

**PENNSYLVANIA HISTORICAL AND MUSEUM COMMISSION
MARCH 15, 2006
MINUTES**

A meeting of the Pennsylvania Historical and Museum Commission was held on March 15, 2006, in the 5th Floor Board Room of the State Museum, Harrisburg, Pennsylvania. The following Commissioners were present: Wayne S. Spilove, Chairman; Rhonda R. Cohen, Senator Jane Earll, Senator Jim Ferlo, Laura Fisher, Dr. Gordon A. Haaland, Janet S. Klein, Representative Stephen Maitland, Cheryl McClenney-Brooker, Dr. Brian Mitchell, M. Clare Zales. The following staff were present: Barbara Franco, Anita Blackaby, Jane Crawford, Karen Galle, David Haury, Michel Lefevre, Marilyn Levin, Andrea MacDonald, Greg Moski, Howard Pollman, Wasyl Polischuk, John Robinson, Donna Williams. Heather Emery represented the Office of General Counsel

I. CALL TO ORDER

Chairman Spilove called the meeting to order at 9:30 a.m.

II. APPROVAL OF MINUTES OF NOVEMBER 15, 2005 MEETING

Chairman Spilove called for a motion to approve the minutes. On motion by Ms. Cohen, seconded by Senator Earll, minutes were approved.

III. CHAIRMAN'S REPORT

Chairman Spilove gave a summary on programs/meetings he attended this past quarter:

- **Laurel Hill Check Presentation:** Laurel Hill is recognized as a National Historic Landmark. Established in 1836 and encompasses 74 acres in the East Falls area of Philadelphia. In 2004 Laurel Hill received a Keystone Preservation Grant in the amount of \$45,000 to restore Old Morality, the signature monument in the cemetery. Their most recent grant was a Keystone Preservation grant – for repairs to the ornate front gates of the cemetery.

- **Pennsylvania Humanities Council Reception:** The Pennsylvania Humanities Council held a reception at the Atwater Kent Museum. The reception was to thank their supporters and showcase the great work that they do.
- **Confirmation Hearings (Washington DC):** Attended confirmation hearings for then Supreme Court nominee Samuel Alito.
- **National Park Service Reception (Philosophical Society):** National Park Service – Northeast Region hosted a meeting with the National Leadership Council, the National Park Service Advisory Board and the Scholars Forum in Philadelphia.
- **Ben Franklin’s 300th - Birthday Cake Lighting:** Held at the National Constitution center and broadcasted on the CBS Early Show, Ben Franklin’s 300th birthday was kicked off with the lighting of his oversized birthday cake. The candle lighters represented the many facets of Ben Franklin’s life from publisher, to inventor, to statesman, to businessman.
- **Save American’s Treasures Check Presentation:** The Pennsylvania Heritage Society was awarded \$375,000 in grant money for the Save America’s Treasures program to support the conservation of the Civil War Muster Rolls. The Civil War Muster Rolls are the Commonwealth’s official records of the approximately 362,000 soldiers who served from PA during the Civil War.
- **American Stock Exchange – New York City:** Joined by re-enactors from Washington Crossing.
- **Once Upon A Nation Groundbreaking:** Broke ground to begin construction in Philadelphia’s Franklin Square. Franklin Square is one of the 5 original squares in Philadelphia. Once Upon a Nation expects the square to be completed by July 4th.
- **Fairmount Water Works visit:** Over the past few years the Water Works buildings, decks, and pavilions have been restored. The South Gardens and Cliffside are still in need of restoration. Once restored, it will connect the Water Works and the Philadelphia Museum of Art, and the recreational trail from Center City to Valley Forge. Also visited the Waterworks museum which is run by the Philadelphia Water Department.
- **Mother Divine – Woodmont:** Built in 1892 at an estimated cost of 1 million dollars by the Honorable Alan Wood, Jr. – founder of the Alan Wood Steel Company. William L. Price was the architect. Father Divine was an African American spiritual leader from 1907 until his death in 1965. He founded the International Peace Mission Movement and oversaw its growth from a small congregation into a multiracial international church. After his death, Mother

Divine, Father Divine's wife, succeeded to leadership of the Movement and continues to administer its worldwide affairs.

