

The City Council met in regular session in the Council Chambers on Wednesday, January 16, 2013 at 7:30 P.M.

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

On motion of Mr. Merski, Seconded by Mr. Brennan, the reading of the minutes of the Meeting of January 2, 2013 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0.

Copies of the bills under date of January 11, 2013 and January 18, 2013 were given to City Council and same adopted by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Merski, Witherspoon and Winarski. 7. Nays. 0. Mr. Brennan abstains on all GEIDC bills.

By Mr. Witherspoon, Council File No. 15,824, Pending Official File Ordinance No. 2-2013

An ordinance **appropriating the sum of \$12,000.00** from unappropriated and unanticipated revenue for the expenditure thereof (Contribution received by the City of Erie from the Sisters of Mercy for the purchase of Police equipment, Fire Prevention supplies or equipment and winter maintenance supplies and equipment for the Streets Department).

January 16, 2013. City Council on motion of Mr. Witherspoon, Seconded by Mr. Winarski having read Council File No. 15,824, now known as Pending Official File Ordinance No. 2-2013 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays 0.
January 16, 2013, Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Council File No. 15,825, Pending Official File Ordinance No. 3-2013

Appropriating the sum of \$13,563.72 from unappropriated and anticipated revenue to provide for the expenditure thereof for Construction Monitoring Services for the **State Street Bridge over Canal Basin, Supplemental Agreement.**

January 16, 2013. City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones having read Council File No. 15,825, now known as Pending Official File Ordinance No. 3-2013 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays 0.
January 16, 2013, Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File No. 15,826, Pending Official File Ordinance No. 4-2013

Vacating and closing a paper alley running through the middle of the former Glenwood School between Shunpike Road and Richley Street, and parallel to Peach Street and Chapin Street.

January 16, 2013. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Evans having read Council File No. 15,826, now known as Pending Official File Ordinance No. 4-2013 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays 0.
January 16, 2013, Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 15,827, Pending Official File Ordinance No. 5-2013

An ordinance **approving** the editing and inclusion of certain ordinances as parts of the various component **Codes of the Codified Ordinances** of Erie, Pennsylvania.

January 16, 2013. City Council on motion of Mr. Jones, Seconded by Mr. Evans having read Council File No. 15,827, now known as Pending Official File Ordinance No.5-2013 does hereby adopt on Final Passage by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays 0.

January 16, 2013, Signed by the President. Attested by the City Clerk.

By Mr. Evans, Council File No 15,822.

Amending Official Ordinance No. 80-2005 (Changing the classification of vacant property located between Parade Street and Ash Street on the south side of East 19th Street) from C-4 (Traditional Neighborhood Commercial District) and M-1 (Light Manufacturing District) to C-2 (General Commercial District).

January 16, 2013. City Council on motion of Mr. Evans, Seconded by Mr. Merski having read Council File No.15,822 does hereby adopt on First Reading by yeas Council Members Brennan, Evans, Jones, Witherspoon and Winarski. 6. Nays. 0. Mrs. Horan-Kunco abstains.

January 16, 2013. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File No.15,828

Amending Official Zoning Ordinance No. 80-2005 (Changing the classification of real estate located on the south side of East 12th Street and east of East Avenue) from M-1(Light Industrial District) to M-2 (Heavy Industrial District).

January 16, 2013. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Jones having read Council File No.15,828 does hereby adopt on First Reading by yeas Council Members Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 6. Nays. 0. Mr. Brennan abstains.

Signed by the President. Attested by the City Clerk.

By Mr. Brennan, Council File No. 15,829

Amending Article 330 (Landlord and Rental), by amending Section 330.12 (Sunset Provision) to extend the ordinance expiration to March 31, 2017.

January 16, 2013. City Council on motion of Mr. Brennan, Seconded by Mr. Merski having read Council File No.15,829, does hereby adopt on First Reading by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013. Signed by the President. Attested by the City Clerk.

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

That City Councilman David Brennan is appointed to the Erie County Planning Commission, representing Erie City Council for 2013.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski .7. Nays. 0.

January 16, 2013. Signed by the President. Attested by the City Clerk.

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

That City Councilwoman Jessica Horan-Kunco is hereby appointed as the City of Erie City Council designated delegate representative on the Erie County Council of Governments for 2013, and that the following members of City Council shall serve as designated alternates: Councilmen David Brennan, John Evans, Curtis Jones, Jr., Robert Merski, Melvin Witherspoon and James Winarski.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013. Signed by the President. Attested by the City Clerk.

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

That the Public Official Bond No. 8847184, from the Cincinnati Insurance Company as submitted by City Treasurer, Susan DiVecchio, in the amount of \$2 million is hereby received and placed on file in the City Clerk's Office.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013. Signed by the President. Attested by the City Clerk.

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

That Charles Scalise, 1327 South Shore Drive, Erie, PA 16505, is hereby appointed to the Blighted Property Review Board Committee.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013. Signed by the President. Attested by the City Clerk.

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

That Ann DeMarco, 1056 West 25th Street, Erie, PA 16502 is hereby reappointed to the Erie City Water Authority for a term of five (5) years expiring on the first Monday of January 2018.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013. Signed by the President. Attested by the City Clerk.

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

That the following loan is approved by the Enterprise Zone Loan Review Committee in the amount of \$375,018.00 to Provider Resources, Inc. 2005 West 8th Street Suite 206, Erie, PA 16505, for a term of seven years, with an interest rate of 4 percent, for the purchase of two additional office suites, renovation of existing space, the procurement of new office equipment and software and other needs.

January 16, 2013. City Council adopt by yeas Council Members Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 6. Nays. 0. Mr. Brennan abstains.

January 16, 2013. Signed by the President. Attested by the City Clerk.

By Mr. Brennan, Seconded by Mr. Merski, 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. **Five Star International, Inc.**, 6100 Wattsburg Road, Erie, PA 16509, in the amount of \$183,639.78 for two (2) base chassis with cab for the Bureau of Refuse and Recycling.
2. **A &H Equipment, 1124** McLaughlin Run Road, Bridgeville, PA 15017, in the amount of \$111,000.00 for two (2) Excel 25 Yard Rear Loaders for the Bureau of Refuse and Recycling.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013. 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. **PA Chiefs of Police Association**, 3905 North Front Street, Harrisburg, PA 17110 for the annual maintenance agreements for the CPIN and Livescan Fingerprint Systems for the Bureau of Police at a total amount of \$8,130.00.
2. **Reddco, Inc.**, 550 Financial Way, Suite C, Etters, PA 17319, for 498 First Alert 10-year Lithium Smoke Alarms for the Bureau of Fire of the City of Erie at a total cost of \$9,735.90.
3. **Erie Center on Health & Aging**, 406 Peach Street, Erie, PA 16507, for a Senior Walking and Tai-Chi Fitness Program for the Department of Parks and Recreation of the City of Erie at a total cost of \$13,000.00.
4. **Renick Brothers Mechanical Contractors**, PO Box 94, 434 Grove City Road, Slippery Rock, PA in the amount of \$2,851.13 for repair and replacement of controllers for the HVAC System.
5. **Al Xander Company**, PO Box 98, Corry, PA 16407-0098 for one (1) tote of intercool NFE (glycol) for the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$3,375.00.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013 Signed by the President. Attested by the City Clerk.

WAIVE RULES

By Mr. Winarski, Seconded by All Of City Council, Resolved, etc.

That the City Solicitor is hereby authorized and directed to prepare an ordinance designating German Street from East 10th Street to East 11th Street, the Rev. Herlies Murphy "Way" in memory of Pastor Herlies Murphy of Community Missionary Baptist Church, and after preparation forward same to City council for final action.

January 16, 2013. City Council adopt by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

January 16, 2013 Signed by the President. Attested by the City Clerk.

January 16, 2013 City Council on motion of Mr. Merski, Seconded by Mr. Brennan adjourned at 9:08 P.M. by yeas Council Members Brennan, Evans, Horan-Kunco, Jones, Witherspoon and Winarski. 7. Nays. 0.

President of City Council

Attest:

City Clerk