

**AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, November 16, 2016  
AT 7:30 P.M.**

- A. Roll Call**
- B. Silent Meditation**
- C. Approval of Minutes/Bills  
Repository Sales**
- D. Citizens to Be Heard:**

**MAYOR JOSEPH E. SINNOTT WILL PRESENT THE PROPOSED CITY OF ERIE 2017  
BUDGET**

**E. ORDINANCES: FOR FINAL PASSAGE**

1. Council File No. 15,967 Pending Official File Ordinance No. 29-2016  
An ordinance amending Part 9 of the Codified Ordinances, Streets Utilities and Public Service Code, by adding a new Article 959, **Land Bank**, establishing the Erie Land Bank.
2. Council File No. 15,968 Pending Official File Ordinance No. 30-2016  
An ordinance amending Part 3 (Business Regulation and Taxation Code) of the Codified Ordinances of the City of Erie by adding Article 331 (City of Erie Business Development **Revolving Loan Fund** Sections 331.01-331.03 (Adoption, Criteria and Funding, respectively) to create the "City of Erie Business Development Revolving Loan Fund" with a **\$250,000.00** Urban Development Action Grant funding instrument received by the City of Erie.
3. Council File No. 15,969 Pending Official File Ordinance No. 31-2016  
An ordinance appropriating the sum of \$250,000.00 to be received as a transfer of funds from BUDAG (Bayfront Urban Development Action Grant) towards the creation of the '**City of Erie Business Development Revolving Loan Fund**' in connection with the accompanying Ordinance No. 15,968.

**ORDINANCES: FOR FIRST READING**

1. Council File No. 15,970  
An ordinance **fixing the tax rate** for all city purposes for the Fiscal Year 2017 (beginning on January 1, 2017 and ending on December 31, 2017).
2. Council File No. 15,971  
An ordinance of the City of Erie, County of Erie and Commonwealth of Pennsylvania, **adopting the General Fund** and certain other budgets for the fiscal year beginning January 1, 2107 and ending December 31, 2017.

**F. OLD BUSINESS**

**G. NEW BUSINESS**

1. A resolution sponsored by Mr. Kwitowski that **Mr. Pat Cappabianca** of 4133 French Street, Erie, PA 16504 be reappointed to the Erie Regional Airport Authority for a five-year term expiring December 31, 2021.
2. Resolved, that the City Council of Erie, in accordance with the Municipal Authorities Act, 53 PA. C.S.A. §5601 et seq., hereby adopts the Resolution enacted by the Erie Metropolitan Transit Authority ("EMTA") on November 8, 2016 which **amends its Articles of Incorporation** in order to extend the term of the Authority an additional ten (10) years from the date of approval of the Amendment; and, further, to reapportion the representation on the Authority Board to reflect five members of said nine-member board to be appointed by the City of Erie, and four members to be appointed by Erie County; and further, that the combined "local match" for funding be apportioned fifty-five percent (55%) to the City of Erie and forty-five (45%) to Erie County after any local match from other entities is determined; and further, that the officers of the board of said Authority include at least one appointee from each of the incorporating municipal entities.
3. A resolution receiving the request for rezoning, submitted by Atty. Timothy M. Ziezula, representing **Pol's Real Estate & Pro Waste Services, Inc.** requesting the rezoning of property that is currently classified as M1 (Light Manufacturing) and R2 (Medium Density Residential) to M2 (Heavy Manufacturing) as described in Exhibit A (attached) and referring to the City Planning Commission for recommendation and report thereon (accompanied by the requisite filing fee of \$500.00)

- A resolution receiving the request from Attorney Timothy M. Ziezula, representing **Pol's Real Estate & Pro Waste Services, Inc.** for the vacating and closing of a historic alley that runs parallel to East 18<sup>th</sup> Street and through the middle of the project development site from Wayne Street to Buffalo Road is hereby received and referred to the City Planning Commission for recommendation thereon (accompanied by the requisite filing fee of (\$300.00).
- 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>
<b>Blue Diamond Realty, LLC.</b> (ONEX, Inc.)	\$215,000.00	15 yrs. Fixed	\$1,075.00

- That the **proposed Repository** sale of property commonly known as **1123 Brewster Street, Erie, PA** and identified by Erie County Assessment Index Number 15-020-046.0-117.0, by the Erie County Tax Claim Bureau to J. Karl Campbell, 1122 Brewster Street, Erie, PA in the amount of \$300.00 is hereby approved.
- That the Change Order No 1 on the contract of **Joseph McCormick Construction** Company, 3340 Pearl Avenue, Erie, PA. 16510 for the 2016 Proposed Milling and Asphalt Resurfacing of **Various Streets-III** Bid No. 1727-16.  
The original contract was \$869,953.95  
The revised contract amount is \$1,089,483.50  
The change order amount is \$192,529.55
- That the Change Order No. 1 on the contract of **Mayer Brothers** Construction Company, 1902 Cherry Street, Erie, PA 16502 for the 2016 Proposed Milling and Asphalt Resurfacing of **Various Streets-II** Bid No. 1726-16  
The original contract was \$1,448,012.05  
The revised contract amount is \$1,652,510.03  
The Change Order total is \$204,497.98.
- That the Mayor and City Controller have previously been authorized to execute the Engineering Agreement L00050 for the **McBride Viaduct Removal Project (East Avenue Bridge)** between the City of Erie and TransSystems Corporation Consultants.