- **Speakers Ball – Bennett Levin:** Bennett Levin and his wife, Vivian received the Pennsylvania Pride Award at the Speaker Ball this year. Awarded for their recent generosity of transporting marines, sailors and soldiers wounded in Iraq and Afghanistan who were recovering at the Bethesda Naval Hospital to the Army Navy Game in Philadelphia.

IV. EXECUTIVE DIRECTORS REPORT

Ms. Franco is working with the Budget Office to prepare next year's budget. The Governor's Budget for 2006-2007 includes an additional \$1 million in funds for maintenance. This will help offset increases in personnel costs in General Operating funds due to salary and benefit increases this year. The increased Maintenance funds will insure that our sites and museums can continue to be open and maintained.

The Harrisburg Patriot-News recently reported on the State Museum and Archives Master Plan.

The Commission is working with the Governor's Office, the Department of State and the Department of General Services to honor Dr. Tucker, the first African American secretary of state in the nation. A ceremony is planned in April to dedicate a state historical marker, unveil a portrait and acknowledge the gift of her papers and personal items to the State Archives and State Museum.

The new logo for the Commission is being introduced in all new publications and has been added to the Commissions website home page.

The Annual Report for 2004-2005 is available. The theme for this year's report is "Partnerships"; it is scheduled to be completed by the November Commission Meeting.

This past December, Washington successfully crossed the Delaware for the first time in several years due to weather and river conditions in previous years.

The orientation exhibition at Old Economy Village is now open in the new visitor's center.

Landis Valley Museum opened the Bitzer Barn which is the newest storage facility at the museum. This building is using underground water for heating and cooling.

V. COURTESY RESOLUTIONS

Chairman Spilove announced that Senator Robert J. Thompson passed away since our last Commission meeting in November. Senator Thompson donated photos of the 75th anniversary of Gettysburg celebration of the Civil War to the State Museum. Chairman Spilove will prepare a resolution in honor of the Senator.

Ms. Williams announced the retirement of John Fugelso who has worked for the Commission for 15 years as Chief of the Preservation Construction Section in the Division of Architecture and Preservation.

Chairman Spilove called for a motion to approve the resolution. On motion by Representative Maitland, seconded by Ms. Klein, the resolution for Mr. Fugelso was approved. (See Attachment A)

Ms. Williams reported on the volunteer of the year awards. The awards are presented every year at the Associates Forum and recognize volunteers from each site for their outstanding contribution to the site.

The Outstanding Service Award recognizes someone who has made a special contribution in a form of their leadership or advocacy for the site or museum. This year

we are nominating Lilian Lloyd at Somerset Historical Center and Joe Meck at Ephrata Cloister.

Chairman Spilove called for a motion to approve the Volunteers of the Year 2005 Award and Outstanding Service Award. On motion by Dr. Halland, seconded by Senator Ferlo the following Volunteers of the Year 2005 Award and Outstanding Service Award was approved. (SEE ATTACHMENT B)

Ms. Klein read the following resolution in honor of Dr. Leroy Patrick:

Whereas, Dr. Leroy Patrick has exemplified the true meaning of fairness, equality, compassion, understanding, justice, and honor throughout his life, his career, and his myriad activities;

Whereas, Dr. Patrick had brought great distinction to the organizations and institutions with which he was associated during his career, among them Lincoln University, where he served as an adjunct professor of Latin, Greek, and Religion; the T.M. Thomas Presbyterian Church, of Chester, of which he served as pastor, from 1942 to 1950; and the Bethesda United Presbyterian Church, of Pittsburgh, which he served dutifully from 1951 until retiring in 1985 as Pastor Emeritus;

Whereas, Dr. Patrick nurtured the congregation of the Bethesda United Presbyterian Church, which under his leadership emerged as one of the preeminent religious institutions in Pittsburgh, noted for its in-house and outreach ministry through the Bethesda Community Center, which he founded in 1965;

Whereas, Dr. Patrick not only established the Bethesda Community Center, but also served as its Executive Director, during which it provided myriad neighborhood and community services, among them a food pantry, psychiatric counseling, developmental classes for mother and children, and housing rehabilitation;

Whereas, Dr. Patrick committed much time, energy, and thought to civil rights and community service, dedicating himself to the desegregation of swimming pools, restaurants, bowling alleys, and skating rinks in Pittsburgh and surrounding Allegheny County;

Whereas, Dr. Patrick, in his fight for justice and equality for all, planned and participated in demonstrations, engaged in "sit-ins," and bravely strode picket lines at construction sites, businesses, and government agencies to ensure equal opportunity for African Americans;

