

The City Council met in regular session in the Council Chambers on Wednesday, December 6, 2017 at 9:00 A.M.

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

On motion of Mr. Winarski, Seconded by Mrs. Witherspoon, the reading of the minutes of the Meeting of November 15, 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 and Kwitowski. 7. Nays. 0.

Copies of the bills under date of December 1, 2017 and December 8, 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 Mr. Witherspoon, Council File No. 15,609 Pending Official File Ordinance 32-2017

An ordinance appropriating the sum of [\\$15,300.00](#) from unappropriated and unanticipated revenue and providing for the expenditure thereof.
Contribution of \$15,000.00 is from the Star Athletic Club; and \$300.00 from the Slovak National Club.

December 6, 2017. City Council on motion of Mr. Witherspoon, Seconded by Mr. Winarski having read Council File No. 15,609 now known as Pending Official File Ordinance No. 32-2017 does hereby adopt on Final Passage by yeas Council Members Arrington, Brennan, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.
Signed by the President. Attested by the City Clerk.

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

That **R. Jason Wieczorek** of 945 West 9th Street, Erie PA 16502 is re-appointed to the **Blight Property Review** Committee. Mr. Wieczorek's new term will expire December 31, 2019.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.
December 6, 2017. Signed by the President. Attested by the City Clerk.

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

A resolution sponsored by Councilman David Brennan in support of Preserving and Enhancing the **Federal Historic Tax Credit**.

Whereas, incorporated into the tax code nearly 40 years ago, the Federal Historic Tax Credit (HTC) is a widely used redevelopment tool for abandoned and underutilized properties, from inner cities to small towns across the country. Since 1978, the credit has leveraged more than \$131 billion in private investment, created more than 2.4 million jobs, and preserved more than 42,000 buildings that form the historic fabric of our nation, and

Whereas, a successful reform of our nation's tax code aimed at growing the economy should look to the HTC as a widely-embraced and successful solution to the economic challenges facing older communities today. The economic revival of our small towns and urban downtowns requires incentives like the HTC to focus investment where it is needed most and,

Whereas, the (HTC) encourages private investment in the rehabilitation of historic buildings. The credit attracts private capital to revitalize often abandoned and underperforming properties that have a financing gap between what banks will lend and the total development cost of the transaction and,

Whereas, the credit in turn generates new economic activity by leveraging private dollars to preserve historic buildings and create jobs; through 2016, the rehabilitation of 42,293 historic buildings has created more than 2.4 million jobs. The HTC can be adapted to provide targeted and timely economic help to areas with special needs, and it benefits local communities, especially our nation's urban core and rural areas. Over 40% of projects financed in the last fifteen years are located in communities with populations of less than 25,000, and

Whereas, in addition to revitalizing communities and spurring economic growth, the HTC returns more to the Treasury than it costs. In fact, Treasury receives \$1.20-1.25 in tax revenue for every dollar invested. According to a study commissioned by the National Park Service, since inception, \$25.2 billion in federal tax credits have generated more than \$29.8 billion in federal tax revenue from historic rehabilitation projects , and

Whereas, Tax reform aimed at growing the economy should enhance, not diminish the HTC. Historic rehabilitation projects frequently have higher costs, greater design challenges, and weaker market locations—all of which results in lender and investor bias against investments in rehabilitation, and

Whereas, as an economic activity, historic rehabilitation greatly outperforms new construction in job creation. Rehabilitation project costs are on average 60 percent labor and 40 percent materials compared to new construction, which is about 40 percent labor and 60 percent materials. In addition to hiring local labor, historic rehabilitation materials are more likely to be purchased locally. As a result, approximately 75 percent of the economic benefits of these projects remain in the communities where these buildings are located.

