

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
Lou Rivera, Member of Council

Dianna L. Thompson-Mitchell, City Clerk
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Minutes August 18, 2020 6:00 p.m.

CALL TO ORDER: President Nixon called the August 18, 2020 meeting to order at 6:00 p.m. with the following members present: Lou Rivera, Edquina Washington, Judy A. Ritter-Dickson, Sandie Walker, Vice President, and Henry Hay Nixon, President, with President Nixon presiding. All members of Council teleconferenced in from remote locations.

Members of the Administration in attendance included: Tom Ray, Business Administrator; Barb Kovacs, Director of Health; Chad Deardorff, Fire Chief; and Jason Sabol, Assistant Solicitor. All teleconferenced in from remote locations.

Members of York City Council staff in attendance included: Dianna L. Thompson-Mitchell, City Clerk. Teleconferenced in from a remote location.

NOTICE: Council's meeting format has been altered due to the Declaration of Disaster Emergency issued by Governor Wolf amid the COVID-19 (coronavirus) pandemic and the recent breach to the city's information technology department (Click [here](#) to read press release regarding the breach). Public Comment will only be received on agenda items. General Public Comment is suspended until further notice.

Below are ways citizens may watch and participate in the Council meeting:

- 1) Public view only link: <https://zoom.us/j/96529508885?pwd=djExUW9URVBkcm15Y3l4dks5TEtRZz09>
- 2) Public call-in number: 1-312-626-6799 | Webinar ID: 965 2950 8885 | Passcode: 2020
- 3) Watch the meetings on Comcast Cable Channel 18.
- 4) Watch the meetings live on Facebook (Search for "City of York").
- 5) Watch the meetings online at www.wrct.tv
- 6) Email comments on agenda items to the City Clerk at dthomps@yorkcity.org no later than 3PM on the day of the scheduled meeting.
- 7) Mail comments on agenda items to: Office of City Clerk, Attn: Public Comment, 101 S. George St., York, PA 17401. Comments must be received the day prior to the scheduled meeting date by 4PM.
- 8) Persons with hearing impairments may call the Deaf Center at TDD (717) 848-6765 for assistance.

I. Called Legislative Meeting to Order: 6:00 p.m.

II. Roll Call

III. Action on previous meeting Minutes of [July 21, 2020](#). Council dispensed with the reading of the Minutes and unanimously approved them as written.

IV. Presentations, Proclamations, Awards and Announcements: None

Announcement: As the City of York remains under a Declaration of Disaster Emergency, and the recent breach to the city’s information technology department, Council will continue with its schedule of meeting once per month until further notice. Additionally, because of these events, Council has also changed its virtual meeting practice in that all members of Council, the Administration, and city staff who plan to participate in Council’s legislative sessions will be tapping in remotely. Residents will be provided a link to watch Council meetings and given instructions on how to submit comments on agenda items. Residents are encouraged to visit the city’s website (<https://www.yorkcity.org/government/city-council/agendas/>) to view agenda items, obtain important links, and get instructions on how to submit comments on agenda items. Thank you for your understanding and patience as we work through this extremely difficult time in city government.

Executive Session: City Council met with an independent attorney in executive session on Monday, August 10, 2020 at 4:30 p.m. in the Council Caucus Room, 101 S. George St., York, PA, to receive legal direction regarding a personnel matter.

V. Meeting(s) Scheduled:

- **Next Council Legislative Meeting:** Scheduled for **Tuesday, September 15, 2020 at 6:00 p.m.** Agenda items are due by 12 noon on September 9th.

VI. Legislative Agenda: (Order of Business – Action on Subdivision/Land Development & HARB Resolutions; Final Passage of Bills/Resolutions; New Business.)

