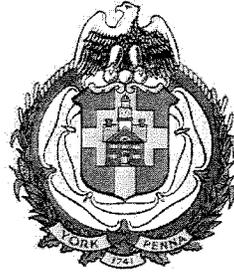


Council of the City of York, Pennsylvania

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: dthomps@yorkcity.org

AGENDA

May 3, 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 April 19, 2016.

VII. Presentations, Proclamations, Awards and Announcements

VII. Meeting(s) Scheduled:

- **Public Hearing:** Council will hold a public hearing on **Tuesday, May 17, 2016 at 6:00 p.m.** in City Council Chambers, 101 S. George St., York, PA, for the purpose of receiving testimony concerning the application filed with the PA Liquor Control Board by Iron Horse York, LLC, for the transfer of liquor license R-21335 from HAS Investment Corporation, 634 Shrewsbury Commons Ave., Shrewsbury, PA, to Iron Horse York, LLC, for the purpose of serving alcohol at 1 W. Market St., York, PA. Council will consider approval of the request immediately following the hearing at its legislative session scheduled for 7:00 p.m. on the same.
- **Committee Meeting:** Scheduled for **May 25, 2016 at 6:00 p.m.** in Council Chambers to discuss items for the June 7, 2016 legislative agenda. (Committee agenda items due by 12 noon on Wednesday, 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. 54 - A Resolution Approving the final land development plan submitted by Royal Square Development. (44-50 W. Market St. - Partial demolition & new addition)(Woolworth Building)
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (PP&Z)
2. Resolution No. 55 - A Resolution Waiving the land development process for Sunrise Holdings, L.P. (1202 Loucks Rd. - Expansion of existing service bay, exterior architectural elements & relocation of internal lot access)(Apple/Acura)
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (PP&Z)
3. Resolution No. 56 - A Resolution Accepting the recommendations of HARB.
Introduced by: Carol Hill-Evans
Originator: HARB
4. Resolution No. 57 (Note Council rejected HARB’s recommendations and APPROVED this application) - A Resolution Accepting the recommendations of HARB in denying an application. (366 E. Market St.)
Introduced by: Carol Hill-Evans
Originator: HARB

Final Passage of Bills / Resolutions: NONE

New Business

5. Introduction of Bill No. 10 (Will be on the 5/17/16 agenda) - A Bill Approving inclusion of the 2015 ordinances as part of the York City Codified Ordinances.
Introduced by: Carol Hill-Evans
Originator: Council
6. Introduction of Bill No. 11 (Will be on the 5/17/16 agenda) - A Bill Amending Article 513.15 “Parking at City Hall” and 513.25 “Parking of Inoperable or Illegally Registered Vehicles” of the Codified Ordinances. (To include parking lots/garages of the city’s General and Redevelopment Authorities)
Introduced by: Carol Hill-Evans
Originator: Solicitor’s Office
7. Introduction of Bill No. 12 (Will be on the 5/17/16 agenda) - A Bill Amending Article 517 “City Parking Lots” of the Codified Ordinances. (To include land/garages owned/leased by the city’s General & Redevelopment Authorities; regulating parking of such; establishing/regulating payment methods & establishing parking rates)
Introduced by: Carol Hill-Evans
Originator: Solicitor’s Office

8. Resolution No. **58** - A Resolution
Awarding a contract to Shiloh Paving & Excavating. (\$758,044.00 for the 2016 Street Improvements Project)
Introduced by: Renee S. Nelson
Originator: Public Works
9. Resolution No. **59** - A Resolution
Authorizing submission of a grant application to DCNR. (For the Heritage Rail Trail Park Improvement Project)
Introduced by: Renee S. Nelson
Originator: Public Works
10. Resolution No. **60** - A Resolution
Authorizing a budget transfer. (\$193,187.00 within the WWTP 2015 budget)
Introduced by: Renee S. Nelson
Originator: Public Works (WWTP)
11. Resolution No. **PULLED** - A Resolution
Authorizing the transfer of monies not otherwise appropriated. (\$21,000.00 for a part-time, temporary employee)
Introduced by: Michael Ray Helfrich
Originator: Treasurer
12. Resolution No. **61** - A Resolution
Authorizing appointment of a probationary firefighter. (A. Jones)
Introduced by: Sandie Walker
Originator: Fire/Rescue
13. Resolution No. **62** - A Resolution
Authorizing an agreement with Highmark Foundation. (\$95,050.00 to assess the Health Dept.'s business process and assist in defining its data systems management requirements)
Introduced by: Henry Hay Nixon
Originator: Economic & Community Development (Health)

APPENDED AGENDA

May 3, 2016

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

14. Resolution No. **63** - A Resolution
Authorizing submission of a PEMA-DAP-2-Form. (Related to the snow events of Jan. 2016)
Introduced by: Renee S. Nelson
Originator: Public Works

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 City of York, PA

Session 2016

Resolution No. 54



INTRODUCED BY: **Henry Hay Nixon**

DATE: **May 3, 2016**

WHEREAS, Royal Square Development submitted a Final Land Development Plan for the Woolworth Building at 44-50 West Market Street, proposing a partial building demolition and new addition, and various site improvements to this property; 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 conditional approval of the Final Land Development Plan at its regularly scheduled meeting held on May 11, 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. Revise the plan to satisfy all City Engineer comments, including General Comment #5 – incorporate the Complete Streets Policy
- 2. Submit waiver for Preliminary Plan requirement
- 3. Complete traffic impact analysis
- 4. Provide lighting plan for proposed parking area
- 5. Revise the plan to satisfy all County Planning Commission comments

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.

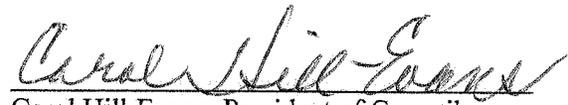
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania that the action of the York City Planning Commission in recommending approval of the Final Land Development Plan submitted by Royal Square Development and completion of all contingency items is hereby affirmed, and the President of Council and City Clerk are authorized to certify this approval by affixing their signatures to the Final Land Development Plan.

PASSED FINALLY: May 3, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

NAYS: None


Carol Hill-Evans, President of Council

ATTEST: 
Dianna L. Thompson-Mitchell, City Clerk

Council of City of York, PA
Session 2016
Resolution No. 55

INTRODUCED BY: 
Henry Hay/Nixon

DATE: **May 3, 2016**

WHEREAS, Sunrise Holdings LP submitted a request for waiver of the Land Development process for the Apple Subaru/Acura Site Plan at 1202 Loucks Road, proposing the expansion of an existing service bay, installation of exterior architectural elements, and the relocation of an internal lot access drive; and

WHEREAS, the City Zoning Officer, City Planner, and City Engineer have reviewed the proposed Plan and recommend approval of the request for waiver of the Land Development process; and

WHEREAS, the Apple Subaru/Acura Site Plan submitted by the applicant is in general accordance with the City's Zoning Ordinance; and

WHEREAS, the York City Planning Commission recommended approval of the waiver of Land Development process at its regularly scheduled meeting held on April 11, 2016 with the following waiver:

Waivers:

1. Section 1333: Land Development Procedures and Requirements

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 request for waiver of the Land Development process submitted by Sunrise Holdings LP is hereby affirmed, and the President of Council and City Clerk are authorized to certify this approval by affixing their signatures to this resolution.

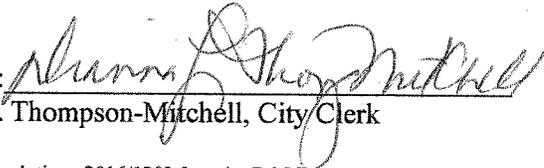
PASSED FINALLY: **May 3, 2016**

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

NAYS: None


Carol Hill-Evans
Carol Hill-Evans, President of Council

ATTEST: 
Dianna L. Thompson-Mitchell, City Clerk

Morpheus/Resolutions-2016/1202-Loucks-Rd-LD

Council of the City of York, PA
Session 2016
Resolution No. 56

Carol Hill-Evans

Introduced by: **Carol Hill-Evans**

Date: **May 3, 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. **Holger Koehler** for work to be done at **411 E. Market St.**

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

Passed Finally: May 3, 2016

By the following vote:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

NAYS: None.

Carol Hill-Evans

Carol Hill-Evans, President of Council

ATTEST:

Dianna L. Thompson-Mitchell

Dianna L. Thompson-Mitchell, City Clerk



**York Historical Architectural Review Board
Agenda**

**6:00 PM Thursday April 28, 2016
101 South George Street, York PA. 17401**

I Welcome: Dennis Kunkle, HARB Chair

II Agenda: Additions or changes to the agenda

III Minutes: Approve minutes from the April 14, 2016 HARB meeting

IV Cases:

- D** 1. **366 E Market Street** – A request for a Certificate of Appropriateness from Mark Lentz for the proposed replacement of the windows on the front façade with new aluminum clad wood windows by Weathershield with a six-over-six snap-in muntin grid.
- A** 2. **411 E Market Street** – A request for a Certificate of Appropriateness from Holger Koehler for the restoration of the existing side porch on the property, to include the reproduction of existing, deteriorated wood elements as necessary.

V Other Business



**York Historical Architectural Review Board
Meeting Minutes
April 28, 2016**

Members in attendance included Dennis Kunkle, Chair; Mark Shermeyer; Dave Redshaw, Justine Landis, Theresa Johnescu, and Rebecca Zeller.

Absent: Robyn Pottorff, Vice Chair; John Fox

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

AGENDA ITEM	DISCUSSION	ACTION/RESULT
Welcome and call to order Dennis Kunkle, Chair	The meeting was called to order at 6:00 pm.	A quorum was present.
Changes to the Agenda	There were no changes to the agenda.	
Minutes of April 14, 2016	No errors or omissions were noted	On a motion by Mark Shermeyer, seconded by Theresa Johnescu, the Board voted unanimously to approve the April 14, 2016 minutes.
Cases	The following cases are forwarded to York City council with the recommended actions.	

Case #1 – 366 E Market Street

Owner Mark Lentz has proposed the replacement of the existing wood windows on the front façade of the property at 366 E Market Street. The proposed replacements are Weathersheild aluminum clad wood windows with a six-over-six muntin grid between the glass panes.

Discussion: Mr. Lentz stated that he would like to replace the existing windows, which are in poor condition, with new Weathersheild aluminum clad windows in black with internal grilles. Mr. Lentz showed the Board photographs of the current existing wood windows. He stated that no wrapping of the wood frames is proposed.

Mr. Redshaw noted that the windows on the first floor are two-over-two double hung wood sash windows, while the windows on the upper story are six-over-six and inquired as to whether the applicant

was proposing six-over-six windows on both stories. Mr. Lentz indicated that he did not believe the two-over-two windows on the first story are original, based on differences in construction and condition between the two window types, and that he is proposing to replace all the windows on the front façade with the six-over-six muntin style.

Mr. Redshaw asked the applicant to clarify whether the existing window frames and moldings would be altered in the proposed work, and the applicant indicated that they would not. Mr. Redshaw then asked whether the stiles and rails on the proposed replacement windows would match the existing windows proportionally, and the applicant stated that they would be as close as possible to the proportions of the existing windows.

Mr. Shermeyer stated that Weathersheild windows are commonly approved, but the bigger issue for the Board to consider is the condition of the existing windows and whether they could be repaired rather than replaced, and the fact that between-the-glass and snap-in muntins are not typically permitted in the Historic District and that a simulated divided light is preferred.

Mr. Lentz proceeded to show the Board several photographs of windows with vinyl muntins and wrapped window frames within the historic district. These included photographs of properties on East Market Street, North Pine Street, and South Beaver Street, as well as the Keystone Color Works which has vinyl windows which were approved by the Board.

The Board indicated that all of the vinyl windows shown in the photographs had been installed without Board approval except for the ones at the Keystone Color Works, which had been approved under special circumstances given that no original windows were still extant in the building at the time of its rehabilitation and that the building is an industrial property in an industrial area of the City.

Mr. Redshaw asked the Board whether they could approve them if they were one-over-one windows. Mr. Shermeyer indicated that it would depend on the deterioration of the windows. He stated that typically, it would be recommended that the windows be repaired and if that was not possible that single pane wood replacements be fabricated as replacements. He stated that typically, when these types of modern replacement windows are found in the district they have been installed without approval.

Ms. Johnescu stated that the lack of enforcement of HARB rulings on window replacements puts the Board in an awkward position as illegal windows are prevalent throughout the district. She stated that the Board must consistently make rulings according to HARB guidelines and the City has the liberty to overturn those rulings and is accountable for the non-compliant windows throughout the district.

Motion: A motion was made by Ms. Johnescu, seconded by Mr. Redshaw, to deny the application as presented.

Additional Discussion: The applicant gave further examples of similar windows having been installed in the district and stated that his windows are beyond repair and must be replaced. The Board indicated that he could appeal their ruling to City Council.

