

The City Council met in regular session in the Council Chambers on Wednesday,
May 16, 2018 at 7:30 P.M.

Council Members present: Allen, Kwitowski, Merski, Schaaf, Winarski,
Witherspoon and Arrington 7. Yeas. 0.

On motion of Mr. Merski, Seconded by Mrs. Schaaf, the reading of the minutes
of the Meeting of May 2, 2018 were dispensed with and same adopted with copies
furnished to the members of City Council by yeas Council Members Allen, Kwitowski, Merski,
Schaaf, Winarski, Witherspoon and Arrington. 7. Nays. 0. Copies of the bills under date of
May 11, and May 25, 2018, were given to City Council and same adopted by yeas
Council Members Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7.
Nays. 0.

By Mr. Kwitowski Council File No. 15,625 Pending Official Ordinance 16-2018

An ordinance amending **Article 330, Landlord and Rental, Section 330.04 Residential Rental Unit Registration Required**, to extend the time period for compliant landlords; and **Section 330.09 Fees** to reduce rental fees for compliant landlords and to increase the fees for additional inspections.

Motion by Mr. Kwitowski, Seconded by Mr. Merski to table Ordinance 16-2018
Allowing time to gather more information.
Motion fails to adopt Nays 3. Kwitowski, Merski, Winarski Ayes 4. Allen, Schaaf,
Witherspoon, Arrington

May 16, 2018. City Council on motion of Ms. Allen, Seconded by Mr.
Witherspoon having read Council File No. 15,625, and now known as Official File Ordinance
No. 16-2018 does hereby adopt on Final Passage by yeas Council Members Allen, Schaaf,
Witherspoon and Arrington. 4. Nays 3. Kwitowski, Merski and Winarski
May 16, 2018 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon Council File No. 15,627 Pending Official Ordinance 18-2018

An ordinance **appropriating** the sum of **\$120,000.00** from unappropriated and unanticipated revenue received from **PADEP** Community Conservation Partnership Grant and providing for the expenditure thereof for the McClelland Park Improvement Project.

May 16, 2018. City Council on motion of Mr. Witherspoon, Seconded by Mr. Winarski
having read Council File No. 15,627, and now known as Official File Ordinance No. 18-2018
does hereby adopt on Final Passage by yeas Council Members Allen, Kwitowski, Merski,
Schaaf, Winarski, Witherspoon and Arrington. 7. Nays 0.
May 16, 2018 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon Council File No. 15,628

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

WHEREAS, the City Traffic Engineer conducted a study of the intersections and provided a recommended for the installation of stop signs at one intersection.

- 1) Trask Avenue and West 42nd Street – stopping West 42nd Street

May 16, 2018. City Council on motion of Mr. Witherspoon, Seconded by Mr. Winarski
having read Council File No. 15,628, does hereby adopt on First Reading by yeas Council
Members Allen, Schaaf, Kwitowski, Merski, Winarski, Witherspoon and Arrington 7. Nays 0.
May 16, 2018 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon

Council File No. 15,629

An ordinance appropriating the sum of **\$1,660,548.00** from unappropriated and anticipated revenue to provide for the expenditure thereof for the Construction Phase of **McBride Viaduct (East Avenue Bridge)** PennDot Reimbursement Agreement R-16010009-4.

May 16, 2018. City Council on motion of Mr. Witherspoon, Seconded by Mr. Kwitowski, having read Council File No. 15,629, does hereby adopt on First Reading by yeas Council Members Allen, Schaaf, Kwitowski, Merski, Winarski, Witherspoon and Arrington 7. Nays 0.

May 16, 2018 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon

Council File No. 15,630

An ordinance appropriating the sum of **\$15,000.00** from appropriated and anticipated revenue from PA Emergency Management Agency (PEMA) for Firefighting, training and rescue.

May 16, 2018. City Council on motion of Mr. Witherspoon, Seconded by Mr. Kwitowski, having read Council File No. 15,630, does hereby adopt on First Reading by yeas Council Members Allen, Schaaf, Kwitowski, Merski, Winarski, Witherspoon and Arrington 7. Nays 0.

May 16, 2018 Signed by the President. Attested by the City Clerk.

