

**STATED MEETING - CITY COUNCIL –JULY 27, 2010**

A meeting of the Lancaster City Council was held on Tuesday, July 27, 2010 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 – Ms. Coller, Mr. Morales, Mr. Polite, Mr. Roschel  
Mr. Smith, Mr. Urdaneta, President Williams – 7

City Council approved the minutes of July 13, 2010 by a unanimous vote.

ECONOMIC DEVELOPMENT & REVITALIZATION COMMITTEE – Chairman Urdaneta made a motion to amend the agenda by adding Council Resolution No. 43-2010 and Councilman Smith seconded. City Council approved adding Council Resolution No. 43-2010 to the agenda by a unanimous roll call vote.

COMMUNITY DEVELOPMENT AND PLANNING COMMITTEE – Chairman Morales stated that when Bills No. 11 & 12 come up on the agenda he will be making motions to amend the Bills.

Administration Bill No. 11-2010, (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 SECTIONS 116-3 THROUGH 116-4.1 OF THE CODE OF THE CITY OF LANCASTER TO MODIFY THE CITY'S CONSTRUCTION CODE TO IMPLEMENT AND MODIFY PROVISIONS OF THE INTERNATIONAL BUILDING CODE OF 2009 AND THE MANNER IN WHICH IT IS APPLIED AND ENFORCED; 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 Polite seconded

Councilman Morales stated that this ordinance will modify our code in response to the 2009 International Building Code. It will also replace all references to the Department of Housing and Neighborhood Development to the new term the Department of Economic Development and Neighborhood Revitalization. It will also change the fee charts and also allow for that to be changed from time to time as required by City Council.

Councilman Morales stated, “I hereby move to amend Administration Bill No. 11-2010, Section 3 Subpart A, Sub-subpart 6 adding Section 3313 Sandblasting to read as follows: “The most gentle cleaning method possible shall be used to clean brick, stone or masonry surfaces. Brick and stone shall not be sandblasted with dry grit or hydro-silica blasting. In such cases where sandblasting has been approved by the Building Code Official as necessary for the maintenance of the historic structure, the sandblasting contractor shall conform to the requirements of Title 25 Pa. Code §123.1 relating to the regulation of certain fugitive emissions, or its successor standards and water shall be used for all such sandblasting operations. These requirements shall apply equally to all commercial and residential projects.”

And

“To amend Section 4 of the same Administration Bill by adding the following sentence at the end: Notwithstanding the forgoing, any such ordinances or resolutions shall remain in full force and effect for purposes of continuation of any enforcement proceedings commenced prior to the effective date of this ordinance.”

Councilman Urdaneta seconded the motion. City Council approved the amendment by a unanimous roll call vote. City Council approved Administration Bill No. 11-2010 (as amended) by a unanimous roll call vote and it shall hereinafter be known as Administration Ordinance No. 11-2010.

Administration Bill No. 12-2010, (the title) was read by the City Clerk as follows:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, LANCASTER COUNTY, PENNSYLVANIA RE-WRITING AND AMENDING CHAPTER 142 – FIRE PREVENTION AND TO ADOPT THE 2009 INTERNATIONAL FIRE CODE AS PUBLISHED BY THE INTERNATIONAL CODE COUNCIL, INC. AND ALL OF ITS INCORPORATED STANDARDS AND CODES AS AMENDED AND REPUBLISHED FROM TIME TO TIME AND TO MAKE AMENDMENTS, ADDITIONS AND/OR DELETIONS THERETO; 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 Polite seconded.

Councilman Morales stated, “I hereby move to amend Section 2 of Administration Bill No. 12-2010 by adding the following sentence at the end: Notwithstanding the foregoing, any such ordinances or resolutions shall remain in full force and effect for

purposes of continuation of any enforcement proceedings commenced prior to the effective date of this ordinance.” Councilman Urdaneta seconded.

In response to Councilman Urdaneta’s question, Mr. Patterson stated that this was an amendment that was suggested by the Solicitor, so that if there are any citations outstanding prior to the effective date, they can still be prosecuted.

City Council approved the amendment by a unanimous roll call vote. City Council approved Administration Bill No. 12-2010 (as amended) by a unanimous roll call vote and it shall hereinafter be known as Administration Ordinance No. 12-2010.