Therefore Be it Resolved that the City Council of the City of Erie, PA supports the Federal Historic Tax Credit program and urges its continuance to retain its current level of effectiveness so that this proven tool can continue to restore under-utilized buildings, create local jobs and revitalize older commercial districts for the citizens of the City of Erie Pennsylvania.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.
December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the City Solicitor is respectfully requested to review and finalize the draft of the proposed **Demolition Delay Ordinance** and after preparation of said ordinance forward to the City Planning Commission for recommendation and report thereon to Erie City Council. The goal of the proposed ordinance is to preserve and protect significant buildings and structures within the city which constitute or reflect distinctive features of the architectural, cultural, economic, political or social history of the city, and to limit the detrimental effect on community character and heritage that may result from the demolition of such buildings and structures. The ordinance would provide a process to impose a waiting of not more than ninety (90) days before granting a permit for the demolition of any building or structure that is designed to be significant.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.
December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That Mr. William Jerin of 614 Vermont Avenue Erie, PA 16505 is reappointed to the Erie Metropolitan Airport Authority. Mr. Jerin's five-year term will expire December 31, 2022.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the Traffic Engineer of said Municipality, by the Authority of the City Council of the City of Erie, Erie County, is authorized and directed to submit the attached Application for [Traffic Signal approval](#) to the Pennsylvania Department of Transportation and to sign the application on behalf of the Municipality.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the Proper City Officials authorized and directed to execute a Sidewalk Agreement between **Rubino Realty, LLC** (Grantor) and the City of Erie (Grantee), for the benefit of the City of Erie for the placement of **Portland cement concrete** sidewalk, located on Greengarden Rd (parcel 16031004010500) (at the northwest corner of Greengarden Rd and West 12th Street) and as more fully set forth in the attached Exhibit "A2" and in accordance with the [Easement](#) Agreement.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the City Council and the proper City Officials authorized and directed to abate the principal penalty, costs and interest accrued with regard to the property located at **221 West 17th Street**, Erie, PA 16502 further identified as property index number 16-030-0110-10800 not to exceed \$420.00.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the City Council and the proper City Officials authorized and directed to abate the penalty and interest accrued with regard to the lot located at **736 E 19th Street**, Erie, PA 16503 further identified as property index number 18-050-0280-22600 not to exceed the amount of \$9,900.00.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That pursuant to the request of Atty. Kurt L. Sundberg, 300 State Street Suite 300, Erie, PA 16507, requesting the City Council approval for the **transfer of PLCB Liquor License No. R-21218** which is currently located in the City of Corry, Erie County, PA to UGAF, LLC ("UGAF"). UGAF intends on operating a restaurant in the City of Erie, in which it intends to serve liquor, wine and beer, in the Erie County Convention Center Authority parking garage structure situated at what is now known as Bayfront Place and having a street address of 6 Sassafras Pier, Erie, PA is hereby received, and Whereas, pursuant to PA 47 P.S. 4-461, the City Clerk is hereby authorized and directed to advertise for a public hearing in reference to the above matter on Wednesday January 17, 2018 in City Council Chambers, 626 State Street, Erie, PA at approximately 8:00 p.m. to hear testimony concerning the Inter-Municipal Transfer of Liquor License No. R-21218.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Comm. Development Block Grant**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$8,415.00	501-1251-2013-4041	Professional Svcs.	\$8,415.00	501-1251-0000-4011	Salaries

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Comm. Development Block Grant**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 501.86	501-1251-2015-4031	Office Supplies	\$38,661.94	501-1251-2015-4011	Salaries
1,982.46	501-1251-2015-4033	Operating Supplies			
5,945.10	501-1251-2015-4039	Consumable Items			
5,000.00	501-1251-2015-4041	Professional Services			
9,800.00	501-1251-2015-4043	Education & Training			
2,000.00	501-1251-2015-4045	Communication			
865.17	501-1251-2015-4046	Postage			
325.29	501-1251-2015-4052	Advertising			
2,510.46	501-1251-2015-4056	Repair/Maint Services			
7,731.60	501-1251-2015-4059	Other Services/Charges			
2,000.00	Office Equipment	Other Improvements			
\$38,661.94			\$38,661.94		

