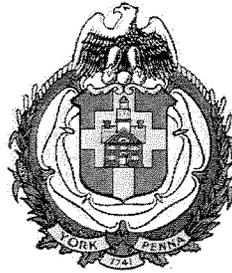


Council of the City of York, Pennsylvania

Carol Hill-Evans, President of Council
Michael Ray Helfrich, Vice President of Council
Henry Hay Nixon, Member of Council
Renee S. Nelson, Member of Council
Sandie Walker, Member of Council



Office of York City Council
101 S. George St.
York, Pennsylvania 17401

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

Website: www.yorkcity.org

Dianna L. Thompson-Mitchell, City Clerk
Email: dfhompso@yorkcity.org

AGENDA APRIL 5, 2016

Public Comment 6:30 p.m.
Legislative Session 7:00 p.m.

I. Public Comment: 6:30 p.m. to 7:00 p.m.

***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.*

City Council welcomes public comment on agenda items and on City-related issues not on the agenda. Under Council's adopted Rules and Procedures, comment on agenda items occurs during Council's regular 7:00 p.m. meeting. Comment on non-agenda items begins at 6:30 p.m., with Council sitting as a General Committee. Persons wishing to speak on non-agenda items should sign up with the City Clerk before the 6:30 Public Comment period. 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, available from the City Clerk, are also on display in Council Chambers and on Council's web page at www.yorkcity.org.

II. Call Legislative Meeting to Order: 7:00 p.m.

III. Roll Call

IV. Pledge of Allegiance

V. Moment of Silence

VI. Action on previous meeting Minutes of March 15, 2016 (legislative) & March 30, 2016 (committee).

VII. Presentations, Proclamations, Awards and Announcements

VII. Meeting(s) Scheduled:

April Committee Meeting Canceled: The April 27, 2016 committee meeting has been canceled. Committee requirements for Council's May legislative agenda will be waived and items will be forwarded directly to Council's May legislative agenda. The next committee meeting is scheduled for May 25, 2016 at 6:00 p.m. (committee agenda items are due by 12 noon on May 18th).

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. **39** - A Resolution
Accepting the recommendations of HARB. ([View](#))
Introduced by: Carol Hill-Evans
Originator: HARB

2. Resolution No. **40** - A Resolution
Approving the final land development plan submitted by Distinct Equities 3, LLC. (For improvements at the Keystone Colorworks Bldg., 175 W. Gay Ave.) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (PP&Z)

Final Passage of Bills / Resolutions

NONE

New Business

3. Introduction of Bill No. **5** (Deferred to 4/19/15 agenda) - A Bill
Amending Article 341 “Income Tax” of the Codified Ordinances. (To correct language to reflect tax imposition for nonresidents pursuant to the Municipal Pension Plan Funding Standard and Recovery Act Tax.) ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Solicitor’s Office / Business Administration

4. Introduction of Bill No. **6** (Deferred to 4/19/15 agenda) - A Bill
Amending the 2015 Budget. (\$5,789.00 for other supplies/materials and other contractual services.)
Introduced by: Renee S. Nelson ([View](#))
Originator: Public Works (WWTP)

5. Introduction of Bill No. **7** (Deferred to 4/19/15 agenda) - A Bill
Amending the 2016 CDBG/HOME Program budgets. (To reflect changes resulting from actual funding levels rolled over from 2015 and actual funding amounts for 2016.) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)

6. Introduction of Bill No. **8** (Deferred to 4/19/15 agenda) - A Bill
Making an appropriation for monies not otherwise appropriated. (\$56,026.04 for a WellSpan donation for purchase of body cameras) ([View](#))
Introduced by: Sandie Walker
Originator: Police