Whereas, Dr. LeRoy Patrick in his struggle for human rights put himself at great risk as he was assaulted and arrested for his actions, but he never grew daunted and continued his quest with renewed vigor and courage;

Whereas, Dr. Patrick worked to better the education, jobs, and housing of his fellow citizens both in the City of Pittsburgh and as Chairman of the Education Committee of the National Association for the Advancement of Colored People (NAACP) and as President of the Pittsburgh Board of Education;

Whereas, Dr. Patrick was selected, in 1953, by Time Magazine, as one of the “100 National Leaders of Tomorrow,” bringing honor and prestige to the city, the commonwealth, and the country he so tirelessly served;

Whereas, Dr. Patrick lent his talent to numerous boards and committees, as member and not infrequently as chairman, during his remarkable life, including the Red Cross, the Young Men’s Christian Association, the National Black Political Assembly, Lincoln University, the Pittsburgh Improvement Association, and the NAACP;

Whereas, Dr. LeRoy Patrick also devoted himself to preserving the history and culture of this great Commonwealth by serving as a member of the Pennsylvania Historical and Museum Commission for twenty-seven years, from 1980 through 2003, and at the behest of six governors;

Whereas, Dr. Patrick brought unprecedented attention to the Commission’s numerous black history initiatives, notably its Black History Advisory Committee, its annual Conference on Black History, and its installation of state historical markers commemorating African Americans and their contributions to the history of both state and nation;

Whereas, Dr. LeRoy Patrick brought grace, humanity, and dignity to the work of the Commission, encouraging Pennsylvanians everywhere to participate in its various outreach and public programs;

Whereas, Dr. LeRoy Patrick, during nearly three decades as a Commissioner, served his Commonwealth well, selflessly giving of time and talent to ensure that not only does the Commission hold a place in history itself, but to also guarantee that residents and visitors discover and enjoy an all-encompassing and comprehensive experience when visiting Pennsylvania’s communities, historic sites, and museums;

Now, Therefore, Be It Resolved, that the Members of the Pennsylvania Historical and Museum Commission duly note with sadness the passing, on January 12, 2006, of esteemed member Dr. LeRoy Patrick, whose work as volunteer, community activist, and religious leader has enriched and enhanced the lives of all he touched. The Commissioners hereby request that this Resolution, but a mere token of their admiration and respect, be committed to the minutes of the Pennsylvania Historical and Museum

Commission as a testimonial and memorial to Dr. LeRoy Patrick, an individual of great vision, and direct that copies of this Resolution be presented to his family.

Chairman Spilove called for a motion to approve the resolution for Dr. LeRoy Patrick. On motion by Ms. Klein, seconded by Senator Ferlo the resolution for Dr. LeRoy Patrick was approved.

VI. ACTION ITEMS

- a) PHMC Policy on Maintaining a Pennsylvania Register of Historic Places

At this time, Ms. Franco introduced Heather Emery from the Office of General Counsel, who assists the Commission with its legal issues.

Andrea MacDonald reported on two policies for the Commission's consideration. The first policy is PHMC Policy on Maintaining a Pennsylvania Register of Historic Places.

The Pennsylvania History Code empowers the Commission to maintain an inventory of historic resources in the Commonwealth that would be known as the Pennsylvania Register of Historic Places. The Commission does not formally maintain a Pennsylvania Register of Historic Places, therefore we recommend that the policy of the Commission for properties listed in or eligible for the National Register of Historic Places shall constitute the Pennsylvania Register of Historic Places.

Chairman Spilove called for a motion to approve the PHMC Policy on Maintaining a Pennsylvania Register of Historic Places. On motion by Ms. Klein, seconded by Dr. Haaland the PHMC Policy of Maintaining a Pennsylvania Register of Historic Places was approved. (See Attachment C)

Ms. MacDonald reported on the second policy: PHMC Policy for Determining Historical Significance of Local Historic Districts and Boundary Justification Pursuant to the Pennsylvania Historic District Act (Act 167).

Ms. MacDonald said that staff has worked very hard in developing criteria for the definition of what constitutes a historically significant district and what the boundary justification would be.

Ms. Franco reported that there was considerable discussion of this issue at the September 2005 Commission Meeting. The Commission at the time asked for legal opinion and further justification.

