

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

Council Members present: Merski, Arrington, Brennan, Jones, Kwitowski, and Winarski. 6. Nays 0. Mr. Witherspoon was absent.

On motion of Mr. Merski, Seconded by Mr. Brennan, the reading of the minutes of the Meeting of July 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, and Merski. 6. Nays 0.

Copies of the bills under date of July 15, 2016 and July 22, 2016, were given to City Council and same adopted by yeas Council Members Arrington, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

By Mr. Kwitowski, Council File No. 15,959 Pending Official File Ordinance No. 21-2016

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**

July 20, 2016. City Council on motion of Mr. Kwitowski, Seconded by Mrs. Arrington having read Council File No. 15,959 now known as Official File Ordinance No. 21-2016 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays 0.

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

By Mr. Jones, Council File No.15, 960 Pending Official File Ordinance No.22-2016

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.

July 20, 2016. City Council on motion by Mr. Jones, Seconded by Mr. Kwitowski having read Council File No. 15,960 now known as Official File Ordinance No. 22-2016 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

By Mr. Kwitowski, Council File No.15,961

An ordinance amending the Codified Ordinances of the City of Erie Part One – Administrative Code, Title Seven – Employment Provisions; **Pensions, Article 147. Police Employees' Pension Plan by amending Section 147.05(e) (2)A.2 and 147.11(f)** by amending the provision regarding service-connected disability retirement pension to clarify the exclusion of mental injuries; and amending the provision regarding Anti-Alienation in order to clarify the status of former spouses under the Plan.

July 20, 2016. City Council on motion of Mr. Kwitowski, Seconded by Mr. Brennan having read Council File No. 15,961, does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays 0.

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

By Mr. Kwitowski, Council File No.15,962

An ordinance amending the Codified Ordinances of the City of Erie Part One – Administrative Code, Title Seven – Employment Provisions; **Pensions, Article 149, Firefighters’ Pension Fund by amending Section 149.01 and 149.10(f)** by adding a definition relating to “Surviving Spouse” and amending the definition of “Survivor,” and amending the provision regarding Anti-Alienation in order to clarify the status of former spouses under the Plan.

July 20, 2016. City Council on motion of Mr. Kwitowski, Seconded by Mr. Brennan having read Council File No. 15,962, does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays 0.

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

By Mr. Winarski, Council File No.15,963

An ordinance amending **Pretreatment Ordinances, Section 934.04(d)**, Local Limits, Changing maximum allowable discharge limits for Arsenic, Cadmium, Cyanide, Lead, Zinc and Phosphorus.

July 20, 2016. City Council on motion of Mr. Winarski, Seconded by Mr. Merski having read Council File No. 15,963, does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays 0.

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

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

That the City Solicitor is respectfully requested to prepare an ordinance initiating a [Quality of Life Ticketing System](#) for use by Code Enforcement to **eliminate unsightly conditions** on the exteriors of properties, giving tickets to owners who have property maintenance code violations along with a deadline for corrective action.

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

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

That the City Solicitor is respectfully requested to prepare an ordinance to establish a [Land Bank](#) for the City of Erie with the mission to **deter blight and return vacant property to productive status**, thereby enabling the transformation of vacant, blighted, abandoned, and tax delinquent spaces into vibrant city places.

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

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

That the Proper City officials are authorized and directed to execute an **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.

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

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

That the Mayor and other appropriate City Officials are authorized and directed to execute an agreement between the City of Erie and Housing and Neighborhood Development Services (HANDS) to carry out the **Midtown 6 project** with the program income funds received from the [Neighborhood Stabilization Program \(NSP\)](#). The total contract amount is \$284,923.69.

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

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

That the Mayor and other appropriate City Officials are authorized and directed to execute an agreement between the City of Erie and the Erie County **Human Relations Commission** in the amount of \$7,000 for fair housing commercials related to the Fair Housing Activity as presented in the [CD14 Annual Plan](#).

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

July 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 460 East 7th Street, Erie, PA and identified by Erie County Assessment Index Number 14-010-013.0-400.00, by the Erie County Tax Claim Bureau to Eman Mirza, 458 East 7th Street Erie, PA, in the amount of \$250.00 is hereby approved.