7. Introduction of Bill No. **9** (Deferred to 4/19/15 agenda) - A Bill
Amending Article 171 “Firefighter’s Pension Fund” of the Codified Ordinances. (To reflect changes resulting from a grievance and interest arbitration award and federal mandates) ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration (HR)
8. Resolution No. **41** - A Resolution
Authorizing an agreement with Rhythm Engineering. (To install an In/Sync ASCT system along SR0074 – Carlisle Ave.) ([View](#))
Introduced by: Renee S. Nelson
Originator: Public Works
9. Resolution No. **42** - A Resolution
Authorizing an agreement with Rhythm Engineering. (To install an In/Sync ASCT system along SR0030 – Rt.30 Loucks Rd./Arsenal Rd.) ([View](#))
Introduced by: Renee S. Nelson
Originator: Public Works
10. Resolution No. **43** - A Resolution
Authorizing the sale of 7 surplus vehicles. ([View](#))
Introduced by: Renee S. Nelson
Originator: Public Works
11. Resolution No. **44** - A Resolution
Authorizing the purchase of vehicles. (For Public Works and Economic & Community Development)
Introduced by: Renee S. Nelson ([View](#))
Originator: Public Works
12. Resolution No. **45** - A Resolution
Authorizing a budget transfer. (\$198,110.00 for the WWTP) ([View](#))
Introduced by: Renee S. Nelson
Originator: Public Works (WWTP)
13. Resolution No. **46** - A Resolution
Authorizing an agreement with Garland/DBS, Inc. (To replace the roof at Fire Headquarters – 43 S. Duke St.) ([View](#))
Introduced by: Sandie Walker
Originator: Fire/Rescue
14. Resolution No. **47** - A Resolution
Authorizing submittal of the 2015 Consolidated Annual Performance & Evaluation Report (CAPER) to HUD. ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)

15. Resolution No. (**Moved to 4/19/15 agenda**) - A Resolution
Amending the 2015 Annual Action Plan. (CDBG funds - To transfer \$10,000.00 from Youth Program to Youth Program Delivery) ([View](#))([2015 & 2016 Action Plans](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)
16. Resolution No. (**Moved to 4/19/15 agenda**) - A Resolution
Amending the 2016 Annual Action Plan. (CDBG/HOME – To reflect changes resulting from actual allocations for 2016) ([View](#)) ([2015 & 2016 Action Plans](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)
17. Resolution No. **48** - A Resolution
Authorizing a 1yr., 0% interest loan extension agreement with Delphia Management Corporation. (For Liberty Apartments and King Street Apartments) ([View](#))
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (BHS)
18. Resolution No. **49** - A Resolution
Approving the 2016-2018 IBEW Collective Bargaining Agreement. ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration (HR)
19. Resolution No. **50** - A Resolution
Authorizing an agreement with ADP. (For payroll services) ([View](#))
Introduced by: Michael Ray Helfrich
Originator: Business Administration (HR)

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 849-2883 if any accommodations are needed to participate in the proceedings. Persons with hearing impairments may contact the Deaf Center at TDD 848-6765 for assistance.



Council of the City of York, PA
Session 2016
Resolution No. 39



Introduced by: **Carol Hill-Evans**

Date: **April 5, 2016**

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. **Liquid Hero Brewery, LLC** for work to be done at **50 E. North St.**
2. **Gavin Advertising** for work to be done at **328 W. Market St.**
3. **Lehman Center** for work to be done at **402 W. Market St.**
4. **Rich Neher** for work to be done at **234 E. Gas Ave.**
5. **Justin Bond** for work to be done at **344 S. Duke St.**

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

Passed Finally: **April 5, 2016**

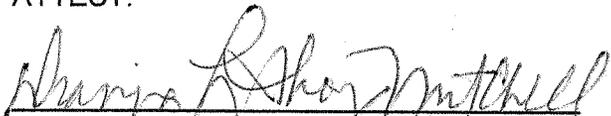
By the following vote:

YEAS: Walker, Helfrich, Nixon, Hill-Evans, - **4**

NAYS: None


Carol Hill-Evans, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Morpheus/Resolutions2016/HARB-for-4-5-16

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

APPLICATION FOR PROPERTY ADDRESS: 344 S. Duke Street

APPLICANT: Justin Bond

At the public meeting held on Thursday, March 24, 2016 the Board of Historical Architectural Review considered an application for a permit for work to be performed on the above property located within the Historic District.

Proposed Work: The applicant proposes to install a new steel deck with an ADA accessible vertical platform lift on a new concrete pad on the front of the property. The existing wood staircase will also be removed and the existing wood entrance door will be replaced with a new steel six panel door. A black lantern light will be installed next to the doorway.

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)]:

Other relevant findings of fact:

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

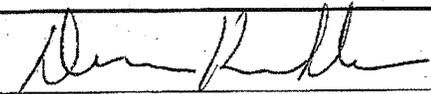
AS PRESENTED IN THE ATTACHED PRELIMINARY REVIEW SHEET.

