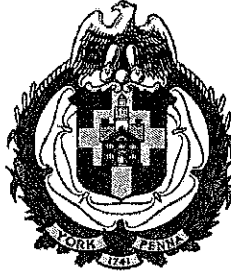


Council of the City of York, Pennsylvania

Henry Hay Nixon, President of Council
Sandie Walker, Vice President of Council
Judy A. Ritter-Dickson, Member of Council
Edquina Washington, Member of Council
H. Michael Buckingham, 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

Telephone: (717) 849-2246
Fax: (717) 812-0557

Website: www.yorkcity.org

AGENDA July 16, 2019 6:00 p.m.

I. Public Comment: 6:00 p.m.

Public comment on non-agenda items begins at 6:00 p.m., with Council sitting as a General Committee. 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 & Procedures may be obtained by contacting the City Clerk or they may be viewed online by visiting www.yorkcity.org/rules-of-council.

***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.*

II. Call Legislative Meeting to Order

III. Roll Call

IV. Pledge of Allegiance

V. Moment of Silence

VI. Action on previous meeting Minutes of June 4, 2019.

VII. Presentations, Proclamations, Awards and Announcements

- **Michael Carew, Citizens' Climate Lobby** – Brief presentation on the Citizens' Climate Lobby's mission and goals.

VIII. Meeting(s) Scheduled:

- **Legislative Meeting:** Scheduled for Tuesday, August 20, 2019 at 6:00 p.m. in Council Chambers. Agenda items are due by 12 noon on August 14th.

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. 55 - A Resolution
Accepting the recommendations of HARB. ([View](#))
Introduced by: H. Michael Buckingham
Originator: HARB
2. Resolution No. 56 - A Resolution
Approving the final land development plan submitted by Habitat for Humanity. (For construction of 14 single-family homes at 701-731 Chestnut St.) ([View](#))
Introduced by: Edquina Washington
Originator: Economic & Community Development (PP&Z)
3. Resolution No. 57 - A Resolution
Approving the final land development plan submitted by Keystone Kidspace. (For redevelopment of 369 N. George St. into a museum) ([View](#))
Introduced by: H. Michael Buckingham
Originator: Economic & Community Development (PP&Z)

Final Passage of Bills / Resolutions

4. Final Passage of Bill No. 12, Ordinance No. 11 (Forthcoming) - A Bill
Amending Article 149 "Fire Department" of the Codified Ordinances. (To authorize the Dept. of Fire/Rescue Services to recover costs and expenses for its fire/emergency services.) ([View](#))
Introduced by: Edquina Washington
Originator: Dept. of Fire/Rescue Services
5. Final Passage of Bill No. 13, Ordinance No. 12 (Forthcoming) - A Bill
Amending the 2019 HOME Investment Partnership Program. (To reflect changes in revenue/expenses resulting from reallocations of funds/program income for York Habitat - \$75,000) ([View](#))
Introduced by: Judy A. Ritter-Dickson
Originator: Economic & Community Development (BHS)
6. Final Passage of Bill No. 14, Ordinance No. 13 (Forthcoming) - A Bill
Amending the 2019 Budget. (\$125,000 for a Family Health Council STD services agreement) ([View](#))
Introduced by: Judy A. Ritter-Dickson
Originator: Economic & Community Development (Health)
7. Final Passage of Resolution No. 53 - A Resolution
Establishing a billing list of fees to be charged for recovery costs/expenses for fire and emergency services. ([View](#))
Introduced by: Edquina Washington
Originator: Fire/Rescue

New Business

8. Introduction of Bill No. 15 (Will be on the 8/20/19 agenda) - A Bill
Amending Article 737 "Minors Curfew" of the Codified Ordinances. (To define "guardian") ([View](#))
Introduced by: H. Michael Buckingham
Originator: Mayor
9. Introduction of Bill No. 16 (Will be on the 8/20/19 agenda) - A Bill
Amending the 2019 Budget. (\$175,000 for purchase of a records management system) ([View](#))
Introduced by: Edquina Washington
Originator: Police

10. Resolution No. 58 - A Resolution
Appointing and reappointing members to various boards and authorities. (S. Sexton, H. Myers & D. Wright to HRC; M. Burgos to Planning; Elizabeth Bupp to Zoning) ([View](#))
Introduced by: Edquina Washington
Originator: Mayor | Council
11. Resolution No. 59 - A Resolution
Authorizing the submission of a proposal for funds with DCED. (\$3M Multimodal Transportation Funds for the Duke St, Penn St., and NWT neighborhood street improvement project) ([View](#))
Introduced by: H. Michael Buckingham
Originator: Public Works
12. Resolution No. 60 - A Resolution
Awarding a contract to Kinsley Construction. (\$375,952.00 for the 2019 Street Improvement Project of Pershing Ave., Kurtz Ave., & Phila. St.) ([View](#))
Introduced by: H. Michael Buckingham
Originator: Public Works
13. Resolution No. (PULLED – 4 votes required; only 3 Council members were present) - A Resolution
Authorizing a budget transfer for Public Works. (\$35,000.00 for engineering services for Poorhouse Run)
Introduced by: H. Michael Buckingham ([View](#))
Originator: Public Works
(Note: This item was moved to the 8/20/19 legislative agenda)
14. Resolution No. 61 - A Resolution
Appointing probationary firefighters. (C. McCullough, T. Firestone, J. Sandmeyer, & D. Vaughn) ([View](#))
Introduced by: Edquina Washington
Originator: Fire/Rescue
15. Resolution No. 62 - A Resolution
Authorizing an agreement with PA Fire Recovery Service, LLC. (For fee collection services related to Article 149 “Fire Dept.”) ([View](#))
Introduced by: Edquina Washington
Originator: Fire/Rescue

