

The City Council met in regular session in the Council Chambers on Wednesday, May 16, 2012 at 7:30 P.M.

Council Members present: Brennan, Horan-Kunco, Merski, Winarski, Witherspoon And Jones. 6. Nays. 0.

On motion of Mr. Merski, Seconded by Mr. Brennan, the reading of the minutes of the Meeting of May 2, 2012 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.

Copies of the bills under date of May 11, 2012 and May 18, 2012, were given to City Council and same adopted by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones.6. Nays. 0. Mr. Brennan abstains from all CDBG bills.

Because I am an employee of the Economic Development Corporation (EDC), I will abstain from voting on the payment to the Greater Erie Industrial Development Corporation (GEIDC) for "CDBG reimb req #3 brownfield silver property". This payment is being made to the GEIDC for technical assistance. Although my duties at the EDC are unrelated to this payment request, I will abstain from voting on this payment to avoid any appearance of a conflict of interest.

By Mr. Witherspoon, Council File No. 15,796, Pending Official File Ordinance No. 15-2012

An ordinance appropriating the sum of **\$45,000.00** from unappropriated and anticipated revenue and providing for the expenditure thereof. Police Drug and Vice Program.

May 16, 2012. City Council on motion of Mr. Witherspoon, Seconded by Mr. Merski having read Council File No. 15,796, now known as Pending Official File Ordinance No. 15-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays 0.

May 16, 2012, Signed by the President. Attested by the City Clerk.

By Mr. Merski, Council File No. 15,797, Pending Official File Ordinance No. 16-2012

An ordinance appropriating the sum of **\$84,397.90** from unappropriated and anticipated revenue to provide for the expenditure thereof for Construction Monitoring Services for the State Street Bridge over Canal Basin.

May 16, 2012. City Council on motion of Mr. Merski, Seconded by Mr. Brennan having read Council File No. 15,797, now known as Pending Official File Ordinance No. 16-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays 0.

May 16, 2012, Signed by the President. Attested by the City Clerk.

By Mr. Merski, Council File No. 15,798, Pending Official File Ordinance No. 17-2012

An ordinance appropriating the sum of **\$1,778,847.02** from unappropriated and anticipated revenue to provide for the expenditure thereof for the Construction of the State Street Bridge over Canal Basin.

May 16, 2012. City Council on motion of Mr. Merski, Seconded by Mr. Brennan having read Council File No. 15,799, now known as Pending Official File Ordinance No. 17-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays 0.

May 16, 2012, Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mrs. Horan-Kunco, Resolved etc.

That the Proposed Repository Sale of property commonly known as 544 East 13th Street, Erie, PA and identified by Erie County Assessment Index Number 15-020-028.0-31800 by the Erie County Tax Claim Bureau to Marsha Koziarski of the City of Erie in the amount of \$251.00 is hereby approved.

May 16, 2012. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.
 May 16, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mrs. Horan-Kunco, Resolved etc.

That the Annual Financial Statement for the **Erie Regional Airport Authority** for the fiscal year ending December 31, 2011 is received and ordered filed in the Finance Department.

May 16, 2012. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.
 May 16, 2012. Signed by the President. Attested by the City Clerk.

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

That the proper officials of the City of Erie are authorized and directed to satisfy a second mortgage in favor of City of Erie given by **Boston Store Limited Partnership** for a parcel of ground together with buildings and improvements thereon commonly known as Boston Store Apartment, 716 State Street, Erie, PA, as more fully described in said mortgage instrument. The consideration for the satisfaction is \$235,000.00.

May 16, 2012. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Winarski does hereby **TABLE** by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.
 May 16, 2012. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the Police Drug Vice Account.

<u>Transferred From</u>			<u>Transferred To</u>			
Amount	Account	Title	Amount	Account	Title	
\$2,462.78	215-0613-0000-4059	Other Svcs/Chgs	\$2,687.71	215-0613-0000-4039	Consumable Items	
\$ 19.93	215-0613-0000-4078	Mach/Equip				
\$2,687.71						

May 16, 2012. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.
 May 16, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mrs. Horan-Kunco, 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 does hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. **Gov Connection**, 7503 Standish Place, Rockville, MD20855 for forty (40) Top Seller ThinkCentre Edge 71 SFF Core computers for the Bureau of Police at a total amount of \$19,400.00.
2. **YMCA of Greater Erie**, 31 West 10th Street, Erie, PA, 16501 for the Summer Learn to Swim Rec. Program, in the amount of \$60,206.93.
3. **Mayer Brothers Construction Company**, 1902 Cherry Street, Erie, PA 16502, for 2012 Curb Ramps I Project, in the amount of \$125,705.35.

