

The City Council met in regular session in the Council Chambers on Wednesday, January 20, 2016 at 7:30 P.M.

Council Members present: Merski, Arrington, Jones, Kwitowski, Winarski, and Witherspoon. 7. Nays. 0.

On motion of Mr. Winarski, Seconded by Mrs. Arrington, the reading of the minutes of the Meeting of January 6, 2016 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.

Copies of the bills under date of January 15, 2016 and January 22, 2016, were given to City Council and same adopted by yeas Council Members Arrington, Brennan Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

Pursuant to the provisions of Zoning Ordinance No. 80-2005 and of the proper legal advertising, the City Council held a Public Hearing on Wednesday January 6, 2016 at approximately 8:00 P.M. in City Council Chambers, 626 State Street, Erie, PA to consider a request for **waterfront conditional use** submitted by Kidder Wachter Architecture and Design for construction of a [stage cover located at Liberty Park](#) (index no. 4046-200).

Mr. Merski, Council File No. 15,938, Pending Official File Ordinance No. 1-2016

An ordinance approving the editing and inclusion of certain ordinances as parts of the various component codes of the codified ordinances of Erie, Pennsylvania.

January 20, 2016. City Council on motion of Mr. Merski, Seconded by Mr. Brennan having read Council File No. 15,938, and now known as Official File Ordinance No. 1-2016 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.

January 20, 2016, Signed by the President. Attested by the City Clerk.

Mr. Brennan, Council File No. 15,939

An ordinance amending the Zoning Ordinance of the City of Erie, No. 80-2005 providing for purposes, adding and amending defined terms, establishing certain general and specific standards relating to the location, placement, construction and maintenance of Tower-based Wireless Communication Facilities and Non-tower Wireless Communication Facilities providing for the regulation of such facilities within and outside of the public rights-of-way; providing for the enforcement of said regulations and including severability and repealer provisions.

January 20, 2016. City Council on motion of Mr. Merski, Seconded by Mr. Brennan having read Council File No. 15,939, does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.

January 20, 2016, Signed by the President. Attested by the City Clerk.

Mr. Witherspoon, Council File No. 15,940

An ordinance appropriating the sum of **\$15,000.00** from appropriated and anticipated revenue from Erie Insurance (donation) for smoke alarms for the Bureau of Fire of the City of Erie.

January 20, 2016. City Council on motion of Mr. Merski, Seconded by Mr. Brennan having read Council File No. 15,94, does hereby adopt on First Reading by yeas Council members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.

January 20, 2016, Signed by the President. Attested by the City Clerk.

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

That **Mr. Curtis Jones Jr.** is nominated as City Council Vice-President for 2016.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016 Signed by the President. Attested by the City Clerk.

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

That the following members of City Council are hereby being assigned to the Erie Area Council of Governments (**EACOG**) as of January 2016: Casimir Kwitowski-COG Delegate, James Winarski 1st Alternate, Sonya Arrington-COG Alternate, David Brennan-COG Alternate, Curtis Jones Jr.-COG Alternate, Robert Merski-COG Alternate, and Melvin Witherspoon-COG Alternate.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016. Signed by the President. Attested by the City Clerk.

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

That the proper City officials are authorized to accept **Ferguson & Holdnack Reporting**, Inc.'s proposal for [stenography services](#) for the City of Erie's Zoning Board, Building Code of Appeals Board and Property Maintenance Board of Appeals hearings for the 2016 calendar year. The terms of this contract will be \$130.00 for daytime hearings. We will charge \$30.00 per hour for each additional hour. Transcript copies, as more fully set forth in Exhibit "A" attached.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016 Signed by the President. Attested by the City Clerk.

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

That **Mr. William Jerin** of 614 Vermont Avenue, Erie, PA 16505 is appointed to the **Erie Airport Authority** replacing Ms. Luvennise Gamble whose term expires December 31, 2017.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016 Signed by the President. Attested by the City Clerk.

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

That **Mr. William Jerin** of 614 Vermont Avenue, Erie PA 16505 is reappointed to the **Erie Sewer Authority**. Mr. Jerin's five-year term will expire December 31, 2020.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016 Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** of property commonly known as a 40 x 105 lot on East 22nd Street, Erie, PA identified by the Erie County Assessment Index Number **18-051-0010-12600** by the Erie County Tax Claim Bureau to Jose Caban, 1210 East 22 ST, ERIE PA 16503 in the amount of \$250.00 be hereby approved.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016 Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** of property commonly known as Bayview Subdivision, Lot 26, Erie, PA identified by the Erie County Assessment Index Number **18-051-0050-20300** by the Erie County Tax Claim Bureau to Amber Rine, 2922 Florence Avenue, ERIE PA 16504 in the amount of \$250.00 be hereby approved.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.
January 20, 2016 Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** of property commonly known as 1110 East 12 ST, Erie, PA identified by the Erie County Assessment Index Number **15-020-0480-10900** by the Erie County Tax Claim Bureau to Bishop Dwane Brock of the Victory Christian Center of Erie, 1129 Pennsylvania Avenue, ERIE PA 16503 in the amount of \$250.00 be hereby approved.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.
January 20, 2016 Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Seconded by Mrs. Arrington, Resolved, etc.

