

STATED MEETING - CITY COUNCIL – APRIL 8, 2014

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A meeting of the Lancaster City Council was held on Tuesday, April 8, 2014 in Council Chambers, Southern Market Center, 100 South Queen Street, Lancaster, PA, at 7:30 p.m., with President Graupera presiding.

Council led the assembly in the Pledge of Allegiance.

Present – Mr. Reichenbach, Mr. Roschel, Mr. Soto
Ms. Williams, Ms. Wilson, President Graupera – 6

Excused – Ms. Sorace – 1

The minutes of the meeting of Council for March 25, 2014 were approved by a unanimous roll call vote.

PUBLIC SAFETY COMMITTEE – Chairwoman Wilson stated that the Committee met last evening and we had a report by the Chief of Police Sadler. We also had a citizen come in who was concerned about the prospect of Franklin & Marshall College arming their security force.

PUBLIC WORKS COMMITTEE - Chairman Roschel stated that the Committee met last night and there were two items on the agenda Administration Bill No. 3-2014 and Administration Resolution No. 20-2014. They are on tonight's agenda.

FINANCE COMMITTEE – Mr. Roschel made a motion to approve the 1st Quarter Legislative Transfers, and Mr. Reichenbach seconded. City Council approved the transfers by a unanimous roll call vote. Mr. Roschel further stated that Finance Committee also discussed Administration Bill No. 5, Administration Resolutions No. 17, 18, 19. The fifth item was a presentation by Patrick Hopkins, Director of Administrative Services. The topic was Capital Improvement planning. Highlights of the presentation included a definition of Capital Improvement planning, how the projects in the plan are funded, a breakdown of Lancaster's current capital bonds, and a discussion of bond ratings and current debt service levels.

COMMUNITY DEVELOPMENT AND PLANNING COMMITTEE – Chairman Soto stated that the Committee met last evening and there were three items on the agenda and we will elaborate more when they come up on the agenda.

PERSONNEL COMMITTEE – Chairwoman Williams stated that the Committee met last evening. 5 persons have been presented to Council for appointment to the Stormwater Fee Appeals Board, and she made a motion to approve the names as follows: John McGrann, Lydia Pease, John Dantine, Eamonn McAteer, and Fritz Schroeder. Councilman Reichenbach seconded. The appointments were approved by a unanimous roll call vote.

Chairman Williams further asked for a motion to approve the name of Fred Waller the CRIZ Board. Ms. Wilson made the motion and Mr. Soto seconded. Mayor Gray recommended his

appointment and stated that Senator Smucker and Randy Patterson concurred. City Council approve Mr. Waller's appointment by a unanimous roll call vote.

Administration Bill No. 2-2014, (the title) was read by the City Clerk as follows:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF LANCASTER AMENDING ORDINANCE NO. 6 – 1999, KNOWN AS THE HERITAGE CONSERVATION DISTRICT ORDINANCE, AS FIRST AMENDED BY ADMINISTRATION ORDINANCE NO. 4- 2005 (CHAPTER 155, ARTICLE II, OF THE CODE OF THE CITY OF LANCASTER) IN ORDER TO AMEND AND ADD CERTAIN DEFINITIONS AND TO CLARIFY THOSE ACTIVITIES REQUIRING CERTIFICATES OF APPROPRIATENESS.

Randy Patterson, Director of Economic Development and Neighborhood Revitalization, stated that it has become apparent that certain changes to buildings should go through a review in order to receive a certificate of appropriateness. This is the reason for this amendment. This is the first reading.

Administration Bill No. 3-2014 (the title) was read by the City Clerk as follows:

AN ORDINANCE OF THE COUNCIL OF THE CITY OF LANCASTER AUTHORIZING AND DIRECTING THE PROPER OFFICERS OF THE CITY OF LANCASTER TO EXERCISE THE CITY'S POWERS OF EMINENT DOMAIN AS SET FORTH IN SECTION 2801 OF THE THIRD CLASS CITY CODE (53 P.S. §37801) AND SECTION 303 OF THE OPTIONAL THIRD CLASS CITY CHARTER LAW (53 P.S. §41303) TO APPROPRIATE AND TAKE A PORTION OF THAT CERTAIN PROPERTY LOCATED AT 860 SOUTH PRINCE STREET IN LANCASTER CITY, LANCASTER COUNTY, PENNSYLVANIA; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT IN ACCORDANCE WITH PENNSYLVANIA LAW.