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Comm. Development Block Grant**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 678.29	501-1251-2014-4031	Office Supplies	\$35,098.96	501-1251-2014-4011	Salaries
460.44	501-1251-2014-4033	Operating Supplies			
200.00	501-1251-2014-4035	Repair/Maint Supplies			
5,755.85	501-1251-2014-4039	Consumable Items			
2,000.00	501-1251-2014-4041	Professional Services			
8,763.70	501-1251-2014-4043	Education & Training			
4,000.00	501-1251-2014-4045	Communication			
1,552.88	501-1251-2014-4046	Postage			
500.00	501-1251-2014-4048	Technology Support			
4,203.00	501-1251-2014-4052	Advertising			
3,605.75	501-1251-2014-4056	Repair/Maint Services			
3,379.05	501-1251-2014-4059	Other Services/Charges			
\$35,098.96			\$35,098.96		

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

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

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$113,220.00	002-0639-0000-4006	Overtime Wages	\$113,220.00	002-0639-0000-4024	Tool Allow/Uniform

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Office of Debt Service**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$29,000.00	460-1061-0000-4896	17 Series Principal	\$47,773.00	460-0963-0000-4078	Machinery/Equipment
18,773.00	460-1061-0000-4898	17 Series Principal			
\$47,773.00					

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Department of Public Works**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$1,000.00	002-0725-0000-4552	Summer Rec.	\$1,000.00	002-0725-0000-4033	Operating Supplies
6,000.00	002-0725-0000-4552	Summer Rec.	\$6,000.00	002-0725-0000-4035	Repair/Maint Sup.
400.00	002-0725-0000-4552	Summer Rec.	\$ 400.00	002-0725-0000-4039	Consumable Items
4,000.00	002-0725-0000-4552	Summer Rec.	\$4,000.00	002-0725-0000-4056	Repair/Maint Svcs
\$2,000.00	008-0731-0000-4033	Operating Supplies	\$2,000.00	008-0731-0000-4019	Unemp. Comp.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Department of Public Works**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$3,000.00	002-0723-0000-4047	Heat, Light, Other	\$3,000.00	002-0723-0000-4047	Overtime Wages
4,500.00	002-0723-0000-4033	Operating Supplies	4,000.00	002-0723-0000-4033	Other Services
			500.00		Repair/Maint Sup.
\$7,500.00			\$7,500.00		

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Seconded by Mr. Witherspoon, 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. **Wm. T. Spaeder**, 1602 East 18th Street, P.O. Box 10066, Erie, PA 16514, for the [emergency repair of water mainline](#) at the Wastewater Treatment Plant, Bureau of Sewers in the amount of \$26,542.69.
2. **Uniform Outfitters, LLC**, 1227 Powell Avenue, Erie PA 16505 for twelve (12) Fully Equipped Safariland Kona Patrol Bicycles and [500 EPD Challenge Coins](#) for the Bureau of Police in the amount of \$20,300.00.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.

December 6, 2017. Signed by the President. Attested by the City Clerk.