Mr. Redshaw asked the applicant whether he had received the professional recommendations of the HARB consultant, and the applicant stated that he had, although his wife indicated that they had not. Mr. Redshaw asked the applicant to consider the recommendations made, but the applicant cited his previous position that similar windows had been approved in other instances and should be approved in his case.

The Board continued to deliberate on what types of windows they could approve, however, the applicant would not consider any recommendations, stated that the discussion was over and left the meeting before votes were taken.

Motion: The motion to deny the application was approved 6 to 0.

Case #2 – 411 E Market Street

Owner Holger Koehler has proposed the restoration of the existing porch on the property at 411 E Market Street, to include the in-kind replacement of deteriorated wood elements as necessary, and the installation of a railing on the porch roof to allow for its use as a deck to be accessed by an existing door on the second story.

Discussion: The applicant indicated that he wants to restore the original porch on the property.

Mr. Shermeyer indicated that the building is a significant house in the district.

The Board indicated that the proposed porch restoration is appropriate, but that the question related to the design of the proposed railing at the roof line. Ms. Johnescu stated that the proposed railing should not attempt to imitate a historic wood railing but rather should be complimentary to the existing design.

Mr. Shermeyer indicated that the railing would need to be 36 inches to comply with building codes, although the historic railing likely would have been shorter. The Board agreed that a simple railing would be best, and Mr. Shermeyer indicated that the architect of the home was known for mixing unusual materials as well as Spanish and shingle style architectural elements. He indicated that a wrought iron railing may be appropriate.

Mr. Kunkle asked the applicant to clarify whether he was proposing to install a roof deck over the top of the porch roof or if the intention was to have the deck and the roof be one and the same. The applicant stated that the door would provide access to the roof top, and there would be no deck installed over the roof.

Motion: Mr. Redshaw made a motion to approve the restoration of the porch in-kind up to the roof level, as presented in the application, using cypress, cedar, or Douglas fir, indicating that the roofing material and railing design be presented to the Board before installation.

Additional Discussion: Mr. Shermeyer indicated that the roofing material would not be visible and would not require review. He stated that the railing would need to be submitted and could possibly be approved at staff level.

Motion: Mr. Shermeyer seconded the motion made by Mr. Redshaw. The motion to approve the restoration of the porch, with railing design to be determined and approved at a later date, was approved 6 to 0.

Adjourning and next meeting **The meeting was adjourned by
common consent at 6:45 pm.**

The next meeting is scheduled
for Thursday May 12, 2016.

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

DRAFT

Council of the City of York, PA
Session 2016
Resolution No. 57

Carol Hill-Evans

Introduced by: **Carol Hill-Evans**

Date: **May 3, 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 **DENIES** a Certificate of Appropriateness for work to be covered in the following application as recommended by the Historical Architectural Review Board:

1. **Mark Lentz** for work to be done at **366 E. Market St.**

Passed Finally: May 3, 2016

By the following vote:

YEAS: None, _____, _____, _____, _____

*NAYS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

Carol Hill-Evans

Carol Hill-Evans, President of Council

ATTEST:

Dianna L. Thompson-Mitchell

Dianna L. Thompson-Mitchell, City Clerk

*Note: Council rejected HARB's recommendation for denial and **APPROVED** the application as submitted to HARB.



**York Historical Architectural Review Board
Agenda
6:00 PM Thursday April 28, 2016
101 South George Street, York PA. 17401**

- I Welcome:** Dennis Kunkle, HARB Chair
- II Agenda:** Additions or changes to the agenda
- III Minutes:** Approve minutes from the April 14, 2016 HARB meeting
- IV Cases:**
- D** 1. **366 E Market Street** – A request for a Certificate of Appropriateness from Mark Lentz for the proposed replacement of the windows on the front façade with new aluminum clad wood windows by Weathershield with a six-over-six snap-in muntin grid.
- A** 2. **411 E Market Street** – A request for a Certificate of Appropriateness from Holger Koehler for the restoration of the existing side porch on the property, to include the reproduction of existing, deteriorated wood elements as necessary.
- V Other Business**



**York Historical Architectural Review Board
Meeting Minutes
April 28, 2016**

Members in attendance included Dennis Kunkle, Chair; Mark Shermeyer; Dave Redshaw, Justine Landis, Theresa Johnescu, and Rebecca Zeller.