Mr. Roschel stated that the City plans to construct an animal shelter on the property at 848 and 860 South Prince Street. There is a sliver of land on the 860 South Prince Street which is a couple thousand square feet, and is owned by a private party. This bill would give the City officers to appropriate the land by eminent domain. This is the first reading of this bill.

Administration Bill No. 4-2014, (the title) was read by the City Clerk as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, LANCASTER COUNTY, PENNSYLVANIA REQUIRING THE REGISTRATION OF VACANT BUILDING STRUCTURES AND THE PAYMENT OF REGISTRATION FEES

FOR THE SAME, SETTING FORTH DEFINITIONS UTILIZED IN THE ORDINANCE, PROVIDING FOR THE APPLICABILITY OF THE ORDINANCE, REQUIRING OWNERS TO FILE A NOTARIZED REGISTRATION STATEMENT, PROVIDING FOR THE DESIGNATION OF LOCAL AGENTS, IMPLEMENTING A DUTY TO AMEND THE REGISTRATION STATEMENT, ESTABLISHING THE FEES FOR REGISTRATION, PROVIDING PROCEDURES FOR APPEALS, PROVIDING THAT DELINQUENT REGISTRATION FEES SHALL BE A LIEN ON THE PROPERTY, PROVIDING FOR A ONE TIME WAIVER OF THE REGISTRATION FEE, PROVIDING FOR ANNUAL AND COMPLIANCE INSPECTIONS, SETTING FORTH PROVISIONS REGARDING RIGHTS OF ENTRY INTO THE PROPERTY AND REGARDING SEARCH WARRANTS AND NOTICES, PROVIDING PROVISIONS FOR SPECIAL REQUESTED INSPECTIONS AND NOTICES, PROVIDING FOR THE ADMINISTRATION AND ENFORCEMENT OF THE ORDINANCE, SETTING FORTH VIOLATIONS AND PENALTIES, PROVIDING FOR COMPLIANCE WITH OTHER CODES, DECLARING THAT THE PROVISIONS OF THIS ORDINANCE ARE NONEXCLUSIVE; PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT AS PROVIDED BY PENNSYLVANIA LAW.

Councilman Soto stated that this ordinance will assist the City in having the property contact information for responsible parties of properties that are vacant or abandoned in the City. It does not affect properties that are vacant and being marketed for sale. It will add a section to deal with the properties that are going through foreclosure. These are often our most challenging properties and we want to be assured that we have the most accurate information.

Administration Bill No. 5-2014, (the title) was read by the City Clerk as follows:

AN ORDINANCE INCREASING THE INDEBTEDNESS OF THE CITY OF LANCASTER, LANCASTER COUNTY, PENNSYLVANIA, BY THE ISSUE OF A GUARANTEED REVENUE NOTE IN THE MAXIMUM PRINCIPAL AMOUNT OF \$5,500,000 FOR CONSTRUCTION OF VARIOUS STRUCTURES AND FACILITIES TO IMPROVE AND INCREASE THE CAPACITY OF THE NORTH PUMP STATION AND DIVERSION CHAMBER; FIXING THE FORM, DATES, INTEREST, AND MATURITY THEREOF; MAKING A COVENANT FOR THE PAYMENT OF THE DEBT THEREOF; MAKING A COVENANT FOR THE PAYMENT OF THE DEBT SERVICE ON THE NOTE; PROVIDING FOR THE FILING OF THE REQUIRED DOCUMENTATION WITH THE DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT TO INCUR AND EXCLUDE ADDITIONAL DEBT OF THE GOVERNMENTAL UNIT; PROVIDING FOR THE APPOINTMENT OF A TRUSTING FUND DEPOSITORY FOR THE NOTE;

PROVIDING FOR THE AUTHORIZED SIGNATORIES AND AUTHORIZING EXECUTION, SALE AND DELIVERY THEREOF.

