule 215.** A motion was made by Walker, seconded by Ritter-Dickson, to waive the committee requirement and the provisions of Resolution No. 215 of 1969 to permit consideration of a supplemental agenda containing the appointment of probationary police officers. The motion passed by the following vote: Yeas - Washington, Ritter-Dickson, Buckingham, Walker – 4; Nays – Nixon – 1.

18. Resolution No. **112** - A Resolution  
Authorizing the appointment of 2 probationary police officers.  
Introduced by: Edquina Washington  
Originator: Police

Resolution No. 112, Session 2018, A Resolution approving the appointment of Timothy McDonnell and Ernesto Perez as probationary police officers was introduced by Washington, read at length, and on motion of Washington, seconded by Ritter-Dickson, Resolution No. 112 came up for discussion.

Chief Bankert said we have 88 officers operational at this point and that we were budget for 105 for 2018, and 100 for 2019. He stated that this request is being submitted because an officer quit two weeks before she finished the academy, and the other opening is to fill an officer that will be on military leave until September 2019. He added that there is also one officer coming up on mandatory retirement in August. He said these appointments will not affect our budgeted amounts because it's basically an even trade.

President Nixon stated that he is opposed to the appointment of probationary police officers because there hasn't been any movement in contract negotiations to date and arbitration isn't scheduled until April 2019. Because we have no idea how much this settlement could cost the city, he would hate to have cops go through the academy and training on taxpayers' dollars only to be laid off. He said just because these positions are budgeted for, doesn't mean we have to approve it.

There being no further discussion, Resolution No. 112 PASSED by the following vote: Yeas - Washington, Ritter-Dickson, Buckingham, Walker – 4; Nays – Nixon – 1.

XI. Requests for Future Meetings: None

XII. Council Comment

Members of Council thanked the budget team for their hard work during this budget season.

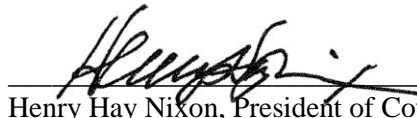
XIII. Administration Comment

Mayor Helfrich echoed Council's comments and applauded the budget team for a job well done.

XIV. Adjournment: The next legislative session of York City Council is scheduled for Wednesday, January 2, 2019 at 6:00 p.m. in Council Chambers. There being no further business, the December 18, 2018 meeting of Council adjourned at 7:05 p.m.

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

  
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Dianna L. Thompson-Mitchell, City Clerk

  
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Henry Hay Nixon, President of Council