

The City Council met in regular session in the Council Chambers on Wednesday, July 11, 2012 at 9:00 A.M.

Council Members present: Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

On motion of Mr. Winarski, Seconded by Mrs. Horan-Kunco, the reading of the minutes of the Meeting of June 20, 2012 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

Copies of the bills under date of June 29, 2012, July 5, 2012 and July 13, 2012, were given to City Council and same adopted by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones.

7. Nays. 0.

By Mr. Winarski, Council File No. 15,801, Pending Official File Ordinance No. 20-2012

An Ordinance of the City Council of this City of Erie (The "City") determining to incur lease rental debt; evidence by the guaranteed revenue note in the maximum principal amount of **\$8,915,618** to be authorized and issued by Erie City Water Authority in connection with the construction, alteration and improvements to the public water distribution facilities in and about this City, and paying related costs, fees and expenses; specifying the realistic useful life of the project; authorizing and directing appropriate officers of the City to take certain actions and to execute certain documents, including a guaranty agreement, between the City, as guarantor and the Erie City Water Authority, and the Pennsylvania Infrastructure Investment Authority; approving the form, maximum guaranteed amounts and sources of payment of the guaranty agreement, creating a sinking fund in connection with such guaranty obligations and appointing a sinking fund depository and providing for the repeal of all inconsistent ordinances or parts of ordinances.

July 11, 2012. City Council on motion of Mr. Winarski, Seconded by Mr. Brennan having read Council File No. 15,801, now known as Pending Official File Ordinance No. 20-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays 0.

July 11, 2012, Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File No. 15,806

An Ordinance appropriating the sum of **\$3,072.00** from unappropriated and anticipated revenue and providing for the expenditure thereof. OPERATION STONEGARDEN 2011.

July 11, 2012. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Merski having read Council File No. 15,806, does hereby adopt on First Reading by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Merski, Council File No. 15,807

An Ordinance **amending ordinance no. 26-1958**, the Traffic Code of the City of Erie by the installation of stop signs at 24 intersections.

July 11, 2012. City Council on motion of Mr. Merski, Seconded by Mr. Brennan having read Council File No. 15,807, does hereby adopt on First Reading by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File No. 15,808

An Ordinance appropriating the sum of **\$98,096.00** from unappropriated and anticipated revenue and providing for the expenditure thereof. 2012 INSURANCE FRAUD PREVENTION AUTHORITY.

July 11, 2012. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Merski having read Council File No. 15,808, does hereby adopt on First Reading by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mr. Merski, Resolved, etc.

That the proper City officials are authorized to enter into a negotiated Addendum to 1996 Agreement for Payment in Lieu of Taxes between the County of Erie, the City of Erie and the School District of the City of Erie ("the Taxing Bodies") and the Erie County Board of Assessment Appeals and **Saint Mary's Home of Erie** for the following purposes: (i) to recognize the 2009 transfer of the land to Saint Mary's Home of Erie from the Sisters of Saint Joseph of Northwestern Pennsylvania, and (ii) to recognize the 2009 consolidation of the East Campus city block into one legal parcel. Said Addendum to become effective September 1, 2012 and remains under the terms of the original agreement.

July 11, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Seconded by Mr. Winarski, Resolved etc.

That the following individuals are appointed as Probationary Patrolmen in the City of Erie Bureau of Police, as they appear on the current Civil Service Eligibility List, for the probation period of one year from the date of their appointment on Thursday, July 12, 2012.

1. **Timothy Quinn**, 675 Manchester Road, Fairview, PA 16415
2. **Steven Krupinski**, 4424 Perkins Street, Erie, PA 16509
3. **Kamal Sharif**, 3123 Pennsylvania Avenue, Erie PA 16504

July 11, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mr. Witherspoon, Resolved etc.

That the communication from Mayor Joseph E. Sinnott that he has re-appointed to the Enterprise Zone Loan Review Committee:

Mr. James Ohrn, whose term will expire August 31, 2014,
Mr. Larry Bossolt, whose term will expire August 31, 2014 is hereby received and confirmed.

July 11, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Seconded by Mr. Merski, Resolved, etc.

That the Annual Report of Municipal Authorities for 2011 as submitted by Sheila Bruno, CFO Erie Regional Airport Authority is hereby received and ordered placed on file in the Office of Accounts, Finance and Budget.

July 11, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mrs. Horan-Kunco, Resolved, etc.

That real estate taxes for the House of Prayer Missionary Baptist Church (a non-profit organization due the City of Erie for the years 2006 and 2007 and thereafter for the parcel properties located at 155 East 21st Street and 149 East 21st Street identified as Erie County Assessment #18-050-0050-103.00 and #18-050-0005.0-104.00 are hereby abated and exonerated.