Absent: Robyn Pottorff, Vice Chair; John Fox

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

AGENDA ITEM	DISCUSSION	ACTION/RESULT
Welcome and call to order Dennis Kunkle, Chair	The meeting was called to order at 6:00 pm.	A quorum was present.
Changes to the Agenda	There were no changes to the agenda.	
Minutes of April 14, 2016	No errors or omissions were noted	On a motion by Mark Shermeyer, seconded by Theresa Johnescu, the Board voted unanimously to approve the April 14, 2016 minutes.
Cases	The following cases are forwarded to York City council with the recommended actions.	

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Discussion: Mr. Lentz stated that he would like to replace the existing windows, which are in poor condition, with new Weathersheild aluminum clad windows in black with internal grilles. Mr. Lentz showed the Board photographs of the current existing wood windows. He stated that no wrapping of the wood frames is proposed.

Mr. Redshaw noted that the windows on the first floor are two-over-two double hung wood sash windows, while the windows on the upper story are six-over-six and inquired as to whether the applicant

was proposing six-over-six windows on both stories. Mr. Lentz indicated that he did not believe the two-over-two windows on the first story are original, based on differences in construction and condition between the two window types, and that he is proposing to replace all the windows on the front façade with the six-over-six muntin style.

Mr. Redshaw asked the applicant to clarify whether the existing window frames and moldings would be altered in the proposed work, and the applicant indicated that they would not. Mr. Redshaw then asked whether the stiles and rails on the proposed replacement windows would match the existing windows proportionally, and the applicant stated that they would be as close as possible to the proportions of the existing windows.

Mr. Shermeyer stated that Weathersheild windows are commonly approved, but the bigger issue for the Board to consider is the condition of the existing windows and whether they could be repaired rather than replaced, and the fact that between-the-glass and snap-in muntins are not typically permitted in the Historic District and that a simulated divided light is preferred.

Mr. Lentz proceeded to show the Board several photographs of windows with vinyl muntins and wrapped window frames within the historic district. These included photographs of properties on East Market Street, North Pine Street, and South Beaver Street, as well as the Keystone Color Works which has vinyl windows which were approved by the Board.

The Board indicated that all of the vinyl windows shown in the photographs had been installed without Board approval except for the ones at the Keystone Color Works, which had been approved under special circumstances given that no original windows were still extant in the building at the time of its rehabilitation and that the building is an industrial property in an industrial area of the City.

Mr. Redshaw asked the Board whether they could approve them if they were one-over-one windows. Mr. Shermeyer indicated that it would depend on the deterioration of the windows. He stated that typically, it would be recommended that the windows be repaired and if that was not possible that single pane wood replacements be fabricated as replacements. He stated that typically, when these types of modern replacement windows are found in the district they have been installed without approval.

Ms. Johnescu stated that the lack of enforcement of HARB rulings on window replacements puts the Board in an awkward position as illegal windows are prevalent throughout the district. She stated that the Board must consistently make rulings according to HARB guidelines and the City has the liberty to overturn those rulings and is accountable for the non-compliant windows throughout the district.

Motion: A motion was made by Ms. Johnescu, seconded by Mr. Redshaw, to deny the application as presented.

Additional Discussion: The applicant gave further examples of similar windows having been installed in the district and stated that his windows are beyond repair and must be replaced. The Board indicated that he could appeal their ruling to City Council.

Mr. Redshaw asked the applicant whether he had received the professional recommendations of the HARB consultant, and the applicant stated that he had, although his wife indicated that they had not. Mr. Redshaw asked the applicant to consider the recommendations made, but the applicant cited his previous position that similar windows had been approved in other instances and should be approved in his case.

The Board continued to deliberate on what types of windows they could approve, however, the applicant would not consider any recommendations, stated that the discussion was over and left the meeting before votes were taken.

Motion: The motion to deny the application was approved 6 to 0.

Case #2 – 411 E Market Street

Owner Holger Koehler has proposed the restoration of the existing porch on the property at 411 E Market Street, to include the in-kind replacement of deteriorated wood elements as necessary, and the installation of a railing on the porch roof to allow for its use as a deck to be accessed by an existing door on the second story.

Discussion: The applicant indicated that he wants to restore the original porch on the property.

Mr. Shermeyer indicated that the building is a significant house in the district.

The Board indicated that the proposed porch restoration is appropriate, but that the question related to the design of the proposed railing at the roof line. Ms. Johnescu stated that the proposed railing should not attempt to imitate a historic wood railing but rather should be complimentary to the existing design.

Mr. Shermeyer indicated that the railing would need to be 36 inches to comply with building codes, although the historic railing likely would have been shorter. The Board agreed that a simple railing would be best, and Mr. Shermeyer indicated that the architect of the home was known for mixing unusual materials as well as Spanish and shingle style architectural elements. He indicated that a wrought iron railing may be appropriate.

Mr. Kunkle asked the applicant to clarify whether he was proposing to install a roof deck over the top of the porch roof or if the intention was to have the deck and the roof be one and the same. The applicant stated that the door would provide access to the roof top, and there would be no deck installed over the roof.

Motion: Mr. Redshaw made a motion to approve the restoration of the porch in-kind up to the roof level, as presented in the application, using cypress, cedar, or Douglas fir, indicating that the roofing material and railing design be presented to the Board before installation.

Additional Discussion: Mr. Shermeyer indicated that the roofing material would not be visible and would not require review. He stated that the railing would need to be submitted and could possibly be approved at staff level.

Motion: Mr. Shermeyer seconded the motion made by Mr. Redshaw. The motion to approve the restoration of the porch, with railing design to be determined and approved at a later date, was approved 6 to 0.

Adjourning and next meeting **The meeting was adjourned by
common consent at 6:45 pm.**

The next meeting is scheduled
for Thursday May 12, 2016.

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

DRAFT

Council of the City of York, PA
Session 2016
Resolution No. 58



Introduced by: **Renee S. Nelson**

Date: **May 3, 2016**

WHEREAS, the City of York, York County, desires to contract for services for the 2016 Street Improvements; and

WHEREAS, bids were received from three (3) contractors with Shiloh Paving & Excavating, 300 Cloverleaf Road, York, PA 17406 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 2016 Street Improvements to Shiloh Paving & Excavating, 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 \$758,044.00, 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 30-414-48203-20216.

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: May 3, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

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. 58



Introduced by: **Renee S. Nelson**

Date: **May 3, 2016**

WHEREAS, the City of York, York County, desires to contract for services for the 2016 Street Improvements; and

WHEREAS, bids were received from three (3) contractors with Shiloh Paving & Excavating, 300 Cloverleaf Road, York, PA 17406 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 2016 Street Improvements to Shiloh Paving & Excavating, 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 \$758,044.00, 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 30-414-48203-20216.

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: May 3, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

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. 59



Introduced by: **Renee S. Nelson**

Date: **May 3, 2016**

WHEREAS, the City of York ("applicant"), York County, desires to undertake the Heritage Rail Trail Park Improvement Project; and

WHEREAS, the City of York desires to receive from the Department of Conservation and Natural Resources ("Department") a grant for the purpose of carrying out this project; and

WHEREAS, the application package includes a document entitled "Terms and Conditions of Grant" and a document entitled "Grant Agreement Signature Page", and

WHEREAS, the City of York, understands that the contents of the document entitled "Terms and Conditions of Grant," including appendices referred to therein, will become the terms and conditions of a Grant Agreement between the applicant and the Department if the applicant is awarded a grant.

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

The Mayor is authorized to sign the "Grant Agreement Signature Page" on behalf of the City of York, Pennsylvania.

Further:

If the City of York is awarded a grant, the "Grant Agreement Signature Page," signed by the above official, will become the applicants / grantee's executed signature page for the Grant Agreement, and the applicant / grantee will be bound by the Grant Agreement; and

Any amendment to the Grant Agreement may be signed on behalf of the grantee by the officials who, at the time of signing of the amendment, has the title specified in paragraph 1 and the grantee will be bound by the amendment.

PASSED FINALLY: May 3, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

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. 60



INTRODUCED BY: **Renee S. Nelson**

DATE: **May 3, 2016**

A RESOLUTION

Repealing Resolution No. 45 of Session 2016 and replacing with an amended Resolution reflecting corrections to various costs centers and amounts.