Administration Bill No. 13-2010, (the title) was read by the City Clerk as follows:

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF LANCASTER, LANCASTER COUNTY, PENNSYLVANIA APPROVING, AUTHORIZING AND RATIFYING THE EXECUTION OF AN AGREEMENT OF SALE BY AND BETWEEN THE CITY OF LANCASTER AND THE SCHOOL DISTRICT OF LANCASTER PURSUANT TO WHICH THE CITY WILL SELL BICYCLES WHICH THE CITY HAS OBTAINED FROM ABANDONMENT, THEFT OR LOSS TO THE SCHOOL DISTRICT OF LANCASTER IN ORDER FOR THE SCHOOL DISTRICT TO PROVIDE THEM TO A COMMUNITY ORGANIZATION THAT WILL TRAIN SCHOOL DISTRICT STUDENTS IN BASIC JOB SKILLS AND BICYCLE REPAIR; SETTING FORTH THE TERMS OF THE AGREEMENT; PROVIDING, THAT NO FINANCING NOR ORGANIZATIONAL STRUCTURE IS NECESSARY TO IMPLEMENT OR FINANCE THE AGREEMENT; 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 Councilwoman Collier seconded.

Councilman Smith stated that the City has collected about 150 bicycles that were stolen, abandoned or lost. In the past they were sold at auction, but only brought a minimal amount of revenue. This program will allow the City to sell the bicycles to the School District of Lancaster for a nominal fee and they, acting as a pass through, to this community organization that will train students to repair bicycles for sale.

City Council approved Administration Bill No. 13-2010 by a unanimous roll call vote and shall hereinafter be known as Administration Ordinance No. 13-2010.

Council Resolution No. 43-2010, was read by the City Clerk as follows:

**A RESOLUTION OF THE COUNCIL OF THE CITY OF LANCASTER OPPOSING THE ELIMINATION OF THE LANCASTER COUNTY HUMAN RELATIONS COMMISSION AND EXHORTING THE CITIZENS OF LANCASTER TO JOIN EFFORTS TO ENSURE THE CONTINUATION OF SUCH COMMISSION**

**WHEREAS**, the Lancaster County Human Relations Commission is a county office dedicated to receiving and processing complaints of alleged discrimination, including but not limited to discrimination in employment, housing, education, public accommodations and lending, which occurs within the territorial limits of the County of Lancaster; and

**WHEREAS**, the Commission promotes amicable and cooperative relations among the various cultural, educational, racial, ethnic, and economic groups, and helps improve the quality of life for residents of Lancaster City and Lancaster County; and

**WHEREAS**, the Commission works to create an atmosphere in the County of Lancaster, which will insure the observance by all persons of the rights set forth in County, State, and Federal Law relative to housing, employment, education and public accommodation regardless of race, color, religion, creed, ancestry, national origin, sex, age, or disability; and

**WHEREAS**, the discontinuation of these valuable services, at a time in which the population in the area is growing in its diversity, would impact negatively the quality of life and the economic development opportunities in Lancaster County

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the City of Lancaster, to express its opposition to the proposal presented by some members of the Lancaster County Commissioners Board to repeal the County Human Relations ordinance, which if adopted, would abolish the Lancaster County Human Relations Commission.

**BE IT FURTHER RESOLVED** by the City Council to exhort the citizens of Lancaster City to unite their voices and actions in opposition to this proposal.

**BE IT FURTHER RESOLVED** by the Council of the City of Lancaster that we indeed believed that due to the wonderful diversity our county enjoys that the board of Lancaster County Commissioners should be considering an expansion of the Lancaster County Human Relations Commission instead of its abolishment.

Councilman Polite made the motion to approve and Councilman Urdaneta seconded. Councilman Morales questioned why the resolution does not refer to Lesbian Gay Bi-Sexual and Transgender and a discussion ensued about the City's Human Relations Ordinance and the County's. Councilman Smith made a motion to add "The Lancaster County Commissioners should be considering an expansion and to include LGBT Community in the County Human Relations Commission instead of its abolishment." Councilman Morales seconded.

After more discussion and public statements from Randolph Carney, Terry Brown and Cobbie Burns, City Council approved the amendment by a 4 – 3 vote. Aye – Morales, Roschel, Smith, Williams – 4. No – Coller, Polite, Urdaneta – 3.

City Council approved Council Resolution No. 43 (as amended) by a 6 – 1 vote. Aye – Coller, Morales, Roschel, Smith, Urdaneta, Williams- 6. No – Polite - 1

President Williams adjourned the meeting at 8:25 p.m.

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Louise B. Williams, President

Attest:

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City Clerk