Councilman Roschel stated that this bill approves a loan from PennVEST in the amount of \$5.5 million for improvements to the North Pump Station, Diversion Chamber and an upstream pre-treatment facility. The North Pump upgrades will increase the capacity from 26 million gallons a day to 43 million gallons a day. The Diversion Chamber's capacity will be up to 160 million gallons per day, and the pre-treatment facility will have a screening and grit removal capacity of 38 million gallons per day. This is a 23 year loan with the first three years of interest only payments of 1%, the next five years of principal payment with the 1% interest and the final 15 years principal payments of 1.75%. The loan will be paid off with Sewer Bill Fund and will not come from the General fund. This is the first reading of this bill.

Administration Resolution No. 15-2014, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER REVISING THE OFFICIAL SEWAGE FACILITIES PLAN FOR THE CITY OF LANCASTER TO INCLUDE THE PARCEL OF LAND IDENTIFIED AS 617 NORTH PRINCE STREET LOCATED IN THE CITY OF LANCASTER.

Councilman Reichenbach made the motion to approve and Councilman Roschel seconded.

Councilman Soto stated that this is a requirement to the Pennsylvania Department of Environment Resources for approval. The project involves improvement to a site that contains three buildings. City Council approved Administration Resolution No. 15-2014 by a unanimous roll call vote.

Administration Resolution No. 17-2014, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER TO AUTHORIZE THE ADMINISTRATION TO SELL THE 2014 TAX CLAIMS, THE ANTICIPATED 2015 TAX CLAIMS AND THE ANTICIPATED 2016 TAX MAYOR AND THE CITY SOLICITOR.

Councilman Reichenbach made the motion to approve and Councilwoman Wilson seconded.

Councilman Roschel stated that this resolution allows the City to sell its uncollected real estate taxes for the years 2014 through 2016. We have approved similar resolutions in the past and we do it in 3 year chunks. The City receives approximately 90¢ on the dollar for the sale. City Council approved Administration Resolution No. 17-2014 by a unanimous roll call vote.

Administration Resolution No. 18-2014, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER APPROVING AN AMENDED CAPITAL PROJECT LIST TO BE FUNDED BY

THE PROCEEDS OF THE CITY OF LANCASTER GENERAL OBLIGATION BONDS, SERIES OF 2011.

Councilman Reichenbach made the motion to approve and Councilman Roschel seconded. Councilman Roschel stated that this resolution amends the Capital Improvement Plan 2011 General Obligation Bonds for both General Fund projects and Water Fund projects. City Council approved Administration Resolution No. 18-2014 by a unanimous roll call vote.

Administration Resolution No. 19-2014, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER APPROVING THE EXECUTION OF A JUDGEMENT NOTE BETWEEN THE CITY OF LANCASTER AND THE CITY OF LANCASTER REVITALIZATION AND IMPROVEMENT ZONE AUTHORITY

Councilman Roschel made the motion to approve and Councilman Soto seconded.

Mr. Roschel stated that this Resolution approves a loan from the City to the CRIZ Authority. City Council approved Administration Resolution No. 19-2014 by a unanimous roll call vote.

Administration Resolution No. 20-2014, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER AUTHORIZING THE MAYOR TO SUBMIT A GRANT PROPOSAL FOR COMMUNITY CONSERVATION PARTNERSHIP PROGRAM FUNDS FROM THE DEPARTMENT OF CONSERVATION AND NATURAL RESOURCES (DCNR) IN THE AMOUNT OF \$350,000.

Councilman Reichenbach made the motion to approve and Councilwoman Wilson seconded.

Mr. Roschel stated that this resolution authorizes the Mayor to submit a grant proposal to replace the play structures at Long's Park. City Council approved Administration Resolution No. 20-2014 by a unanimous roll call vote.

REPORT OF THE MAYOR – the Mayor's report to Council may be viewed on the City's website. www.cityoflancaster.com

COUNCIL COMMENT – Councilman Reichenbach commended the Rec Commission for turning things around after having a difficult several years with the help of Charlotte Katzenmoyer and Donna Jessup of the City Administration. He further stated that he met with Bob Shumaker today, CEO of Lancaster Alliance to see if there is anything Council can do to help his cause. We will talk again. He further reminded everyone that Ray D'Agostino of LHOP will be visiting Council at our next meeting. He encouraged members to let their friends know so they can come and hear the presentation.

President Graupera adjourned the meeting at 8:05 p.m.

John E. Graupera, President

Attest:

City Clerk