AS AMENDED FROM THE PRELIMINARY REVIEW SHEET AS FOLLOWS: _____

DISSENTING VOTES AND RATIONALE: _____

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

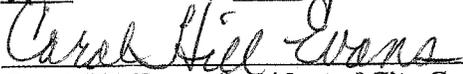
DISSENTING VOTES AND RATIONALE: _____



Dennis Kunkle, HARB Chair

This application was reviewed by York City Council on 4-5-16 and has been

APPROVED DENIED



Carol Hill-Evans, 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: 234 E. Gas Avenue

APPLICANT: Rich Neher

At the public meeting held on Thursday, March 24, 2016 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 proposes to replace the existing roof with like materials including Heritage 30 Year Shingles and GAF EPDM rubber roofing (as appropriate). New gutters and downspouts are also proposed. Sic existing wood windows in the rear of the property will be placed with new white double-hung windows.

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)]:

Other relevant findings of fact:

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

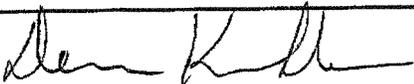
AS PRESENTED IN THE ATTACHED PRELIMINARY REVIEW SHEET.

AS AMENDED FROM THE PRELIMINARY REVIEW SHEET AS FOLLOWS: _____

DISSENTING VOTES AND RATIONALE: _____

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

DISSENTING VOTES AND RATIONALE: _____



Dennis Kunkle, HARB Chair

This application was reviewed by York City Council on 4-5-12 and has been

APPROVED DENIED



Carol Hill-Evans, 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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**CERTIFICATE of APPROPRIATENESS
RECOMMENDATION to YORK CITY COUNCIL**

APPLICATION FOR PROPERTY ADDRESS: 402 W. Market Street

APPLICANT: Lehman Center

At the public meeting held on Thursday, March 24, 2016 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 proposes to remove and replaced damaged brick at the corner of the building as well as to infill damaged concrete at the entrance steps.

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)]:

Other relevant findings of fact:

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: old bricks
to be used if possible, new bricks should match in color, mortar
shall match in color & tooling and shall be a low-limp type

DISSENTING VOTES AND RATIONALE: _____

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

DISSENTING VOTES AND RATIONALE: _____


Dennis Kunkie, HARB Chair

This application was reviewed by York City Council on 4/5/16 and has been
 APPROVED DENIED


Carol Hill-Evans, 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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**CERTIFICATE of APPROPRIATENESS
RECOMMENDATION to YORK CITY COUNCIL**

APPLICATION FOR PROPERTY ADDRESS: 50 E. North Street

APPLICANT: Liquid Hero Brewery, LLC

At the public meeting held on Thursday, March 24, 2016 the Board of Historical Architectural Review considered an application for a permit for work to be performed on the above property located within the Historic District.

Proposed Work: The applicant proposes to install an outdoor bar on the property at 50 E. North Street. The exterior bar will be on the west side of the property and will be comprised of a wooden barn top supported by flanged black pipe which will be bolted to the existing sidewalk. The proposed bar will be on private property and will be covered by the existing roof overhang.

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)]:

Other relevant findings of fact:

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: _____

DISSENTING VOTES AND RATIONALE: _____

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

DISSENTING VOTES AND RATIONALE: _____

Dennis Kunkle

Dennis Kunkle, HARB Chair

This application was reviewed by York City Council on _____ and has been

4/5/12

APPROVED DENIED

Carol Hill-Evans

Carol Hill-Evans, 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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**CERTIFICATE of APPROPRIATENESS
RECOMMENDATION to YORK CITY COUNCIL**

APPLICATION FOR PROPERTY ADDRESS: 328 W. Market Street

APPLICANT: Gavin Advertising

At the public meeting held on Thursday, March 24, 2016 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 proposes to install a new sign, to be backlit with LED lights, on the West Market Street façade. The proposed sign will be constructed of orange powdered coated stainless steel and will be eight feet wide and two feet wide. The sign will be anchored through the mortar joints of the façade brickwork.

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)]:

Other relevant findings of fact:

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

X AS PRESENTED IN THE ATTACHED PRELIMINARY REVIEW SHEET.

