

The City Council met in regular session in the Council Chambers on Wednesday, July 3, 2019, at 9:00 A.M.

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

On motion of Mr. Witherspoon, Seconded by Mr. Winarski, the reading of the minutes of the Meeting of June 19, 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 June 28th and July 5th, 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. 16,109 Pending Official Ordinance 47-2019

An ordinance appropriating the sum of **\$139,115.00** from unappropriated and anticipated revenue and providing for the expenditure thereof.)

2019 Insurance Fraud Prevention Authority

July 3, 2019. City Council on motion of Mr. Jones, Seconded by Mr. Witherspoon, having read Council File No. 16,109, and now known as Pending Official File Ordinance No. 47-2019 does hereby adopt on **Final Passage** by yeas Council Members Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

July 3, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,110 Pending Official Ordinance 48-2019

An ordinance creating a **Community Reinvestment Fund**, appropriating money for the fund and directing certain application fees to be deposited into said fund.

July 3, 2019. City Council on motion of Mr. Jones, Seconded by Mrs. Arrington, having read Council File No. 16,110, and now known as Pending Official File Ordinance No. 38-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

July 3, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Council File No. 16,111

An ordinance appropriating the sum of **\$319,610.00** from unappropriated and anticipated revenue to provide for the expenditure thereof for the construction phase of **GLC-2017 Green Light-Go-Program** Signal Upgrade East Tenth Street & Holland Street.

July 3, 2019. City Council on motion of Mr. Witherspoon, Seconded by Mr. Winarski, having read Council File No. 16,111, does hereby adopt on **First Reading** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. Nays 0.

July 3, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,112

An ordinance appropriating the sum of **\$8,000.00** from unappropriated and anticipated revenue **Star Athletic Club** for the **Bureau of Fire** of the City of Erie.

July 3, 2019. City Council on motion of Mr. Jones, Seconded by Mrs. Arrington, having read Council File No. 16,112, does hereby adopt on **First Reading** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. Nays 0.

July 3, 2019 Signed by the President. Attested by the City Clerk.

Pursuant to the provisions of Zoning Ordinance No 80-2005 and the proper legal advertising, the City Council held a Public Hearing at approximately 9:30 AM, July 3, 2019, 626 State Street, Erie, PA 16501 in City Council Chambers to consider a request for [Waterfront Conditional Use](#) submitted by Tim Hoover for construction of a 30' x 42' attached garage located at **324 E. 2nd Street** (parcel ID 1052-129).

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

That the Mayor and other appropriate City Officials are authorized and directed to sign a **Cooperation Agreement** for the Use of Land Match between the City of Erie, and the **Erie Zoological Society**.

This Cooperation Agreement (this "Cooperation Agreement"), entered into as of the 3rd day of July, 2019 between the City of Erie, a third class city of the Commonwealth of Pennsylvania (the "City") and the Erie Zoological Society a non-profit corporation (hereafter the "Erie Zoo") concerning their participation in the RACP (Redevelopment Assistance Capital Program) grant process.

Whereas, the City and Erie Zoo (Sub-applicant) have been awarded funding through RACP to renovate the JMC Ice Arena (the "Project");

Whereas, the City agrees to permit the renovation work to take place under grant ME300-1843 JMC Ice Arena Renovations for the Project. The Project will include: a new ice rink system, building and site renovation, and electrical upgrades;

Whereas, the City agrees to pledge the land value of the JMC Ice Arena property, valued at \$2,020,000.00, as a match/fund for this project (the "Match/Fund");

Whereas, the terms and conditions of the RACP program will apply to the Match/Fund;

Now, Therefore, the City and Zoo agree as follows:

1. The recitals set forth above are incorporated by reference herein.
2. In consideration of the foregoing and of the benefits which will accrue to the City and the Erie Zoo, the parties, intending to be legally bound, do covenant and agree for themselves, their respective successors and assignees to the terms of this Cooperation Agreement.

In Witness Whereof the parties to this cooperation Agreement have executed this Cooperation Agreement between the City and the Erie Zoo as of the date and year first above written.

July 3, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

July 3, 2019. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials are authorized and directed to enter into an **Easement Agreement** with the **Erie County Convention Center Authority**, 809 French St., Erie, PA 16501. The proposed [Warner Theater](#) Building and Site Improvements project, 811 State St., Tax Parcel I.D. (15) 2001-201, will require aerial and foundation easements. The easements are located within the rights-of-way of French St., East 9th St., and the adjacent Public Alley, in accordance with the Easement [Sketch](#) Plan Legal Descriptions (5), as prepared by Urban Engineers, Inc.

July 3, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

July 3, 2019. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials are hereby authorized and directed to enter into an **Easement Agreement** between the City of Erie and [Gannon University](#), tenant 632 Sassafras Street, Erie, PA 16501, for the installation of a one hundred thirty-four foot (134') long run of underground conduits in the public right-of-way on the west side of Sassafras Street and the north side of West 7th Street, and the installation of manholes level within the sidewalk within the public right-of-way on said streets; in compliance with the attached City Engineer's metes and bounds descriptions and exhibit.