Ms. Emery explained that the Commission is charged with determining/certifying the historical significance of a proposed local district. Commissioners need to make the decision. There needs to be consistency across the board as to how you decide whether or not the proposed districts are historically significant. In the past, Commission staff used the criteria of the National Historic Register which don't cover all the goals of the Pennsylvania Statute. Staff proposed new criteria that are more state specific and serve the same purpose as the current National Register criteria. These are not regulations or requirements. The Commission will refer to the guidelines but still retains the ultimate discretion to neither certify nor not certify the district. This is the same process the Commission uses now. Currently the Commission refers to the National Register Guidelines. Staff is suggesting that instead of federal guidelines, state specific guidelines would be used. At this time, Ms. Emery asked if the Commission had any questions.

Ms. Klein said that Michel Lefevre has worked with the Certified Local Governments and municipalities and historic architectural review boards for many years.

Now the municipalities are planning beyond the local historic buildings but trying to protect historic areas by creating buffers which may exceed the national register boundaries. This policy allows the Commission to recognize multiple boundaries that reflect what the municipalities' plans will do to protect not only the historic buildings but protect the surrounding areas. There will be a greater opportunity to protect the actual preserved areas. Ms. Klein thanked Michel who has worked on this policy for a long time.

Dr. Mitchell expressed his concerns regarding the boundary extension with colleges, universities and other large institutions.

Ms. Klein asked if some of the buildings that were included in the national register district were demolished, could the local community decide to reduce their boundaries. Ms. Emery said that this happens frequently.

Dr. Mitchell asked how a buffer is created and how institutions that might be affected relate to the local municipality.

Michele Lefevre said the municipality creates the historic district ordinance and a public hearing is held. Once the ordinance is passed it cannot be enforced until the Commission gives its approval. The governing body takes into consideration the impact of the proposal on institutions.

Dr. Haaland agrees with Dr. Mitchell's concern regarding buffer zones. The Commission needs to be sensitive to this area.

Ms. Emery reminded the Commissioners that the role of the Commission under the Historic District Act is to certify the historical significance of the building. The issues of community concerns will be dealt with at the local ordinance level. The only

thing the Commissioners certify is the historical significance of the buildings and the proposed guidelines are a tool.

Dr. Mitchell would like to register in the minutes that there is concern regarding the approval of the boundary justification criteria and that the PHMC Commissioners should refer to the minutes from time to time about the concerns regarding the buffer zones.

Ms. Emery clarified that this is a statement of policy that is designed to be flexible. One of the reasons to develop the policy is for the Commission to be consistent. She would recommend that you use the policy with every municipality.

Chairman Spilove called for a motion to approve the PHMC Policy for Determining Historical Significance of Local Historic Districts and Boundary Justification Pursuant to the Pennsylvania Historic District Act (Act 167). On motion by Ms. Klein, seconded by Ms. Fisher, the PHMC Policy for Determining Historical Significance of Local Historic Districts and Boundary Justification Pursuant to the Pennsylvania Historic District Act (Act 167) was approved. (See Attachment D)

b) Recommendation of Historic Preservation Board Members

Ms. MacDonald reported that the Historic Preservation Board is recommending Bruce Thomas, Janet Irons, Patricia Gible, Scott Heberling and Laura Fisher to serve as Historic Preservation Board Members. Laura Fisher will replace Robert Janosov. On motion by Ms. Brooker, seconded by Ms. Klein the appointments of the Historic Preservation Board Members were approved. (SEE ATTACHMENT E)

Ms. MacDonald reported that the Historic Preservation Board is recommending a new chair and vice chair. They are current members of the Historic Preservation Board.

The board is recommending John Milner as chair and Sandra Rosenberg as vice chair. On motion by Ms. Klein, seconded by Dr. Haaland the appointments of chair and vice chair to the Historic Preservation are approved. (SEE ATTACHMENT F)

c) Approval of Certified Local Government Grants

Ms. MacDonald reported on the Pennsylvania Historical and Museum Commission Certified Local Government Applications. A total number of 11 applications were received in the amount of \$169,189; 5 of those applications were awarded the recommended award of \$84,559.