AS AMENDED FROM THE PRELIMINARY REVIEW SHEET AS FOLLOWS:

DISSENTING VOTES AND RATIONALE:

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

DISSENTING VOTES AND RATIONALE: _____

Dennis Kunkle

Dennis Kunkle, HARB Chair

This application was reviewed by York City Council on 4/5/12 and has been

APPROVED DENIED

Carol Hill-Evans

Carol Hill-Evans, 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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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 2016
Resolution No. 40

INTRODUCED BY: 
Henry Hay Nixon

DATE: April 5, 2016

WHEREAS, Distinct Equities 3, LLC submitted a Preliminary/ Final Land Development Plan for the Keystone Colorworks Building at 175 West Gay Avenue, proposing various site improvements for the renovations at the Keystone Colorworks building. Site improvements include: 50 parking spaces, sidewalks and patios, fencing, and stormwater management facilities; and

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

WHEREAS, the Preliminary/ 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 conditional approval of the Preliminary/ Final Land Development Plan at its regularly scheduled meeting held on August 10, 2015 with the following waivers and contingency items:

Waivers:

1. Section 1333.03, Preliminary Plan is required to be submitted and approved prior to submission of a final plan. The applicant has requested a waiver of this requirement.

Contingencies:

1. Completion of Traffic Impact Analysis
2. Finalization of Emergency Easement Agreement

WHEREAS, the applicant has sufficiently addressed a majority of the items outlined in the Planning Commission recommendation. And, the remaining outstanding items are administrative in nature.

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 Preliminary/ Final Land Development Plan submitted by Distinct Equities 3, LLC and completion of all contingency items is hereby affirmed, and the President of Council and City Clerk are authorized to certify this approval by affixing their signatures to the Preliminary/ Final Land Development Plan.

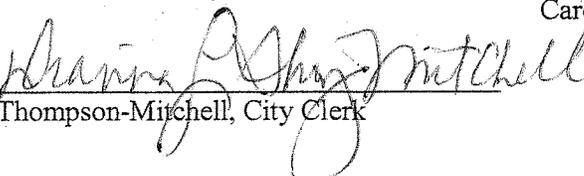
PASSED FINALLY: April 5, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Hill-Evans - 4

NAYS: None


Carol Hill-Evans, President of Council

ATTEST: 
Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2016
Resolution No. 41



Introduced by: **Carol Hill-Evans**

Date: April 5, 2016

WHEREAS, the Pennsylvania Department of Transportation hereinafter called the "Department", is about to upgrade traffic signals along SR 0074 (Carlisle Avenue) from Maryland Avenue through Linden Avenue and SR3054 (Richland Avenue) from West Market Street through West College Avenue in the City of York as part of the PA Route 74 Adaptive Signal Project, SR 0074-062 hereinafter called the "Project", and;

WHEREAS, the Project includes the installation of Adaptive Signal Control Technology system, hereinafter called "ASCT"; and

WHEREAS, the Department seeks authority to install and In/Sync ASCT system along the corridor at no cost to the City of York for the installation, and the Project will also include an operational support period hereinafter called "Support" which will last 5 years after the accepted six month system test, at no cost to the City; and

WHEREAS, the City of York will take ownership of the In/Sync ASCT system after expiration of the initial 5-year support period provided by the Department at no cost to the City.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania to agree to permit the Department and Rhythm Engineering of Lenexa, Kansas, the manufacturer of the In/Sync ASCT system, to install the system along the SR0074 corridor.

After expiration of the initial 5-year support period provided by the Department, Rhythm Engineering agrees to provide warranty for the In/Sync equipment sold in Pennsylvania and sponsored by the Department at an annual cost of \$750.00 per intersection. Warranty includes: materials, remote technical support, and software updates. "Materials" include: In/Sync Fusion, Pedestrian Modules, and cameras. Cables and additional items are not included. Installation costs, on-site visits, travel expenses, configuration and project management are not covered by warranty and is an additional cost. Warranty does not cover acts of God, vandalism, accidental damage or other man-made physical damage.

Both the City of York and the Department recognize that as technology changes, the cost per intersection may also change.

Additionally, the City of York may cancel the annual agreement upon written notice to the manufacturer and the Department.

