

The City Council met in regular session in the Council Chambers on Wednesday, May 15, 2019 at 7:30 P.M.

Council Members present: Winarski, Allen, Arrington, Jones, Kwitowski, Schaaf, and Witherspoon. 7. Yeas. 0.

On motion of Mr. Winarski, Seconded by Mrs. Arrington, the reading of the minutes of the Meeting of May 1, 2019 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays. 0. Copies of the bills under date of May 10, and May 24, 2019, were given to City Council and same adopted by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

By Mr. Jones, Council File No. 16,092 Pending Official Ordinance 32-2019

An ordinance appropriating the sum of **\$2,253,301.00** from unappropriated and un-anticipated revenue for the expenditure thereof from bond proceeds.

May 15, 2019. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski, having read Council File No. 16,092, and now known as Pending Official File Ordinance No. 32-2019 does hereby adopt on Final Passage by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

May 15, 2019 Signed by the President. Attested by the City Clerk.

By Ms. Allen, Council File No. 16,093 Pending Official Ordinance 33-2019

An ordinance amending the Codified Ordinances of the **City of Erie Part 5 (Traffic)**, (Title Five Stopping, Standing; and Parking), Article 527 (Impounding of Vehicles) by amending Articles 527.03 (Garage to Post Bond) and Article 527.04 (Towing and Storage Fees) to provide that the applicable bond, towing and storage fees apply to vehicles which are stored, as well as impounded, under the authority of Articles 527.03 and 527.04.

May 15, 2019. City Council on motion of Ms. Allen, Seconded by Mrs. Arrington, having read Council File No. 16,093, and now known as Pending Official File Ordinance No. 33-2019 does hereby adopt on Final Passage by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

May 15, 2019 Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, Council File No. 16,094

An ordinance of the City Council of the City of Erie, Erie County, Pennsylvania prohibiting **conversion therapy** with a minor; providing a penalty for violating the ordinance; providing for the repeal of inconsistent ordinances; providing for the severability of the ordinance; and providing the effective date of the ordinance.

May 15, 2019. City Council on motion of Mrs. Schaaf, Seconded by Ms. Allen, having read Council File No. 16,094, does hereby adopt on First Reading by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

May 15, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,095

An ordinance appropriating the sum of **\$5,000,000.00** from unappropriated and un-anticipated revenue to be received as a **Redevelopment Assistance Capital Program (RACP) grant** from the Commonwealth of Pennsylvania Office of the Budget which will be utilized to assist Scott Enterprises in the construction of the Bayfront Harbor Place Hotel.

May 15, 2019. City Council on motion of Mr. Jones, Seconded by Mrs. Arrington, having read Council File No. 16,095, does hereby adopt on First Reading by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

May 15, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,096

An ordinance appropriating the sum of **\$300,000.00** from unappropriated and un-anticipated revenue received from the Pennsylvania Department of Community and Economic Development (**DCED**) as a grant to the Enterprise Zone Revolving Loan Fund and will be utilized as a loan to the **Renaissance Center** for elevator renovation.

May 15, 2019. City Council on motion of Mr. Jones, Seconded by Mrs. Arrington, having read Council File No. 16,092, does hereby adopt on First Reading by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

May 15, 2019 Signed by the President. Attested by the City Clerk.

Pursuant to PA 47 P.S. 4-461 (b.3) and the proper legal advertising a public hearing was held on Wednesday May 15, 2019 at approximately 8:00 PM in City Council Chambers, 626 State St. Municipal Building, Erie, PA 16501 to hear testimony concerning **transfer of Restaurant Liquor License** purchased at auction to be transferred to the **Kang Fuel and Food Mart**, 605 Parade Street, Erie, Pennsylvania.

By Mrs. Schaaf, Seconded by Ms. Allen, Resolved, etc.

That Erie City Council supports the need for hydration and wishes to look into the matter of installing drinking fountains at **Perry Square** and **Witherspoon's Basketball Court** and; **Whereas** we wish to acknowledge the need for a water station which encourages the use of refilling reusable containers to assist the fight against plastic pollution and; **Whereas** a **water fountain** in Perry Square would provide needed refreshment for all people in our Erie community who may need to quench their thirst while jogging, biking, hiking, playing in our city parks. Erie City Council body wishes to be provided with the assessment of water needs in our parks and the costs of installing them with possible grant assistance and;

So Therefore Be It Resolved that the Council of the City of Erie respectfully requests the Public Works Department and the proper City officials investigate the feasibility of providing public drinking fountains in Perry Square and **Spoon's Basketball Court** and report their findings thereon to Erie City Council.

May 15, 2019. City Council adopt by yeas Council Members, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

That Mr. Tobie L. McKeen, 34 Harley Avenue, Albion, PA 16401, is hereby appointed to the Stationary Steam Board replacing Mr. John Rupp. Mr. McKeen's term will expire December 31, 2021.

May 15, 2019. City Council adopt by yeas Council Members, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

May 15, 2019. Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, Seconded by Ms. Allen, Resolved, etc.