By Mrs. Arrington, 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. **3 Rivers Fire Equipment**, 1319 Airbrake Avenue, Turtle Creek, PA 15145 for 12 new uniforms to replace the [damaged uniforms](#) from a dumpster fire for the Bureau of Fire at a total cost of \$12,362.97.
2. **3 Rivers Fire Equipment**, 1319 Airbrake Avenue, Turtle Creek, PA 15145 for 45 [Globe Gxtreme](#) 3.0 Jackets and 45 pair of Globe Gxcel Pants for the Bureau of Fire at a total cost of \$113,220.00.
3. **3 Rivers Fire Equipment**, 1319 Airbrake Avenue, Turtle Creek, PA 15145 for a Power [Blower](#) for Tower #2 for the Bureau of Fire at a total cost of \$4,593.00.
4. **Best Buy**, 6650 Peach Street, Erie PA 16509 for 11 Lenovo Touch-Screen Laptops for the Office of Computer Services at a total cost of \$7,699.89.
5. **DCED**, 400 North Street, 4th Floor, Harrisburg, PA 11720-0225 for [State fees](#) due for July, August and September 2017 (627 permits) for the Bureau of Code Enforcement at a total cost of \$2,508.00.
6. **Goellner Plumbing, LLC**, 7335 Old Perry Highway, Erie, PA 16509 for repair of an underground [water line](#) for the Bureau of Sewers at a total amount of \$2,710.00.
7. **Roman Fountains**, 9875 Medlock Bridge Parkway, Suite 250, Johns Creek, GA 30022 for the purchase of fountain parts for the Department of Public Works, Bureau of Parks in the amount of \$3,145.00.
8. **The Walter Drane Company**, 23811 Chagrin Blvd., Suite 344, Beachwood, OH 44122-5525 for preparation of the 2017 replacement pages for the codified ordinances on CD-ROM for the office of City Clerk at a total amount of \$2,236.93.
9. **David Milano Construction**, 2202 Zimmerly Road, Erie PA 16506 for materials only to install a sanitary manhole at 912 West 22nd Street, repair a sanitary connection at 728 West 3rd Street, repair a street cave in at 151 East 22nd Street and dig out blacktop winter cuts at Eagle Point, 417 Pennsylvania, 1048 East 5th and 847 East 7th Streets for the Bureau of Sewers at a total cost of \$12,428.60.

10. **Marc A. Winters**, 212 Sycamore Drive, Seven Fields, PA 16046 for arbitration fees for the City of Erie and Kirsch for the Office of City Solicitor at a total cost of \$2,508.85.
11. **Edwin M. Wintermyer**, 4017 Washington Road, McMurray, PA 15317 for arbitration fees for the City of Erie and Dailey & Lorringer for the Office of City Solicitor at a total cost of \$2,379.28.
12. **Roth Marz Partnership P.C.**, 3505 Chapin Street, Erie, PA 16508 for Architectural Services for the Office of City Treasurer at a total cost of \$2,732.50.

December 6, 2017. City Council adopt by yeas Council Members Arrington, Brennan, Jones, Merski, Winarski, Witherspoon and Kwitowski. 7. Nays 0.
December 6, 2017. Signed by the President. Attested by the City Clerk.

November 29, 2017

Rose Boyer, City Clerk
Erie City Hall
626 State Street
Erie, PA 16501

RE: Erie-Western PA Port Authority Board Appointment

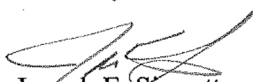
Dear Rose,

Please be advised that I have made the following re-appointment to the Erie-Western PA Port Authority Board:

- Mr. David Zimmer is being re-appointed to a term that is set to expire on 11/1/20

If you have any questions, please do not hesitate to contact me.

Sincerely,


Joseph E. Sinnott
Mayor

November 29, 2017

Rose Boyer, City Clerk
Erie City Hall
626 State Street
Erie, PA 16501

RE: Erie-Western PA Port Authority Board Appointment

Dear Rose,

Please be advised that I have made the following re-appointment to the Erie-Western PA Port Authority Board:

- Eric J. Mikovch, Esq. is being re-appointed to a term that is set to expire on 12/31/20

If you have any questions, please do not hesitate to contact me.

Sincerely,



Joseph E. Sinnott
Mayor

November 29, 2017

Rose Boyer, City Clerk
Erie City Hall
626 State Street
Erie, PA 16501

RE: Erie-Western PA Port Authority Board Appointment

Dear Rose,

Please be advised that I have made the following re-appointment to the Erie-Western PA Port Authority Board:

- Mr. Michael Redlawsk is being re-appointed to a term that is set to expire on 1/1/21

If you have any questions, please do not hesitate to contact me.

Sincerely,



Joseph E. Sinnott
Mayor

December 6, 2017, 2017, City Council on motion of Mr. Winarski, Seconded by Mr. Witherspoon adjourned at 10:38 A.M. by yeas Council Members Kwitowski, Arrington, Brennan, Jones, Merski, Winarski and Witherspoon 7. Nays. 0.

President of City Council

Attest: _____
City Clerk