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

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

That Change Order #1 (Final) on the contract for the [Little Italy Elm Street Neighborhood Streetscape Improvements-II](#), Bid No. 1721-16, as recommended and concurred with by the Bureau of Engineering, be approved as follows:

Russell Standard Corporation, P.O. Box 86, Union City, PA 16438	
Original Contract Amount:	\$128,626.57
Change Order – per attachment:	Add \$ 6,745.32
Final Contract Amount:	\$135,371.89

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

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

That [Change Order #3](#) on the contract of **Perry Construction Group, Inc.** 1440 West 21st Street, Erie, PA 16502 for the Perry Square East Improvements General Construction Bid. No. 1719-15-A Increased scope of work for additional sidewalk 350SF, as recommended and concurred with by the Bureau of Engineering be approved as follows:

Net Change: \$8,387.00

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

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

That the following amounts [are transferred in the Little Italy – Elm Street Grant](#):

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$32,536.00	348-1348-0000-4041	Professional Services	\$32,536.00	348-1348-0000-4075	Bridges/Streets

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

July 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 contracts between the City of Erie and the following individuals and/or companies for goods and/or services as noted and the City Council do hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. 2016 Proposed Concrete Paving, City of Erie Compost Site

Act 101 Section 902 Municipal Recycling Program Grant PA Department of Environmental Protection be and the same is hereby awarded to

National Lime and Stone Co.

5377 Lauby Rd NW, Suite 201,
North Canton, OH 44720

they being the lowest of two (2) bids received,

Unit Price Contract of \$19.50 per ton, (approx. amount \$10,000.00).

2. 2016 Proposed Concrete Paving, City of Erie Compost Site

Bid No. 1729-16

Act 101 Section 902 Municipal Recycling Program Grant PA Department of Environmental Protection be and the same is hereby awarded to

Russell Standard

P.O. Box 86, Union City, PA 16438

They being the lowest of six (6) bids received.

Unit Price Contract of \$4.25 per square foot, (approx. amount \$155,000.00)

Other Bidders: Concrete Services \$4.34/SF
 EE Austin \$4.48/SF
 Vavala \$6.07/SF
 Mayer Bros. \$8.00/SF
 Blue Rock \$8.00/SF

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

July 20, 2016. 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:

- Ace Viking**, 2222 East 30th Street, Erie, PA 16510 for a variable frequency drive for use at the [Cranch Lift Station](#) for the Bureau of Sewers at a total amount of \$3,296.00.
- DCED**, 400 North Street 4th Floor, Harrisburg, PA 17120-0225, for State fees due for January thru June 2016 (1130 permits) for Code Enforcement for the City of Erie at a total cost of \$4,520.00.
- 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 \$2,454.51.
- Groff Tractor & Equipment, Inc.** 6779 Carlisle Pike, Mechanicsburg PA 17050, for a control panel for the Milling machine for the Bureau of Streets, at a cost of \$2,561.29.
- Mays Marketing Group**, 4726 Pittsburgh Avenue, Erie, PA 16509, for BOTB – Summer League Shirts for the Department of Public Works Property & Parks of the City of Erie at a total cost of \$2,580.00.

6. **Schultz Process**, P.O. Box 450902, Westlake, OH 44145 for a new thickened [sludge](#) pump for use in the Dissolved Air Flotation Building at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$18,227.00.
7. **Wm. T. Spaeder**, 1602 East 18th Street, P.O. Box 10066, Erie, PA 16514 for the repair and installation of an existing 1½" [galvanized water line](#) at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$12,075.00
8. **Weber Electric Supply, Inc.**, P.O. Box 585, Erie, PA 16512 for [breakers](#) and associated electrical parts for the Motor Control Center Sub-panels at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$14,339.08

July 20, 2016. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski and Merski. 6. Nays. 0.

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

COMMITTEE REPORTS ADJOURNMENT

July 20, 2016, City Council on motion of Mr. Winarski, Seconded by Mrs. Arrington Adjourned at 9:21 P.M. by yeas Council Members Merski, Arrington, Brennan, Jones and Kwitowski, Winarski. 6. Nays. 0.

President of City Council

Attest: _____
City Clerk