

The City Council met in regular session in the Council Chambers on Wednesday, June 21, 2017 at 7:30 P.M.

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

On motion of Mr. Witherspoon, Seconded by Mr. Winarski, the reading of the minutes of the Meeting of June 7, 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 June 16, 2017 and June 23, 2017 were given to City Council and same adopted by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

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By Mr. Brennan      Council File No. 15,991      Pending Official File Ordinance 15-2017

An ordinance amending the Zoning Code of the City of Erie, Article 2, 3 and 6 by adding a provision to allow an **“Urban Garden” as a Permitted Use and “Market Garden”** as a Special Exception in R-2, R-3 and RLB districts, defining such uses and requirements.

June 21, 2017. City Council on motion of Mr. Brennan, Seconded by Mrs. Arrington having read Council File No. 15,991 now known as Pending Official File Ordinance No. 15-2017 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Winarski      Council File No. 15,992      Pending Official File Ordinance 16-2017

An ordinance appropriating the sum of \$126,757.00 from unappropriated and anticipated revenue and providing for the expenditure thereof.

**2017 INSURANCE FRAUD PREVENTION AUTHORITY**

June 21, 2017. City Council on motion of Mr. Winarski, Seconded by Mrs. Arrington having read Council File No. 15,992 now known as Pending Official File Ordinance No. 16-2017 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Jones      Council File No. 15,993      Pending Official File Ordinance 17-2017

An ordinance appropriating the sum of \$2,000,000.00 from unappropriated and anticipated revenue to be received from the Commonwealth of Pennsylvania Office of the Budget as funding from the **Redevelopment Assistance Capital Program (RACP)** and will be utilized to assist in the planning and construction of a dental school in the City of Erie.

June 21, 2017. City Council on motion of Mr. Jones, Seconded by Mr. Arrington having read Council File No. 15,993 now known as Pending Official File Ordinance No. 17-2017 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Jones Council File No. 15,994

An ordinance appropriating the sum of \$252,491.00 from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the following **Emergency Solutions Grant (ESG '17) projects.**

June 21, 2017. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski having read Council File No. 15,994 does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Jones Council File No. 15,995

An ordinance appropriating the sum of \$641,825.00 from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the following **HOME (M17) projects.**

June 21, 2017. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski having read Council File No. 15,995 does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Jones Council File No. 15,996

An ordinance appropriating the sum of \$2,791,421.00 from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) and \$14,412.00 program income for a total of \$2,805,833.00 for the following **FY 2017 projects.**

June 21, 2017. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski having read Council File No. 15,996 does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon Council File No. 15,997

An ordinance amending Number 26-1958, the Traffic Code of the City of Erie by the installation of a stop sign at one intersection.

**Chapin Street and Richley Street – stopping Chapin Street**

June 21, 2017. City Council on motion of Mr. Witherspoon, Seconded by Mr. Brennan having read Council File No. 15,997 does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0

June 21, 2017. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City Officials are authorized and directed to file an application for financial assistance with the **U.S. Department of HUD** which has indicated its willingness to make available a grant to carry out the CDBD Program in the amount \$2,791,421. Home in the amount of \$641,825 and ESG in the amount of \$252,491 and is further authorized to act as an authorized representative of the City of Erie to sign any and all documents in regards to these programs.

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City Officials are authorized and directed to approve the issuance of certain **Revenue Bonds by the City of Erie Higher Education Building Authority** ("Authority"), and the undertaking and completion by the Authority of all other matters necessary of convenient for the financing of said issue by the Authority is approved and it is hereby declared that said finance is desirable for the health, safety and welfare of the people in the area served by **Mercyhurst University**.

June 21, 2017. City Council adopt by yeas Council Members Arrington, Jones, Merski, Winarski, Witherspoon and Kwitowski. 6. Nays 0. Mr. Brennan abstains  
June 21, 2017. Signed by the President. Attested by the City Clerk.

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

That the City Clerk is authorized and directed to advertise for a **Public Hearing** relative to property located at 107 Plum Street on Wednesday July 5, 2017 at approximately 9:30 A.M. in City Council Chambers, 626 State Street, Municipal Building, Erie, PA relative to a **Waterfront Conditional Use** request, for a three (3) story addition in the WR (**Waterfront Residential District**).

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.  
June 21, 2017. Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository sale** of the property commonly known as the empty lot at **McClelland Avenue and Buffalo Road (1824 Wagner)**, Erie, PA, identified by the County Assessment Index Number 15-021-033.0-133.00 by the Erie County Tax Claim Bureau to Elijah Luther, 1822 West 8<sup>th</sup> Street, Erie, PA in the amount of \$250.00 is hereby approved and  
That the proposed **Repository sale** of property commonly known as **853 East 21<sup>st</sup> Street**, Erie, PA, identified by the County Assessment Index Number 18-050-033.0-105.00 by the Erie County Tax Claim Bureau to Ernesto Vazquez, 1108 East 24<sup>th</sup> Street, Erie, PA in the amount of \$250.00 is hereby approved.

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.  
June 21, 2017. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials are authorized and directed to submit the standard **PennDot** form requesting authorization to install and operate flashing school speed limit devices. The school flashers will be relocated from the closed Emerson-Gridley Elementary School to the **Erie High Complex**. The proposed **school flashing devices** will be installed on Cherry Street. This office has contacted the school and we are in agreement that the flasher will operate from 7:45 to 8:15 AM and from 2:45 to 3:15 PM.

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.  
June 21, 2017. Signed by the President. Attested by the City Clerk.