PASSED FINALLY: **April 5, 2016**

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Hill-Evans - 4

NAYS: None



Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest: 
Dianna L. Thompson-Mitchell
CITY CLERK

Council of the City of York, PA
Session 2016
Resolution No. **42**



Introduced by: **Carol Hill-Evans**

Date: April 5, 2016

WHEREAS, the Pennsylvania Department of Transportation hereinafter called the "Department", is about to upgrade traffic signals along SR 0030 (Loucks Road / Arsenal Road) from Kenneth Road through North Hills Road along with Eden Road and Gate 1 within the municipalities of Manchester, Springettsbury, West Manchester, and York as part of the U.S. Route 30 Adaptive Signals Project, SR 0030-110 hereinafter called the "Project", and;

WHEREAS, the Project includes the installation of Adaptive Signal Control Technology system, hereinafter called "ASCT"; and

WHEREAS, the Department seeks authority to install and In/Sync ASCT system along the corridor at no cost to the City of York for the installation, and the Project will also include an operational support period hereinafter called "Support" which will last 5 years after the accepted six month system test, at no cost to the City; and

WHEREAS, the municipalities of Manchester, Springettsbury, West Manchester, and York will take ownership of the In/Sync ASCT system after expiration of the initial 5-year support period provided by the Department at no cost to the municipalities.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania to agree to permit the Department and Rhythm Engineering of Lenaxa, Kansas, the manufacturer of the In/Sync ASCT system, to install the system along the U.S. Route 30 corridor.

After expiration of the initial 5-year support period provided by the Department, Rhythm Engineering agrees to provide warranty for the In/Sync equipment sold in Pennsylvania and sponsored by the Department at an annual cost of \$750.00 per intersection. Warranty includes: materials, remote technical support, and software updates. "Materials" include: In/Sync Fusion, Pedestrian Modules, and cameras. Cables and additional items are not included. Installation costs, on-site visits, travel expenses, configuration and project management are not covered by warranty and is an additional cost. Warranty does not cover acts of God, vandalism, accidental damage or other man-made physical damage.

Both the City of York and the Department recognize that as technology changes, the cost per intersection may also change.

Additionally, the City of York may cancel the annual agreement upon written notice to the manufacturer and the Department.

PASSED FINALLY: **April 5, 2016**

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Hill-Evans - 4

NAYS: None



Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest:



Dianna L. Thompson-Mitchell
CITY CLERK

Council of the City of York, PA
Session 2016
Resolution No. 43



Introduced by: Carol Hill-Evans

Date: April 5, 2016

WHEREAS, the City of York, Pennsylvania owns seven (7) surplus vehicles which are no longer in service and all of which have been replaced with newer vehicles; and

WHEREAS, the estimated sale value of each vehicle is at least \$200.00 or more; and

WHEREAS, the best interest of the City will be served by selling the vehicles singly or in a lot, after advertising in compliance with the Third Class City Code.

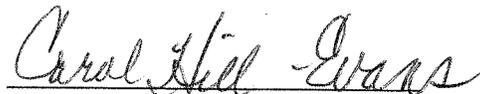
NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of York hereby approves the sale of the seven (7) vehicles described in the attached list, a copy of which is attached hereto and made a part hereof, either singly or in a lot.

PASSED FINALLY: **April 5, 2016**

BY THE FOLLOWING VOTE:

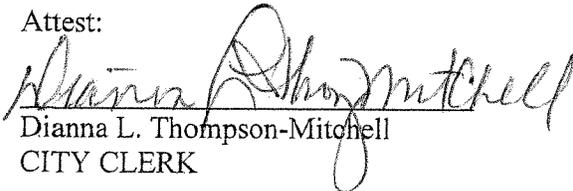
YEAS: Walker, Helfrich, Nixon, Hill-Evans, - 4

NAYS: None



Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest:



Dianna L. Thompson-Mitchell
CITY CLERK

Resolution No. 43, Session 2016

<u>YEAR</u>	<u>MAKE</u>	<u>MODEL</u>	<u>VIN #</u>
1999	Chevy	Lumina	2G1WL52M9X1106503
1991	Chevy	Van	1GCGG35KXM7138146
2001	Dodge	Truck	3B6KC26Z71M584630
2005	Chevy	Truck	1GCCS148458184767
1986	Ford	Truck	1FTFF25Y6GNA90593
1993	Ford	Truck	1FTCR10U6PUB70734
1998	Dodge	Truck	3B7KF26Z8WM279132

Council of the City of York, PA
Session 2016
Resolution No. **44**



Introduced by: **Carol Hill-Evans**

Date: April 5, 2016

WHEREAS, the City of York, York County, desires to purchase one (1) 2016 Ford F-250 4WD truck with plow, and one (1) Ford F-350 4WD truck with plow for use by the Department of Public Works and two (2) 2017 Ford Escapes for use by the Department of Community and Economic Development; and

WHEREAS, the purchases will be made through PA State CoStars Contract #025-002 for the trucks and PA State CoStars Contract #025-004 for the SUV's from Apple Automotive Group, 1200 Loucks Road, York PA 17404; and