That the communication from Scott Henry, Executive Director of the Erie Redevelopment Authority regarding the **2018 Audited Financial Statements** for the **Erie Land Bank** is hereby received and ordered to be placed on file in the office of Accounts, Finance and Budget.

May 15, 2019. City Council adopt by yeas Council Members, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

Receiving the **Erie Regional Airport Authority Independent Auditor's Reports and Financial Statements** for December 31, 2018 and 2017, as submitted by James W. Pacansky CFO Erie Regional Airport Authority and ordered placed on file in the Office of Accounts, Finance and Budget.

May 15, 2019. City Council adopt by yeas Council Members, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

That the City Solicitor and the proper City officials are authorized and directed to study the feasibility of enacting an assessment/fee process and legalities regarding the granting of **zoning easements** and report findings thereon to Erie City Council.

May 15, 2019. City Council adopt by yeas Council Members, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City Officials hereby authorize the City Department of Public Works to submit a **grant application** to Erie County Gaming Revenue Authority in an amount up to \$100,000 to be used for expansion of **Emergency Vehicle Preemption System** to promote safe passage of emergency responders at signalized intersections. Be it further resolved that the Applicant is authorized to execute a Memorandum of Understanding with Harborcreek Township to collaborate on the grant application. Be it further resolved that the Applicant does hereby designate the Director of Public Works as an authorized official to execute documents to facilitate and assist the requested grant and future documents as necessary if the grant is awarded.

May 15, 2019. City Council adopt by yeas Council Members, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 6. Nays. 1. Ms. Allen.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

That the City of Erie (Applicant) of Erie County hereby requests a **Greenways, Trails and Recreation Program grant** of up to \$250,000 from the Commonwealth Financing Authority of Pennsylvania to be used for **McClelland Park** improvements. Be it further resolved that the Applicant does hereby designate the Director of Public Works and Assistant Director of Public Works as authorized officials to execute documents and agreements between the City of Erie and the Commonwealth Financing Authority to facilitate and assist in obtaining the requested grant and future documents necessary for the grant if awarded. This resolution has been duly adopted by the majority vote of the Erie City Council at the regularly scheduled meeting listed on this document and remains effective as of this date.

May 15, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** of property commonly known as 2022 [Cottage Avenue](#), Erie, PA and identified by the Erie County Assessment Index Number 18-050-021.0-301.00 by the Erie County Tax Claim Bureau to Kara Thompson, 6006 Glen Eagles Drive, Erie, PA in the amount of **\$250.00** is hereby approved and that the proposed **Repository Sale** of property commonly known as [523 East 24th Street](#), Erie, PA and identified by the Erie County Assessment Index Number 18-050-023.0-209.00 by the Erie County Tax Claim Bureau to Kara Thompson, 6006 Glen Eagles Drive, Erie, PA in the amount of **\$250.00** is hereby approved.

May 15, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Schaaf, and Witherspoon 5. Nays. 2. Mr. Kwitowski and Mr. Winarski.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

That the proposed **Repository Sale** of property commonly known as 2018 [Cascade Street](#), Erie, PA and identified by the Erie County Assessment Index Number 19-060-030.0-021.00 by the Erie County Tax Claim Bureau to Timothy and Christine Schloss, 2627 Oakwood Street, Erie, PA in the amount of **\$250.00** is hereby approved.

May 15, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

May 15, 2019. Signed by the President. Attested by the City Clerk.

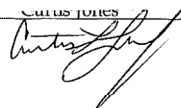
By Mr. Jones, Seconded by Mr. Kwitowski, Resolved, etc.

That the proposed **Repository Sale** of property commonly known as [1611 Peach Street, Unit 333](#) Erie, PA and identified by the Erie County Assessment Index Number 16-030-011.1-333.00 by the Erie County Tax Claim Bureau to Dennis Jones, 830 East 5th Street, Erie, PA in the amount of **\$250.00** is hereby approved.

May 15, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

May 15, 2019. Signed by the President. Attested by the City Clerk.

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

By:  Seconded By: Cas Kwitowski
COUNCIL CHAMBERS
Erie, PA May 15, 2019

Resolved, by the Council of the City of Erie,

WHEREAS, under the Title I of the Housing and Community Development Act of 1974, as Amended, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to communities in the elimination of prevention of slums or urban blight, or activities which will benefit low and moderate income persons, or other urgent community development needs; and,

WHEREAS, under the HOME Investment Partnerships Program created by the National Affordable Housing Act of 1990 (NAHA) and amended by the Housing and Community Development Act of 1991, the Secretary of the U. S. Department of Housing and Urban Development is authorized to extend financial assistance to participating jurisdictions to expand the supply of decent, safe, sanitary and affordable housing; and

WHEREAS, under the Emergency Solutions Grants Program contained in the McKinney-Vento Homeless Act as amended by the Homeless Emergency and Rapid Transaction Act of 2009, the Secretary of the U.S. Department of Housing and Urban Development is authorized to extend financial assistance to grantees and nonprofit agencies which provide essential services, operations, homeless prevention, rapid re-housing and shelter rehabilitation for homeless persons; and

WHEREAS, The U. S. Department of HUD has advised the City of the FY2019 Entitlements, we have been advised as follows: CDBG, \$3,074,352; HOME, \$788,489; and ESG \$261,906; and