WHEREAS, City Council adopted Resolution No. 45 at its April 5, 2016 meeting; and

WHEREAS, corrections were made to certain cost centers and amounts; and

WHEREAS, an amendment must be made to reflect said corrections to the request made by the Department of Public Works to transfer funds to cover the costs for the 2015 Wastewater Treatment Plant budget; and

WHEREAS, said transfers exceed 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 amended 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	\$ 4119.00	
61-440-42070-00000	Other Professional Services	\$ 4939.00	
61-440-44010-00000	Postage	\$ 463.00	
61-440-44210-00000	Other Repair Service	\$42820.00	
61-440-44400-00000	Other Contractual Service	\$45071.00	
61-440-45260-00000	Lab Supplies	\$ 1972.00	
61-440-45280-00000	Machinery Supplies	\$ 593.00	
61-440-45300-00000	Other Supplies	\$ 1822.00	
61-440-42010-00001	Engineering	\$16134.00	
61-440-44220-00002	Sludge Disposal	\$52936.00	
61-440-45300-00002	Polymer	\$19412.00	
61-440-44400-00003	Other Contractual Services	\$ 1852.00	
61-420-44060-70240	Water	\$ 1054.00	
61-440-41130-00000	Clothing		\$ 2327.00
61-440-41140-00000	Tuition		\$ 820.00
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		\$ 8577.00
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		\$ 7808.00
61-440-45060-00000	Paint		\$ 884.00

Account Number	Description	Increase	Decrease
61-440-45090-00000	Books		\$ 250.00
61-440-45120-00000	Vehicle Parts		\$ 2053.00
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		\$ 800.00
61-440-45200-00000	Cement		\$ 335.00
61-440-45210-00000	Chemicals		\$ 9800.00
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		\$ 3911.00
61-441-44230-00000	Lab Fees		\$ 2651.00
61-441-44310-00000	Radio Communications		\$ 500.00
61-441-44400-00000	Other Contractual Services		\$ 1899.00
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		\$ 7734.00
61-420-44160-70240	Natural Gas		\$ 7742.00
	Total	\$193,187.00	\$193,187.00

PASSED FINALLY: May 3, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

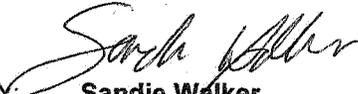
NAYS: None.


 Carol Hill-Evans, President of Council

ATTEST:


 Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, PA
Session 2016
Resolution No. 61

INTRODUCED BY: 
Sandie Walker

DATE: **May 03, 2016**

WHEREAS, the City of York Fire Civil Service Board, on November 12, 2014, certified an eligibility list of thirty-two (32) individuals that are eligible for consideration to be appointed as a Probationary Firefighter; and

WHEREAS, the Fire Civil Service Board has certified the eligibility list; and

WHEREAS, one (1) vacancy exists in the Department of Fire/Rescue Services for 2016; and

WHEREAS, one of the candidates approved for a conditional offer of employment by the City Council on December 15, 2015 has resigned from the position of Probationary Firefighter; and

WHEREAS, the Department of Fire/Rescue Services would like the ability to use the eligibility list to make a conditional offer of employment for the position of Probationary Firefighter to Anthony Jones; and

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

1. The applicants must successfully pass a psychological examination as required by the City of York Fire Civil Service Board.
2. The applicants must successfully pass a medical examination as required by the City of York Fire Civil Service Board.
3. The applicants must successfully pass a background investigation as required by the City of York Fire Civil Service Board.

WHEREAS, if Anthony Jones does not meet the above conditions, a conditional offer of employment would be offered to the next suitable individual in compliance with the Fire 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/Rescue Services will request a new list of eligible individuals from the City of York Fire Civil Service Board.

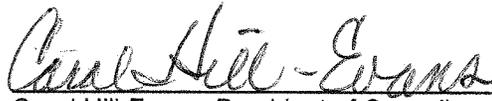
NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of York, Pennsylvania, that Council hereby approves and accepts the City of York Fire Civil Service Board's eligibility list, certifying that the candidates on the list of thirty-two (32) individuals are eligible for consideration for appointment to the position of Probationary Firefighter after meeting the aforementioned conditions contained in this Resolution, and approves the appointment of a Probationary Firefighter effective August 22, 2016, subject to the conditions set forth above.