WHEREAS, the City desires to purchase said vehicles at a cost of \$31,811.00 for the Ford F-250, \$67,042.00 for the Ford F-350 and \$24,928.00 each for the Ford Escapes; and

WHEREAS, the City shall make said purchases through a five year lease purchase agreement with one annual payment and a one dollar buy out at the end of the lease period; and

WHEREAS, the purchases will be financed through Fulton Leasing Company with annual payments not to exceed \$6,725.00 per vehicle for the Ford F-250, \$14,175.00 for the Ford F-350 and \$5,775.00 each for the Ford Escapes and with the first payment due on or about June 1, 2016; and

WHEREAS, the lease payment shall be paid from the Capital Fund budget, account # 50-420-46101-00081 and 50-411-46101-00000.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that the Mayor is authorized and the Controller is authorized and directed to enter into an agreement with Apple Automotive Group to provide the vehicles and Fulton Leasing Company to provide financing for same on behalf of the City of York, PA.

PASSED FINALLY: **April 5, 2016**

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Hill-Evans, - 4

NAYS: None



Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest:



Dianna L. Thompson-Mitchell
CITY CLERK

Council of the City of York, Pennsylvania

Session 2016

Resolution No. 45

Carol Hill-Evans

INTRODUCED BY: **Carol Hill-Evans**

DATE: April 5, 2016

WHEREAS, the Department of Public Works is requesting a transfer of funds to cover the costs for the 2015 Wastewater Treatment Plant budget; and

WHEREAS, said transfer exceeds five percent (5%) of the appropriated item within said funds; and

WHEREAS, in accordance with Article 137.02 (b) of the Codified Ordinance of the City of York, such a transfer shall require an affirmative vote of at least four members of Council;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that Council hereby approves the transfers in accordance with the following schedule for the Department of Public Works – Intermunicipal Sewer Fund of the City of York.

Account Number	Description	Increase	Decrease
61-440-42010-00000	Engineering	\$4120.00	
61-440-44010-00000	Postage	\$465.00	
61-440-44210-00000	Other Repair Service	\$42820.00	
61-440-44400-00000	Other Contractual Service	\$47075.00	
61-440-45030-00000	Horticultural Supplies	\$500.00	
61-440-45100-00000	Plumbing Supplies	\$965.00	
61-440-45260-00000	Lab Supplies	\$1975.00	
61-440-45280-00000	Machinery Supplies	\$915.00	
61-440-45300-00000	Other Supplies	\$2085.00	
61-440-42010-00001	Engineering	\$16135.00	
61-440-44220-00002	Sludge Disposal	\$52940.00	
61-440-45300-00002	Polymer	\$19415.00	
61-440-45300-00002	Other Supplies	\$5435.00	
61-440-44400-00003	Other Contractual Services	\$2210.00	
61-420-44060-70240	Water	\$1055.00	
61-440-41130-00000	Clothing		\$2327.00
61-440-41140-00000	Tuition		\$665.00
61-440-42070-00000	Other Professional Services		\$9795.00
61-440-43020-00000	Training		\$241.00
61-440-44040-00000	Advertising		\$480.00
61-440-44180-00000	Building Repair Service		\$794.00
61-440-44230-00000	Lab Fees		\$2380.00
61-440-44270-00000	Landfill		\$7865.00
61-440-44310.00000	Radio Communications		\$600.00
61-440-44411-00000	WWTP Process Improvements		\$41638.00
61-440-45020-00000	Data Processing		\$888.00
61-440-45040-00000	Electrical Supplies		\$7524.00
61-440-45060-00000	Paint		\$884.00