WHEREAS, in addition to the entitlement funds, the City expects to receive \$5,000 in program income for CDBG and \$20,977 in HOME program income; and

WHEREAS, the Department of Economic and Community Development of the City of Erie has prepared a Fifth Annual Plan for the FY2019 funding year which assesses the housing needs of low and moderate income households, homeless families and individuals, and others with special needs; and

WHEREAS, the draft Fifth Annual Plan for 2019 was on public display since March 15, 2019, and the City held four Public Hearings on said Fifth Annual Plan, and the comments of various agencies, groups, and citizens were taken into consideration in the preparation of the final document; and;

NOW, THEREFORE, be it resolved by the Council of the City of Erie, Pennsylvania, and it is hereby resolved by the authority of the same, as follows:

- SECTION 1: That the Fifth Annual Plan for the FY2019 CDBG, HOME, and ESG Program is hereby in all respects approved and the City Clerk is hereby directed to file a copy of said Fifth Annual Plan with the minutes of this meeting.
- SECTION 2: That it is cognizant of the conditions that are imposed in undertaking and carrying out of community development, affordable housing and emergency homeless activities with federal financial assistance, including those relating to (1) the relocation of site occupants, (b) the prohibition of discrimination because of race, color, age, religion, sex, disability, family status, or national origin and other assurances as set forth under the certifications.
- SECTION 3: That the Mayor, on behalf of the city of Erie, is authorized to 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 CDBG Program in the amount of \$3,074,352, HOME in the amount of \$788,489, and ESC in the amount of \$261,906 and is further authorized to act as an authorized representative of the City of Erie to sign any and all documents in regard to these programs.
- SECTION 4: That the Mayor, on behalf of the City of Erie, Pennsylvania, is authorized to provide assurances and/or certifications as required by the Housing and Community Development Act of 1974, as Amended, the National Affordable Housing Act of 1990, and the McKinney-Vento Homeless Act, and also any supplemental or revised data which the U. S. Department of HUD may request in connection with the review of this application.

May 15, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

May 15, 2019. Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, Seconded by Ms. Allen, 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. **Centrisys Centrifuge Systems**, 9586 58th Place, Kenosha, WI 53144 for the repair work for the [D2 Centrifuge's](#) rotating assembly and the rotodiff at the Wastewater Treatment Plant, Bureau of Sewers at a total amount of **\$ 50,780.00**.

May 15, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

May 15, 2019. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mrs. Schaaf, 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. **PCM-G**, 6450 Poe Avenue, Suite 200, Dayton, OH 45414 for [additional storage](#) space, which covers one (1) disk unit and twenty (20) drives for the Office of Computer Services at a cost of **\$7,473.39**.
2. **Creative Imprint Systems**, 2670 West 11th Street, Erie, PA 16505 for Sponsor [T-shirts](#), for the Department of Public Works, Property and Parks at a total cost of **\$2,061.57**.
3. **Perram Electric, Inc.**, 6882 Ridge Road, Wadsworth, OH 44281, for the replacement of [signal cable](#) and signals and the installation of two (2) cameras at Bayfront Parkway & Greengarden Boulevard for the Department of Public Works at a total cost of **\$20,000.00**.
4. **Schneider Electric**, 600 Federal Street, Andover, MA 01810 for the replacement of the [SEPAM protective relay](#) at the Wastewater Treatment Plant, Bureau of Sewers at a total cost of **\$6,825.00**.
5. **ASCO Power Services**, 160 Park Avenue, Florham Park, NJ 07932 for the replacement and installation of the 400 amp, [480V transfer](#) switch at the Wastewater Treatment Plant, Bureau of Sewers at a total cost of **\$10,205.00**.

May 15, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

May 15, 2019. Signed by the President. Attested by the City Clerk.

May 15, 2019, City Council on motion of Mr. Winarski, Seconded by Mrs. Arrington adjourned at 9:09 P.M. by yeas Council Members Winarski, Allen, Arrington, Jones, Kwitowski, Schaaf, and Witherspoon. 7. Nays. 0.

Attest: _____
City Clerk

President of City Council

CITIZEN'S TO BE HEARD

SIGN IN SHEET

PLEASE PRINT Date 5-15-19

Name:

Address:

Phone #:

Gay Conversion Ban Jason C. B. Senechal	4131 McLellan Lane	814 604 2512
Secretary of Education HOWARD BIBBS	Will be in line 2981 CHESTNUT STREET	814 790 4104
Gay Conversion Ban Michele Tome		
Gay Conversion Ban Rose Surma	1212 W. 33rd St. Erie Pa	(814) 490-1971
PUBLIC HEARING INTER Richard A. Vendetti	MUNICIPAL LIQUOR LICENSE TRANSFER 3800 LIBERTY ST	866-1541
DID NOT SPEAK Dave Kay	605 Paradise St	814-454-2158
DID NOT SPEAK Mandel Kay	605 Paradise St	814 454 2158
William PDK Parking, Cicerone	1257 E 23	403 15 73

PLEASE DO NOT REMOVE