Final Passage of Bills / Resolutions

1. **Final Passage of Bill No. 11, Ordinance No. 11** - A Bill Amending the 2020 Budget. (\$104,470 for the Lead Hazard Control Program) ([View](#))
Introduced by: Introduced by: Judy A. Ritter-Dickson
Originator: Economic & Community Development (Health)

Final Passage of Bill No. 11, Ordinance No. 11, Session 2020, a bill amending the 2020 budget in the amount of \$104,470.00 for the Lead Hazard Control Program, which was introduced by Ritter-Dickson at the 7/21/20 meeting of Council and read by short title, came up for final passage. There being no discussion or public comment, on motion of Ritter-Dickson, seconded by Walker, Bill No. 11, Ordinance No. 11 PASSED by the following vote: Yeas – Rivera, Washington, Ritter-Dickson, Walker, Nixon – 5; Nays – 0.

2. **Final Passage of Bill No. 12, Ordinance No. 12** - A Bill Making an appropriation not otherwise appropriated (MNOA). (\$28,800 for firefighter training in 2018.)
Introduced by: Edquina Washington ([View](#))
Originator: Fire/Rescue

Final Passage of Bill No. 12, Ordinance No. 12, Session 2020, A Bill making an appropriation from monies not otherwise appropriated in the amount of \$28,800 to pay an invoice for 2018 firefighter training, which was introduced by Washington at the 7/21/20 Council meeting, came up for final passage. On motion of Washington, seconded by Ritter-Dickson, Bill No. 12 came up for discussion.

Fire Chief Deardorff explained that this was training for 11 firefighters hired in 2018. He said the funds were pre-encumbered, however, we never received an invoice. After receiving a notice from HACC, he said we researched and found this invoice was outstanding so this will allow us to pay this bill.

There being no further discussion and no public comment, Bill No. 12, Ordinance No. 12, PASSED by the following vote: Yeas – Rivera, Washington, Ritter-Dickson, Walker, Nixon – 5; Nays – 0.

New Business

3. Introduction of **Bill No. 13** (Will be on the 9/15/20 agenda) - A Bill Approving the 2019 Codified Ordinances replacement pages as part of the York City Codified Ordinances. ([View](#))
Introduced by: Lou Rivera
Originator: Council

Introduction of Bill No. 13, Session 2020, A Bill approving the 2019 codified ordinance replacement pages as part of the York City Codified Ordinances, was introduced by Rivera, read by short title, and deferred to the 9/15/20 meeting of Council.

Consent Agenda

President Nixon stated that agenda item #7 regarding re-appointments to the Redevelopment Authority has been pulled as this action does not require Council approval. Additionally, there is a supplemental agenda that will be considered at the conclusion of the consent agenda. With that being said, President Nixon asked if there is a motion to consider items on the legislative agenda as a consent agenda.

A motion was made by Walker, seconded by Ritter-Dickson to consider agenda items 4-6, and 8-10 as a consent agenda. The motion PASSED by the following vote: Yeas – Rivera, Washington, Ritter-Dickson, Walker, Nixon – 5; Nays – 0.

President Nixon asked if there is any Council comment on consent agenda items? There was no comment.

Next, President Nixon asked if there is there any administration comment? There was no comment.

President Nixon asked if any public comment has been received. The City Clerk responded that no public comment has been received.

President Nixon asked is there a motion to approve consent agenda items 4-6 and 8-10. A motion was made by Walker, seconded by Ritter-Dickson to approve agenda items 4-6 and 8-10. The motion PASSED by the following vote: Yeas – Rivera, Washington, Ritter-Dickson, Walker, Nixon – 5; Nays – 0.

4. Resolution No. **77** - A Resolution Accepting the recommendations of HARB. ([View](#))
Introduced by: Edquina Washington
Originator: HARB

Resolution No. 77, Session 2020, A Resolution accepting the recommendations of HARB in issuing a certificate of appropriateness for work to be covered in the applications filed for work to be done at 440-432 S. George St., and 121 N. Pershing Ave., was approved unanimously by consent agenda with no discussion or public comment.

5. Resolution No. **78** - A Resolution Accepting the recommendations of HARB in denying a certificate of appropriateness. (46-48 W. Princess St.) ([View](#))
Introduced by: Edquina Washington
Originator: HARB

Resolution No. 78, Session 2020, A Resolution accepting the recommendations of HARB in **denying** a certificate of appropriateness for work to be covered in the application for 46-48 W. Princess St. was approved unanimously by consent agenda with no discussion or public comment.

6. Resolution No. 79 - A Resolution Extending the Declaration of Disaster Emergency to September 30, 2020. ([View](#))
Introduced by: Sandie Walker
Originator: Mayor | Solicitor

Resolution No. 79, Session 2020, A Resolution extending the Declaration of Disaster Emergency to September 30, 2020 was approved unanimously by consent agenda with no discussion or public comment.

7. Resolution No. - A Resolution Reappointing members to the York City Redevelopment Authority. (M. Black & J. Santiago) ([View](#))
Introduced by: Judy A. Ritter-Dickson
Originator: Mayor

8. Resolution No. 80 - A Resolution Authorizing an agreement with the PA Department of Health. (\$173,730 for the Healthy Moms and Babies Program – York County Children, Youth & Families Agency) ([View](#))
Introduced by: Judy A. Ritter-Dickson
Originator: Economic & Community Development (Health)

Resolution No. 80, Session 2020, A Resolution authorizing an agreement with the PA Department of Health in the amount of \$173,730 for the Healthy Moms and Babies Program – York County Children, Youth & Families Agency, was approved unanimously by consent agenda with no discussion or public comment.

9. Resolution No. 81 - A Resolution Awarding a contract to Flyway Excavating, Inc. (\$957,430.00 for the Poorhouse Run Stream Restoration at Memorial Parkland) ([View](#))
Introduced by: Sandie Walker
Originator: Public Works

Resolution No. 81, Session 2020, A Resolution awarding a contract to Flyway Excavating, Inc. in the amount of \$957,430.00 for the Poorhouse Run Stream Restoration at Memorial Parkland, was approved unanimously by consent agenda with no discussion or public comment.

10. Resolution No. 82 - A Resolution Authorizing the submission of a proposal for funds in the amount of \$40,222 with Edward Byrnes Memorial Justice Assistance Grant (JAG). ([View](#))
Introduced by: Edquina Washington
Originator: Police

Resolution No. 82, Session 2020, A Resolution authorizing the submission of a proposal for funds in the amount of \$40,222 with Edward Byrnes Memorial Justice Assistance Grant (JAG) for equipment for a community based program, was approved unanimously by consent agenda with no discussion or public comment.

SUPPLEMENTAL AGENDA

Motion to waive Rule 215: A motion was made by Walker, seconded by Ritter-Dickson, to waive the provisions of Resolution No. 215 of 1969 to allow consideration of a supplemental agenda containing on item. The motion PASSED by the following vote: Yeas – Rivera, Washington, Ritter-Dickson, Walker, Nixon – 5; Nays – 0.


11. Resolution No. 83 - A Resolution
Extending the open container authority granted to the Mayor. (To allow open containers in areas designated by him for the purpose of accelerating the City's economic recovery through September 30, 2020) ([View](#))
Introduced by: Sandie Walker
Originator: Solicitor's Office

Resolution No. 83, Session 2020, A Resolution extending the open container authority granted to the Mayor to allow open containers in areas designated by him for the purpose of accelerating the City's economic recovery through September 30, 2020, was introduced by Walker, read by short title, and on motion of Walker, seconded by Ritter-Dickson, Resolution No. 83 PASSED by the following vote: Yeas – Rivera, Washington, Ritter-Dickson, Walker, Nixon – 5; Nays – 0.

- VII. Requests for Future Meetings: None
- VIII. Council Comment: None
- IX. Administration Comment: None
- X. Adjournment: The next legislative meeting of Council is scheduled for September 15, 2020 at 6:00 p.m. There being no further business, the August 18, 2020 meeting of Council adjourned at 6:15 p.m.



Dianna L. Thompson-Mitchell, City Clerk



Henry Hay Nixon, President of Council