

The City Council met in regular session in the Council Chambers on Wednesday, June 20, at 7:30 P.M.

Council Members present: Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

On motion of Mr. Evans, Seconded by Mr. Brennan, the reading of the minutes of the Meeting of June 6, 2012 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

Copies of the bills under date of June 15, 2012 and June 22, 2012, were given to City Council and same adopted by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

By Mr. Witherspoon, Council File No. 15,799 Pending Official File Ordinance No.18-2012

An Ordinance designating a portion of East 3rd Street, from French Street to Holland Streets, as “**Harry T. Burleigh Way**” to honor the memory of his contributions to the history of our Flagship City.

June 20, 2012. City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones having read Council File No. 15,799, now known as Pending Official File Ordinance No. 18-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays 0.

June 20, 2012, Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Council File No. 15,800, Official File Ordinance No. 19-2012

An Ordinance designating a portion of West Front Street, from Sassafras Street to Myrtle Streets, as the “**The Lawrence Family Way**” to honor the memory of their contributions to the history of Flagship City.

June 20, 2012. City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones having read Council File No. 15,800, now known as Pending Official File Ordinance No. 19-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays 0.

June 20, 2012, Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Council File No. 15,801, Pending Official File Ordinance No. 20-2012

An Ordinance of the City Council of this City of Erie (The “City”) determining to incur lease rental debt; evidence by the guaranteed revenue note in the maximum principal amount of **\$8,915,618** to be authorized and issued by Erie City Water Authority in connection with the construction, alteration and improvements to the public water distribution facilities in and about this City, and paying related costs, fees and expenses; specifying the realistic useful life of the project; authorizing and directing appropriate officers of the City to take certain actions and to execute certain documents, including a guaranty agreement, between the City, as guarantor and the Erie City Water Authority, and the Pennsylvania Infrastructure Investment Authority; approving the form, maximum guaranteed amounts and sources of payment of the guaranty agreement, creating a sinking fund in connection with such guaranty obligations and appointing a sinking fund depository and providing for the repeal of all inconsistent ordinances or parts of ordinances.

June 20, 2012. The foregoing ordinance was withdrawn at the request of the Erie Water Authority and will appear on the July 11, 2012 agenda.

By Mrs. Horan-Kunco, Council File No. 15,802, Pending Official File Ordinance No. 21-2012

An Ordinance Appropriating the sum of **\$2,785,676.00** from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD); \$490,996.00 reprogrammed funds from previous Community Development Block Grant (CDBG) years and \$30,000.00 program income for a total of \$3,306,672.00 for FY 2012 projects.

June 20, 2012. City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones having read Council File No. 15,802, now known as Pending Official File Ordinance No. 21-2012 does hereby adopt on Final Passage by yeas Council Members, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays 0. Mr. Brennan abstains.

June 20, 2012, Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File No. 15,803, Pending Official File Ordinance No. 22-2012

An Ordinance Appropriating the sum of **\$619,099.00** from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the HOME (M12) Projects.

June 20, 2012. City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones having read Council File No. 15,803, now known as Pending Official File Ordinance No. 22-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays 0.

June 20, 2012, Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File No. 15,804, Pending Official File Ordinance No. 23-2012

An Ordinance Appropriating the sum of **\$87,148.00** from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the Emergency Shelter Grant (ESG'11) Projects.

June 20, 2012. City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones having read Council File No. 15,804, now known as Pending Official File Ordinance No. 23-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays 0.

June 20, 2012, Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File No. 15,805, Pending Official File Ordinance No. 24-2012

An Ordinance Appropriating the sum of **\$277,196.00** from unappropriated and anticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the Emergency Solutions Grant (ESG'12) Projects.

June 20, 2012. City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones having read Council File No. 15,805, now known as Pending Official File Ordinance No. 24-2012 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays 0.

