

**HARRISBURG CITY COUNCIL
LEGISLATIVE SESSION MINUTES**

Tuesday, July 3, 2018

A G E N D A

ALL TO ORDER

- President Williams called the meeting to order at 6:15PM.
- President Williams announced that an Executive Session was held before the meeting at 5PM to discuss Legal Matters.

ROLL CALL

- The City Clerk called the roll and all 7 members were present during roll call, namely: Ben Allatt, Shamaine Daniels, Ausha Green, Cornelius Johnson, Dave Madsen, Westburn Majors and Wanda R. D. Williams.

INVOCATION/MOMENT OF SILENCE

- The Moment of Silence was led by Mr. Johnson.

PLEDGE OF ALLEGIANCE

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

COMMUNICATIONS

- Mr. Grover, City Solicitor - announced that on July 9th, the Coordinator will submit a formal plan for the exit of Act 47. He said a 15-day window is limited time, but it is time to make formal comment. He said if you don't take the opportunity during the formal commenting period, you will not have the opportunity in the future before the judge. He wants City Council to be aware of this because it happens very fast.
- Marc Woolley, Business Administrator – gave City Council an update with regards to data on how the city is making changes to increase participation rates when it comes to MBE/DBE/WBE. He was joined by Shaashawn Dial-Snowden, Charles White and Hillary Greene.

COURTESY OF THE FLOOR

- Al Davis said whoever made the decision to give up the city's asset received bad legal advice. He said the fines noted in Bill 3 are going a little hard on residents. He asked about the curb replacements on Third Street and how much that cost. He said that he hopes City Council does not vote to approve this Bill.
- Ms. Davis said when the wind blows the recyclables spill over. She asked if we can get the tubs with the lids on them. She asked what time do trash cans have to be put back from the street and what happens if someone goes on vacation.
- Russel Bloust asked if Codes Enforcement Officers are going to be doing the enforcement for the trash and where will this end up in court. He said the citations on the landlords are excessive. He asked what the affiliation is between the Harrisburg Housing Authority and the City of Harrisburg. He said this is a non-profit that brings in money, but pays no property taxes.
- Otis Harrison asked about people parking on the curb. He said people are getting tickets for parking on the curb, but some of the roads are so tight.
- Aaron Johnson thanked everyone for coming to the Public Meetings regarding the Sanitation Bill. He said they are located at 1820 Paxton Street and they have an open book policy, meaning you can visit at any time to discuss concerns. He asked everyone why the city is dirty. He said we have to hold people accountable. It's not the good people, but the bad people that you have to hold accountable. He said if you are doing what you are supposed to do, you won't get fined.
- Dan Miller thanked Aaron Johnson for what he said about accountability. He said in 2016-2017 there was \$4-Million dollars of trash bills they were unable to collect. He

proposes to do an annual billing, where the trash bills go on the city real estate tax notice. He encouraged City Council to vote to approve annual billing to hold people accountable.

- Evelyn Hunt said the key concerns with the trash bill is that people are seeing fines. She said these fines are not defined enough. She said the way the Bill is currently written, if you want to waiver automatic withdraw you have to show a hardship which is none of your business. She said when Act 47 came there were temporary measures that doubled and tripled taxes, but you can't say that it is temporary with no end. The City has to figure out how to ween itself off these expectations of taxes.
- Patrick O'Connell thanked Mr. Johnson and Mr. West for their meeting. He said that meeting inspired them to do more in their community. He said they are at the meeting tonight because of the feline issue they have in their neighborhood. He asked for help with the control of the feline issue.

APPROVAL OF MINUTES

- Upon Motion by Ms. Williams, with no objections the Legislative Session Minutes of June 26, 2018 were deemed approved.

REPORTS OF COMMITTEES

- There were none.

ORDINANCES FOR FIRST READING

- There were none.

OVERRIDE VOTE OF MAYORAL VETO

- **The City Clerk read (AS AMENDED) Bill 6-2018 into record** -An Ordinance appropriating Community Development Block Grant funds from the United States Department of Housing Development for Fiscal Year 2018 and authorizing expenditure of such funds.
- Mr. Madsen made a motion to reconsider Bill 6-2018 As Amended and approved on June 26th, seconded by Ms. Green.
- President Williams called for the vote on the motion and this carried 7-0.
- Mr. Madsen made a motion, seconded by Mr. Johnson to strike the amendment and return the Bill to its original form.
- President Williams called for the vote and the motion carried 7-0.
- Mr. Madsen made a motion, seconded by Mr. Majors to approve Bill 6-2018 to its original form.
- President Williams called for the vote and Bill 6-2018 was approved and returned to its original form.