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

That the proper City of Erie officials are hereby authorized and directed to submit the standard PennDot form requesting authorization to install and operate flashing school speed limit devices. The **school flashers** will be relocated from the existing location of **Erie Rise Academy** to their new location on West 10<sup>th</sup> Street. The proposed school flashing devices will be installed on West 10<sup>th</sup> Street. This office has contacted the school and we are in agreement that the flasher will operate from 7:30 to 8:00 AM and from 2:15 to 3:45 PM.

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

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

Communication received from Mayor Joseph Sinnott that the following individuals is hereby reappointed to the **Erie Metropolitan Transit Authority**:

Chris Loader	to replace Tony Pol	term expiration	12/31/20
Matthew Good	re-appointment	term expiration	12/31/21
Michael P. Martin	re-appointment	term expiration	12/31/21
Gary Grack	re-appointment	term expiration	12/31/21
Fred Rush	re-appointment	term expiration	12/31/22

June 21, 2017. City Council adopt by yeas Council Members, Jones, Merski, Winarski, Witherspoon and Kwitowski. 5. Nays 2. Arrington, Brennan

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mr. Jones, 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:

- Mayer Brothers Construction Co.**, 1902 Cherry Street, Erie, PA 16502 for the 2017 Proposed [Milling and Asphalt Resurfacing](#) of Various City Streets-2 Bid No.1738-17, they being the lowest bid in the sum of \$1,096,534.45.
- Greenhill Farms Equipment, Inc.**, 28361 Highway 77, Cambridge Springs, PA 16403 for a Kubota MX5800DT 4WD Utility Tractor for the Bureau of Parks, Department of Public Works at a total cost of \$20,566.23.
- U.S Security Associates**, 11 West 33<sup>rd</sup> Street, Erie, PA 16508 for a two (2) year contract for a plant security guard service for the Bureau of Sewers at the following prices:  
**\$109,332.96 - Year One**  
**\$110,426.28 – Year Two**
- JCI Jones Chemicals, Inc.**, 2500 Vanderhoof Road, Barberton, OH 44203 for liquid chlorine for the Bureau of Sewers for the City of Erie at a unit price of \$531.50/ton.
- Melzer’s Fuel Service**, 1502 Greengarden Blvd, Erie, PA 16501. That a three (3) year contract for furnishing and delivering approximately 200,000 gallons of unleaded regular fuel to the Municipal Garage and approximately 3,000 gallons on unleaded regular fuel to Downing Golf Course for all using city department and bureaus.  
Unleaded Fuel (87 Octane – E10)  
Large Volume Orders = OPIS Price - .04 per Gallon  
Small Volume Orders = OPIS Price + .02 per Gallon  
Summer Low Sulfur Off-Road Diesel Fuel  
Small Volume Orders = OPIS Price + .85 per Gallon  
Winter Low Sulfur Off-Road Diesel Fuel  
Small Volume Orders=OPIS Price + .85 per Gallon

6. **Petroleum Traders Corporation**, 7120 Pointe Inverness Way, Fort Wayne, IN 46804.

That a three (3) year contract for furnishing and delivering approximately 155,000 gallons of on-road ultra-low sulfur B2 diesel fuel for all using city departments and bureaus.

Summer On-Road Ultra Low Sulfur B2 Diesel Fuel

Large Volume Orders = OPIS Price + .012 per gallon through June 30, 2019 (+ .017 per gallon through June 30, 2020).

Winter On-Road Ultra Low Sulfur B2 Diesel Fuel

Large Volume Orders = OPIS Price + .027 per gallon through June 30, 2019 (+ .032 per gallon through June 30, 2020).

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mr. Kwtowski, 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. **Traffic Products**, 28 N. Bacton Hill Road, Malvern, PA 19355, for the purchase of (40) 16' x 18' LED Countdown Pedestrian [Signals](#) for the Department of Public Works of the City of Erie at a total cost **\$8,320.00**.
2. **Printing Concepts**, 4982 Pacific Avenue, Erie, PA 16506, for the printing and distribution of the 2017 Summer Parks and Recreation Guide in the amount **\$9,418.00**.
3. **HI-T-Fence Systems**, 5255 Wheeltown Road, Waterford, PA 16441, for the furnishing and installation of ballpark fencing at 11<sup>th</sup> & Hess in the amount of **\$3,100.00**.
4. **Crenshaw Brothers Construction**, 1854 East 26<sup>th</sup> Street, Erie, PA 16510 for a demolition at 752-54 East 25<sup>th</sup> Street for the Bureau of Economic and Community Development at a total cost of **\$11,000.00**.
5. **CDW-G**, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515 for ten (10) Lenovo [PC's](#) for the office of Computer Services at a total cost of **\$6,210.00**. [Perram Electric, Inc.](#), 6882 Ridge Road, Wadsworth, OH 44281, for the removal and replacement of conduit at West 6<sup>th</sup> Street & Sassafras Street, for the Department of Public Works, of the City of Erie at a total cost of \$4,830.00.

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

WAIVE RULES

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

That City Council respectfully requests Pennsylvania Senators including local Senator Dan Laughlin and Michele Brooks and Senate leaders Jake Corman and Jay Costa support HB 271 to keep the City of Erie allocation of \$500,000 for Capitol Infrastructure projects or Emergency services.

June 21, 2017. City Council adopt waive rules by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

June 21, 2017. Signed by the President. Attested by the City Clerk.

June 21, 2017, City Council on motion of Mr. Witherspoon, Seconded by Mr. Winarski adjourned at 9:27 P.M. by yeas Council Members Kwitowski, Arrington, Brennan, Jones, Merski, Winarski and Witherspoon. 7. Nays 0.

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President of City Council

Attest: \_\_\_\_\_  
City Clerk