#### TRANSFERS

That the following amounts be transferred in the **Dept. of Public Works/Bureau of Parks**

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$1,400.00	002-0725-0000-4047	Heat, Light, etc.	\$1,400.00	002-0725-0000-4006	Overtime Wage

That the following amounts be transferred in the **Dept. of Public Works/Bureau of Paint**

**& Sign**

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$8,000.00	002-0715-0000-4078	Equipment	\$8,000.00	002-0713-0000-4035	Repair & Maint.

That the following amounts be **transferred in Sewer Revenue Fund**

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$ 2,500.00	007-0771-0000-4019	Unemployment Comp.	\$ 2,500.00	007-0771-0000-4043	Education & Training
1,500.00	007-0771-0000-4047	Heat, Light, Other Utilities	1,500.00	007-0771-0000-4045	Communication
700.00	007-0771-0000-4021	Deferred Comp.	700.00	007-0771-0000-4045	Communication

#### CONTRACTS

- 911 Leasing.com**, 432A Frye Farm Road, Greenburg, PA 15601, for a five (5) year lease of a 2106 Custom Ford Interceptor AWD, for the Insurance Fraud Investigation Unit, Bureau of Police of the City of Erie, at a total cost of \$30,886.35 (5 annual payments @ \$6,177.27 each) plus a \$300 documentation fee, for a total cost of \$31,186.35.
- Gerlach's Property Maintenance, LLC**. 3161 West 32<sup>nd</sup> Street, Erie. PA 16506 for lawn maintenance and weed control for various park areas for a term of two (2) years at **\$7,761.00** per month beginning April 1, 2017 and ending October 31, 2018 with a provision for a one (1) year extension at the sole discretion of the City of Erie; and His Honor the Mayor and City Controller be and they are hereby authorized and directed to execute this agreement on behalf of the City.

## PURCHASE ORDERS

1. **A&H Equipment**, 1124 McLaughlin Run Road, Bridgeville, PA 15017-2533 for the emergency repair of the Sewer Camera Crawler for the Bureau of Sewers at a total amount of \$10,880.08.
2. **J.J. Agnello, Heating & Air Conditioning, Inc.** 1602 Liberty Street, Erie, PA 16502 in the amount of \$3,740.00 to furnish and install a new gas furnace 7 air conditioning system at J.C. Martin Golf Course.
3. **Chemung Supply**, P.O. Box 527, Elmira, NY 14902 for [plow bolts](#) for the Bureau of Streets, at a cost of \$3,331.00.
4. **Coleman & Co., P.C.**, 2415 West Grandview Blvd., Erie, PA 16506 for the audit of SNOOPS Neighborhood Elm Street Grant II for the Department of Economic Development for the City of Erie at a total cost of \$3,000.00.
5. **Goodway**, 420 West Avenue, Stamford, CT 06902 for Scale Break De-Scaling chemical for use in the Wet Electrostatic Precipitator at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$3,101.00.
6. **Jageman Electric Inc.**, 1870 Townhill Road West Erie PA 16509 in the amount of \$3,580.00 to replace exterior lights on Downing Golf Courses' Clubhouse.
7. **David Milano Construction**, 2202 Zimmerly Road, Erie, PA 16506 for materials only to repair a sanitary connection at 1026 West 7<sup>th</sup> Street for the Bureau of Sewers.
8. **B.J. Muirhead Co. Inc.**, 115 Mid County Drive, Orchard Park, NY 14127 for the service of re-stamping of two (2) boilers at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$5,710.00.
9. **Rabe Environmental**, 2300 West 23<sup>rd</sup> St., Erie, PA 16506 to repair the boiler at Engine #6 in the amount of \$5,265.00.
10. **Smoracy, LLC. (The Beast)**, Dept. #77982 P.O. Box 77000, Detroit, MI 48277, for the amount of \$3,390.61 for the repair and maintenance of the compost grinder.
11. **Varitech Industries** 501 East Cliff Road, Burnsville, MN 55337 for [2 brine tanks](#) for the Bureau of Streets at a cost of \$5,251.26.

- H. **COMMITTEE REPORTS**
- I. **ADJOURNMENT**