

The City Council met in regular session in the Council Chambers on Wednesday, November 7, 2016 at 9:00 A.M.

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

On motion of Mr. Winarski, Seconded by Mrs. Arrington, the reading of the minutes of the Meeting of November 16, 2016 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

Copies of the bills under date of November 16, 2016, December 2 & December 9, 2016, were given to City Council and same adopted by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

By Mr. Witherspoon, Council File No. 15,972

An ordinance amending Article 330 (**Landlord and Rental**), by amending Section 330.12 (**Sunset Provision**) to extend the ordinance expiration to March 31, 2021.

December 7, 2016, City Council on motion of Mr. Witherspoon, Seconded by Mrs. Arrington does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.

December 7, 2016. Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Council File No. 15,973

An ordinance amending the Codified Ordinances of the City of Erie Part One-Administrative Code, Title Seven – Employment Provisions; Pension, Article 145. **Officers' and Employees' Retirement System** by amending Sections 145.131(d)(2), 145.13(1)(2), 145.13(b)(2)(F)(1) 145.13(b)(17), and 145.07(g) to comply with IRS Plan Qualification requirements to obtain a Plan Qualification Determination letter.

December 7, 2016, City Council on motion of Mr. Kwitowski, Seconded by Mr. Witherspoon does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.

December 7, 2016. Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Council File No. 15,974

An ordinance amending the Codified Ordinances of the City of Erie Part One-Administrative Code, Title Seven – Employment Provisions; Pension, Article 147. **Police Employees' Pension Plan** by amending Sections 147.08(1) (2), 147.08(b) (2) (F) (1), and 147.08(b) (17), to comply with IRS Plan Qualification requirements to obtain a Plan Qualification Determination letter.

December 7, 2016, City Council on motion of Mr. Kwitowski, Seconded by Mr. Witherspoon does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.

December 7, 2016. Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Council File No. 15,975

An ordinance amending the Codified Ordinances of the City of Erie Part One-Administrative Code, Title Seven – Employment Provisions; Pension, Article 149. **Firefighters' Pension Fund** by amending Sections 149.07(1) (2), 149.07(b) (2) (F) (1), and 149.07(b) (17), to comply with IRS Plan Qualification requirements to obtain a Plan Qualification Determination letter.

December 7, 2016, City Council on motion of Mr. Kwitowski, Seconded by Mr. Witherspoon does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays 0.
December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That the [Annual Budget of the Erie Area Council of Governments](#) for the Calendar Year ending December 31, 2017 is adopted by the City Council. Whereas, The City of Erie PA is a member of the Erie Area Council of Governments (EACOG); and
Whereas, the EACOG has proposed its Annual Budget for its financial activities during the 2017 calendar year which will be voted upon for approval at the EACOG's General Assembly Meeting on December 14, 2016; and
Whereas, the City Council of the City of Erie has reviewed the Proposed Annual Budget for 2017, a copy of which is attached hereto, and finds it to be in good order; and
Whereas, the City Council of the City of Erie acknowledges its proportionate share of the Members' Dues as listed therein.
It is Hereby Resolved, by the City Council of the City of Erie, Erie County, PA that the Proposed Annual Budget for the Calendar Year ending December 31, 2017 is approved by the City council of the City of Erie PA

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.
December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That upon the recommendation of the City of **Erie Water Reserve Fund Investment Committee**, the City Council (1) enters into an agreement with **CleanBridge Advisors** to manage a portion of the large-cap equity assets in the Water Reserve Fund, (2) Reduce by one-half the large equity assets managed by Philadelphia Trust Company and use the assets to fund CleanBridge, (3) Terminate the fixed income, management relationship with PNC Bank, and (4) Transfer the assets managed by PNC into the existing Water Reserve fixed-income fund managed by Boyd Watterson.

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.
December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That Mr. Charles Scalise of 1327 South Shore Drive, Erie, PA 16506 is reappointed to the **Blight Property Review Committee**. **Mr. Scalise's** term will expire December 31, 2018.

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.
December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That the [Enterprise Zone Loan Review Committee](#) approval of the following loan is formally ratified:

	<u>Amount</u>	<u>Term</u>	<u>Fee</u>
VNET Holdings, Inc.	\$1,000,000.00	15 yrs. Fixed	\$5,000.00

(Velocity Network, Inc.)

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 310-0000-0000-0=1007. The interest rate is fixed at 3.375% per annum. A one-time loan processing fee based on 1/2 of 1.0% of the amount financed will be assessed to the client. The City Solicitor's Office will assist with the preparation of the loan documents for these transactions. City Council further directs that the proper City Officials are authorized to sign the necessary documents and agreements effectuating same.

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.
 December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That the proper City officials authorized and directed enter into an [Easement Agreement with Erie Insurance](#), 100 Erie Insurance Place, Erie, PA 16530 for the installation of a **Code Blue Emergency Station**, Hand Hole, and Fiber Optic Conduits. The items are proposed in the French right-of-way, in accordance with Exhibit "A", at the following locations:

Erie Insurance Firehouse Building 414 French Street index # (14)1002-203
 Erie Insurance O'Donnell Building 410 French Street index # (14)1002-204
 Erie Insurance Lafayette Building 400 French Street index # (14)1002-205

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.
 December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That City Council and Proper City Officials are hereby requesting a Multimodal Transportation Fund grant of \$3,000,000.00 from the Pennsylvania Department of Transportation to be used for the **West 8th Street Corridor Improvement Project**. Be it Further Resolved, to execute all documents and agreements between the City of Erie, PA and the Pennsylvania Department of Transportation to facilitate and assist in obtaining the requested grant

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.
 December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the [Ofc. of Sewer Treatment/Ofc of Golf](#)
 Transferred from: Transferred to:

Amount	Account	Title	Amount	Account	Title
\$ 20,000.00	007-0771-0000-4033	Operating Supplies.	\$ 20,000.00	007-0771-0000-4059	Other Services
73,250.00	007-0771-0000-4047	Heat, Light, Utilities	40,000.00	007-0773-0000-4035	Repair Maint. Sup.
56,750.00	007-0773-0000-4077	Other Improvements	90,000.00	007-0773-0000-4056	Repair Maint. Svc.
6,700.00	009-0728-0000-4020	Workers Comp Ins.	5,000.00	009-0728-0000-4013	Seasonal Wages
			500.00	009-0728-0000-4035	Repair Maint. Svc.
			1,200.00	009-0728-0000-4059	Seasonal Wages
\$156,700.00			\$156,700.00		

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.
 December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Risk Management Account:**

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$ 10,200.00	024-0571-0000-4065	Misc. Insur & Bonds	\$ 10,200.00	024-0563-0000-4041	Profess. Services

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.

December 7, 2016. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Bureau of Fire:**

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$ 10,200.00	024-0571-0000-4065	Misc. Insur & Bonds	\$ 10,200.00	024-0563-0000-4041	Profess. Services

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.

December 7, 2016. Signed by the President. Attested by the City Clerk.

By Mr. Merski, Seconded by Mr. Winarski, 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:

- VASCO Sports, Contractors**, 4270 Sterilite St., Massillon, OH 44646, for the Tennis Court Repair Project at Frontier Park in the amount of \$49,898.00, for the Department of Public Works, Property and Parks.
- Waste Management of Pennsylvania, Inc., Lake View Landfill**, 851 Robison Road East, Erie, PA 16509 for a one year extension contract through 12/31/2017 (#6400) for landfill tipping fees for ash, sludge and grit for the Bureau of Sewers at bid price.

CITY DELIVERED PRICES

Incinerated Ash

2017 \$37.02 Per Ton

Sludge, Grit, Screenings, Etc.

2017 \$37.02 Per Ton

- Direct Energy Business Marketing, LLC**. 1001 Liberty Avenue, Pittsburgh, PA 15222. Awarded a one (1) year agreement for approximately 67,076 (annually) of natural gas for the Wastewater Treatment Plant, the Erie Zoo, and various City accounts. Basis quote price is minus \$0.787 cents per D/th **subtracted** from the daily **NYMEX** price from January 1, 2017 to December 31, 2017. The NYMEX price shall fluctuate during the course of the contract and the basis price shall remain the same.
- 3 Rivers Fire Equipment**, 1319 Airbrake Avenue, Turtle Creek, PA 15145 for twenty Globe Xtreme Jackets and Pants for the Bureau of Fire at a total cost of \$45,220.00.

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and 7. Nays. 0.

December 7, 2016. Signed by the President. Attested by the City Clerk.

By Mr. Merski, 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:

- 123 Security Products**, 731 Union Parkway. Ronkonkoma, NY 11779 five (5) EVO 360 degree [security cameras](#), pendants, mounts and sunshields for the Bureau of Police at a total amount of \$4,753.67.
- A.R. Beatty Equipment** to purchase a [Hi-Lift bucket](#) for the Bureau of Streets at a cost of \$5,795.00.
- CDW-G**, 75 Remittance Drive, Suite 1515, Chicago, IL 60675-1515 for ten (10) Microsoft Office 2016 Pro Licenses for the [Office of Computer Services](#) for the City of Erie at a cost of \$3,565.00

4. [Doyle Security Systems, Inc.](#), 2520 Hampton Ave, Erie, PA 16502 for the purchase and installation of access control hardware and software on the Chlorine Room at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$15,990.00.
5. [Leo's Pneumatics & Hydraulics, Inc.](#), 1821 Franklin Avenue, Erie, PA 16510 for the repair of two (2) drainage well pumps at the Wastewater Treatment Plant for the Bureau of Sewers at a total amount of \$7,112.00.
6. **Middle Atlantic Inspections**, 1805 West 38th Street, Erie, PA 16508 for the October [2016 Electrical Inspections for Code Enforcement](#) for the City of Erie at a total cost of \$3,053.72.
7. **Presque Isle Concrete Contractors, LLC**. 3011 Colonial Avenue, Erie, PA 16506, in the amount of \$2,832.00 for concrete flooring storage at the compost site.
8. **Tennis Court Supply**, 9660 South 1835 East, Sandy, UT 84092, in the amount of \$5,649.92 for a flat series tennis backboard at Frontier Park.
9. **Winkle Electric**, P.O. Box 1685, Youngstown, PA 44501-1685 for the renewal of the [SCADA System Software for use at the Wastewater](#) Treatment Plant for the Bureau of Sewers at a total cost of \$8,807.66.
10. **John McQueen Inc.**, 4331 Dunn Valley Road, McKean, PA 16426 for the purchase and installation of [solar office blinds](#) in the amount of \$2,160.00 for the Solicitor's Office.

December 7, 2016. City Council adopt by yeas Council Members Merski, Arrington, Brennan, Jones, Kwitowski, Winarski and Witherspoon 7. Nays. 0.

December 7, 2016. Signed by the President. Attested by the City Clerk.

 December 7, 2016, City Council on motion of Mr. Winarski, Seconded by Mrs. Arrington adjourned at 9:50 A.M. by yeas Council Members Arrington, Brennan, Jones, Kwitowski, Winarski, Witherspoon and Merski. 7. Nays. 0.

Attest: _____
 City Clerk

 President of City Council