That the Proper City Officials are hereby authorized and directed to donate the out-of-date used [Livescan Fingerprinting Workstation](#) system to **Gannon University** for their Criminal Justice Department for student training.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.
January 20, 2016 Signed by the President. Attested by the City Clerk.

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

That the Mayor and City Controller are authorized and directed to execute the **Engineering Agreement L00050** (Parts 1, 2 and 3) for the [McBride Viaduct](#) Removal Project, which has been negotiated through PennDOT between the City of Erie and the Engineer. The Selected Consultant (The Engineer) for Final Design (Part 1), Right of Way Acquisition (Part 2) and Construction Support (Part 3) for the project is TranSystems Corporation Consultants, Two Gateway Center, Suite 2050, 603 Stanwix ST, Pittsburgh, PA 15222. The contract for Engineering is hereby awarded in the sum of \$580,304.53, and approved, authorizing and directing the Proper City Officials to sign said contract on behalf of the City of Erie.

January 20, 2016. City Council adopt by yeas Council Members, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 6. Nays. 1 Arrington.
January 20, 2016 Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Seconded by Mrs. Arrington, 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. **Incinerator RX Corporation**, 140 Bow Lane, Indianapolis, IN 46220, in the amount of **\$24,170.00** for federally mandated [Incinerator Operator training](#) and implementation for the WWTP.
2. **Sungard Public Sector, Inc.**, 12709 Collection Center Drive, Chicago, IL 60693 for the annual maintenance agreement for the Pentamation System used by Finance, Payroll, HR, Code Enforcement, and City Treasurer at a total cost of **\$75,345.53**.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016 Signed by the President. Attested by the City Clerk

By Mr. Winarski, Seconded by Mrs. Arrington, 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. **AFIX Technologies, Inc.**, 205 North Walnut Street, Pittsburg, KS 66762 for the renewal of the annual support agreement for the AFIX Tracker Automated Fingerprint/Palm-Print ID System for the [Bureau of Police](#) at a total cost of **\$6383.00**.
2. **Cellebrite USA, Inc.** 7 Campus Drive, Suite 210, Parsippany, NY 07054 for the yearly [software maintenance contract](#) for the Cellphone Extraction Unit for the Bureau of Police at a cost of **\$3,098.99**.
3. **Electric Bargain Store**, 2373 W. 208th St, Unit F-1 Torrance, CA 90501 for 1,008 BRK-SA350B Smoke Alarms (@ \$14.88 each) for the Bureau of Fire at a total cost of **\$14,999.04**.
4. **Forest Park Honda**, 3339 West Lake Rd, Erie, PA 16505 for a salt spreader for the WWTP at a total cost of **\$6,649.00**.
5. **Les Frickshun Products**, P.O. Box 426, Reno, PA 16343 for heating [Ethylene Glycol](#) for use in the heating system at the WWTP at a total cost of **\$2,458.50**.
6. **J.J. Keller & Associates**, P.O. Box 6609, Carol Stream, IL 60197-6609 for the renewal of the Alcohol and Drug PULL Software for the HR Dept. at a total cost of **\$2,040.00**.
7. **Markl Supply Company**, 904 Perry Highway, Pittsburgh, PA 15229 for five (5) M-4 sights and all additional hardware for M-4 rifles and three (3) 40 mm gas guns used by [SWAT Officers](#) for the Bureau of Police at a total cost of **\$9,296.75**.
8. **McGill, Power, Bell & Associates, LLP**, 1920 W 8 ST, Erie, PA 16505 for professional services rendered for the 2014 Financial and Single Audit for the Finance Office at a cost of **\$15,000.00**.
9. **PA Chiefs of Police Association**, 3905 North Front Street, Harrisburg, PA 17110 for the annual maintenance agreements for the [Livescan/CPIN, the fingerprint and mug-shot equipment](#), for the Bureau of Police at a total cost of **\$3,400.00**.
10. **Penelec**, PO Box 3612 Akron, OH 44309-3612 for the proposed [East Perry Square](#) Improvements pre-payment request to provide labor and equipment to extend new electric service to East Erie Perry Square at a cost of **\$6,502.40**.
11. **Seepex, Inc.**, 511 Speedway Drive, Enron, OH 45323 for the emergency repair of a primary sludge feed pump at the WWTP at a total cost of **\$12,483.19**
13. **Super Seer Corporation**, P.O. Box 700 Evergreen, CO 8437-0700 for eight (8) [helmets for the motorcycle](#) unit for the Bureau of Police at a total cost of **\$3,382.80**.
14. **Union Metal Corporation**, 1432 Maple Avenue NE, Canton, OH 44705 for two new light poles for the Public Works Department at a total cost of **\$11,535.00**.

January 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

January 20, 2016 Signed by the President. Attested by the City Clerk

January 20, 2016 City Council on motion of Mr. Winarski Seconded by Mrs. Arrington adjourned at 10:18 P.M. by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, and Witherspoon. 7. Nays. 0.

President of City Council

Attest:

City Clerk