

The City Council met in regular session in the Council Chambers on Wednesday, March 1, 2017 at 9:00 A.M.

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

On motion of Mr. Merski, Seconded by Mr. Brennan, the reading of the minutes of the Meeting of February 15, 2017 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

Copies of the bills under date of February 24, 2017, and March 3, 2017 were given to City Council and same adopted by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

Council File No. 15,979

Pending Official File Ordinance 4-2017

An ordinance [closing and vacating a historic alley](#) between Wayne Street and Buffalo Road, parallel with East 18th street, said alley being 10 feet in width and 724.69 to 731 feet in length diagonally, with reservation of existing utility rights-of-way.

March 1, 2017. City Council on motion of Mrs. Arrington, Seconded by Mr. Witherspoon having read Council File No. 15,979 now known as Pending Official File Ordinance No. 4-2017 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

Council File No. 15,980

Pending Official File Ordinance 5-2017

An ordinance appropriating the sum of [\\$10,000.00](#) from unappropriated and anticipated revenue and providing for the expenditure thereof for the Federal Forfeiture Program.

March 1, 2017. City Council on motion of Mr. Winarski, seconded by Mr. Merski having read Council file No. 15,980 now known as Pending Official File Ordinance No. 5-2017 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

Council File No. 15,981

Pending Official File Ordinance 6-2017

An ordinance appropriating the sum of \$4,567.08 from unappropriated and anticipated revenue to be received as program income generated by the Enterprise Zone Loan Fund. These funds are to be allocated into the Enterprise Zone Accounts.

March 1, 2017. City Council on motion of Mr. Kwitowski, seconded by Mr. Merski having read Council file No. 15,981 now known as Pending Official File Ordinance No. 7-2017 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

Council File No. 15,982

An ordinance appropriating the sum of \$28,000.00 from unappropriated and anticipated revenue and providing for the expenditure thereof.

POLICE DRUG AND VICE PROGRAM.

March 1, 2017. City Council on motion of Mr. Winarski, seconded by Mr. Witherspoon having read Council file No. 15,982 does hereby adopt on first reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

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

That the communication received from the City Planning Commission recommending the request of rezoning submitted by **Testa Enterprises**, of the Subject Property, as defined on Exhibit A (attached) located on the block bordered by West 2nd Street (North), W. 3rd Street (South), Poplar Street (West) and Cherry Street (East) consists of 13 City lots for an approximate total of 2.1 acres, the City lot bordering W. 2nd Street is currently zoned W-R (Waterfront Residential). The remaining 12 City lot bordering W 3rd Street is currently zoned W-2 Medium Density Residential; Testa Enterprises is requesting the rezoning of 12 parcels to accommodate the proposed development of a mixed income apartment community. As part of the development; all 13 City lots will be consolidated into one parcel with one zoning designation. Since the W. 2nd Streets lots are already zoned W-R, this request will only change the zoning of those contiguous lots within the same block; is hereby approved and the City Clerk is authorized and directed to advertise notice of a **Public Hearing** to be held before City Council, in City Council Chambers, 626 State Street, Erie, PA on Wednesday April 5, 2017 at approximately 9:30 AM concerning the request.

March 1, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

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

Pursuant to the provisions of Zoning Ordinance No. 80-2005 and a **Public Hearing held Wednesday, February 15, 2017 in City Council Chambers, 626 State Street, Erie, PA 16501**, request from Attorney Timothy M. Ziezula, representing Pol's Real Estate and Pro Waste Services, Inc. for rezoning of property currently classified as M1 (Light Manufacturing) and R2 (Medium Density Residential) to **M2** (Heavy Manufacturing) described in Exhibit A (attached) (located between East 18th and East 19th Streets, Wayne Street to Buffalo Road) is hereby approved by the City Council.

March 1, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

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

That Mr. Witherspoon hereby reappointed **Mr. Willie C. McAdory** of 448 East 15th Street, Erie PA 16503 to the Erie County Human Relations Commission for a 2nd term which will expire February 20, 2021.

