

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, JULY 6, 2016 AT 9:00 A.M.

- A. Roll Call**
- B. Silent Meditation**
- C. Approval of Minutes/Bills
Repository Sales**

D. Citizens to Be Heard:

Randy Barnes 109 Walden Place, Erie, PA “\$81,732, Contract Employees, Friends and Family”

Mary Lee 815 Plum St., “EMTA”

E. ORDINANCES: FOR FINAL PASSAGE

1. Council File No. 15,954 Pending Official File Ordinance No. 16-2016.
An Ordinance [closing and vacating a portion of East First Street](#), 10,907 square feet located off the North West section of East Avenue, with reservation of existing utility rights-of-way, and including all rights-of-way by the City of Erie.
2. Council File No. 15,955 Pending Official File Ordinance No. 17-2016.
An Ordinance appropriating the sum of **\$12,500.00** in the **City of Erie Capital Improvement Fund** from anticipated and unappropriated fund balance. These funds were contributed by the Star Athletic Club for use by the Department of Public Safety for machinery and equipment.
3. Council File No. 15,956 Pending Official File Ordinance No. 18-2016.
An Ordinance appropriating the sum of \$2,804,599.00 from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (**HUD**) and \$29,077.00 program income for a total of **\$2,833,676.00** for [the FY 2016 projects](#).
4. Council File No. 15,957 Pending Official File Ordinance No. 19-2016.
An Ordinance appropriating the sum of **\$658,639.00** from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the **HOME** (M16) projects.
5. Council File No. 15,958 Pending Official File Ordinance No. 20-2016.
An Ordinance appropriating the sum of **\$252,664.00** from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the [Emergency Solutions Grant](#) (ESG '16) projects.

ORDINANCES: FOR FIRST READING

1. Council File No. 15,959
An Ordinance appropriating the sum of **\$121,872.00** from unappropriated and anticipated revenue and providing for the expenditure thereof.
2015 [INSURANCE FRAUD](#) PREVENTION AUTHORITY
2. Council File No. 15,960
An Ordinance appropriating the sum of **\$303,918.17** from unappropriated revenue received as program income from the **Neighborhood Stabilization Program** ([NSP](#)) to be utilized on an additional NSP project.

F. OLD BUSINESS

G. NEW BUSINESS

1. A resolution that the Mayor and other appropriate City officials are hereby authorized to execute an agreement between the **City of Erie and Erie Redevelopment Authority** (ERA) whereby the City will make available to ERA, from CDBG funds appropriated, a grant in the amount of \$43,724.47 to carry out the Housing Rehabilitation Program as described in the amended FY2014 Annual Plan.

2. A resolution that the Enterprise Zone Loan Review Committee approval of the following loan be formally ratified:

	<u>Amount</u>	<u>Term</u>	<u>Fee</u>
Blue Diamond Realty, LLC.	\$189,350.00	15 Yrs. Fixed	\$946.75

(ONEX, Inc.)

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 3.5% per annum. A one-time loan processing fee based on 1/2 of 1.0% of the amount financed 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.

3. **A Resolution Adopting the Comprehensive Plan**

WHEREAS, the City of Erie recognized that it is essential for the health, safety and welfare of all City residents to have an up-to-date comprehensive plan and set of coordinated policies to guide the plan and set of coordinated policies to guide the City's physical development, preserve its natural and cultural resources; and

WHEREAS, the comprehensive plan will serve as a policy guide for all units City government; and

WHEREAS, the Erie Planning Commission has prepared a comprehensive plan in accordance with Sections 209.1 and 301 of the Pennsylvania Municipalities Planning Code, with said plan titles Erie Refocused, City of Erie Pennsylvania: Comprehensive Plan and Community Decision-Making Guide, dated March 2016; and

WHEREAS, the Planning Commission certifies that it has prepared the comprehensive plan consistent with the requirements of the planning code: and,