June 20, 2012, Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City officials are hereby authorized to execute the necessary agreements with subrecipients to carry out the following Community Development Block Grant (FY2012) projects:

501-1251-2012-4393	CHRB-St. Martin Center	\$ 5,000	Req. #610722
501-1252-2012-4146	GEIDC-Brownfield Coordinator	\$ 20,000	Req. #610723
501-1252-2012-4205	Erie Ctr on Health & Aging	\$ 9,287	Req. #610724
501-1252-2012-4406	Multicultural Comm. Resource Ctr	\$ 17,000	Req. #610725
501-1252-2012-4421	Comm. Health Net Resource Ctr	\$ 38,000	Req. #610726
501-1252-2012-4435	BTW Center-Human Resources	\$ 20,000	Req. #610727
501-1252-2012-4452	ERA-Façade Renovation	\$ 57,000	Req. #610728
501-1252-2012-4471	GECAC-Weatherization	\$ 6,000	Req. #610729
501-1252-2012-4477	GECAC-Homemaker Services	\$ 8,250	Req. #610730
501-1252-2012-4508	St. Paul Neighborhood Clinic	\$ 10,000	Req. #610731
501-1252-2012-4515	JFK Center-Air Conditioning	\$ 54,000	Req. #610732

501-1252-2012-4518	Trinity Center-Human Resources	\$ 10,000	Req. #610733
501-1252-2012-4520	JFK Center-Human Resources	\$ 30,000	Req. #610734
501-1252-2012-4535	MLK Center-Human Resources	\$ 22,000	Req. #610735
501-1252-2012-4566	St. Martin Center	\$ 40,000	Req. #610736
501-1252-2012-4581	ERA-Disposition	\$ 20,000	Req. #610737
501-1252-2012-4582	ERA-Housing Rehabilitation	\$200,000	Req. #610738
501-1252-2012-4583	ERA-Acquisition	\$ 25,000	Req. #610739
501-1252-2012-4585	ERA-Relocation	\$ 20,000	Req. #610740
501-1252-2012-4606	ERA-Housing-Rehab-LEAD	\$200,000	Req. #610741
501-1255-2012-4428	YMCA-Rodger Young Pool	\$ 40,000	Req. #610742
501-1255-2012-4447	YMCA-Summer Rec	\$ 11,000	Req. #610743
501-1255-2012-4435	BTW Center-Summer Rec.	\$ 5,000	Req. #610744
501-1255-2012-4439	Boys & Girls Club-Sum. Rec.	\$ 10,000	Req. #610745
501-1255-2012-4518	Trinity Ctr.-Summer Rec.	\$ 7,500	Req. #610746
501-1255-2012-4520	JFK Center-Summer Rec.	\$ 7,500	Req. #610747
501-1255-2012-4535	MLK Center-Summer Rec.	\$ 7,000	Req. #610748
501-1252-2012-4459	Hamot Foundation/Wayne Ctr	\$ 10,000	Req. #611262
501-1252-2012-4521	Mercy Ctr Women/Hand. Ramp	\$ 15,000	Req. #611264

June 20, 2012. City Council adopt by yeas Council Members Evans, Horan-Kunco, Merski, Winarski, and Jones. 5. Nays. 0. Mr. Brennan and Mr. Witherspoon abstain.

June 20, 2012. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City officials are hereby authorized to execute the necessary agreements with subrecipients to carry out the following Emergency Shelter Grant (FY 2012) projects:

506-1254-2012-4404	SafeNet-Bridge House	\$18,930	Req. #610749
506-1254-2012-4420	Community of Caring	\$16,226	Req. #610750
506-1254-2012-4429	Community Shelter Ser.	\$37,185	Req. #611251
506-1254-2012-4511	City Mission	\$18,930	Req. #611252
506-1254-2012-4519	SafeNet	\$18,930	Req. #611253
506-1254-2012-4521	Mercy Center f/Women	\$18,254	Req. #611254
506-1254-2012-4522	The Refuge	\$18,930	Req. #611255
506-1254-2012-4570	Safenet-TLC	\$ 4,057	Req. #611256
506-1254-2012-4591	St. Patrick's Haven	\$14,874	Req. #611257
506-1254-2012-4474	GECAC Rapid Re-Housing	\$90,090	Req. #611265

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City officials are hereby authorized to execute the necessary agreements with subrecipients to carry out the following HOME (FY2012) projects:

505-1239-2012-4453	ERA-Homebuyer Assistance	\$100,000	Req.#611259
505-1239-2012-4488	HANDS-Acq/Rehab/Rental	\$165,000	Req.#611259
505-1239-2012-4504	HANDS-CHDO-Operating	\$ 26,359	Req.#611260
505-1239-2012-4582	ERA Rehabilitation	\$265,831	Req.#611261

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City officials are hereby authorized to execute an agreement between the City of Erie and GECAC, whereby the City will make available to GECAC, from Emergency Solutions Grant funds appropriated, a grant in the amount of \$76,740 to carry out the Rapid Re-Housing Program as described in the amended FY 2011 Annual Plan.