Chairman Spilove called for a motion to approve the Certified Local Government Grants. Senator Ferlo moved that we approve the 5 Certified Local Government Grants, seconded by Dr. Haaland. Motion approved unanimously to approve the Pennsylvania Historical and Museum Commission Certified Local Government Grant Applications Fiscal Year 2006. (SEE ATTACHMENT G)

d) Approval of Marker Nominations

Mr. Moski reported that the Historic Marker Review Panel met on February 24th to review nominations for Historical Markers. The panel recommends approval of 29 markers. Five of the nominations are recommended to be resubmitted for reconsideration this year and 50 nominations are not recommended for approval.

Chairman Spilove called for a motion to approve the Historic Marker Recommendations. On motion by Senator Ferlo, seconded by Dr. Mitchell the Historical Marker Review Panel Recommendations were approved. (SEE ATTACHMENT H)

e) Recommendations of Scholars in Residence

Mr. Haury reported that the review panel for the Pennsylvania Historical and Museum Commission's 2006-2007 Scholars in Residence Program met on March 3rd. Review panel members included Dr. Kurt Carr, Professor Edward Muller, Professor Leslie Patrick and Mr. Jonathan Stayer. The panel recommends seven awards, totaling \$10,125. This year we are posting reports from the scholars online.

The amount allocated to the 2006-2007 residency programs is \$10,000. This is the same amount as allocated in 2005-2006, but considerably less than what had been allocated prior to that - \$13,500 for 2004-2005 and approximately \$20,000 for several years previous to that.

The seven scholars recommended for funding are: Candice Harrison, Mark Levengood, Darlene Miller-Lanning, Timothy J. Orr, Ronald Ostman, Harry Little, Scott E. Randolph and Leila Bailey Van Hook. Timothy Pinnick will serve as an alternate.

Chairman Spilove called for a motion to approve the Scholars in Residence Recommendations, 2006-2007. On motion by Dr. Haaland, seconded by Ms. Klein the Scholars in Residence Recommendations, 2006-2007 were approved. (SEE ATTACHMENT I)

f) Reproduction Policy

Mr. Haury reported that the draft Reproduction Policy was previously discussed at the June 2005 Commission Meeting. We are still working on some of the language. The process of developing policies, procedures, forms and prices for reproduction throughout the Commission has been ongoing since 1998 or earlier. We decided to expedite the process by separating the policy statement for the Commission to review in advance.

This Policy codifies existing practices. One change is to allow the Commission to charge “use fees” for reproduction of documents in addition to the standard cost of the actual reproduction itself. This will bring a significant source of revenue for the Archives.

The rest of the policy outlines current procedures. A slightly revised version will be available at the June Commission Meeting. A standardized price list will be available.

The history code contains a specific line that authorizes the Archives to charge a fee for copying and reproductions. There is always the potential for waiving the fee for special circumstances and certain projects the fees would be negotiated. The sale of reproductions is a source of income for the further development or enhancement of other Commission activities.

Chairman Spilove called for a motion to approve the Reproductions Policy, motion approved by the Commission. (ATTACHMENT J)

g) Appointments to the State Historical Records Advisory Board

Mr. Haury reported on two nominees for the Commission to approve for appointment to the State Historical Records Advisory Board. The appointments are necessary to ensure representation from institutions that were identified within the Board’s Strategic Plan. This will bring the total number of members up to eleven.

The following names are proposed for approval: Douglas E. Hill and Dr. Michael P. Gabriel.

Chairman Spilove called for a motion to approve the SHRAB appointments. On motion by Ms. Klein, seconded by Senator Ferlo the SHRAB appointments were approved. (SEE ATTACHMENT K)

VII. OTHER REPORTS

a) National Register Nominations

Included in the packets was a list of National Register Nominations that were reviewed by the Historic Preservation Board on March 7th. The properties were determined eligible and will be forwarded to the National Park Services for its consideration.

Ms. Fisher reported that in 2008 marks the 250th anniversary of the naming of Pittsburgh's. One of the highlights of the celebration will be restoration of Point State Park.

VIII. NEW BUSINESS

There was no new business to discuss at this time.

IX. ADJOURNMENT

Chairman Spilove thanked everyone for their work with various Commission events and programs. He welcomed Jennifer Staub back to work from maternity leave. Ms. Franco thanked Ashley Armor for her assistance in Jennifer's absence.

Chairman Spilove called for a motion for adjournment. On motion by Ms. Pavelko, seconded by Dr. Mitchell, motion approved to adjourn meeting at 11:30 a.m.