Resolution No. 45, Session 2016

Account Number	Description	Increase	Decrease
61-440-45090-00000	Books		\$250.00
61-440-45120-00000	Vehicle Parts		\$1648.00
61-440-45130-00000	Fuel		\$5376.00
61-440-45140-00000	Lumber		\$976.00
61-440-45150-00000	Street Material		\$2330.00
61-440-45160-00000	Signs		\$684.00
61-440-45170-00000	Tools		\$744.00
61-440-45200-00000	Cement		\$335.00
61-440-45210-00000	Chemicals		\$9459.00
61-440-45310-00000	Copier Supplies		\$943.00
61-440-46100-00000	Vehicles		\$3993.00
61-440-46120-00000	Data Equipment		\$12531.00
61-440-46121-00000	Software		\$1221.00
61-440-46140-00000	Lab Equipment		\$208.00
61-440-46160-00000	Shop Equipment		\$923.00
61-440-46170-00000	Other Capital Equipment		\$8589.00
61-440-44210-00002	Other Repair Service		\$1205.00
61-440-45280-00002	Machinery Supplies		\$3425.00
61-440-44210-00003	Other Repair Service		\$6111.00
61-440-45040-00003	Electrical Supplies		\$3910.00
61-441-44230-00000	Lab Fees		\$2651.00
61-441-44310-00000	Radio Communications		\$500.00
61-441-44400-00000	Other Contractual Services		\$1,899.00
61-441-45020-00000	Data Processing		\$451.00
61-441-45120-00000	Vehicle Parts		\$634.00
61-441-45130-00000	Fuel		\$2014.00
61-441-45260-00000	Lab Supplies		\$1117.00
61-441-46120-00000	Data Processing Equipment		\$2375.00
61-441-46140-00000	Lab Equipment		\$4211.00
61-442-44400-00000	Other Contractual Services		\$28999.00
61-420-44070-70240	Electric		\$4600.00
61-420-44160-70240	Natural Gas		\$7739.00
	Total	\$198,110.00	\$198,110.00

PASSED FINALLY: **April 5, 2016**

BY THE FOLLOWING VOTE:

YEAS: Walker , Helfrich , Nixon , Hill-Evans - 4

NAYS: None


 Carol Hill-Evans, President of Council

ATTEST:


 Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2016
Resolution No. 46

Sandie Walker

Introduced by: **Sandie Walker**

Date: **April 5, 2016**

WHEREAS, the City of York, Department of Fire and Rescue Services needs to replace the roof at Fire Headquarters; and

WHEREAS, the City of York is a member of U.S. Communities, a nonprofit government purchasing cooperative that assists public agencies in reducing the cost of purchased goods and services through pooling the purchasing power of public agencies nationwide; and

WHEREAS, Garland/DBS, Inc., is an approved vendor of the U.S. Communities program and has submitted a proposal for the replacement of the roof; and

WHEREAS, the total cost of this work is \$49,939.00 as per the Roofing Material and Services Proposal submitted by Garland/DBS; and

WHEREAS, funding is available for this work from account number 50-600-47110-00000.

NOW, THEREFORE; BE IT RESOLVED, by the Council of the City of York, Pennsylvania that a contract for roof replacement is hereby awarded to Garland/DBS in accordance with the price set forth in the Roofing Material and Services Proposal, a copy of which is attached hereto and made a part hereof.

The Mayor is authorized and the Controller is authorized and directed to enter into an Agreement for same on behalf of the City of York, Pennsylvania.

PASSED FINALLY: **April 5, 2016**

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Hill-Evans, - **4**

NAYS: None

Carol Hill-Evans
Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest:

Dianna L. Thompson-Mitchell
Dianna L. Thompson-Mitchell
CITY CLERK

Council of the City of York, PA
Session 2016
Resolution No. 47

Introduced by: 
Henry Hay Nixon

Date: April 5, 2016

A RESOLUTION

AUTHORIZING SUBMITTAL OF THE 2015 CONSOLIDATED ANNUAL PERFORMANCE AND EVALUATION REPORT (CAPER)

WHEREAS, under title I of the Housing and Community Development Act 1974, as amended, the Secretary of the Department of Housing Development (HUD) has made grants available to the City of York, Pennsylvania to implement Community Development Block (CDBG) programs; and

WHEREAS, under title II of the Cranston-Gozalet National Affordable Housing Act of 1990, as amended, HUD has made grants available to the City of York, Pennsylvania to implement the HOME Investment Partnership (HOME) Program; and

WHEREAS, under 24 CFR Part 91.520 Entitlement Communities shall submit a Consolidated Annual Performance and Evaluation Report 90 days after the completion of the most recent program year; and

WHEREAS, the Consolidated Annual Performance and Evaluation Report was available for comment for a period of fifteen (15) days, and a public hearing has been held to review the City's administration of the CDBG and HOME programs.

NOW, THEREFORE, BE IT RESOLVED by the Council of the City of York, Pennsylvania:

1. That the 2015 Consolidated Annual Performance and Evaluation Report for the City of York is hereby approved in all aspects
2. That the President of City Council is hereby authorized and directed to submit the Consolidated Annual Performance and Evaluation Report on or about April 5, 2016.
3. That Mr. James E. Crosby, Deputy Director Bureau of Housing Services, is hereby authorized to submit corrections and/or additional information as required by HUD.