PASSED FINALLY: may 3, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

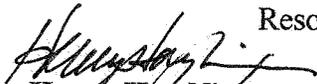
NAYS: None


Carol Hill-Evans, President of Council

ATTEST:


Dianna L. Thompson-Mitchell, City Clerk

Council of the City of York, Pa.
Session 2016
Resolution No. 62

INTRODUCED BY: 
Henry Hay Nixon

DATE: May 3, 2016

WHEREAS, the City of York – Bureau of Health provides public health services to improve the health of city residents; and

WHEREAS, the Bureau of Health has been awarded a grant from the Highmark Foundation to improve its capacity to collect and analyze data and report on the services provided; and

WHEREAS, the Highmark Foundation wishes to enter into an Agreement with the City of York - Bureau of Health to assess our business processes and assist in defining its data system management requirements for a one year period beginning June 1, 2016 in the amount of \$95,050.

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 an agreement, a copy of which is attached hereto and made a part hereof, with Highmark Foundation on behalf of the City of York, Pennsylvania.

PASSED FINALLY: May 3, 2016

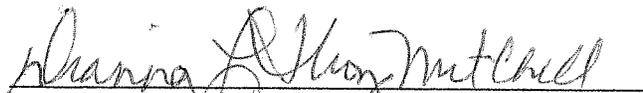
BY THE FOLLOWING VOTE:

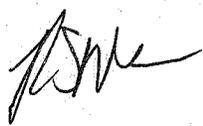
YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

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. 63

Introduced by: **Renee S. Nelson**

Date: **May 3, 2016**

WHEREAS, the Pennsylvania Emergency Management Agency ("PEMA") supports county and local governments in the areas of civil defense, disaster mitigation and preparedness, planning, and response to and recovery from man-made or natural disasters; and

WHEREAS, federal aid is available for snow emergencies that have caused an extreme hardship to the community; and

WHEREAS, the City of York, York County, desires to submit the proper forms to PEMA for possible reimbursement of costs related to the Snow Event in January 2016; and

WHEREAS, a PEMA-DAP-2 Form, Designation of Agent Resolution, is required to authorize an agent to act on behalf of the City of York to execute all required forms and documents for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act; and

WHEREAS, City Council must designate an Agent to execute said forms.

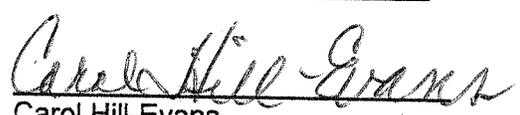
NOW, THEREFORE, BE IT RESOLVED, by the Council of the City of York, Pennsylvania, that James E. Gross, Director of Public Works of the City of York, be and is hereby authorized to execute all necessary forms and documents on behalf of the City of York for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act.

PASSED FINALLY: May 3, 2016

BY THE FOLLOWING VOTE:

YEAS: Walker, Helfrich, Nixon, Nelson, Hill-Evans - 5

NAYS: None


Carol Hill-Evans
PRESIDENT OF COUNCIL

Attest:


Dianna L. Thompson-Mitchell
CITY CLERK

PEMA-DAP -2

DESIGNATION OF AGENT RESOLUTION

FOR: January 2016 Jonas Snowstorm / FEMA - 4267 - DR - PA
(Enter Name of Disaster or Number)

BE IT RESOLVED BY THE COUNCIL OF THE CITY OF YORK
(Governing Body) (Public Entity)

THAT JAMES E. GROSS, DIRECTOR OF PUBLIC WORKS
(Name of Applicant Agent) (Title)

IS HEREBY AUTHORIZED TO EXECUTE FOR AND IN BEHALF OF

THE CITY OF YORK, YORK County,
(Public Entity) (County)

a public entity established under the laws of the Commonwealth of Pennsylvania, all required forms and documents for the purpose of obtaining financial assistance under the Robert T. Stafford Disaster Relief and Emergency Assistance Act (Public Law 93-288 as amended by Public Law 100-707).

Passed and approved this 3RD day of MAY, 20 16

Carol Hill-Evans, President of Council
(Name) (Title) (Signature)

Michael Ray Helfrich, Vice President
(Name) (Title) (Signature)

Sandie Walker, Member
(Name) (Title) (Signature)

Renee S. Nelson, Member
(Name) (Title) (Signature)

Henry Hay Nixon, Member
(Name) (Title) (Signature)

CERTIFICATION

I, Dianna L. Thompson-Mitchell, duly appointed and City Clerk
(Name) (Title)

of the City of York, do hereby certify that the above is a true and correct copy of
(Public Entity)

a resolution passed and approved by the Council
(Governing Body)

of the City of York on the 3rd day of May 20 16
(Public Entity)

Dianna L. Thompson-Mitchell, City Clerk, 5/3/16
(Signature) (Official Position) (Date)