506-1254-2011-4474

Req.#611266

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

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

That the proper City officials be and are hereby authorized and directed to execute an **Easement Agreement** between the City of Erie and the Erie Indemnity Company, PO Box 1699, Erie, PA 16530 being the owner of 124 East 8th Street, Index (14) 1004-111, in compliance with the attached City Engineer's metes and bounds description locating two entrances with canopies.

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

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

That the proper City officials are authorized and directed to enter into an **Easement Agreement** with Nemos Corp., 2604 Vandalia Ave., Erie, PA 16511 for the installation of awnings at 402-410 State Street (Index No. 17-4002-204) and at 15 West 4th Street (Index No. 17-4002-206). The awnings will extend into the State Street and West 4th Street rights-of-way in accordance with the project drawing, as prepared by Kidder Wachter Architecture and Design.

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** of property commonly known as 2022 East 11th Street, Erie, PA and identified by Erie County Assessment Index Number 15-021-024.0-503.0 by the Erie County Tax Claim Bureau to the Housing Authority of the City of Erie in the amount of \$350.00 is hereby approved.

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Evans, Seconded by Mrs. Horan-Kunco, 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>
Erie Warehouse Properties, LLC	\$174,904.00	15 years	\$874.52

These funds have been made available through the Commonwealth of Pennsylvania Enterprise Zone Program and the Erie Enterprise Zone Revolving Loan Fund and loan repayments. The loan will be charged against account number 310-0000-0000-1007. The interest rate is fixed at 4.0% per annum. A one-time loan processing fee based on ½ of 1.0% will be assessed to the client. The City Solicitor's Office will assist with the preparation of the loan documents for this transactions. City Council further directs that the proper City Officials are authorized to sign the necessary documents and agreements effectuating same.

June 20, 2012. City Council adopt by yeas Council Members Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 6. Nays. 0. Mr. Brennan abstains.

June 20, 2012. Signed by the President. Attested by the City Clerk.

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

**Erie County 2012 Hazard Mitigation Plan
Municipal Adoption Resolution**

WHEREAS, the City of Erie, Erie County, Pennsylvania is most vulnerable to natural and human-made hazards which may result in loss of life and property, economic hardship, and threats to public health and safety, and

WHEREAS, Section 322 of the Disaster Mitigation Act of 2000 (DMA 2000) requires state and local governments to develop and submit for approval to the President a mitigation plan that outlines processes for identifying their respective natural hazards, risks, and vulnerabilities, and

WHEREAS, the City of Erie acknowledges the requirements of Section 322 of DMA 2000 to have an approved Hazard Mitigation Plan as a prerequisite to receiving post-disaster Hazard Mitigation Grant Program funds and,

WHEREAS, the Erie County 2012 Hazard Mitigation Plan has been developed by the Erie County Department of Public Safety and the Erie County Department of Planning in cooperation with other county departments and officials and citizens of the City of Erie, and

WHEREAS, a public involvement process consistent with the requirements of DMA 2000 was conducted to develop the Erie County 2012 Hazard Mitigation Plan, and

WHEREAS, the Erie County 2012 Hazard Mitigation Plan recommends mitigation activities that will reduce losses to life and property affected by both natural and human-made hazards that face the County and its municipal governments,

NOW THEREFORE BE IT RESOLVED by the governing body for the City of Erie

- The Erie County 2012 Hazard Mitigation Plan is hereby adopted as the official Hazard Mitigation Plan of the City of Erie, and
- The respective officials and agencies identified in the implementation strategy of the Erie County 2012 Hazard Mitigation Plan are hereby directed to implement the recommended activities assigned to them.

