

**HARRISBURG CITY COUNCIL  
LEGISLATIVE SESSION MINUTES**

**July 7, 2015**

**A G E N D A**

**CALL TO ORDER**

- President Williams called the meeting to order at 6:10PM.

**ROLL CALL**

- The City Clerk called the roll and 6 members were present during roll call, namely: Ben Allatt, Jeff Baltimore, Shamaine Daniels, Brad Koplinski (via phone), Susan Brown-Wilson and Wanda R. D. Williams. Sandra Reid was absent due to illness.

**INVOCATION/MOMENT OF SILENCE**

- The Moment of Silence was led by Ms. Wilson.

**PLEDGE OF ALLEGIANCE**

- The Pledge of Allegiance was led by Ms. Daniels.

**COMMUNICATIONS**

- Toby Fauver, PennDOT's Deputy Secretary for Multimodal Transportation provided a specialized briefing regarding Phase 2 of the proposed South-Central Regional Transit Consolidation Study. (powerpoint handout)
- Jim Hertzler, Cumberland County Commissioner spoke in support of Mr. Fauver's proposed South-Central Regional Transit Consolidation.
- Jackie Parker, Director of Community & Economic Development provided a report on the status of the Broad Street Market.

**COURTESY OF THE FLOOR**

- Mr. Cluck said that the Receiver's quarterly report indicated that they no longer are going to have the matrix for the implementation of the recovery plan and he suggested City Council assist with holding those meetings. He asked when the city stand up for natural resources (trees) and he asked if the Administration can give reports of street lights out. He asked if there is a strategic plan for the money for Impact Harrisburg should be spent. He said that front street is a state street and should be paid for by the state, not the city. He said that there is an incredible amount of misinformation being spread about the trash cans and it needs to be addressed. He said the intention is good, but communication is bad. Finally, he said that City Council needs to be involved regarding the Broad Street Market.
- Lionel Gonzalez said that he was just elected to the School Board. He said that he belongs to Friends of Midtown and they are including a foot patrol, which will write down the number of the lights that are out and they will call the city about them.

- Mark Santana said that since the last time he came regarding street lights, 22 have been fixed according to his contact. He said he knows the city is working on the LED project, but he is asking for lights to be restored on Riverfront Park. He invited council and the administration to come down and see how dark it is. He said even if the Mayor was walking towards him, and he thought he was a good guy, he wouldn't be able to see him.
- Sylvia Rigal said that she was asked to come to this meeting to support Jackie (Parker) for today's presentation on the Broad Street Task Force. She said that she hasn't been informed about any of the new information because she was informed that the Task Force has been dismantled and she doesn't know anything about the new information that has been presented. She asked City Council to be very careful about decisions made regarding the Broad Street Market. She doesn't want a new entity to come in and push the smaller people out. She said the market consists of a lot of things, not just produce.
- Rev. Frank Dudley said that there is nothing wrong with the Broad Street Market Structure, its sound. He said the Board members and managers need to go. He said that they sit at the end of the market on Thursday and Friday and people come to see them. He said they removed the tables and put stools, so they can't sit there. He said he has been going there over 53 years and the city needs to take the market back over.
- Mary Hess said that she was a vendor in the market and didn't have a good experience with the management there. She thanked the Mayor for starting the Task Force, but she said that it seems like the work isn't adequate. She said that either the city or a separate entity should take over and get rid of the current volunteer board and find something that is going to work.
- Mr. Boyd said that he doesn't have there is a saying about telling the truth, you don't have to build it. He said he is one of the dark horses in the Broad Street Market but he continues to come. He said over 150 years that market stood and his people were sold as slaves. He said there are very proud families in this city and his uncle is turning in his grave about what is being said now. He said if the old way does not work, you need to try something new, but you have to give people a chance.
- Ron Chapel said that he has a new radio show called "Real Rap with Ron Chapel" and they talk about local and national events. It's every Monday night between 8 and 10PM. The station is 17104.com "The Voice" 1844 – REAL RAP.
- Jeremy Domenico thanked Ms. Daniels and anyone else for the Blight Remediation Bill.

## APPROVAL OF MINUTES

- Upon Motion by President Williams, with no objections, the Legislative Session Minutes of June 9, 2015 were deemed approved.

## REPORTS OF COMMITTEES

- Chair Daniels reported on the Building & Housing Committee Meeting of June 10, 2015.
- Chair Koplinski reported on the Community & Economic Development Committee Meetings of June 11, 2015 and June 22, 2015.
- Chair Williams reported on the Administration Committee Meeting of June 29, 2015.

## ORDINANCES FOR FIRST READING

- There were none.

## ORDINANCES FOR AMENDMENT

- **The City Clerk read Bill 4-2015 into record** – An Ordinance amending Chapter 11 of the Codified Ordinances of City of Harrisburg on "Blight Remediation" to adopt Part 5 (11-501) providing for the imposition of certain fines relating to corporate purchase and ownership of certain residential real property.
- Ms. Daniels moved, seconded by Mr. Allatt to make the following amendments. First Paragraph caption, striking "*corporate purchase and ownership of certain residential real property*"; Line 17, adding the following in caps: THE COSTS OF ADMINISTERING AND ENFORCING CODE VIOLATIONS PERTAINING TO BLIGHT AND THE UPKEEP OR IMPROVEMENTS OF REAL PROPERTY PURSUANT TO THE CODIFIED ORDINANCES OF THE CITY OF HARRISBURG ARE SUBSTANTIAL DUE TO THE PUBLIC RESOURCES REQUIRED FOR IMPLEMENTATION; AND; Line 23: Striking the word *corporate*; Line 27 adding the following in caps: WHEREAS, DUE TO THE PROPORTIONATE SHARE OF COSTS ATTRIBUTED TO CERTAIN REAL ESTATE SPECULATORS AND INVESTORS IN CITY PROPERTIES WHO CONINUOUSLY FAIL TO PROVIDE UPKEEP OR IMPROVEMENTS TO THE PROPERTIES AND ALLOW THE PROPERTIES TO REMAIN OR BECOME BLIGHTED; Line 32: Striking the words *corporate residential*. Line 50: striking *corporate owners of residential property*; Line 50 to 55 adding the following in caps: REAL ESTATE SPECULATORS, INVESTORS, OR TITLE HOLDERS OF BLIGHTED PROPERTY IN CITY PROPERTIES AT A RATE THAT EVALUATES AND INCLUDES THE HIGHER COSTS ASSOCIATED WITH THE PUBLIC RESOURCES REQUIRED TO

ADMINISTER AND ENFORCE CODE VIOLATIONS AGAINST SUCH PROPERTIES. Line 58-60 striking *in the Codified Ordinances of the City of Harrisburg, the Third Class City Code, or the Optional third Class City Charter law*; Line 65-67 adding the following in caps: REAL ESTATE SPECULATOR A PERSON WHO PURCHASES BLIGHTED PROPERTIES IN ANTICIPATION OF A SUBSTANTIAL PROFIT RETURN.

- Mr. Grover added the following additional amendment to the caption lines 10-12 reading as follows: *the higher costs associated with the administration and enforcement of code violations against real estate speculators and investors.*
- President Williams called for the vote on the amendments and they passed 6-0.
- **The City Clerk read Bill 6-2015 into record** – An Ordinance amending Title 6 Section 6-505 of the Codified Ordinances of the City of Harrisburg, entitled Food Sales by Street Vendors; by establishing a Mobile Food Vendor Ordinance; authorizing the permitting and regulation of transient merchants, including food sales by street vendors; authorizing the licensing of transient merchants; setting fees for transient merchant licenses and related permits; and adding provisions to modernize current regulations.
- Ms. Williams moved, seconded by Ms. Daniels to make the following amendments: Changing the caption to read as follows: An Ordinance amending Chapter 6-505 of the Codified Ordinances of the City of Harrisburg, entitled Food Sales by Street Vendors; by establishing a Mobile Food Vendor Ordinance; and authorizing the permitting and regulation of Mobile Food Vendors; In Section 2, line 39-41 adding under the word APPLICANT: Any person or business who applies for a license/license renewal under the provisions of this article; Line 63-67 Should read: Mobile Food unit – Any motorized or non-motorized vehicle, including but not limited to carts, stands, kiosks, any other device designated to be portable and not permanently attached to the ground and ancillary equipment from which food products, as hereinafter defined, are sold or intended to be sold by a Mobile Food Vendor;
- Marta Rifin, Assistant City Solicitor read the remainder of the amendments as follows: Line 101 striking *and permits*; Line 111 striking *And Permit*; Line 117 striking *and permit*; Lines 120-125 adding: MOBILE FOOD VENDOR LICENSES SHALL BE SUBJECT TO A LICENSE FEE TO BE PROMULGATED BY REGULATION AND SUBJECT TO THE APPROVAL OF CITY COUNCIL AS APPROVED BY GENERAL LAW, A PORTION OF WHICH, NOT TO EXCEED \$25, SHALL BE RESERVED TO ASSIST THE DOWNTOWN IMPROVEMENT DISTRICT, OR ANY SUCCESSOR THEREOF, IN DEFRAYING THE COSTS OF WASTE REMOVAL AND OTHER SERVICES; Line 136-137

Striking *and Permit*; Line 138 striking *and permit*; Line 142-143 adding AND ENFORCE; Line 145 adding REVOKE OR SUSPEND; Line 146 striking *and/or permit*; Line 160 adding IN A MANNER; Line 168 adding IN A MANNER; Line 168-169 adding WITHIN 15 FEET OF A FIRE HYDRANT; Line 171 adding OR ANCILLARY EQUIPMENT; Line 173 striking *a notarized*; Line 176-178 adding G. 100 FEET FROM A BRICK AND MORTAR RESTAURANT OR BUSINESS WITH A VALID HEALTH LICENSE ISSUED BY THE CITY OF HARRISBURG; Line 180 adding D; Line 187-189 adding E. ALL SALES BY MOBILE FOOD VENDORS SHALL CEASE TO OPERATE NO LATER THAN 2:30 AM EACH DAY. MOBILE FOOD UNITS SHALL BE REMOVED FROM PUBLIC PROPERTY NO LATER THAN 2:45 AM EACH DAY; Line 199 striking *and permits*; Lines 245-247 striking *determines that the Health Officer erred in closing the establishment* & adding OVERRULES THE DETERMINATION OF THE HEALTH OFFICER; Line 252-253 striking E; Line 255-256 striking F; Line 258-262 striking E.