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 (717) 849-2246 if any accommodations are needed to participate in the proceedings. Persons with hearing impairments may contact the Deaf Center at TDD (717) 848-6765 for assistance.



Council of the City of York, PA
Session 2019
Resolution No. 155

Introduced by: **H. Michael Buckingham**

Date: **July 16, 2019**

BE IT RESOLVED, by the Council of the City of York, Pennsylvania, and it is hereby resolved by the authority of the same as follows:

Council hereby approves a Certificate of Appropriateness to be certified to and forwarded by the City Clerk to the York City Building Inspector who is hereby authorized to issue permits for work to be covered in the following application(s) as recommended and approved by the Historical Architectural Review Board:

1. Application filed by Russell Oft, Jr. for work to be done at 244-246 W. Market St.
2. Application filed by Daniel G. Walczyk for work to be done at 148 W. Philadelphia St.

The foregoing work to be done in accordance with plans and specifications approved by the Historical Architectural Review Board.

Passed Finally: **July 16, 2019**

By the following vote:

YEAS: Washington, Buckingham, Nixon, 3, _____

NAYS: None


Henry Hay Nixon, Vice President of Council

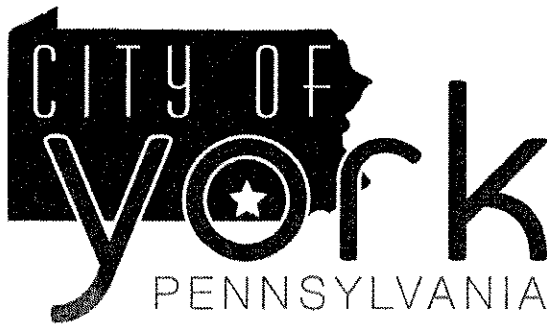
ATTEST:


Dianna L. Thompson-Mitchell, City Clerk



**York Historical Architectural Review Board
Agenda
6:00 PM Thursday July 11, 2019
101 South George Street, York PA. 17401**

- I Welcome:** Craig Zumbrun, HARB Chair
- II Agenda:** Additions or changes to the agenda
- III Minutes:** Approve minutes from the June 27, 2019 HARB meeting
- IV Cases:**
 - 1. **244-246 W Market Street:** A request by Russell Oft, Jr. for the replacement of existing windows, doors, and siding on the property.
 - 2. **148 W Philadelphia Street:** A request by Daniel G. Walczyk for the replacement of the existing windows, front door, and the installation of an awning on the front façade of the property.



**York Historical Architectural Review Board
Meeting Minutes
July 11, 2019**

Members in attendance included: Craig Zumbrun (Chair), Dennis Kunkle (Vice-Chair), Mark Skehan, Joe Downing.

Absent: Rebecca Zeller, Robyn Pottorff, Mark Shermeyer, Ruth Robbins, Dave Redshaw

Consultant: Christine Leggio, JMT Senior Architectural Historian/ HARB Consultant

AGENDA ITEM	DISCUSSION	ACTION/RESULT
Welcome and call to order	The meeting was called to order at 6:05 pm. The agenda was prepared by the HARB Consultant.	
Changes to the Agenda None.		
Minutes of June 27, 2019		Mr. Kunkle motioned to approve June 27, 2019 minutes. Mr. Downing seconded. Approved.
Cases	The following cases are approved and tabled with the recommended actions.	

Case #1 – 244-246 W Market Street: A request by Russell Oft, Jr. for the replacement of existing windows, doors, and siding on the property.

Discussion: The applicant noted that the building has extensive termite damage. The storefront is glass with deteriorated wood mullions. It is proposed to remove the wood and replace it in kind. The existing historic wood is so deteriorated that the historic finish is not apparent. Roof replacement is proposed. If the roof has multiple layers, they will be removed and replaced. If one layer is present the new roof will be installed over the existing.

Fiberglass clad wood windows are proposed for the main façade while vinyl is proposed for the rear. The main structure is brick, except for the second story of a two-story portion in the rear, which is clad

in T1-11. It is proposed to replace the siding with Hardie Plank or similar. Vinyl soffits are proposed for the overhang at rear.