May 16, 2012. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.
 May 16 2012. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mrs. Horan-Kunco, 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. **CDW Government, Inc.**, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515 for CAT6 network cable for the Bureau of Police at a total amount of \$841.36.
2. **Newegg.com**, 99987 Rose Hill Road, Whittier, CA 90601 for Crucial M4, solid state hard drives for the Bureau of Police at a total amount of \$1,679.80.
3. **SafariMicro**, 2185 West Pecos Road, Suite 9, Chandler, AZ 85224 for faronics pc lockdown software license and 1 year maintenance agreement for the Bureau of Police at a total amount of \$2,100.00.
4. **GSA Advantage.com** for outdoor enclosure for wireless access points for the Bureau of Police at a total amount of \$2,232.00.
5. **CRUX**, 1525 Industrial Drive, Erie, PA 176505 for parts and labor for the installation of sonic wall wireless for the Bureau of Police at a total amount of \$8,371.00.
6. **The Pool Doctor**, 1903 West 8th Street, Suite 264, Erie, PA 16505 for two (2) MultiLIFT Adaptive Pool Lifts for the Rodger Young Pool for the Bureau of Parks and Recreation of the City of Erie at a total cost of \$9,000.00.
7. **Flash Technology**, P.O. Box 277883, Atlanta, GA 30384-7883 for a tower beacon for the Municipal Garage at a total amount of \$2,933.59.
8. **A&H Equipment Company**, 1124 McLaughlin Run Road, Bridgeville, PA 15017-2533 for pins and cylinders for the Municipal Garage at a total amount of \$11,840.00.
9. **Mayer Brothers Construction Company**, 1902 Cherry, Erie, PA 16502, for street and road maintenance materials for the Bureau of Streets at unit prices per COG bid (4/27/12). 9.5mm wearing course-picked up-\$62.50/ton, 19mm binder course-picked up-\$57.00/ton, 25mm binder course-picked up-\$54.00/ton.
10. **Joseph McCormick Construction Company**, 3340 Pearl Avenue, Erie, PA 16510, for street and road maintenance materials for the Bureau of Streets at unit prices per COG bid (4/27/12). 9.5mm wearing course-picked up-\$62.75/ton, 19mm binder course-picked up-\$57.50/ton, 25mm binder course-picked up-\$54.00/ton.
11. **Russell Standard Corporation**, PO Box 86, Union City, PA 16438 for street and road maintenance materials for the Bureau of Streets at unit prices per COG bid (4/27/12). 9.5mm wearing course-picked up-\$69.20/ton, 19mm binder course-picked up-\$61.10/ton, 25mm binder course-picked up-\$59.00/ton.
12. **Summit Construction Supply Co.**, 8260 Johnson Road, Erie, PA 16509 for concrete vaults to provide access to buried sludge lines for the Bureau of Sewers at a total cost of \$3,773.00.
13. **Kinzua Environmental**, 1176 East 38th Street, Cleveland, OH 44114-3898, for sewer line degreaser, for the Bureau of Sewers, in the amount of \$3,910.00.

May 16, 2012. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.

May 16, 2012 Signed by the President. Attested by the City Clerk.

Waive Rules

By Mr. Witherspoon, Seconded by Mrs. Horan-Kunco

That the Proper City Officials are hereby authorized and directed to issue a purchase order to Hubb systems, LLC, PO Box 970, San Jose, CA 95108 for an antenna, magnetic mount and Wi-Fi field upgrade kits for the Bureau of Police at a total amount of \$9,885.10.

May 16, 2012. City Council adopt by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0.

May 16, 2012 Signed by the President. Attested by the City Clerk.

Mr. Curtis Jones, Jr.
 President Erie City Council
 626 State St., Room 104
 Erie, PA 16501-1128

May 8, 2012

Dear Curtis,

With sadness, I tender my resignation from Erie City Council effective immediately. I am resigning because my continued public service has become too much of a distraction.

I am troubled by the lack of civility and unprofessionalism that has infected the Citizens To Be Heard segment of City Council Meetings. It is not fair to the people of Erie or my colleagues on Council that so much attention has been focused on me, rather than the real issues facing the City.

I am proud of my contributions to the resurgence of the City of Erie, particularly as Chairman of the Finance Committee since 2007. During that time, we have moved from the brink of insolvency and Act 47 with an \$11.7 million structural deficit in the General Fund to the verge of financial stability with a \$5 million reserve. The resulting upgrades of our credit rating have saved the City and its authorities millions of dollars in interest.

My stated financial goal for 2012 is to increase the General Fund Reserve to \$7.0 million. This amount equals two months of expenses for the City and is widely recognized by financial professionals as an indicator of municipal financial stability. Like Moses, I will not be with you as you cross into this Promised Land, but I know you will.

I take comfort in the fact that I leave the City in the capable hands of Mayor Joe Sinnott, his administrative team whom I respect deeply, and the most professional (and least political) City Council that I have been part of. I am confident the City of Erie with this exceptional leadership will continue its strong forward momentum.

I have thoroughly enjoyed my service to the people of Erie since October 25, 2006 and understand that many would prefer that I not resign. In the short run, I know I am disappointing many people, and I sincerely apologize for not completing my term.

I will continue to work, as a private citizen, to make the Erie region a community where everyone can learn, work and thrive. The twists and turns in life are guided by a higher power than us. But, perhaps, at some point in the future, I will have the privilege of joining you again in public service to the people of our home town.

Sincerely,

Joseph Schember Jr.

 May 16, 2012 City Council on motion of Mr. Merski, Seconded by Mr. Brennan,
 adjourned at 9:20 P.M. by yeas Council Members Brennan, Horan-Kunco, Merski, Winarski,
 Witherspoon and Jones. 6. Nays. 0.

 President of City Council

Attest:

 City Clerk