

The City Council met in regular session in the Council Chambers on Wednesday, October 1, 2014 at 9:00 A.M.

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

On motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco, the reading of the minutes of the Meeting of September 17, 2014 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.

Copies of the bills under date of October 3, 2014 and October 10, 2014 were given to City Council and same adopted by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.

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Mr. Merski, Council File No.15, 886 Pending Official File Ordinance No. 32-2014

An ordinance appropriating the sum of **\$70,425.00** from unappropriated and anticipated revenue received from an EPA Great Lakes Restoration Initiative Grant in the amount of \$30,000.00 and \$40,425.00 from the Lake Erie Arboretum at Frontier Park (LEAF) and providing for the expenditure thereof for the LEAF Education Building Green Roof Design/Build Project.

October 1, 2014, City Council on motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco having read Council File No. 15,886 , now known as Pending Official File Ordinance No. 32-2014 does hereby adopt on Final Passage by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays 0.  
October 1, 2014, Signed by the President. Attested by the City Clerk.

Mrs. Horan-Kunco, Council File No.15,887 Pending Official File Ordinance No. 33-2014

An ordinance **closing and vacating** a public alleyway from West 13<sup>th</sup> & West 14<sup>th</sup> Streets, between Peach and State Streets, with reservation of existing utility rights-of-way.

October 1, 2014, City Council on motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco having read Council File No. 15,887 , now known as Pending Official File Ordinance No. 33-2014 does hereby adopt on Final Passage by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays 0.  
October 1, 2014, Signed by the President. Attested by the City Clerk.

Mr. Kwitowski, Council File No.15,888 Pending Official File Ordinance No. 34-2014

An ordinance appropriating the sum of **\$46,285.00** from unappropriated and anticipated revenue and providing for the expenditure thereof. [2014 JUSTICE ASSISTANCE GRANT](#)

October 1, 2014, City Council on motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco having read Council File No. 15,888 , now known as Pending Official File Ordinance No. 34-2014 does hereby adopt on Final Passage by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays 0.  
October 1, 2014, Signed by the President. Attested by the City Clerk.

Mr. Merski, Council File No. 15,889 Pending Official File Ordinance No. 35-2014

An ordinance amending Ordinance Number 26-1958, the Traffic Code of the City of Erie by the **installation of stop signs** at three intersections:

- 1) East 28<sup>th</sup> Street and Florence Avenue – stopping Florence Avenue
- 2) Linwood Avenue and Harrison Street – stopping Linwood Avenue

3) East 11<sup>th</sup> Street and Tacoma Road – stopping East 11<sup>th</sup> Street

October 1, 2014, City Council on motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco having read Council File No. 15,889, now known as Pending Official File Ordinance No. 35-2014 does hereby adopt on Final Passage by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays 0. October 1, 2014, Signed by the President. Attested by the City Clerk.

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

That the City Solicitor is authorized and directed to [vacate an alleyway](#) running south 127.5' from East 24<sup>th</sup> Street between French and Holland Streets at the request of Peggy Sparks and with Planning Commission approval. (Accompanied by the requisite fee of **\$300.00**).

October 1, 2014, City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0. October 1, 2014. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials execute a Satisfaction of a municipal lien filed against the property at 735 East 19th Street, County Index (18) 5028-226 on March 3, 1984, in the principal amount of \$2,660.00 plus penalty and interest. The vacant property is now the subject of a proposed sale for the amount of **\$4,000.00**. The Erie County assessed value is \$4,300.00 the estate of the last surviving owner has proposed a payment of net proceeds of sale in the amount \$1,500.00 to satisfy the lien as set forth in a letter dated September 15, 2014 from Attorney Peter W. Bailey, which the City Solicitor's Office has reviewed and considers a proper amount.

October 1, 2014, City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Kwitowski to **table** failed to adopt by yeas 3. Council members Brennan, Horan-Kunco and Kwitowski. Nays. 4. Council members Jones, Merski, Winarski and Witherspoon. October 1, 2014. Signed by the President. Attested by the City Clerk.

October 1, 2014, City Council failed to adopt by yeas council members Jones, Merski, Winarski. 3. Nays 4. Council members Brennan, Horan-Kunco, Kwitowski and Witherspoon. October 1, 2014. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials are authorized and directed to enter into a matching fund and project management agreement between the City of Erie and the Lake Erie Arboretum at Frontier (LEAF) a EPA Great Lakes Initiative Grant received by the City for the purpose of the construction of a "green roof" at the LEAF education building located in Frontier Park.

October 1, 2014. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0. October 1, 2014. Signed by the President. Attested by the City Clerk.

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

A resolution authorized the Proper City Officials to execute the Federal Aid Bridge Project Reimbursement Supplement Agreement No. 010T57-B (MPMS No.58232) between the City of Erie and the Commonwealth of Pennsylvania Department of Transportation for the Study/Preliminary Engineering of the

City of Erie

McBride Viaduct (East Avenue Bridge)

Estimated cost for the study is \$742,021.00

The total amount of the reimbursement is \$722,021.00

Commonwealth incurred costs are estimated to be \$20,000.00

Cost Sharing: Federal 100%

State 0%

Municipality 0%

Estimated cost for preliminary engineering is \$525,000.00

The total amount of the reimbursement is \$523,000.00

Commonwealth incurred costs are estimated to be \$2,000.00

Cost Sharing” Federal 80% (\$418,400.00)  
 State 15% (\$ 78,450.00)  
 Municipality 5% (\$ 26,150.00)

The costs in Exhibit “AAA” are increased from **\$722,021.00** to **\$1,218,871.00**

**Pulled at the request of City Council**

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

That the Proper City Officials approve the proposed [repository](#) sale of the property commonly known as 702 East 7<sup>th</sup> Street and identified by Erie County Assessment Index Number 14-010-022.0-327 by the Erie County Tax Claim Bureau to Jerry Strickland, 4009 Davison Avenue, Erie, PA in the amount of \$250.00.

October 1, 2014. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.  
 October 1, 2014. Signed by the President. Attested by the City Clerk.

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

<u>Transferred From</u>			<u>Transferred To</u>		
<u>Amount</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Account</u>	<u>Title</u>
\$15,000	002-0535-0000-4046	Repair/Maint.	\$15,000.00	002-0535-0000-4059	Other Service

October 1, 2014. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.  
 October 1, 2014. Signed by the President. Attested by the City Clerk.

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

<u>Transferred From</u>			<u>Transferred To</u>		
<u>Amount</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Account</u>	<u>Title</u>
\$120,000	007-0771-0000-4047	Heat, Light, & Power	\$120,000.00	007-0771-0000-4033	Operating Supplies

October 1, 2014. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.  
 October 1, 2014. Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Seconded by Mrs. Horan-Kunco, 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. [Crime Point](#), 938 Verdulera Street, Unit B, Camarillo, CA 93010 for a video surveillance system for the Bureau of Police at a total amount of **\$40,259.00**.
2. [Jerry’s Sports Inc.](#), 100 Capital Road, Jenkins Twp., PA 18640-6146 for the 2015 department duty and training ammunition for the Bureau of Police at a total amount of **\$38,434.20**.
3. **NDM Technologies**, 601 West Main, Suite 1104, Spokane, WA 99201 for a [replacement SAN](#) pair (main plus backup) equipment and three-year hardware and software support for the Office of Computer Services for the City of Erie at a cost of **\$49,500.04**.
4. **Yardmaster**, 2305 Manchester Road, Erie, PA 16506 for the Design Build Project-LEAF Education Building Green Roof at a total cost of **\$70,425.00**.

October 1, 2014. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.  
 October 1, 2014. Signed by the President. Attested by the City Clerk.

By Mr. Merski, Seconded by Mr. Brennan, 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. **A&H Equipment Co.** 1124 McLaughlin Road, Bridgeville, PA 15017 for a new JR [Wing Post](#) in the amount of **\$8,903.00** for the Bureau of Streets.
2. **N.M.S. Labs**, 3701 Welsh Road, Willow Grove, PA 09090, for lab fees, for the Bureau of Police of the City of Erie at a total cost of **\$2,657.00**
3. **Overhead Door Company of Greater Erie**, 2835 West 23<sup>rd</sup> Street, Erie, PA 16506 for replacement of the overhead door to the stockroom for the Bureau of Sewers for the City of Erie at a total cost of **\$2,847.00**.

October 1, 2014. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.

October 1, 2014. Signed by the President. Attested by the City Clerk.

## **WAIVE RULES**

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

That the proper City Officials are authorized and directed to execute the Agreement between the Housing Authority of the City of Erie (HACE) and the City of Erie, for continuation of Community-Oriented Police Services to create a drug and crime free environment, and to provide for the safety and protection of the residents in its public housing developments and all other HACE locations for an additional term of two (2) years, commencing September 1, 2014 through August 31, 2016.

October 1, 2014, City Council votes to adopt the waive rules by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon

October 1, 2014. Signed by the President. Attested by the City Clerk.

October 1, 2014. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.

October 1, 2014. Signed by the President. Attested by the City Clerk.

September 25, 2014

Rose Robie, City Clerk

Erie City Hall

626 State Street

Erie PA 16501

RE: Erie Redevelopment Authority Board Appointment

Dear Rose:

Please be advised that I have made the following appointment to the Redevelopment Authority Board.

Thomas J. Sandell has been appointed to replace Greg Baldwin whose term expired on August 19, 2014. Mr. Sandell's term will be from the date of this appointment through August 19, 2019.

If you have any questions, please do not hesitate to contact me.

Sincerely,

Joseph E. Sinnott

Mayor

JES/cmm

Cc: Scott Henry

City Council Members

October 1, 2014 City Council on motion of Mr. Witherspoon, Seconded by Mrs. Horan-Kunco adjourned at 9:57 A.M. by yeas Council Members Brennan, Horan-Kunco, Jones, Kwitowski, Merski, Winarski and Witherspoon. 7. Nays. 0.

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**President of City Council**

**Attest:**

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**City Clerk**