Mr. Zumbrun noted that the Board often allows more flexibility at the rear of the property, where work is less visible, but recommends that vinyl windows are not durable and are not preferred. He noted also that the proposed vinyl soffit is not recommended as it is not a durable or breathable material. Mr. Kunkle noted that he isn't familiar with vinyl soffit configuration. Mr. Zumburn suggested a synthetic polymer type material, such as ASEK or similar.

The Board strongly encourages the use of a more durable window over vinyl in the rear of the property but will not disallow vinyl in this case because the windows will not be highly visible.

The applicant stated that they would like to install a solid steel door with sidelights to replace the existing pair of three-light, two-panel doors at the front façade. Another option would be to install a set of solid steel doors. Mr. Zumbrun noted that the existing doors appear to be a bit later than the existing storefront. The applicant indicated that the existing doors are in very poor condition and security is a concern. Mr. Zumbrun suggested that the doors may be able to be rehabbed using an epoxy product, or perhaps something could be fabricated to replace the historic doors.

The Board agrees that the existing doors are interesting and may be original to the storefront. The Applicant stated that refabricating the existing doors would be expensive. The Consultant indicated that neither of the proposed replacement doors are appropriate to the character of the storefront and overall façade. The Board agreed that the rest of the application is appropriate as submitted but a new proposal is needed for the door. The goal would be to provide a door that is secure but also appropriate to the character of the building.

Motion: Mr. Skehan motioned to approve the application as submitted, with the exception of the replacement of the front doors pending additional investigation and an updated proposal from the applicant. Mr. Downing seconded.

Additional Discussion: None.

Vote: 4-0. The motion to approve the application with the exception of the door replacement passed with all in favor.

Case #2 – 148 W Philadelphia Street: A request by Daniel G. Walczyk for the replacement of the existing windows, front door, and the installation of an awning on the front façade of the property.

Discussion: The applicant presented an image of the proposed door. The contractor has not been able to locate an eight-panel door to match the existing historic door. The proposed windows are Anderson A Series with simulated divided lights. The applicant would like to propose installing a single, fixed window at the first-floor front.

The Board inquired about the proposed awning and lighting. The applicant stated that the awning will serve as a sign and lighting will be installed underneath. The lights themselves would not be visible.

Mr. Kunkle stated that the installation of a single fixed window at the first-floor front wouldn't be true to the original historic appearance. The applicant stated that the original windows on the front floor were likely six-over-six windows separated by a brick mullion like those on the upper stories and on

neighboring properties, however, the arrangement was altered previously. The first-floor space is a commercial space.

The Board indicated that the replacement of the two first floor front windows with a large single window would not be appropriate. The applicant stated that they would install one-over-one double-hung Anderson A Series windows.

Motion: Mr. Kunkle motioned to approve the application as presented, to include replacement of the first-floor front windows with one-over-one, double-hung windows rather than a picture window, and Mr. Skehan seconded.

Additional Discussion: None.

Vote: 4 to 0. The motion to approve the application as presented as described above, passed with all in favor.

Other Business: Resident of 19 South Pine Street received a letter from Columbia Gas indicating that a gas meter would be installed at the exterior of the property. The Board discussed avenues for individual consultation with Columbia Gas, and discussed the possibility of passing a resolution to discourage the installation of utility meters at the exterior of properties in the historic district, which will be further discussed at the next HARB meeting.

Adjourning and next meeting

The meeting was adjourned by general consent at 7:17 pm the next scheduled meeting is set for Thursday July 25, 2019.

Minutes recorded by Christine Leggio, JMT Senior Architectural Historian/HARB Consultant.

**CERTIFICATE of APPROPRIATENESS
RECOMMENDATION to YORK CITY COUNCIL**

APPLICATION FOR PROPERTY ADDRESS: 244-246 W Market Street

APPLICANT: Russell Oft, Jr.

At the public meeting held on Thursday, July 11, 2019 the Board of Historical Architectural Review considered an application for a permit for work to be performed on the above property located with the Historic District.

Proposed Work: The applicant is proposing to replace the existing wood windows with new, wood and fiberglass windows; to replace an existing door with a new, steel door; and to repair the existing storefront using materials in-kind. It is also proposed to replace the existing wood siding at the rear of the property with new metal or Hardie Plank siding; to repair the roof by installing a new EPDM membrane and new aluminum gutters and downspouts; and to remove an existing garage at the rear of the property.

Photos/Plans Attached:

Effect of the proposed change upon the general historic and architectural nature of the district [1731.09(a) of the Codified Ordinances of York, Pennsylvania]:

Appropriateness of exterior architectural features which can be seen from a public street or way only [1731.09(b)]:

Exterior facade for Market Street will be maintained with exception of possible residential door.

General design, arrangement, texture, material and color of building or structure and relation of such factors to similar features of other buildings or structures in the district [1731.09(c)]:

Rear southern exposure vinyl replacement discouraged

Other relevant findings of fact:

HARB recommended not using vinyl implants in rear

WHEREUPON THE BOARD VOTED TO RECOMMEND **APPROVAL** OF THE APPLICATION:

☐ AS PRESENTED IN THE ATTACHED PRELIMINARY REVIEW SHEET.

☒ AS AMENDED FROM THE PRELIMINARY REVIEW SHEET AS FOLLOWS:

Applicant will review residential double door replacements for review by the consultant and possible authorization to proceed

DISSENTING VOTES AND RATIONALE:

WHEREUPON THE BOARD VOTED TO RECOMMEND **DENIAL** OF THE APPLICATION BECAUSE:

DISSENTING VOTES AND RATIONALE:

CERTIFICATE of APPROPRIATENESS
RECOMMENDATION to YORK CITY COUNCIL



Craig Zumbun, HARB Chair

This application was reviewed by York City Council on 7/14/19 and has been
☒ APPROVED ☐ DENIED



Henry Nixon, President of City Council

The Secretary of the Interior's Standards for Rehabilitation

The Standards (Department of Interior regulations, 36 CFR Part 67) pertain to historic buildings of all materials, construction types, sizes and occupancy and encompass the exterior and the interior, related landscape features and the building's site and environment as well as attached, adjacent or related new construction. HARB applies these Standards to specific rehabilitation projects in a reasonable manner, taking into consideration economic and technical feasibility.

1. A property will be used as it was historically or be given a new use that requires minimal change to its distinctive materials, features, spaces, and spatial relationships.
2. The historic character of a property will be retained and preserved. The removal of distinctive materials or alteration of features, spaces, and spatial relationships that characterize a property will be avoided.
3. Each property will be recognized as a physical record of its time, place, and use. Changes that create a false sense of historical development, such as adding conjectural features or elements from other historic properties, will not be undertaken.
4. Changes to a property that have acquired historic significance in their own right will be retained and preserved.
5. Distinctive materials, features, finishes, and construction techniques or examples of craftsmanship that characterize a property will be preserved.
6. Deteriorated historic features will be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature will match the old in design, color, texture, and, where possible, materials. Replacement of missing features will be substantiated by documentary and physical evidence.
7. Chemical or physical treatments, if appropriate, will be undertaken using the gentlest means possible. Treatments that cause damage to historic materials will not be used.
8. Archaeological resources will be protected and preserved in place. If such resources must be disturbed, mitigation measures will be undertaken.
9. New additions, exterior alterations, or related new construction will not destroy historic materials, features, and spatial relationships that characterize the property. The new work shall be differentiated from the old and will be compatible with the historic materials, features, size, scale and proportion, and massing to protect the integrity of the property and its environment.
10. New additions and adjacent or related new construction will be undertaken in such a manner that, if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

**CERTIFICATE of APPROPRIATENESS
RECOMMENDATION to YORK CITY COUNCIL**

APPLICATION FOR PROPERTY ADDRESS: 148 W Philadelphia Street

APPLICANT: Daniel G Walczyk

At the public meeting held on Thursday, July 11, 2019 the Board of Historical Architectural Review considered an application for a permit for work to be performed on the above property located with the Historic District.

Proposed Work: The applicant is proposing to replace the double-hung windows on the first floor façade of the property with new, picture windows and to replace the existing six-over-six and three-over-three windows on the upper story with windows matching the existing configurations, all using Anderson A Series windows in black. It is also proposed to replace the front door with a new composite or fiberglass door and replace the existing three-light transom with a new single-light transom to match others on the block; to paint the trim around the first floor windows and door black and to paint the cornice and eave and trim at upper story windows black; and to install an awning bearing a logo and text over the first floor windows and door. It is additionally proposed to install LED lighting at the underside of the awning, and three low-profile solar LED sign lights at the third-floor windowsills.

Photos/Plans Attached:

Effect of the proposed change upon the general historic and architectural nature of the district [1731.09(a) of the Codified Ordinances of York, Pennsylvania]:

Appropriateness of exterior architectural features which can be seen from a public street or way only [1731.09(b)]:

General design, arrangement, texture, material and color of building or structure and relation of such factors to similar features of other buildings or structures in the district [1731.09(c)]:

Existing facade is not original. Proposed solar lighting, mantel at third floor. Awning is a subtle and non-permanent addition.

Other relevant findings of fact:

First floor windows to be retained

WHEREUPON THE BOARD VOTED TO RECOMMEND **APPROVAL** OF THE APPLICATION:

☐ AS PRESENTED IN THE ATTACHED PRELIMINARY REVIEW SHEET.

☒ AS AMENDED FROM THE PRELIMINARY REVIEW SHEET AS FOLLOWS: _____

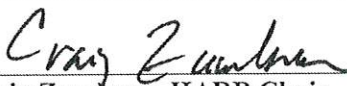
First floor windows will not be converted to a picture window.

DISSENTING VOTES AND RATIONALE: _____

WHEREUPON THE BOARD VOTED TO RECOMMEND **DENIAL** OF THE APPLICATION BECAUSE:

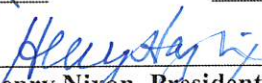
**CERTIFICATE of APPROPRIATENESS
RECOMMENDATION to YORK CITY COUNCIL**

DISSENTING VOTES AND RATIONALE: _____



Craig Zumbro, HARB Chair

This application was reviewed by York City Council on 7/16/19 and has been
☒ APPROVED ☐ DENIED



Henry Nixon, President of City Council

=====

The Secretary of the Interior's Standards for Rehabilitation

The Standards (Department of Interior regulations, 36 CFR Part 67) pertain to historic buildings of all materials, construction types, sizes and occupancy and encompass the exterior and the interior, related landscape features and the building's site and environment as well as attached, adjacent or related new construction. HARB applies these Standards to specific rehabilitation projects in a reasonable manner, taking into consideration economic and technical feasibility.

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3. Each property will be recognized as a physical record of its time, place, and use. Changes that create a false sense of historical development, such as adding conjectural features or elements from other historic properties, will not be undertaken.
4. Changes to a property that have acquired historic significance in their own right will be retained and preserved.
5. Distinctive materials, features, finishes, and construction techniques or examples of craftsmanship that characterize a property will be preserved.
6. Deteriorated historic features will be repaired rather than replaced. Where the severity of deterioration requires replacement of a distinctive feature, the new feature will match the old in design, color, texture, and, where possible, materials. Replacement of missing features will be substantiated by documentary and physical evidence.
7. Chemical or physical treatments, if appropriate, will be undertaken using the gentlest means possible. Treatments that cause damage to historic materials will not be used.
8. Archaeological resources will be protected and preserved in place. If such resources must be disturbed, mitigation measures will be undertaken.
9. New additions, exterior alterations, or related new construction will not destroy historic materials, features, and spatial relationships that characterize the property. The new work shall be differentiated from the old and will be compatible with the historic materials, features, size, scale and proportion, and massing to protect the integrity of the property and its environment.
10. New additions and adjacent or related new construction will be undertaken in such a manner that, if removed in the future, the essential form and integrity of the historic property and its environment would be unimpaired.

Council of City of York, PA
Session 2019
Resolution No. 56

INTRODUCED BY:  Edquina Washington

DATE: **July 16, 2019**

WHEREAS, Habitat for Humanity submitted a Final Land Development Plan for 701-731 Chestnut St proposing the construction of fourteen new single-family homes; and

WHEREAS, the City Zoning Officer, City Planner, and City Engineer have reviewed and recommended conditional approval of the plan; and

WHEREAS, the Final Land Development Plan submitted by the applicant is in general accordance with the City's Zoning and Subdivision and Land Development Ordinances; and

WHEREAS, the York City Planning Commission recommended approval of the Final Land Development Plan at its regularly scheduled meeting held on July 8, 2019 with the following waivers:

Waivers:

1. Section 1333.3(a): Waiver from requirement to submit a preliminary plan.
2. Section 1336.11: Waiver from requirement to install street lighting.

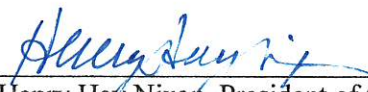
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that the action of the York City Planning Commission in recommending approval of the Final Land Development Plan submitted by Habitat for Humanity, and the President of Council and City Clerk are authorized to certify this approval by affixing their signatures to the Final Land Development Plan.

PASSED FINALLY: **July 16, 2019**

BY THE FOLLOWING VOTE:

YEAS: Washington, Buckingham, Nixon - 3, _____, _____

NAYS: None


Henry Hay Nixon, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk



Council of City of York, PA
Session 2019
Resolution No. 57

INTRODUCED BY: **H. Michael Buckingham**

DATE: **July 16, 2019**

WHEREAS, Keystone Kidspace submitted a Final Land Development Plan for 369 North George Street, proposing the redevelopment of the site as a museum; and

WHEREAS, the City Zoning Officer, City Planner, and City Engineer have reviewed and recommended conditional approval of the plan; and

WHEREAS, the Final Land Development Plan submitted by the applicant is in general accordance with the City's Zoning and Subdivision and Land Development Ordinances; and

WHEREAS, the York City Planning Commission recommended approval of the Final Land Development Plan at its regularly scheduled meeting held on February 11, 2019 with the following waivers:

Waivers:

1. Section 937.1.M: Waiver from requirement for all stormwater management facilities to be considered structures that must comply with setback requirements
2. Section 1333.3: Waiver from requirement to submit a preliminary plan
3. Section 1333.7.s: Waiver from requirement for a traffic summary
4. Sections 1336.9 and 1336.11: Waiver from requirement for street trees and street lighting

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that the action of the York City Planning Commission in recommending approval of the Final Land Development Plan submitted by the York County Industrial Development Authority, and the President of Council and City Clerk are authorized to certify this approval by affixing their signatures to the Final Land Development Plan.

