

STATED MEETING - CITY COUNCIL – MAY 14, 2013

A meeting of the Lancaster City Council was held on Tuesday, May 14, 2013 in Council Chambers, Southern Market Center, 100 South Queen Street, Lancaster, PA, at 7:30 p.m., with President Williams presiding.

City Council led the assembly in the Pledge of Allegiance.

Present – Mr. Graupera, Mr. Reichenbach, Mr. Smith,
Mr. Urdaneta, Ms. Wilson, President Williams – 6

Excused – Mr. Roschel - 1

City Council approved the minutes of April 23, 2013 by a unanimous roll call vote.

PUBLIC COMMENT – Greg Paulson, spokesman for the Coalition for a Bicycle Friendly Lancaster, spoke to Council to express their unanimous support for the proposed Northeast Greenway Project. He stated that the Lancaster Chamber of Commerce and Industry and the Lancaster General Hospital, among others, have lent their total support to the efforts to make Lancaster a Bicycle Friendly city.

Councilman Reichenbach stated that when the topic was brought up at an LIMC meeting there was much enthusiasm in the room. Other communities may look at greenway projects even though it may be further down the road.

At this time there was a presentation by the Theatre of Transformation, a youth group, who performed a portion of its play which commemorates the 150 year anniversary of the Emancipation Proclamation.

PUBLIC SAFETY COMMITTEE - Councilwoman Wilson stated that the Committee met on Monday, May 6, 2013 and tonight we are going to be talking about a resolution to update the Emergency Operations Plan for 2013 and 2014.

PUBLIC WORKS COMMITTEE – Councilman Smith stated that there was a meeting of the Committee last Monday, and a resolution was introduced which will address the new fee schedule for the right-of-way ordinances which will be addressed at our May 28, 2013 meeting.

ECONOMIC DEVELOPMENT & REVITALIZATION COMMITTEE – Chairman Urdaneta stated that the Committee met last Monday and we addressed Administration Bill No. 5-2013 regarding the Food Trucks operating within the City. We also addressed Resolution No. 25 & 26 which are approving agreements with the Redevelopment Authority of the City of Lancaster and Penn Square Partners concerning the Montgomery House Project.

COMMUNITY DEVELOPMENT & PLANNING COMMITTEE – Chairman Reichenbach stated that the Committee met on May 6, 2013, to approve adding to tonight’s agenda, Resolution No. 21-2013 which deals with the revision of the Official Sewage Facilities Plan.

PERSONNEL COMMITTEE – Chairman Graupera stated that the Committee moved Resolution No. 23-2013 which is on the agenda tonight:

City Council considered the following application & HARB recommendations for improvements to proper ties within the Historic District:

1. The City of Lancaster, requests demolition of a brick chimney at 13 West King Street(3 through 21 West King Street
2. The City of Lancaster, requests replacement of handrails at an entryway on the building’s south elevation, at 13 West King Street (3 through 21 West King Street.
3. Elisabeth S. Matheson, request installation of wooden flower boxes on the building’s front windows, at 105 Howard Avenue.

Councilman Urdaneta made the motion to approve and Councilwoman Wilson seconded. The recommendations of the HARB were approved by a unanimous roll call vote.

Administration Bill No. 4-2013, (the title) was read by the City Clerk as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, LANCASTER COUNTY, PENNSYLVANIA AMENDING AND/OR MODIFYING CHAPTER 116 – CONSTRUCTION CODE, UNIFORM, WHICH INCLUDES PROVISIONS OF THE 2009 INTERNATIONAL CODES SECTIONS, INCLUDING BUT NOT LIMITED TO, THE INTERNATIONAL RESIDENTIAL CODE, INTERNATIONAL BUILDING CODE, INTERNATIONAL MECHANICAL CODE, AND INTERNATIONAL PLUMBING CODE, ALL AS INCORPORATED INTO PROVISIONS OF THE PENNSYLVANIA CONSTRUCTION CODE ACT (ACT 45 OF 1999); ESTABLISHING VIOLATIONS AND PENALTY PROVISIONS IN CHAPTER 116; 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 Urdaneta made the motion to approve and Councilman Smith seconded. City Council approved Administration Bill No. 4-2013 by a unanimous roll call vote, and it shall hereinafter be known as Administration Ordinance No. 4-2013.