Passed Finally: **April 5, 2016**

By the following vote:

YEAS: Walker, Helfrich, Nixon, Hill-Evans - 4

NAYS: None


Carol Hill-Evans, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2016
Resolution No. 48

INTRODUCED BY: 
Henry Hay Nixon

DATE: April 5, 2016

WHEREAS, the City of York, Pennsylvania entered into a Second Revised and Restated Rental Rehabilitation Program Mortgage Agreement (Mortgage) and Second Revised and Restated Rental Rehabilitation Program Promissory Note (Note) with Liberty Apartments Partners L.P. on March 21, 1996 for 6 dwelling units located at 37 East Philadelphia Street, York PA, known as Liberty Apartments and with King Street Apartments L.P. on June 27, 1996 for 6 dwelling units located at 312, 314, 334 East King Street York PA known as King Street Apartments; and

WHEREAS, the aforesaid Notes are due and payable March 22, 2016 and June 28, 2016; and

WHEREAS, in April 2012, both Liberty Apartments Partners L.P. and King Street Apartments Partners L.P. merged with Delphia Management Corporation with the resulting entity known as Delphia Management Corporation; and

WHEREAS, Delphia Management Corporation, has requested the City to extend both loans for a 1 year period, at 0% interest, over the extended 1 year period; and

WHEREAS, both notes will come due June 30, 2017.

NOW, THEREFORE, BE IT RESOLVED, by the City of York, Pennsylvania that the loans between the City of York and Liberty Apartments Partners L.P. and King Street Apartments L.P. as evidenced by the Mortgage and Note be extended as requested for 1 year.

PASSED FINALLY: April 5, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Hill-Evans - 4

NAYS: None, _____, _____, _____, _____


Carol Hill-Evans, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2016
Resolution No. 49

INTRODUCED BY: Michael Ray Helfrich

DATE: April 05, 2016



WHEREAS, The International Brotherhood Electrical Workers (IBEW) Local 229 is the recognized bargaining unit for City employees in the Department of Public Works Electrical Bureau; and,

WHEREAS, The City of York and the IBEW Local 229 members of the City of York, are parties to a Collective Bargaining Agreement that expired on December 31, 2015; and,

WHEREAS, the City and the IBEW Local 229 have reached an agreement for the period of January 01, 2016 to December 31, 2018 inclusive that has been ratified by the Union membership, a copy of which is attached hereto and,

WHEREAS, the agreement must be approved by the Council of the City of York and the Mayor of the City of York recommends that Council approve the agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the Agreement between the City of York and the International Brotherhood of Electrical Workers, Local 229 for the period of January 01, 2016 to December 31, 2018 inclusive is approved. The Mayor is authorized and the Controller is authorized and directed to execute the agreement.

PASSED FINALLY: April 5, 2016 BY THE FOLLOWING VOTE:

YEAS: Walker Helfrich Nixon Hill-Evans - 4

NAYS: None



Carol Hill-Evans, President of Council

ATTEST:



Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2016
Resolution No. 50

INTRODUCED BY: **Michael Ray Helfrich** DATE: **April 05, 2016**



WHEREAS, pursuant to collective bargaining agreements and the terms and conditions of employment for non-union personnel the City of York issues bi-weekly pay checks to said employee groups; and,

WHEREAS, the City is also required to report quarterly and yearly employee wages along with federal, state and local payroll taxes; and,

WHEREAS, the City's payroll software will no longer be provided technical support by Sage Abra; and,

WHEREAS, ADP has proposed the best combination of services, price and products to administer the City's payroll services;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that the Mayor is authorized and the Controller is authorized and directed to execute the documents necessary to implement the contract for payroll services proposed by ADP for the year 2016 in the amount of \$18,839.00 to be paid out of line item 70-201-42070-00000.

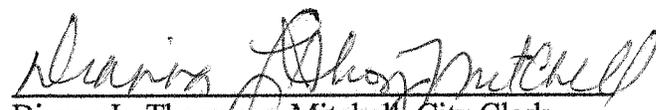
PASSED FINALLY: April 5, 2016 BY THE FOLLOWING VOTE:

YEAS: Walker Helfrich Nixon Hill-Evans - 4

NAYS: None


Carol Hill-Evans, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk