

The City Council met in regular session in the Council Chambers on
Wednesday March 6, 2013 at 9:00 A.M.

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

On motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco, the reading of
the minutes of the Meeting of February 20, 2013 were dispensed with and same adopted
with copies furnished to the members of City Council by yeas Council Members
Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

Copies of the bills under date of February 20, 2013, March 8, 2013 and March
15, 2013 were given to City Council and same adopted by yeas Council Members
Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

By Mr. Merski, Council File No. 15,831, Pending Official File Ordinance No. 10-2013

An ordinance appropriating the sum of **\$1,013.74** from unappropriated and
unanticipated revenue for the expenditure thereof (contribution is from the Huzar
Club for the purchase of a water rescue Mannequin and Ice rescue pole system
for the Bureau of Fire).

March 6, 2013. City Council on motion of Mr. Merski, Seconded by Mr.
Brennan having read Council File No 15,831, now known as Pending Official File
Ordinance No.10 -2013 does hereby adopt on Final Passage by yeas Council Members
Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays 0.

March 6, 2013, Signed by the President. Attested by the City Clerk.

By Mr. Merski, Council File No. 15,832, Pending Official Ordinance No. 11-2013

An ordinance appropriating the sum of **\$68,103.50** from unappropriated and
anticipated revenue to provide for the expenditure thereof for Construction
Monitoring Services for the Norman Way Bridge Replacement Project.

March 6, 2013. City Council on motion of Mr. Merski, Seconded by Mr.
Brennan having read Council File No.15,832, now known as Pending Official File
Ordinance No. 11-2013 does hereby adopt on Final Passage by yeas Council Members
Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

March 6, 2013. Signed by the President. Attested by the City Clerk.

By Mr. Merski, Council File No 15,833, Pending Official Ordinance No.12 -2013

An ordinance appropriating the sum of **\$947,489.93** from unappropriated and
anticipated revenue to provide for the expenditure thereof for the Construction of
the Norman Way Bridge Replacement Project.

March 6, 2013. City Council on motion of Mr. Merski, Seconded by Mr.
Brennan having read Council File No 15,833 now known as Pending Official File
Ordinance No. 12 -2013 does hereby adopt on Final Passage by yeas Council Members
Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski 7. Nays. 0.

March 6, 2013. Signed by the President. Attested by the City Clerk.

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

CITY OF ERIE HIGHER EDUCATION BUILDING AUTHORITY NOT TO EXCEED \$22,000,000 REVENUE BONDS (GANNON UNIVERSITY PROJECT)

WHEREAS, the City of Erie Higher Education Building Authority (the "Authority") is a body corporate and politic existing under the laws of the Commonwealth of Pennsylvania pursuant to the Municipality Authorities Act, 53 Pa.C.S. Ch. 56, as amended (the "Act").

WHEREAS, The Act, among other things, empowers authorities created thereunder to borrow money and to make and issue bonds and other evidences of indebtedness for the various purposes set forth in the Act and to secure payment of such bonds and other evidences of indebtedness or any part thereof by pledge or deed of thrust of all or any of its revenues and receipts;

WHEREAS, Gannon University (the "Institution"), a Pennsylvania not-for-profit corporation, has undertaken a project consisting of (i) the acquisition, design, construction, renovation, equipping and furnishing of new facilities and existing facilities of the Institution located on the existing campus of the Institution or property currently owned or to be purchased by the Institution, including, but not limited to, renovation of the Recreation Center and construction of a field house and indoor turf field, (ii) site and infrastructure improvements and other miscellaneous capital improvements to existing facilities of the Institution and acquisition of capital equipment for use in or in connection with the Institution's facilities; (iii) funding capitalized interest on the Obligations; (iv) funding a debt service reserve fund for the Obligations, if applicable, (v) the current refunding of \$5,500,000 in callable serial bonds of the Authority's Series 2007 GG3 issue (Gannon University Project), the proceeds of which were utilized for renovations and capital improvements to educational buildings located on the Institution's campus; and (vi) payment of certain costs of issuing the Obligations (the "Project").

WHEREAS, in order to provide funds for the Project, the institution has requested the Authority to issue its Revenue Bonds or Notes in an amount not to exceed \$22,000,000 (the "Obligation").

WHEREAS, the Act requires that the City Council of Erie County, Pennsylvania declare that it is desirable for the health, safety and welfare of the people in the area served by the Institution that the Project be financed by the Authority.

NOW, THEREFORE, be it resolved:

1. The Project, the issuance of the Obligation, and the undertaking and completion by the Authority of all other matters necessary or convenient for the conclusion of the Project and the financing described hereinabove are hereby approved, and it is hereby declared that it is desirable for the health, safety and welfare of the people in the area served by the Institution that the Project be financed by the Authority.
2. Nothing in this Resolution shall be construed to pledge the credit or taxing neither power of the City of Erie, Pennsylvania nor shall such City be in any manner liable for any indebtedness arising out of this transaction.