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

That the Mayor is authorized 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 **CDBG Program** in the amount of \$3,086,611. **HOME** in the amount of \$904,894; and **ESG** in the amount of \$251,291 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.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.

May 16, 2018. Signed by the President. Attested by the City Clerk.

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

That upon the recommendation of the investment committee for the **City of Erie Water Reserve Fund** that City Council terminate the relationship with large cap manager Philadelphia Trust and transfer the equity to ClearBridge Investments.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.

May 16, 2018. Signed by the President. Attested by the City Clerk.

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

That the **Erie Regional Airport Authority Independent Auditor's Reports and Financial Statements** for December 31, 2017 and 2016, as submitted by Sheila Bruno, CFO Erie Regional Airport Authority and ordered placed on file in the Office of Accounts, Finance and Budget.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.

May 16, 2018. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mrs. Schaaf, Resolved, etc.

That the Mayor and City Controller are authorized and directed to execute the Grant Agreement between the City of Erie and Office of the Budget, Commonwealth of Pennsylvania for the **Redevelopment Assistance Capital Program (RACP)**. For the Downtown Streetscape Revitalization- Erie Project in the contract amount by \$1,000,000.00.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.

May 16, 2018. Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** identified by Erie County Assessment Index Number 16-030-043.0-12000 by the Erie County Tax Claim Bureau to Michael Wisniewski, 1711 Cascade Street, Erie, PA in the amount of **\$250.00** be hereby approved.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.
May 16, 2018. Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** identified by Erie County Assessment Index Number [15-020-031.0-235.00](#) by the Erie County Tax Claim Bureau to Marcus Atkinson of ServErie, 231 Parade Street, Erie, PA in the amount of **\$250.00** be hereby approved.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.
May 16, 2018. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon Seconded by Mrs. Schaaf, Resolved, etc.

That the proper City Officials are authorized and directed to execute an [Easement Agreement](#) between the City of Erie and **EMBER+FORCE**, tenant of 401 State Street, Erie, PA 16501, for the installation of thirty foot (30') long temporary dining area that will protrude six feet (6') into the public right-of-way on the east side of State Street, at the southeast corner of East 4th St. and State Street, in compliance with the attached City Engineer's metes and bounds description and exhibit.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.
May 16, 2018. Signed by the President. Attested by the City Clerk.

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

That the **Enterprise Zone Loan Review Committee** approval of the following loan be formally ratified:

<u>Amount</u>	<u>Term</u>	<u>Fee</u>
Presque Isle Tent and Table	\$54,000.00	15 years \$270.00

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, Witherspoon and Arrington 7. Nays. 0.
May 16, 2018. 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. **Playground Concepts of Western PA**, 4848 Havana Drive, Pittsburgh, PA 15239 for Bulk Fibar for the Bureau of Parks at unit prices per COG bid (5/1/18) Bulk Fibar (90 cubic yards), delivered \$1,985.00/load.
2. **Dave Hallman Chevrolet**, 1921 State Street, Erie, PA 16501, for a 2018 Chevy Silverado 2500HD 4WD Crew Cab [Truck for the Bureau of Fire](#) in the amount of \$42,770.00.
3. **Day Ford, Inc.**, 1600 Golden Mile Hwy., Monroeville, PA 15146, for a 2018 Chevy Tahoe [Police Patrol Vehicle](#) for the Bureau of Police at a total amount of \$39,951.19.
4. **BMS/Data 911 Products**, 12305 Crosthwaite Circle, Poway, CA 92064 for six (6) mobile terminals for the new Police vehicles required to run dispatch and field based reporting software from the vehicles for the Bureau of Police at a total amount of \$32,614.50.
5. **Joseph McCormick Construction Company**, 3340 Pearl Avenue, Erie, PA 16510 for the 2018 Proposed Milling and Asphalt Resurfacing of Various City Streets-I Bid No. 1743-18 in the amount of \$446,992.00.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, and Arrington 7. Nays. 0.

