

The City Council met in regular session in the Council Chambers on Wednesday, August 16, 2017 at 7:30 P.M.

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

On motion of Mr. , Seconded by Mr. , the reading of the minutes of the Meeting of August 2, 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 August 11, August 18, and August 25, 2017 were given to City Council and same adopted by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

By Mrs. Arrington, Council File No. 15,999

An ordinance authorizing an increase in the non-electoral debt of the City of Erie, Erie County, Pennsylvania by authorizing and approving the issuance and sale of \$5,225,000 [General Obligation Notes](#), federally taxable Series A of 2017 and \$5,245,000 General Obligation Notes, tax exempt Series B of 2017 for the purposes recited herein: directing the City Clerk to prepare, certify and file the required debt statement and to take all other necessary action; covenanting that the City shall include the amount of annual debt service in its budget for each fiscal year; providing registered notes, date of the notes and payment dates; providing for facsimile signatures, seal and authentication; approving the form of the notes, paying agents authentication certificate, endorsement and registration; providing for temporary notes; providing for the stated principal maturity amounts and fixing the rates of interest on the notes; awarding the notes at private sale; creating sinking funds; authorizing the proper officers of the City to contract with a bank for its services as a sinking fund depository and paying agent; authorizing and directing the City Clerk to certify and file with the Department of Community and Economic Development certified copies the necessary proceedings; covenanting that the proceeds of the Series B notes shall not be used in such manner as to cause the series B notes to be arbitrage notes under federal tax law provisions; authorizing the proper officers of the City to do all things necessary to carry out the ordinance; providing for municipal note insurance; and rescinding all inconsistent ordinances.

August 2, 2017. City Council on motion of Mrs. Arrington, Seconded by Mr. Jones having read Council File No. 15,999 does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

That **Veronica Rexford**, Erie PA is hereby appointed to the Erie Sewer Authority to fill the vacancy of Jon Vincent whose term will expire December 31, 2021.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials are authorized and directed to designate a portion of Monroe Street between East 26th and East 28th Streets as "**Rev. Allen B. Green Way**" in

honor of Allen Burnett Green's service and dedication to the City of Erie and the Second Baptist Church where he served as pastor and mentor for over 37 years.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

Receiving the communication from Mayor Joseph Sinnott notifying City Council that he has re-appointed **Gwendolyn White**, 4507 Cherry Street, Erie PA to the **Erie County Convention Center Authority** Board to a term that is set to expire on 12/31/20 be hereby confirmed.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

That the proper City officials are authorized and directed to execute an Easement Agreement between the City of Erie and **Walter Bush**, 1895 Manchester Rd, Erie PA 16505 being the owner of 1601 Liberty St, [Index](#) (16) 3036-208, in compliance with the attached City Engineer's meet and bounds description locating an awning.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

A resolution that the proper City officials are authorized and directed to enter into an **Easement** Agreement with the [Slovak National Club](#) (15-2049-117), 902 Hess Avenue, Erie, PA 16503 for the construction of a Vestibule in the Hess Avenue right-of-way, in accordance with Exhibit "A".

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

A resolution that the proper City officials are authorized to enter into a settlement agreement with Erie Insurance Exchange, by its attorney-in-fact, Erie Indemnity Company ("Erie"), for the purpose of settling the assessment challenge filed by Erie as a result of a reassessment of three parcels of real estate by Erie County Assessment Bureau. The agreement establishes an assessed value for the real estate at \$27,500,000 for the tax years 2015 through 2021. All other taxing bodies are in agreement with the settlement.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

That the proper City officials are authorized to enter into an Agreement dated January 2017 between the County of Erie, the **Erie County Tax Claim Bureau** (collectively the "County") and the law firm of **McDonald, Illig, Jones and Britton LLP** to conduct the judicial, or "lien free" real estate tax sales (hereinafter "Judicial Tax Sale(s)") in the calendar years 2017, 2018 and 2019 under the terms as specified in the Agreement attached hereto as Exhibit "A".