- Ms. Williams called for the vote on the amendments and they passed 6-0.

#### ORDINANCES FOR FINAL PASSAGE

- **The City Clerk read Bill 21-2014 into record** – An Ordinance of the City Council of the City of Harrisburg, creating Title 11 of the Codified Ordinances of Harrisburg, Pennsylvania, 1996, as amended, to be entitled "Blight Remediation" and creating Part 1 (11-100) thereof entitled "Abandoned Real Property" and Sections 11-101.1 et seq. thereof providing for purpose, intent and applicability of the ordinance; requiring the registration and maintenance of certain real property by mortgagees; providing for penalties and enforcement, as well as the regulation, limitation and reduction of abandoned real property within the City of Harrisburg; providing for severability, repealer, codification, and an effective date.
- President Williams called for the vote and this passed 6-0.
- **The City Clerk read Bill 4-2015 As Amended into record** – An Ordinance amending Chapter 11 of the Codified Ordinances of City of Harrisburg on "Blight Remediation" to adopt Part 5 (11-501) providing for the imposition of certain fines related to the higher costs associated with the administration and enforcement of code violations against real estate speculators and investors.
- President Williams called for the vote and this passed 6-0.
- **The City Clerk read Bill 6-2015 As Amended into record** – An Ordinance amending Chapter 6-505 of the Codified Ordinances of the City of Harrisburg, entitled Food Sales by Street Vendors; by establishing a Mobile Food Vendor Ordinance; and authorizing the permitting and regulation of mobile food vendors.

- President Williams called for the vote and this passed 6-0.

## RESOLUTIONS

- **The City Clerk read Resolution 45-2015 into record** - A resolution approving the Preliminary/Final Land Development Plan submitted by Strawberry Square Associates, to convert approximately 21,000 square feet of offices and renovate another 6,000 square feet of loft space into 22 one and two-bedroom loft apartments, located at 11 North 3rd Street (300 Market Street)
- President Williams called for the vote and this passed 6-0.
- **The City Clerk read Resolution 46-2015 (As Amended) into record** – A Resolution approving a professional services contract with Morefield Communications and the City of Harrisburg to provide, support and maintenance services for a Nortel PBX system.
- President Williams called for the vote and this passed 6-0.
- **The City Clerk read Resolution 54-2015 into record** – A Resolution to adopt the recommendation of the City's Environmental Advisory Council to approve the joint application of Covenant Community Corporation and Camp Curtin Community Neighbors United for funding under the 2015 Host Fund Grant Program and to award funds for the creation of a Blight Remediation Pilot Program.
- President Williams called for the vote and this passed 6-0.
- **The City Clerk read Resolution 56-2015 into record** – A Resolution authorizing an application to Impact Harrisburg to fund up to Three Million Six Hundred Thousand Dollars (\$3,600,000) of the cost to upgrade the City's street lights and other exterior lights and to monitor and guarantee cost savings from the upgrade ("Project") in accordance with Act 39 known as the Pennsylvania Guaranteed Energy Savings Act, 62 Pa.C.S. Sections 3751-3757.
- President Williams placed this in the Public Works Committee.
- **The City Clerk read Resolution 57-2015 into record** – A Resolution ratifying the submission of an Application to the Office of Community Oriented Policing Servicing ("COPS Office") to participate in the COPS grant program.
- President Williams placed this in the Public Safety Committee.
- **The City Clerk read Resolution 58-2015 into record** – A Resolution ratifying the submission of a Conditions of Agreement to the North Central Highway Safety Network, Inc. to receive funds to participate in the Buckle Up PA Project ("BUPA")
- President Williams placed this in the Public Safety Committee.
- **The City Clerk read Resolution 59-2015 into record** – A Resolution approving the Preliminary/Final Land Development Plan submitted by Dave Butcher of WCI Partners, LP, to redevelop approximately 33,000 square feet

of space into 33 residential apartment units as well as first-floor commercial space, located at 922 North 3<sup>rd</sup> Street.

- President Williams placed this in the Community & Economic Development Committee.

#### OLD BUSINESS

- There was none.

#### NEW BUSINESS

- Ms. Daniels announced an event “She’s Beautiful when she’s angry” which is a film with a discussion after on August 4<sup>th</sup> about woman’s rights. She also said that she wanted there to be full disclosure about the CDBG funds, although she will not be able to vote on this Bill, she has an informal relationship with Latino Hispanic American C.C., for the sake of transparency.
- Ms. Williams thanked Public Works, Parks & Recreation and the Administration for the hard work and efforts in opening the two pools.

#### ADJOURNMENT

- The meeting adjourned at 7:50PM.