PASSED FINALLY: **July 16, 2019**

BY THE FOLLOWING VOTE:

YEAS: Washington, Buckingham, Nixon - 3, _____, _____

NAYS: None


Henry Hay Nixon, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2019
Resolution No.58



INTRODUCED BY: **H. Michael Buckingham**

DATE: **July 16, 2019**

BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that Council hereby consents to the appointment and reappointment of the following:

1. Reappointment Stanley Sexton, Harold Myers and Dawn Wright to the York City Human Relations Commission, which terms shall expire July 16, 2022.
2. Appointment of Maribel Burgos to the York City Planning Commission, which term shall expire January 1, 2020.
3. Appointment of Elizabeth Bupp as a regular member of the York City Zoning Hearing Board, which term shall expire January 1, 2024.

PASSED FINALLY: July 16, 2019

BY THE FOLLOWING VOTE:

YEAS: Washington, Buckingham, Nixon - 3, _____, _____

NAYS: None.



Henry Hay Nixon, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk



Executive Order

Issued by Michael R. Helfrich, Mayor

I hereby reappoint Stanley Sexton, Harold Myers, and Dawn Wright, as members of the York City Human Relations Commission, which terms shall expire July 16th, 2022.

Witness my hand and seal this nineteenth day of June 2019.

A handwritten signature in black ink, appearing to read "Michael R. Helfrich", is written over a horizontal line.

Michael R. Helfrich
Mayor



Executive Order

Issued by Michael R. Helfrich, Mayor

I hereby appoint Maribel Burgos, as a member of the York City Planning Commission, which term shall expire January 1, 2020.

Witness my hand and seal this nineteenth day of June 2019.

A handwritten signature in black ink, reading "Michael R. Helfrich".

Michael R. Helfrich
Mayor

Council of the City of York, PA
Session 2019
Resolution No. 59



INTRODUCED BY: H. Michael Buckingham

DATE: July 16, 2019

A Resolution

Of the City of York Pennsylvania, authorizing the submission of a proposal for funds in the amount of \$3,000,000 with the Multimodal Transportation Fund (MTF) of Pennsylvania Department of Community & Economic Development (PA DCED)

WHEREAS, the City of York, Pennsylvania, desires to obtain funds from the MTF in the amount of \$3,000,000 for neighborhood street improvement projects to Duke Street, Penn Street and Northwest Triangle.

WHEREAS, the amount of the grant requested will be \$3,000,000 with a 0% match requirement for a three-year period;

WHEREAS, the City of York will be responsible to reimburse the Commonwealth for the state's share of any expenditures found by PA DCED to be ineligible;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that: The City of York, York County hereby requests an MTF grant of \$3,000,000 through PA DCED, Commonwealth of Pennsylvania for funding for the street improvement project; and

BE IT FURTHER RESOLVED, that the Applicant does hereby designate Michael R. Helfrich, Mayor and AliceAnne D. Frost, Controller as the officials to execute all documents and agreements between the City of York and PA DCED and assist in obtaining the requested grant.

PASSED FINALLY: July 16, 2019

BY THE FOLLOWING VOTE:

YEAS: Washington, Buckingham, Nixon - 3, _____, _____

NAYS: None.


Henry Hay Nixon, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2019
Resolution No. 60



INTRODUCED BY: **H. Michael Buckingham**

DATE: **July 19, 2019**

WHEREAS, the City of York, York County desires to contract for services for the 2019 Street Improvements of Pershing Avenue from Kurtz Avenue to Philadelphia Street; and

WHEREAS, bids were received from four (4) contractors with Kinsley Construction, P.O. Box 2886, 1110 E. Princess Street, York, PA 17405 being the lowest responsive bid.

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 2019 Street Improvements to Kinsley Construction, 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 \$375,952.00 which said cost shall be paid from the Liquid Fuels fund, account number 21-421-44400-10009 and from the Community Development Block Grant fund, account number 30-414-48203-20215.

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: July 19, 2019

BY THE FOLLOWING VOTE:

YEAS: Washington, Buckingham, Nixon - 3, _____, _____

NAYS: None.



Henry Hay Nixon, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk

BID TABULATION
eBid exchange Export
Owner Name: City of York
Project Name: York County 2019 York City Paving
Engineer's Project No. 0407.4.T1.11
Generated 6/10/2019 10:03:34 AM Eastern

