

The City Council met in regular session in the Council Chambers on Wednesday, May 17, 2017 at 7:30 P.M.

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

On motion of Mr. Winarski, Seconded by Mr. Witherspoon, the reading of the minutes of the Meeting of May 3, 2017 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

Copies of the bills under date of May 12, 2017, and May 19, 2017 were given to City Council and same adopted by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

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By Mr. Brennan      Council File No. 15,989      Pending Official File Ordinance 13-2017

An ordinance amending Official File Ordinance no. 80-2005 known as the Zoning Ordinance of the City of Erie by [changing the classification](#) of the property commonly known as 648 [West 3<sup>rd</sup> Street](#) (17-040-021.0-222.00), 646 West 3<sup>rd</sup> Street (17-040-021.0-223.00) 642 West 3<sup>rd</sup> Street (17-040-021.0-224.00) 640 West 3<sup>rd</sup> Street (17-040-021.0-225.00) 636 West 3<sup>rd</sup> Street (17-040-021.0-226.00) 632 West 3<sup>rd</sup> Street (17-040-021.0-228.00), West 3<sup>rd</sup> Street (17-040-021.0-229.00) West 3<sup>rd</sup> Street (17-040-021.0-230.00) 624 West 3<sup>rd</sup> Street (17-040-021.0-231.00) 165-624 FT (17-040-021-0-232.00) and 641 West 3<sup>rd</sup> Street (17-040-021.0-233.00) from R-2 (Medium Density Residential) to W-R (**Waterfront Residential**)

**A proposed amendment by Mr. Witherspoon and Seconded by Mr. Brennan that a sentence in Section 2. is amended to state: In the event the property owner conveys the property to a 501(c) (3) corporation under the Internal Revenue code or other similar non-profit organization, Testa agrees that the zoning reverts to R-2 Medium Density Residential zoning.**

May 17, 2017. . City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

May 17, 2017. City Council on motion of Mr. Brennan, Seconded by Mr. Winarski having read Council File No. 15,985 now known as Pending Official File Ordinance No. 10-2017 does hereby adopt on Final Passage as amended by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Jones      Council File No. 15,990

An ordinance appropriating the sum of \$500,000.00 from unappropriated and anticipated revenue to be received as a grant from the Commonwealth of Pennsylvania Department of Community & Economic Development Keystone Communities Program which will be utilized to strategically improve neighborhood housing through acquisition and demolition of blighted properties, homeowner rehabilitation projects and resident-identified neighborhood beautification projects.

May 17, 2017. City Council on motion of Mr. Winarski, Seconded by Mr. Brennan having read Council File No. 15,989 now known as Pending Official File Ordinance No. 14-2017 does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski and Kwitowski. 6. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That Councilman Merski and Erie City Council **supports House Bill 1082**, the Jake Schwab Worker’s Safety Bill, an Act providing for workplace health and safety standards for public employees; providing powers and duties of the Secretary of Labor and Industry; establishing the Pennsylvania Occupational Safety and Health Review Board; providing for workplace inspections; and imposing penalties.

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

Receiving the **Erie Regional Airport Authority Independent Auditor’s Reports and Financial Statements for December 31, 2016 and 2015**, as submitted by Sheila Bruno, CFO Erie Regional Airport Authority and ordered placed on file in the Office of Accounts, Finance and Budget.

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That pursuant to the provisions of Zoning Ordinance No. 80-2005 and a Public Hearing held Wednesday, May 3, 2017, the request for **Waterfront Conditional Use** for property located at 946 West 2<sup>nd</sup> Street (Index No. 4038-114) for the proposed construction of a [one-story single family dwelling](#) at the request of Mark Gusek of VTL Properties LLC be hereby approved by the City Council.

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That the Mayor 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 CDBD Program in the amount \$2,804,599. Home in the amount of \$655,049 and ESG in the amount of \$252,664 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. **(These amounts are subject to change awaiting current figures from HUD.\*Pulled by EC&D still awaiting correct amounts.**

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

That the Mayor and other appropriate City Officials to execute agreements between the City of Erie and the following sub-recipients whereby the City will make available, from **CDBG funds appropriated**, grants to carry out the designated programs as described in the amended FY2015 Annual Plan:

JFK–Summer Rec	Acct. # 501-1255-2015-4520	\$12,331.00
BTW-Summer Rec	501-1255-2015-4435	10,000.00
MLK-Summer Rec	501-1255-2015-4535	11,696.00
Trinity Ctr-Summer Rec	501-1255-2015-4518	12,823.41
UECDC-Human Resources	501-1252-2015-4644	15,000.00
UECDC-Pre-Apprentice	501-1252-2015-4645	15,000.00
ERA-Housing Rehab	501-1252-2015-4582	47,474.00

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City Officials are authorized to amend the agreement between the City of Erie and Erie Redevelopment Authority (ERA) pertaining to the **Homebuyer Rehab Program** increasing the contract by \$27,683.56 from \$125,000.00 to \$152,683.56.

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City Officials are authorized to execute an agreement between the City of Erie and Erie Redevelopment Authority (ERA) whereby the City will make available to the ERA, from HOME funds appropriated, a grant in the amount of \$160,000.00 to carry out the Homebuyer Rehab program as described in the amended FY2013 Annual Plan.