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Merski, Seconded by Mr. Brennan, 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. **Church and Murdock Electric, Inc.**, 5709 Wattsburg Road, Erie, PA 16509 for the Proposed Intersection Lighting Installation, State Street Intersections, South Park Row, East and West 7th, 8th and 9th Streets, Provide Labor and Wire only in the sum of \$14,600.00.
2. **McCormick Structural Systems**, 1345 West 12th Street, Erie, PA 16501 for the demolitions at 313 Poplar Street, 731 East 13th Street, 453 East 24th Street and 633 East 24th Street for the Department of Code Enforcement at a total cost of \$26,800.00.
4. **Hallman Chevrolet, Inc.**, 1925 State Street, Erie, PA 16501 for the purchase of a new 2012 Chevy truck for the Bureau of Refuse and Recycling at a total cost of \$28,586.00.

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012. Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Seconded by Mr. Witherspoon, 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. **West Payment Center**, PO Box 6292, Carol Stream, IL 60197-6292 for the library material for the Office of Solicitor at a total cost of \$2,104.00.
2. **Great Lakes Excavating Inc.**, PO Box 276, Erie, PA 16512 for the demolition of 920 1/2 West 16th Street for the Department of Code Enforcement for the City of Erie at a total cost of \$5,500.00.
3. **McCormick Structural Systems**, 1345 West 12th Street, Erie, PA 16501 for the demolition at 910-12 East 24th Street for the Department of Code Enforcement at a total cost of \$5,900.00.
4. **H.H.Rauh Contracting**, 2930 Route 394, Ashville, NY 14710 for the demolition at 453 East 14th Street for the Department of Code Enforcement at a total cost of \$6,400.00.
5. **Great Lakes Excavating Inc.**, PO Box 276, Erie, PA 16512 for the demolition at 2015 Oneida Street for the Department of Code Enforcement at a total cost of \$8,000.00.

6. **Rohrer Trucking, Inc.**, 3180 Route 6, Waterford, PA 16441 for the demolitions at 818 East 21st Street and 849 East 21st Street for the Department of Code Enforcement at a total cost of \$10,096.00.
7. **Smoracy, LLC**, PO Box 77000, Detroit, MI 48277-0982 for a clutch, etc, for the Municipal Garage at a total amount of \$2,999.86.
8. **PA DEP Bureau of Waste Management**, Division of Reporting & Fee Collection, Rachel Carson State Office Building, PO Box 850, Harrisburg, PA 17105-850 for Municipal & Residual Waste Transportation Renewal for the Municipal Garage at a total amount of \$3,000.00.
9. **Gene Davis Sales & Service**, 1119 Payne Avenue, Erie, PA 16503 for metal for bridge repair for the Municipal Garage at a total amount of \$3,107.40.
10. **Eltech Security Systems**, 3806 Mr. Royal Blvd., Allison Park, PA 15101-3511 for a replacement security camera that monitors the front gate for the Bureau of Sewers at a total cost of \$3,770.00.
11. **B & J Refrigeration**, 1903 West 8th Street, Erie, PA 16505 for a replacement AC unit for the West Primary Building for the Bureau of Sewers at a total cost of \$4,500.00.
12. **A&H Equipment**, 1124 McLaughlin Run Road, Bridgeville, PA 15017-2553 for the reconditioning of the Vactor Sewer Cleaner Truck #1528 for the Bureau of Sewers at a total cost of \$9,021.85.

June 20, 2012. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

June 20, 2012 Signed by the President. Attested by the City Clerk.

June 8, 2012

James Klemm, City Clerk

Erie City Hall

626 State Street

Erie, PA 16501

RE: Western PA Port Authority Board Appointment

Dear Jim:

Please be advised that I have made the following appointment to the Western PA Port authority Board.

- Dave Zimmer has been appointed to replace Carl Carlotti. His term will expire 11/01/2012.

Sincerely,

Joseph E. Sinnott

Mayor

June 20, 2012 City Council on motion of Mr. Evans, Seconded by Mr. Brennan, adjourned at 8:38 P.M. by yeas Council Members Brennan, Evans, Horan-Kunco, Merski, Winarski, Witherspoon and Jones. 7. Nays. 0.

President of City Council

Attest:

City Clerk