WHEREAS, as part of the preparation of this comprehensive plan, the Planning Commission utilized a professional consultant team and 32-member Steering and Technical Advisory Committees with representatives from the public, non-profit, and business communities; met with many neighborhood and interest groups on the plan; sent the draft plan to all contiguous municipalities, the school district, and the county planning agency; and considered comments received and incorporated revisions into the plan; and,

WHEREAS, the Planning Commission held a public hearing on April 19 in accordance with Section 302 of the planning code; and received numerous positive comments and recommendations for adoption; and formally recommended the plan for adoption by the City Council; and,

WHEREAS, City Council held a public hearing on June 15 to obtain additional public input in accordance with Section 302 of the planning code; and received numerous positive comments and recommendations for adoption;

NOW THEREFORE BE IT RESOLVED that the City Council of the City of Erie adopts this resolution to adopt the plan titles Erie Refocused, City of Erie, Pennsylvania: Comprehensive Plan and Community Decision Making Guide on the date of signing.

4. A resolution that the proper City officials be and are hereby authorized and directed to execute and **Easement Agreement** between the City of Erie and the [Voodoo Brewing Co.](#), 712 State Street, Erie, PA 16501, for the installation of a one hundred foot (100') long temporary dining area that will protrude six feet (6') into the public right-of-way on the west side of State Street, between West 7th Street and West 8th Street, in compliance with the attached City Engineer's metes and bounds description and exhibit.
5. A resolution that the Mayor and other appropriate City Officials are hereby authorized and directed to execute the necessary agreements with sub recipients to carry out the following [Community Development Block Grant](#) (FY 16) projects:

501-1252-2016-4447	YMCA - Downtown Teen Center	\$ 50,000.00
501-1252-2016-4452	ERA - Façade Renovation	\$ 57,000.00
501-1252-2016-4471	GECAC - Weatherization	\$ 6,000.00
501-1252-2016-4515	JFK Center – Renovation (Water Fountains)	\$ 8,250.00
501-1252-2016-4566	St. Martin Center	\$ 25,000.00
501-1252-2016-4582	ERA - Housing Rehab.	\$306,276.00
501-1252-2016-4583	ERA – Acquisition	\$ 39,550.00
501-1252-2016-4613	Mercyhurst Civic Institute	\$ 15,000.00
501-1252-2016-4435	BTW Center – Summer Rec	\$ 6,000.00
501-1252-2016-4518	Trinity Center – Summer Rec	\$ 8,960.00
501-1252-2016-4520	JFK Center – Summer Rec	\$ 12,724.00
501-1252-2016-4535	MLK Center – Summer Rec	\$ 6,225.00

6. A resolution that the Mayor and other appropriate City Officials are hereby authorized and directed to execute the necessary agreements with subrecipients to carry out the following [Emergency Solutions Grant](#) (FY 16) projects:

506-1254-2016-4404	SafeNet - Bridge House	\$ 10,926.00
506-1254-2016-4420	Community of Caring	\$ 15,706.00
506-1254-2016-4429	Community Shelter Services	\$ 26,632.00
506-1254-2016-4474	GECAC – Rapid Re-Housing	\$ 82,116.00
506-1254-2016-4511	City Mission	\$ 34,144.00
506-1254-2016-4519	SafeNet	\$ 16,389.00
506-1254-2016-4521	Mercy Center for Women	\$ 15,706.00
506-1254-2016-4522	The Refuge	\$ 13,657.00
506-1254-2016-4570	SafeNet – TLC	\$ 5,463.00
506-1254-2016-4591	St. Patrick's Haven	\$ 12,976.00

7. A resolution that the Mayor and other appropriate City Officials are hereby authorized and directed to execute the necessary agreements with subrecipients to carry out the following [HOME \(FY 16\) projects](#):

505-1239-2016-4486	HANDS – New Const – Our West Bayfront	\$234,783.00
505-1239-2016-4500	HANDS – New Const – Midtown	\$137,070.00
501-1239-2016-4504	HANDS – CHDO Operating	\$ 20,923.00
505-1239-2016-4582	ERA- Rehab	\$200,000.00

8. A resolution that the proposed **Repository sale** of property commonly known as [1128 Atkins Street](#), Erie, PA and identified by Erie County Assessment Index Number 14-010-039.0-327, by the Erie County Tax Claim Bureau to Kent Maroglio, 663 West Zwilling Road, Erie, PA in the amount of \$250.00 is hereby approved.
9. A resolution receiving communication from Mayor Joseph E Sinnott appointing **Mr. Tony Pol** of 4416 Harvard Road, Erie, PA. 16509 to fill the vacancy created by the resignation of Ms. Rebecca Styn on the [Erie Metropolitan Transit Authority Board](#). His term will expire on 12/31/2020. City Council receives and confirms.
10. A resolution that the proper City Officials are authorized to execute a Consent Assessment of **Civil Penalty agreement**, attached hereto as EXHIBIT "A", on behalf of the City with the Commonwealth of Pennsylvania, [Department of Environmental Protection Agency](#), whereby the City will agree to pay the penalty resulting from the violations of May 17 and May 18, 2016, in the amount of \$1,000 within 15 days of receipt of the fully executed Consent Assessment of Civil Penalty agreement.
11. A resolution is hereby authorized and directed to approve the **Amendment to Resolution No. 130-449-D** previously adopted on April 6, 2016, changing the [corporate address](#) for the Retail Liquor License No. R-18681 previously approved for Lake Front Lounge, LLC, d/b/a Woody's Backwater BARge and Grille from 2 State Street, Erie, PA 16507 to 110 East Dobbins Landing, Erie, PA 16507 as verified by the Erie County Zoning Office to be the address. This Amendment is subject to approval by the Pennsylvania Liquor Control Board.
12. A resolution requesting the City Solicitor to prepare an ordinance **amending Planning Code** of the City of Erie Section 205.22 by only allowing one tractor trailer cab to be parked in a driveway in "R" and "WR" districts and after preparation of same be referred to the City Planning Commission for recommendation and report findings thereon to City Council.

H. TRANSFERS

That the following amounts be transferred in the [Community Development Block Grant](#):

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$ 2,952.22	501-1252-2014-4583	ERA-Acquisition	\$41,721,89	501-1252-2014-4582	ERA-Rehab
\$ 348.08	501-1252-2014-4581	ERA-Disposition			
\$ 2,324.06	501-1264-2014-4011	Salaries			
\$ 2,705.60	501-1264-2014-4017	Pension Contribution			
\$ 158.65	501-1264-2014-4018	Group Insurance			
\$ 588.20	501-1264-2014-4020	Workers Comp Insurance			
\$ 1,473.00	501-1264-2014-4052	Advertising			
\$ 4,500.00	501-1264-2014-4059	Other Services/Charges			
\$ 927.41	501-1255-2014-4033	Operating Supplies			
\$ 4,000.00	501-1252-2014-4115	County Human Relations			
\$ 2,045.11	501-1252-2014-4606	ERA-Leas Rehab			
\$.27	501-1252-2014-4471	GECAC-Weatherization			
\$ 7,478.50	501-1253-2014-4011	Salaries			
\$12,104.15	501-1253-2014-4018	Group Insurance			
\$ 16.64	501-1253-2014-4021	Deferred Compensation			
\$ 90.00	501-1251-2014-4078	Machinery/Equipment			
\$ 10.00	501-1255-2014-4033	Operating Supplies			

That the following amounts be transferred in the [Sewer Revenue Fund](#).