July 11, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Evans, Seconded by Mrs. Horan-Kunco, Resolved, etc.

That the Enterprise Zone Loan Review Committee approval of the following loan be formally ratified:

	<u>Amount</u>	<u>Term</u>	<u>Fee</u>
Romolo Chocolates	\$150,000.00	7 years	\$750.00

These funds have been made available through the Commonwealth of Pennsylvania Enterprise Zone Program and the Erie Enterprise Zone Revolving Loan Fund and loan repayments. The loan will be charged against account number 310-0000-0000-1007. The interest rate is fixed at 4.0% per annum. A one-time loan processing fee based on ½ of 1.0% will be assessed to the client. The City Solicitor's Office will assist with the preparation of the loan documents for this transaction. City Council further directs that the proper City Officials are authorized to sign the necessary documents and agreements effectuating same.

July 11, 2012. City Council adopt by yeas Council Members, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0. Mr. Brennan abstains.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Merski, Seconded by Mr. Brennan, Resolved, etc.

That the Mayor and City Controller are authorized and directed to execute contracts between the City of Erie and the following individuals and/or companies for goods and/or services as noted and the City Council does hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. **Joseph McCormick Construction Company**, Inc, 3340 Pearl Avenue, Erie, PA 16510, for the 2012 Proposed Milling and Asphalt Resurfacing of Various City Streets and Installation of Concrete Curb Ramps-I, they being the lowest of three (3) bids received, in the sum of \$1,084,274.10.
2. **Suit-Kote Pennsylvania**, 10965 McHenry Street, Meadville, PA 16335, for the Proposed Micro Surfacing Chautauqua Blvd from East Lake Road to Lakeside Drive, they being the lowest of COG bids received, in the sum of \$34,103.62.
3. **Mt. Carmel Stabilization Group Inc.**, PO Box 458, Mr. Carmel, IL 62863, for the Proposed Pavement Reclaiming Pennsylvania Avenue, Stanton Street and Fargo Street, they being the lowest of COG bids received, in the sum of \$73,300.00.

July 11, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Brennan, Seconded by Mr. Merski, Resolved, etc.

That the Purchasing Agent is authorized and directed to issue purchase orders to the following individuals and/or companies for goods and/or services as noted and the City Council does hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. **Cutter Equipment Company**, 3710 Progress Street, NE, Canton, OH 44705, for a greens mower in the amount of \$14,000.00 for the Department of Public Works-Golf.
2. **AFIX Technologies, Inc.**, 205 N. Walnut Street, Pittsburgh, KS 66762 for the annual support renewal for the AFIX Tracker Automated Fingerprint/Palm-Print ID System for the Bureau of Police at a total amount of \$5,550.00.
3. **Smoracy, LLC**. PO Box 77000 Detroit, MI 48277-0982 for a raker, bolts and magnetic roller assembly for the Municipal Garage at a total amount of \$6,934.73.
4. **Vermeer**, 131 Wisconsin Avenue, Cranberry Twp, PA 16066 for rollers and roller fines for the Municipal Garage at a total amount of \$2,049.57.
5. **Kinzua Environmental**, 1176 East 38th Street, Cleveland, OH 44114 for 25 pails of degreaser, for cleaning sludge lines for the Bureau of Sewers at a total cost of \$2,125.00.
6. **Precision Odor, Inc.**, 12 Alpha Park, Cleveland, OH 44143 for 5 pails of odor control chemical for the Bureau of Sewers at a total cost of \$2,285.00.
7. **Telog Instruments, Inc.**, 830 Canning Parkway, Victor, NY 14654 for a remote weather station link for the Bureau of Sewers at a total cost of \$2,750.00.
8. **Kinzua Environmental**, 1176 East 38th Street, Cleveland, OH 44114 for sewer line degreaser, sewer line rot killer and soap to wash and degrease the large sewer trucks for the Bureau of Sewers at a total cost of \$9,381.00.
9. **David Milano Construction**, 2202 Zimmerly Road, Erie, PA 16506 for materials only for repairing the sanitary connection at 905 West 5th Street, installing 2 manholes at 1118 and 1145 West 29th Street, repairing 15 inch on State and North Park Row and installing new sanitary connection at 2nd and Sassafras Street for the Bureau of Sewers as follows: See Attached-\$2,495.33 (Material costs Only), See Attached-\$4,620.50 (Material Costs Only), See Attached-\$7,261.84 (Material Costs Only), See attached-\$2,518.15 (Material Costs Only). Total Cost-\$16,895.62.

July 11, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

July 11, 2012 Signed by the President. Attested by the City Clerk.

July 11, 2012 City Council on motion of Mr. Winarski, Seconded by Mrs. Horan-Kunco, adjourned at 10:00 A.M. by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

President of City Council

Attest:

City Clerk