ORDINANCES FOR AMENDMENT

- **The City Clerk read Bill 3-2018 into record** - An Ordinance amending and reorganizing Part 3 of Title 9 of the Codified Ordinances of the City of Harrisburg, entitled the "Municipal Waste and Recycling Code," to reflect enhancements to the City's collection and management of solid waste, recyclable and composting materials; to improve efficiencies in the collection of residential municipal waste fees by instituting annual billing; to provide a discount period; to identify prohibited acts which constitute violations of this Code; and to strengthen enforcement of this Code by authorizing the use of Enforcement Officer(s), and establishing fines and penalties for violations of this Code.
- Mr. Majors made a motion, seconded by Ms. Daniels to recess the meeting for 15 minutes.
- Mr. Majors made a motion, seconded by Ms. Daniels to amend Bill 3 adding a section E. (line 822) The owner of vacant property shall be exempt from the payment of disposal and collection fees for municipal waste services. In order to be considered for a vacant

property exemption the owner or owner's agent must annually complete an exemption application certifying that the property is vacant.

- President Williams called for the vote on Amendment 1 and this passed 7-0.
- Mr. Majors made a motion, seconded by Mr. Johnson to amend line 8 by striking "to improve efficiencies in the collection of residential municipal waste fees by instituting annual billing; to provide a discount period; On line 794 it will now read D. Billing Accounts by removing "and Payments"; Line 795 - removing the brackets beginning at line that starts with *All Billings for Charges* and ends with *the owner or occupant of the property involved (line 801)*; Removing lines 802 through 819 and lines 826-827; Additionally: adding language on line 1359 - DELEGATION that will read It is the intent of Council of the City of Harrisburg that this ordinance take effect on January 1, 2019.
- President Williams called for the vote on Amendment #2 and this passed 5-2, with Mr. Allatt and Mr. Madsen voting in the negative.
- Mr. Majors made a motion, seconded by Mr. Johnson adding language on line 801 that reads as follows: *The Director of Public Works shall issue an annual report to be issued to Council summarizing the prior year billing history and account status.*
- President Williams called for the vote on Amendment #3 and this passed 7-0.
- Mayor Papenfuse questioned the date of the ordinance taking effect on January 1, 2019.
- Mr. Majors made an Amendment to Amendment #2, seconded by Ms. Green striking the line that started on 1361 making the effective date on January 1, 2019 and changing the language to effectuate this ordinance with accordance with the law.
- President Williams called for the vote and this passed 7-0.
- **The City Clerk read Bill 4-2018 into record** - An Ordinance amending Part 5 of Title 2 of the Codified Ordinances of the City of Harrisburg, entitled "Environmental Advisory Council," to establish the terms of service and the process for appointing the initial and succeeding members of the reorganized Environmental Advisory Council (EAC); to increase the number of members of the EAC; and to permit the participation of nonvoting City personnel and officials in EAC Board matters.
- Mr. Majors made a motion to amend 2-509.2 MEMBERSHIP, seconded by Mr. Johnson by removing line 55-59 and adding the following language: Each initial member of the reorganized EAC shall be appointed by the Mayor and Council. (3) Three initial appointments by the Mayor and (4) Four members shall be chosen by Council for a term of three years. Thereafter, Mayor appointments shall be made by the Mayor and Councilmatic appointments shall be made by City Council for a term of (3) three years unless otherwise removed.
- President Williams called for the vote and this passed 7-0.

ORDINANCES FOR FINAL PASSAGE

- **The City Clerk read Bill 3-2018 AS AMENDED into record** - An Ordinance amending and reorganizing Part 3 of Title 9 of the Codified Ordinances of the City of Harrisburg, entitled the "Municipal Waste and Recycling Code," to reflect enhancements to the City's collection and management of solid waste, recyclable and composting materials to identify prohibited acts which constitute violations of this Code; and to strengthen enforcement of this Code by authorizing the use of Enforcement Officer(s), and establishing fines and penalties for violations of this Code.
- President Williams called for the vote and this passed 7-0.

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"Environmental Advisory Council," to establish the terms of service and the process for appointing the initial and succeeding members of the reorganized Environmental Advisory Council (EAC); to increase the number of members of the EAC; and to permit the participation of nonvoting City personnel and officials in EAC Board matters.

- President Williams called for the vote and this passed 7-0.

RESOLUTIONS

- **The City Clerk read Resolution 70-2018 into record-** A Resolution of the Council of the City of Harrisburg ratifying the 2018 – 2022 Basic Labor Agreement between the City of Harrisburg and the Local Union No. 428, International Association of Firefighters (“IAFF”).
- A Brief discussion took place prior to the vote on Resolution 70-2018.
- President Williams called for the vote and this passed 7-0.
- **The City Clerk read Resolution 71-2018 into record** – A Resolution confirming the appointment of Jayne M. Buchwach to serve on the LERTA Appeals Board.
- President Williams called for the vote and this passed 6-1, with Ms. Daniels voting in the negative.

OLD BUSINESS

- There were none.

NEW BUSINESS

- Mr. Johnson said he has enjoyed his time on Council this year and said that we are truly here to serve the public. He said there are some challenging times ahead. He wished everyone a safe summer. He announced an event from August 17-19th called “The Weekender” which is a weekend event where there will be live music and other exciting activities.
- Mr. Allatt said he received a phone call today regarding safety issues at the Hall Manor pool and said he hopes that it is a safe place for people to enjoy.
- Ms. Williams wished everyone a Happy Fourth and enjoyable Summer.

OLD BUSINESS

- The meeting adjourned at 9:01PM.