Project Manager: James E. Gross

Bid Item No.	Bid Item Description	Estimated Quantity	Unit of Payment	Kinley Construction, Inc.		Shiloh Paving & Excavating, Inc.		E.K. Services, Inc.		IVI Group, Inc.	
				Unit Price	Estimated Total	Unit Price	Estimated Total	Unit Price	Estimated Total	Unit Price	Estimated Total
1A	Mobilization	1	L.S.	\$13,930.35	\$13,930.35	\$11,885.30	\$11,885.30	\$13,676.37	\$13,676.37	\$42,634.10	\$42,634.10
1B	Maintenance and Protection of Traffic	1	L.S.	\$15,150.00	\$15,150.00	\$31,461.10	\$31,461.10	\$22,893.00	\$22,893.00	\$39,475.57	\$39,475.57
1C	Superpave, HMA or WMA Wearing Course, PG 64-22, 0.3 to 3.0 Million Design ESALs, 12.5 mm Mix, 2" Average Depth, SRL-H	14,890	S.Y.	\$11.00	\$157,680.00	\$11.50	\$164,795.00	\$12.00	\$171,960.00	\$24.30	\$348,219.00
1D	Base Repair, as directed	650	S.Y.	\$80.00	\$52,000.00	\$74.10	\$48,165.00	\$75.39	\$48,964.50	\$101.06	\$65,689.00
1E	Erosion and Sediment Control Protections (inlet Protection if Necessary)	1	L.S.	\$3,680.00	\$3,680.00	\$9,055.00	\$9,055.00	\$2,621.26	\$2,621.26	\$2,526.43	\$2,526.43
1F	24" Thermoplastic White Line Pavement Markings	475	L.F.	\$8.35	\$3,966.25	\$8.81	\$4,184.75	\$9.06	\$4,303.50	\$10.08	\$4,788.00
1G	12" Thermoplastic White Line Pavement Markings	3,153	L.F.	\$4.20	\$13,242.60	\$4.50	\$14,188.50	\$4.57	\$14,409.21	\$5.06	\$16,017.24
1H	6" Thermoplastic White Line Pavement Markings	750	L.F.	\$2.10	\$1,575.00	\$2.24	\$1,680.00	\$2.31	\$1,732.50	\$2.57	\$1,927.50
1I	4" White Waterborne Pavement Markings	3,445	L.F.	\$0.30	\$1,033.50	\$0.32	\$1,102.40	\$0.33	\$1,136.85	\$1.03	\$3,548.35
1J	4" Yellow Waterborne Pavement Markings	3,113	L.F.	\$0.60	\$1,867.80	\$0.65	\$2,023.45	\$0.66	\$2,054.58	\$2.06	\$6,412.78
1K	Milling (profile, 0 to 2 at 10#39; from Curb)	9,210	S.Y.	\$1.75	\$16,117.50	\$2.45	\$22,564.50	\$8.28	\$76,258.80	\$6.60	\$60,786.00
1L	"Sharrow" symbol Thermoplastic	24	Ea.	\$211.00	\$5,064.00	\$223.00	\$5,352.00	\$230.79	\$5,537.52	\$245.06	\$5,881.44
1M	Eradication of Lines	398	L.F.	\$5.00	\$1,990.00	\$5.28	\$2,101.44	\$5.44	\$2,167.12	\$5.80	\$2,302.40
1N	Paving Fabric	10,950	S.Y.	\$2.70	\$27,945.00	\$2.88	\$29,808.00	\$3.36	\$34,086.00	\$4.42	\$45,747.00
1O	Traffic Signal Loop Detector	8	Ea.	\$1,250.00	\$10,000.00	\$1,820.00	\$14,560.00	\$1,655.32	\$13,242.56	\$1,269.22	\$10,153.76
1P	Superpave, HMA or WMA Scratch Course, PG 64-22, 0.3 to 3.0 Million Design ESALs, 8 mm Mix, SRL-H	500	Tons	\$100.00	\$50,000.00	\$97.83	\$48,915.00	\$90.56	\$45,280.00	\$142.77	\$71,385.00
TOTAL AMOUNT OF BID:					\$375,952.00		\$402,644.00		\$468,343.97		\$728,146.39

Council of the City of York, PA
Session 2019
Resolution No. 61

INTRODUCED BY: Edquina Washington

DATE: July 16, 2019

WHEREAS, the York City Department of Fire and Rescue has or will have four (4) vacancies for the position of Probationary Firefighter; and,

WHEREAS, the City of York Civil Service Board eligibility list reflects the following individuals are eligible to appointment as a Probationary Firefighter:

1. Christopher F. McCullough
2. Tylin Firestone
3. Jason Sandmeyer
4. Dylan J Vaughn

WHEREAS, the following conditions must be met prior to an appointment to the position of Probationary Firefighter, to-wit:

1. Applicant must successfully pass a psychological examination as required by the City of York Fire Civil Service Board.
2. Applicant must successfully pass a medical examination as required by the City of York Fire Civil Service Board.

WHEREAS, If anyone of the above named candidates do not meet the above conditions, a conditional offer of employment would be offered to the next suitable individual in compliance with the Civil Service provisions, and subject to the same conditions for hiring as set forth above, and if no candidate is ultimately deemed qualified, the Department of Fire and Rescue will request a new list of eligible individuals from the City of York Civil Service Board.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that City Council hereby approves and authorizes the appointment of **Christopher F. McCullough, Tylin Firestone, Jason Sandmeyer, Dylan J. Vaughn** to the position of Probationary Firefighter for the York City Department of Fire and Rescue pursuant to the provisions as stated in the York City Fire Civil Service Board Rules. In the event that any of the above four (4) listed candidates do not meet the above conditions and are disqualified from service, Council hereby appoints Candidates **William Garges, John Fram and Zachary R. Freireich** as Alternates to fill the positions for any disqualified candidates in accordance with the current Civil Service Rules and Regulations.