March 6, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

March 6, 2013. Signed by the President. Attested by the City Clerk.

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

That Adam Edmonds, 1421 East 41st Street, Erie, PA 16504, No. 1 on list having been nominated by Chief Stephen E. Franklin is hereby confirming the appointment as a Probationary Patrolman at the current salary of \$36,986.07, and that he is on probation for one (1) year from the date of his appointment on March 8, 2013.

March 6, 2013. City Council adopts by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

March 6, 2013. Signed by the President. Attested by the City Clerk.

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

That Michael Sorokes, PO Box 65, 16 West Irvine Street, Lewis Run PA 16738, No. 2 on list having been nominated by Chief Stephen E. Franklin is hereby confirming the appointment as a Probationary Patrolman at the current salary of \$36,986.07, and that he is on probation for one (1) year from the date of his appointment on March 8, 2013.

March 6, 2013. City Council adopts by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.
March 6, 2013. Signed by the President. Attested by the City Clerk.

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

That Justin Stidham, 3320 Elmwood Avenue, Erie, PA 16508, No. 3 on list having been nominated by Chief Stephen E. Franklin is hereby confirming the appointment as a Probationary Patrolman at the current salary of \$36,986.07, and that he is on probation for one (1) year from the date of his appointment on March 8, 2013.

March 6, 2013. City Council adopts by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.
March 6, 2013. Signed by the President. Attested by the City Clerk

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

Confirming the recommendation of Mayor Joseph E. Sinnott appointing Mr. Thomas Dworzanski, 508 State Street, Erie, PA 16501, to the Erie Planning Commission Board, replacing Gary Ravetto who resigned and whose term expires 12/31/2014.

March 6, 2013. City Council adopts by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.
March 6, 2013. Signed by the President. Attested by the City Clerk

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

That the proposed Repository sale of property commonly known as 710 East 8th Street and identified by Erie County Assessment Index Number 14-10-22-121 by the Erie County Tax Claim Bureau to Magda Rodriguez, 2517 East Avenue, Erie, PA in the amount of \$250.00 is hereby approved.

March 6, 2013. City Council adopts by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.
March 6, 2013. Signed by the President. Attested by the City Clerk.

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

That the communications from City of Erie Authorities pursuant to Act 339 listing the names, positions and salaries of their respective employees for the six month period ending December 31, 2012 are hereby received and ordered to be placed on file in the Office of Accounts, Finance and Budget.

Erie Housing Authority	Erie County Convention Center Authority
Erie Parking Authority	Erie-Western PA Port Authority
Erie Airport Authority	Erie Metropolitan Transit Authority
Erie Redevelopment Authority	Erie Park Authority/Zoological Society
Erie Water Authority	

March 6, 2013. City Council adopts by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.
March 6, 2013. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the Office of Rick Management.

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$19,028.00	024-0571-0000-4062	Fire Ins.	\$40,411.00	024-0563-0000-4065	Msc. Ins/Bonds
6,543.00	024-0571-0000-4063	Casualty Ins.	<u>8,407.00</u>	024-0571-0000-4061	Gen. Liab. Ins.
<u>23,247.00</u>	024-0571-0000-4064	Prof. Liab. Ins.	\$48,818.00		
\$48,818.00					

March 6, 2013. City Council adopts by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

March 6, 2013. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, 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. **Five Star International**, PO Box 64006, Baltimore, MD 21264-4006 for a new International Truck model 2014 7400 SBA 6X4 (SF625) for the Bureau of Streets, at a cost of \$93,217.19.
2. **U.S. Municipal**, PO Box 574 Huntingdon, PA 16652, for a Steel Dump Body model #50T-14 fit for the Bureau of Streets, at a cost of \$42,333.00.

March 6, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

March 6, 2013. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mr. Evans, 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. **OMSS**, 2016 Peach Street, Erie, PA 16502 for ten (10) Lenovo PC's for the Office of Computer Services at a cost of \$4,721.50.
2. **John M. Lipchik**, 10163 Sampson Road, Erie, PA 16509, for the emergency demolition of 739 East 12th Street, for the Department of Economic and Community Development at a total cost of \$7,400.00.
3. **David Milano Construction**, 2202 Zimmerly Road, Erie, PA 16506 for materials only for repairing two (2) sanitary connections at 310 West 5th Street for the Bureau of Sewers as follows: (See Attached - \$3,077.55 MATERIAL COSTS ONLY).
4. **Infilco Degremont, Inc.**, PO Box 71390, Richmond, VA 23255-1390 for a replacement bar screen rake unit for the Bureau of Sewers at a total cost of \$16,650.24.

March 6, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

March 6, 2013 Signed by the President. Attested by the City Clerk.

March 6, 2013 City Council on motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco adjourned at 9:30 A.M. by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

President of City Council

Attest:

City Clerk