May 16, 2018. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mr. Winarski, 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. **Dwyer Excavating**, 210 West Townhall Road, Waterford, PA 16441, for the emergency demolition at 3615 Burton Avenue for the Bureau of Code Enforcement at a total cost of \$6,900.00.
2. **NWL**, 312 Rising Sun Road, Bordertown, NJ 08505 for [field service work](#) on the Wet Electrostatic Precipitator at the Wastewater Treatment Plant in preparation for the mandated air quality compliance testing for the Bureau of Sewers at a total cost of \$4,523.62.
3. **FuelForce Fuel Management Systems**, 101 Wall Street, Princeton, NJ 08540 for a replacement fuel pump and control [monitoring software](#) to restrict pump use and track fuel use for the Municipal Garage at a total amount of \$9,995.00.
4. **ESO Solutions**, P.O. Box 670324, Dallas, TX 75267-0324 for [firehouse software](#) for the firehouse computers for the Bureau of Fire at a total cost of \$3,605.00.
5. **Rally Specialist, Inc.**, 7600 Noblestown Road, McDonald, PA 15057 for Go Rhino push bumpers with [speakers for the new Police vehicles](#) at a total amount of \$3,885.00.
6. **Chief Supply**, P.O. Box 602763, Charlotte, NC 28260-2763 for Setina partitions and [gun locks for the new Police vehicles](#) for the Bureau of Police at a total cost of \$5,494.06.
7. **Northeastern Communications**, 2527 South Ridge East, Ashtabula, OH 44004 for Code 3 light bars, sirens and [emergency lights for the new Police vehicles](#) for the Bureau of Police at a total amount of \$14,438.88.
8. **AXON/Taser**, 17800 N. 85th Street, Scottsdale, AZ 85255-9603 for three (3) [Tasers](#) and ten (10) battery packs for the Bureau of Police at a total amount of \$3,686.00.
9. **Witmer Public Safety Group, The Officer Store**, 104 Independence Way, Coatesville, PA 19320 for duty and training ammunition for the department for 2018 for the Bureau of [Police](#) at a total amount of \$12,606.80.
10. **Best Buy**, 6650 Peach Street, Erie, PA 16509 for two (2) laptops, two (2) notebook backpacks, a projector and a HDMI cable to be used by the Training Unit for the [Bureau of Police](#) at a total cost of \$2,049.00.
11. **Laser Ammo**, P.O. Box 222017, Great Neck, NY 11022 for supplies to be used in the Department's shooting range for the Bureau of [Police](#) at a total amount of \$6,723.27.
12. **Markl Supply Company**, 904 Perry Highway, Pittsburgh, PA 15229 for miscellaneous supplies to be used for Training and SWAT Units for the Bureau of [Police](#) at a total amount of \$11,954.78.
13. **Chief Supply**, P.O. Box 602763, Charlotte, NC 28260-2763 for [mounting kits](#) for gun racks for the Police Cruisers for the Bureau of Police at a total amount of \$6,462.64.
14. **General Highway Products, Inc.**, P.O. Box 596, 878 Sussex Blvd., Broomall, PA 19008 for [96 LED](#) Countdown Pedestrian Signals for the Department of Public Works at a cost of \$18,720.00.
15. **R.C.I. Electrical Systems**, 10250 Tiger Lily Lane, Waterford, PA 1641 for the installation of six (6) new [loop detectors](#) at the intersections of East Lake Rd. & Hammermill Rd. and West 8th St. & Pittsburgh Ave., for the Department of Public Works at a total cost of \$4,800.00.
16. **Traffic Products**, N. Bacton Hill Road, Malvern, PA 19355, for four (4) [video detection](#) units for the Department of Public Works at a total cost of \$11,580.00.
17. **General Traffic Equipment Corporation**, 259 Broadway, Newburgh, NY, 12550 for (13) Assemblies, 32 Pole Mounts and 7 Brackets for [Pedestrian Poles](#) for the Department of Public Works at a total cost of \$5,552.35.

May 16, 2018. City Council adopt by yeas Council Members, Allen, Kwitowski, Merski, Schaaf, Winarski, and Arrington 7. Nays. 0.

May 16, 2018. Signed by the President. Attested by the City Clerk.

May 16, 2018, City Council on motion of Mr. Winarski, Seconded by Ms. Allen
adjourned at 9:47 P.M. by yeas Council Members Allen, Kwitowski, Merski, Schaaf, Winarski
Witherspoon and Arrington 7. Nays. 0.

President of City Council

Attest: _____
City Clerk