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mr. Merski, 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>
LPUSA, LTD	\$250,000.00	15 Years	\$1,250.00

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 3.5% per annum. A one-time loan processing fee based on ½ 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 this transaction.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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

Mayer Brothers Construction Company, 1902 Cherry St, Erie, PA 16502, for the 2017 Proposed Milling and Asphalt Resurfacing of Various City Streets – 1 Bid No. 1733-17 Increased scope of work, as recommended and concurred with by the Bureau of Engineering, be approved as follows: Net Change \$95,060.08 The original contract was \$768,773.20

The revised contract amount is \$863,833.28

The [Change Order](#) total is \$95,060.08. This Change order is hereby received by the City Council and concurred with and copies of this resolution are to be ordered attached to the Original Contract and additional copies are to be forwarded to the Contractor, Engineer and Other Interested parties.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

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. **W.C. Weil Company**, P.O. Box 199, 3812 William Flynn Highway, Bldg. #2, Allison Park PA 15101 for rehabilitation of the sanitary sewer lift station in the City of Erie Municipal Building, in the amount of \$61,824.00.
2. **Pathmaster, Inc.**, 1960 Midway Drive, Twinsburg, Ohio 44087 for four (4) new [signal cabinets](#), for the Department of Public Works at a total cost of \$20,800.00.

August 2, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

August 2, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Merski, Seconded by Mr. Brennan, 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. **Perram Electric, Inc.**, 6882 Ridge Road, Wadsworth, OH 44281, for the replacement of four (4) [loop detectors](#), for the Department of Public Works at total cost of \$3,240.00.
2. **Custom Products**, P.O. Box 54091, Jackson, MS 39288 for [sign posts](#) for the Paint& Sign Division for the Bureau of Streets in the amount of \$2,328.23.
3. **Mays Marketing Group**, 4726 Pittsburgh Ave, Erie, PA 16509, for Summer Rec T-shirts in the amount of \$2,720.00.
4. **Fire & Police Selection, Inc.**, 193 Blue Ravine Rd., Suite 270, Folsom, CA 95630 for entry level test supplies and scoring fees for the Office of Human Resources at a total cost of \$8,476.70.

5. **Conduent Government Systems, LLC**, 2900 100th Street, Suite 309, Urbandale, IA 50322 for additional licenses for [iPads](#) for the Bureau of Fire at a total cost of \$3,153.00.
6. **David Milano Construction**, 2207 Zimmerly Road, Erie, PA 16506 for materials only to repair a sanitary main at 18th and Chestnut Street for the Bureau of Sewers at a total cost of \$5,0925.30.
7. **Great Lakes & St. Lawrence Cities Initiative**, 20 North Wacker Drive, Suite 2700, Chicago, IL 60606 for the annual renewal of [membership](#) dues for the Bureau of Sewers at total cost of \$7,700.00.
8. **Industrial Furnace Company**, 40 Humboldt Street, Rochester, NY 14609 for refractory work on [Incinerator](#) #1 at the Wastewater Treatment Plant for the Bureau of Sewers at a total cost of \$8,400.00.
9. **JWC Environmental**, 2600 S. Garnsey Street, Santa Ana, Ca 92707 for repair parts for the [Muffin Monster](#) grinder at the Wastewater Treatment Plant for the Bureau of Sewers at a total cost of \$9,325.00.
10. **Electrical & Mechanical Systems, Inc.**, 316 Cherry Street, Erie, PA for State Street Lighting, for the Department of Public Works at a total cost of \$2,835.00.
Graybar, 12444 Collections Center Drive, Chicago, IL 60693-2444 for State Street Lighting , for the Department of Public Works at a total cost of \$2,872.23.
 August 2, 2017. City Council adopt by yeas Council Members Brennan, Merski, Winarski, Witherspoon and Kwitowski. 5. Nays 0.
 August 2, 2017. Signed by the President. Attested by the City Clerk.

WAIVE RULES

By Mr. Brennan, Council File No. 15,600

An ordinance Amending Official Ordinance No 80-2005 known as the zoning Ordinance of the City of Erie by changing the classification of the property located at East 4th to East 5th Street in the middle of the 200 block east to Parade Street, East 5th to East 6th Street from the middle of the 200 block, east to German Street (where it will abut existing RLB and Commercial zones), and south side of East 6th Street from German Street east to the Commercial zone of Parade Street, (this would include only the properties facing East 6th Street).currently classified as R-2 (Medium Density Residential) to that of **RLB (Residential Limited Business)**.

August 2, 2017. City Council adopt waive rules by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays. 0.

August 2, 2017. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski having read Council File No. 15,600 does hereby adopt on First Reading by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0

August 2, 2017. Signed by the President. Attested by the City Clerk.

August 2, 2017, City Council on motion of Mr. Witherspoon, Seconded by Mr. Jones adjourned at 10:27 A.M. by yeas Council Members Kwitowski, Brennan, Merski, Winarski and Witherspoon. 7. Nays. 0.

President of City Council

Attest: _____
 City Clerk