Administration Bill No. 5-2013,(the title) was read by the City Clerk as follows:

AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, LANCASTER COUNTY, PENNSYLVANIA AMENDING AND MODIFYING THE CODE OF THE CITY OF LANCASTER, CHAPTER 240 – RESTAURANTS ADDING ARTICLE III ESTABLISHING LICENSING AND OPERATIONAL REQUIREMENTS FOR MOBILE FOOD TRUCKS OPERATING WITHIN THE CITY OF LANCASTER; 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

Councilman Urdaneta stated that this bill takes into account the complexities of a new business and the entrepreneurs that are venturing into the mobile food industry. Some of the complexities that it addresses, as a new industry will be in competition with some of the old industry, the brick and mortar restaurants that already exist within the City. We see that this is a growing industry, many cities, our size and larger than ours are taking strides into trying to make this a new attraction and a way to expand the palette of flavors that are offered within our City. Some of the other complexities are the health provisions which have to be taken into account, noise, smells and scents either from the generators that are used to power these trucks or the food that is being prepared. All of these things will be addressed by our legislation.

Mr. Richard Copula, North Mulberry Street, asked if the new regulations provide for regulating the soft serve ice cream trucks. Mr. Patterson explained that the legislation is not applicable to ice cream trucks which move about the City. This is just for the food trucks that park on the street to do business.

Administration Resolution No. 21-2013, (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 LANCASTER GENERAL HEALTH OFFICE BUILDING AND GARAGE LOCATED IN THE CITY OF LANCASTER.

Councilman Urdaneta made the motion to approve and Councilman Reichenbach seconded. City Council approved Administration Resolution No. 21-2013 by a unanimous roll call vote.

Administration Resolution No. 23-2013, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER APPOINTING SPECIAL COUNSEL FOR THE CITY OF LANCASTER.

Councilman Urdaneta made the motion to approve and Councilman Reichenbach

seconded.

Councilman Graupera stated that the City often retains special counsel for a wide variety of issues or a specific issue. In this case, the Administration is asking City Council to appoint the law firm of Eastburn and Gray, P.C. to help with the right-of-way project. City Council approved Council Resolution No. 23-2013 by a unanimous roll call vote.

Administration Resolution No. 25-2013, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER AUTHORIZING THE EXECUTION OF A COOPERATION AGREEMENT WITH THE REDEVELOPMENT AUTHORITY OF THE CITY OF LANCASTER IN CONNECTION WITH THE MONTGOMERY HOUSE PROJECT.

Councilman Urdaneta made the motion to approve and Councilman Smith seconded. Councilman Urdaneta stated that this is the house on the western side of the Marriott Hotel and the Convention Center. It is already undergoing renovations. This is a \$500,000 Redevelopment Assistance Capital Grant from the Commonwealth's Redevelopment Assistance Capital Grant Program. We are serving as conduit for the grant. Administration Resolution No. 26-2013 is a resolution that indemnifies the City of any wrongdoing that could happen with this money.

The City Clerk read the title of Resolution No. 26-2013 as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER AUTHORIZING THE EXECUTION OF AN INDEMNIFICATION AGREEMENT BETWEEN THE CITY OF LANCASTER, THE REDEVELOPMENT AUTHORITY OF THE CITY OF LANCASTER AND PENN SQUARE PARTNERS IN CONNECTION WITH THE MONTGOMERY HOUSE PROJECT.

Councilman Urdaneta amended his motion to include Administration Resolution No. 26-2013 and Councilman Smith seconded. City Council approved both Administration Resolution No. 25 & 26-2013 by a unanimous roll call vote.

Administration Resolution No. 27-2013, (the title) was read by the City Clerk as follows:

A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER TO RENEW THE APPROVAL AND ADOPTION OF THE CITY OF LANCASTER'S EMERGENCY OPERATIONS PLAN FOR 2013 AND 2014 AS IT CONFORMS WITH THE REQUIREMENTS OF THE LANCASTER COUNTY EMERGENCY OPERATIONS GUIDELINES.

Councilman Urdaneta made the motion to approve and Councilman Reichenbach seconded. Councilwoman Wilson stated that this is to update the City of Lancaster's Emergency Operations Plan which we do every two years. City Council approved Administration Resolution No. 27-2013 by a unanimous roll call vote.

President Williams adjourned the meeting at 8:15 p.m.

Louise B. Williams, President

Attest:

City Clerk