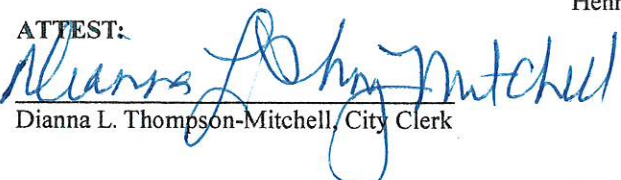
PASSED FINALLY: July 16, 2019

BY THE FOLLOWING VOTE:

YEAS: Washington Buckingham Nixon - 3

NAYS: None

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk


Henry Nixon, President of Council

Council of the City of York, PA
Session 2019
Resolution No. 62

INTRODUCED BY: Edquina Washington

DATE: **July 16, 2019**

WHEREAS, the Council of the City of York, PA adopted Bill No. 12, Ordinance No. 11 of 2019 amending Article 149 "Fire Department" to grant the City of York and the City of York Department of Fire/Rescue Services ("Department") the authority to seek recovery of all reasonable costs of responding to emergency incidents, as allowed by applicable law; and

WHEREAS, City Council adopted Resolution No. 53 of 2019 establishing fees and costs associated with Article 149 "Fire Department" ("Article") for recovery as outlined in said Article; and

WHEREAS, PA Fire Recovery Service, LLC, has submitted a proposal to provide said recovery services;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, PA, that the Mayor is authorized and the Controller is authorized and directed to enter into an agreement with PA Fire Recovery Service, LLC in accordance with the price set forth in the Billing Services Agreement, a copy of which is attached hereto and made a part hereof, on behalf of the City of York, Pennsylvania.

PASSED FINALLY: **July 16, 2019**

BY THE FOLLOWING VOTE:

YEAS: Washington, Buckingham, Nixon - 3, _____, _____

NAYS: None.



Henry Hay Nixon, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk

Billing Services Agreement

This Billing Services Agreement (the "Agreement") is made between PA Fire Recovery Service located at 7260 Periwinkle Drive – Macungie, PA 18062 ("PAFRS") and City of York – 101 South George Street – York, PA 17401 ("Customer"), and sometimes collectively referred to as the "Parties". This agreement can be amended, modified and supplemented from time to time in the manner provided for below.

PAFRS and Customer agree to contract PAFRS to bill for Fire Incidents that have occurred or will occur in the Customer's Township or Municipality under the following terms and conditions:

1. PAFRS will provide billing service on behalf of the "Customer" in accordance with their by-laws/guidelines.
2. Customer will pay PAFRS fifteen percent (15%) of all monies collected on their behalf through the billing efforts of PAFRS. This percentage is for incidents collected on from the Incident Report Date and for a period of 6 months after.
3. If an incident is collected on that exceeds the condition set forth in condition #2, the Customer will pay PAFRS thirty percent (30%) of the monies collected on their behalf for incidents that fall under this period.
4. Customer shall pay to PAFRS the percentages as set forth above on only the total amounts collected on the customer's behalf by PAFRS. PAFRS will collect and deposit monies collected into an account and issue payment monthly to The Customer, less the percentages as set forth above on total amounts collected. This payment will be issued along with copies of all checks received and an up to date collections statement.
5. The Customer will provide detailed incident reports to PAFRS on an agreed upon format via Online Submission, Fax, Mail or Email. These reports are to be submitted in a timely manner after the incident occurred.
6. The agreement shall be for a period of 1 year from the Effective Date (the "Term") unless terminated earlier in accordance with the provisions of this Agreement. This agreement shall automatically renew for successive one (1) year periods, unless either party provides at least sixty (60) days written notice, prior to the end of the term, of that Party's intent not to renew.
7. Either Party has the right to terminate this contract with 60 days written notice at any time during the contract period. If notice is given and the contract is terminated, The Customer remains obligated to pay PAFRS for any outstanding billings that are collected up to and after the termination date. PAFRS remains obligated to remit to the Customer any monies collected from outstanding billings up to and after the termination date.
8. It is understood by both parties that the Customer has final determination on what incidents are submitted to PAFRS for billing, and the Customer has sole discretion on what collections are to be pursued.
9. It is understood that residents will never be billed directly for Emergency Services rendered by fire department.
10. PAFRS will defend and indemnify Customer and hold it harmless from any and all losses, claims, costs, expenses, damages, actions and liabilities whatsoever.

IN WITNESS WHEREOF, each Party has caused this Agreement to be executed on its behalf by its duly authorized officer.

PAFRS

Customer:

Signature

Signature

Print Name

Print Name

Title

Title

Date

Date