March 1, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

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

That Erie City Council formally supports Calypso Enterprises, LLC, application to the Pennsylvania Department of Health

WHEREAS, Calypso Enterprises, LLC (herein Calypso) will seek a permit from the Pennsylvania Department of Health to operate as a licensed medical cannabis manufacturing facility; and

WHEREAS, the Calypso facility will be located at the SB3 Industrial Park, 1540 East Lake Road, in the City of Erie; and

WHEREAS, the Calypso facility will employ upwards of forty individuals in the initial phase of operations with a commitment to a diverse workforce; and

WHEREAS, the Calypso facility will maintain the highest level of controls in excess of what is required per the industry.

WHEREAS, Calypso aims to be a good community partner in the greater Erie community, supporting efforts that strive to increase educational attainment and self-sufficiency.

NOW THEREFORE BE IT RESOLVED, the Council of the City of Erie, declares its support of the application of Calypso Enterprises, LLC, to be filed with the Pennsylvania Department of Health and the facility to be located on East Lake Road in the City of Erie.

March 1, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. 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 do hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. **Taser International**, 17800 North 85th Street, Scottsdale, AZ 85255-9603 for (25) [new Tasers](#), battery packs and holsters for the Bureau of [Police](#) at a total amount of \$27,227.75.
2. **Otis Elevator Company**, 1001 State Street, Suite 311, Erie, PA 16501, in the amount of \$36,000.00, for replacement of existing door clutch system and installation of interlock door vanes for three (3) elevators.

March 1, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. Signed by the President. Attested by the City Clerk.

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. **Gerster Sales & Service, Inc.**, 45 Earhart Drive, Buffalo, NY 14221 for the annual service agreement renewal for the absorption [chillers](#) at the Wastewater Treatment Plant for the Bureau of Sewers at a total cost of \$7,424.00
2. **Hagan Business Machines, Inc.**, 1112 Peach Street, Erie, PA 16512 for one (1) Toshiba Cope/Fax machine for the Department of Public Works at a cost of \$4,450.00
3. **Industrial Appraisal Company**, Two Gateway Center, 603 Stanwix Street, Suite 1500, Pittsburgh, PA 15222 for professional services under the Continuous Revaluation Program for the Insurable Values as of December 31, 2016 at a total amount of \$3,790.00

4. **Pirrello Enterprises, Inc.**, 721 Parade Street, Erie, PA. 16503 for a Microfilm ScanPro 1100 and onsite installation & training to be used by Finance Office at a total cost of \$6,959.00
5. **Renick Brothers Mechanical Contractors**, PO Box 94,434 Grove City Rd, Slippy Rock, PA 16507 in the amount of \$5,975.98 for service and repairs to HVAC system at City Hall Municipal Building.
6. **T&M Associates**, 4675 Lakehurst Court, Suite 250, Columbus, OH 43016 for 2017 [Air Quality](#) General Engineering Services at the Wastewater Treatment Plant for the Bureau of Sewers not to exceed the amount of \$15,000.00.
7. **ThyssenKrupp Elevator Corp.**, PO Box 933004, Atlanta, GA 31193-3004 for the [repair of the freight elevator](#) at the Wastewater Treatment Plant for the Bureau of Sewers at a total cost of \$4,970.00.
8. **Weber Murphy Fox, Inc.**, 3230 West Lake Road, Erie, PA 16505 for professional services to update the City of Erie's 2004 Enterprise Zone Program for the Department of Economic & Community Development at a total cost of \$4,000.00.

March 1, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.
 March 1, 2017. Signed by the President. Attested by the City Clerk.

WAIVE RULES

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

That the City Council Approve the request to engage the Law Firm of Willig, Williams and Davidson by the City of Erie Water Reserve Investment Fund Committee for legal opinions and reviews.

March 1, 2017. City Council adopt waive rules by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

March 1, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.
 March 1, 2017. Signed by the President. Attested by the City Clerk.

February 15, 2017, City Council on motion of Mr. Merski, Seconded by Mr. Brennan adjourned at 10:18 A.M. by yeas Council Members Kwitowski, Arrington, Brennan, Jones, Merski, Winarski and Witherspoon. 7. Nays. 0.

Attest: _____
 City Clerk

 President of City Council