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$67,000.00	007-0771-0000-4098	Contingency Acct.	\$51,000.00	007-0771-0000-4086	Lease Agreement
			\$15,000.00	007-0771-0000-4078	Machinery/Equipment
			\$ 1,000.00	007-0771-0000-4052	Advertising

\$ 67,000.00

I. CONTRACTS

- 2016 Proposed Milling and Asphalt Resurfacing of Various City Streets-II** Bid No. 1726-16 be and the same is hereby awarded to **Mayer Brothers Construction Co.** 1902 Cherry Street, Erie, PA 16502 they being the lowest of three (3) bids received, in the sum of \$1,448,012.05.
- 2016 Proposed Milling and Asphalt Resurfacing of Various City Streets-III** Bid No. 1727-16 be and the same is hereby awarded to **Joseph McCormick Construction Co.** 3340 Pearl Avenue, Erie, PA 16510 they being the lowest of three (3) bids received, in the sum of \$896,954.65.
- Sunnking, Inc.,** 4 Owens Road, Brockport, NY 14420, in the amount of \$19,996.55 for the Electronic Recycling event.

J. PURCHASE ORDERS

- Blue Rock Construction, LLC,** 1854 East 26th St., Erie, PA 16510 the [2016 Curb and Sidewalk Replacement](#), Various Locations, Bid No.1728-16 at a total cost of \$13,271.50.
- Corporate Glass Inc.,** 2415 Pittsburgh Ave., Erie, PA 16502 in the amount of \$10,730 to remove and replace front entrance glass doors at the City of Erie Municipal Building.
- E-Z Clean Pools,** 2025 West 12th Street, Erie, PA 16505, for Summer Pool Program operating supplies for the Bureau of Economic and Community Development at a total cost of \$2,195.35.
- Fire Police Selection, Inc.,** 193 Blue Ravine Rd., Suite 270, Folsom, CA 95630 for Police entry level test supplies and scoring fees for the Office of Human Resources at a total cost of \$3,707.30.
- R.C.I. Electrical Systems,** 10250 Tiger Lily Lane, Waterford, PA 16441 for the installation of a total of 18 new loop detectors at various intersections on need of repair. for the Department of Public Works, of the City of Erie at a total cost of \$14,400.00.
- David Milano Construction,** 2202 Zimmerly Road, Erie, PA 16506 for materials only to install new sanitary manholes at 612-615 Sassafra & 422 Maryland, and to blacktop winter cuts at various locations for the Bureau of Sewers as follows:
 \$2,567.84 (MATERIALS ONLY)
 \$2,270.69 (MATERIALS ONLY)
 \$5,512.50 (MATERIALS ONLY)
 \$4,935.00 (MATERIALS ONLY)
 \$3,885.00 (MATERIALS ONLY)
TOTAL: \$19,171.03

7. **Skywalker Tree Service**, 5580 Crane Road, Edinboro, PA 16412, in the amount of \$2,400.00. for Emergency Tree Removal.
8. **Wm. T. Spaeder**, 1602 East 18th Street, PO Box 10066, Erie, PA 16514 for the [installation of a waste vent system](#) at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$7,300.00.
9. **Wm. T. Spaeder**, 1602 East 18th Street, PO Box 10066, Erie, PA 16514 for the repair and installation of [roof drains](#) in the Blower Building at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$9,100.00.
10. **T&M Associates**, 4675 Lakehurst Court, Suite 250, Columbus, OH 43016 for the professional engineering [air compliance](#) service at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$10,000.00.
11. **Traffic Control Products, Inc.**, 4566 Glenbrook Road, Willoughby, OH 44094 for 30 [loop detectors](#), for the Department of Public Works, of the City of Erie at a total cost of \$5,700.00.
12. **Tripwire Operations Group, LLC**, 1685 Baltimore Pike, Gettysburg, PA 17325, for Bomb Squad training material and equipment, for the Bureau of Police at a total amount of \$4,550.00.
13. **Vavala Concrete Construction, LLC**, 2059 West 20th, Erie, PA 16502, for the [installation of foundations](#), for the Department of Public Works, of the City of Erie at a total cost of \$12,558.00.

J. **COMMITTEE REPORTS**
K. **ADJOURNMENT**