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts be transferred in the **CDBG Program**

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$ 0.01	501-1252-2015-4583	ERA - Acquisition	\$ 12,331.00	501-1255-2015-4520	JFK Summer Rec
43,800.00	501-1252-2015-4449	ERA Emergency Repairs	10,000.00	501-1255-2015-4435	BTW Summer Rec
11,413.32	501-1253-2015-4011	Salaries	11,696.00	501-1255-2015-4535	MLK Summer Rec
873.25	501-1253-2015-4016	FICA/Medicare Tax	12,823.41	501-1255-2015-4518	Trinity Ctr Sum Rec
13,843.10	501-1253-2015-4018	Group Insurance	15,000.00	501-1252-2015-4644	UECDC Hum Res
3,000.00	501-1253-2015-4024	Tool Allow/Unifm Bene	\$ 15,000.00	501-1252-2015-4645	UECDC Pre-Apprent
21.01	501-1253-2015-4031	Office Supplies	47,474.00	501-1252-2015-4582	ERA Housing Rehab
3,000.00	501-1253-2015-4039	Consumable Items			
4,000.00	501-1253-2015-4043	Educ & Training			
2,000.00	501-1253-2015-4048	Technology/Support			
11,420.09	501-1253-2015-4078	Machinery/Equipment			
74.77	501-1255-2015-4033	Operating Supplies			
379.87	501-1255-2015-4520	JFK Summer Rec			
535.24	501-1252-2015-4582	ERA Housing Rehab			
5,430.41	501-1252-2015-4606	ERA Rehab-LEAD			
387.41	501-1264-2015-4011	Salaries			
29.21	501-1264-2015-4016	FICA/Medicare Tax			
10.16	501-1264-2015-4021	Deferred Compensation			
716.24	501-1264-2015-4059	Other Services/Charges			
23,390.32	501-1245-2015-4072	Land/ Buildings			
<b>\$124,324.41</b>			<b>\$124,324.41</b>		

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts be transferred in the **HOME Program**

Amount	Account	Title	Amount	Account	Title
\$ 14,202.20	505-1239-2015-4484	HANDS-CC-Rent Rehab	\$ 27,683.56	505-1239-2015-4557	ERA-Homebuy Rehab
13,481.36	505-1239-2015-4464	Comm Shelter-Rent Rehab			
<b>\$ 27,683.56</b>			<b>\$ 27,683.56</b>		

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts be transferred in the **HOME Program**

Amount	Account	Title	Amount	Account	Title
\$160,000.00	505-1239-2013-4463	Strways-Acq/Rehab/Rent	\$160,000.00	505-1239-2013-4557	ERA-Homebuy Rehab
<b>\$160,000.00</b>			<b>\$160,000.00</b>		

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mr. Jones, 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. **Greater Erie Economic Development Corporation**, 18 West 9th Street, Erie, PA 16501, for the Summer Recreation Program ([Spoon's Court](#) Summer Basketball), for the Parks Department in the amount of **\$33,736.00**.
2. **YMCA of Greater Erie**, 31 West 10th Street, Erie, PA 16501, for the Summer Recreation Program ([Kids Club](#)) for the Parks Department in the amount of **\$140,000.00**.
3. **YMCA of Greater Erie**, 31 West 10 ST, Erie, PA 16501, for the Summer Learn to [Swim Recreation](#) Program for the Parks Department in the amount of **\$53,246.00**.
4. **All An Act Productions**, 1650 West 39<sup>th</sup> Street, Erie, PA 16509 for the [Footlights Theater Summer Recreational](#) Program for the Parks Department in the amount of **\$25,185.00**.

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mr. Jones, 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. **David Milano Construction**, 2202 Zimmerly Road, Erie, PA 16506, for materials only to repair the sanitary connection at 655 East 6<sup>th</sup> Street, in the amount of **\$2,230.73 (materials only)** and to install a sanitary manhole at 352 West 17<sup>th</sup> Street in the amount of **\$3,270.79 (materials only)** for the Bureau of Sewers.
2. **Perry Construction Group Inc.**, 1440 West 21<sup>st</sup> Street, Erie, PA 16502, for the installation of basketball systems at Bayview Park in the amount of **\$5,150.00** for the Parks Department.
3. **Groff Tractor**, 100 Smith Drive, Cranberry Township PA, 16066, for a heat element and sonic sensor for the paver for the Bureau of Streets at a cost of **\$2,066.10**.
4. **Crime Victim Center of Erie, Inc.**, 125 West 18<sup>th</sup> Street, Erie, PA 16501, for the [Summer Recreational Mid-Day Dance](#) Breaks for the Parks Department in the amount of **\$2,785.00**.
5. **Pennbriar Athletic Club**, 100 Pennbriar Drive, Erie, PA 16509 for the [Summer Recreational Tennis Program](#), for the Parks Department in the amount of **\$7,538.00**.

May 17, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

May 17, 2017. Signed by the President. Attested by the City Clerk

May 17, 2017, City Council on motion of Mr. Winarski, Seconded by Mrs. Arrington adjourned at 8:15 P.M. by yeas Council Members Kwitowski, Arrington, Brennan, Jones, Merski, Winarski and Witherspoon. 7. Nays. 0.

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President of City Council

Attest: \_\_\_\_\_  
City Clerk