July 3, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

July 3, 2019. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials are hereby authorized and directed to authorize signatures for the **reimbursement agreement** between the City of Erie and Erie County will be presented to City Council at their Wednesday, July 3, 2109 meeting. This will authorize the City to participate in the County's contract with Whitman, Requardt and Associates, LLP in accordance with the PA Municipal Purchasing Handbook and to reimburse the County for any costs, not to exceed \$30,000.00, incurred with the Signal Upgrade East Tenth Street & Holland Street project to be implemented through **2017 PENNDOT Green Light-Go Program**.

July 3, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0 Allen.

July 3, 2019. 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. **Lindy Paving, Inc.**, PO Box 386, Union City, PA 16438 for the 2019 Proposed FDR and Asphalt Resurfacing of Various City Streets – 3 Bid No. 1756-19 in the amount of **\$1,081,112.84**.
2. **Penn DOT**, PO Box 15758, Harrisburg, PA 15758 for the **West 38th Street & Peach Street Traffic Signal Improvements** through the 2014 Green Light-Go Program, for the Bureau of Traffic Engineering at a total cost of **\$24,844.02**. The County has previously agreed to pay 50% of the municipal share and will reimburse the City **\$12,422.01**.
3. **AT&T**, 308 S. Akard Street, Dallas, TX 75202 for the equipment and service agreement for Cellular Modems for all 45 Police Fleet Vehicles due to software upgrades at the Erie County 911 Center for the **Bureau of Police** at a total of **\$76,005.00**.
4. **PFM Group Consulting LLC**, 1735 Market Street, Philadelphia, PA 19103 for Consulting Services provided in connection with the 2019 EIP Project for the Bureau of Economic and Community Development at a total amount of **\$180,000.00**.

July 3, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

July 3, 2019. Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Seconded by Mr. Witherspoon, 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**, 2202 Zimmerly Road, Erie, PA 16506 for materials only to repair a sanitary sewer connection at 818 East 29th and dig out & pave winter street cuts at various locations for the Bureau of Sewers:
\$ 2,272.73 (MATERIALS ONLY)
\$ 4,830.00 (MATERIALS ONLY)
\$ 6,195.00 (MATERIALS ONLY)
\$ 5,092.50 (MATERIALS ONLY)
\$18,390.23 TOTAL
2. **Printing Concepts, Inc.**, 4982 Pacific Avenue, Erie, PA 16506 for the printing and distribution of the 2019 Summer **Parks and Recreation Guide** for the amount of **\$9,057.21**.
3. **CentralSquare Technologies**, 1000 Business Center, Lake Mary, FL 32746 for five (5) Distance-Learning Training Sessions for the **New Budget Software** for the Penemation System at a total amount of **\$2,880.00**.
4. **Boetger Retirement Plan Services**, 3 Holland Street, Erie, PA 16507 for the preparation of the Actuarial Valuation Report of Postretirement Benefits, of which the highlights are required in the City of Erie Annual Financial Report and appears on pages 61-62 of that document, for the Department of Administration and Finance at a total amount of **\$8,875.00**.
5. **PCM-G**, 6450 Poe Avenue, Suite 200, Dayton, OH 45414 for Twenty (20) Office Pro **Licenses** for the Office of Computer Services at a cost of **\$7,447.40**.

6. **Rabe Environmental Systems, Inc.**, 2300 West 23rd Street, Erie, PA 16506 for the repair of the [air conditioning system](#) in the server room for the Office of Computer Services at a cost of **\$2,120.52**.
7. **Occupational Health Center**, 1910 Sassafras Street, Suite 200, Erie, PA 16502 for Non-DOT Drug Screenings and Breath Alcohol Screenings for the Office of Human Resources and the Bureau of Refuse and Recycling at a total cost of **\$2,330.00**.
8. **Cutter Equipment**, 3710 Progress Street, Canton, OH 44705 for a used Jacobsen Mower, a [used Toro Mower](#) and mower attachments for the Department of Public Works at a cost of **\$26,800.00**.

July 3, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

July 3, 2019. Signed by the President. Attested by the City Clerk.

THE CITY OF ERIE

626 State Street - Room 104 Erie Pennsylvania 16501-1128
Phone 814-870-1291 Fax 814-870-1296

CITY CLERK
Roseann Boyer

CITY COUNCIL
Liz Allen
Sonya M. Arrington
Curtis L. Jones, Jr.
Casimir J. Kwitowski
Kathleen A. Schaaf
James F. Winarski
Melvin Witherspoon

July 3, 2019

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

Dear Rose,

Please be advised that the City Council is making an appointment to the City of Erie's Historic Preservation Task Force:

- Elizabeth Kelly

Thank you.

July 3, 2019, City Council on motion of Mr. Jones, Seconded by Mr. Witherspoon adjourned at 10:30 A.M. by yeas Council Members Winarski, Allen, Arrington, Jones, Kwitowski, Schaaf and Witherspoon. 7. Nays. 0.

President of City Council

Attest: _____
City Clerk

**CITIZEN'S TO BE HEARD
SIGN IN SHEET**

PLEASE PRINT

DATE 7/3/19

NAME	ADDRESS	PHONE #	TOPIC
Jason @ Brand	4131 McClellan	84504 2842	INDEPENDENCE DAY
Art Landel	5841 Highwood	323-5623	ERIE COLE PLANT
R. No. 201	546 West 20th	814 8740724	CRACKED SIDEWALK
Freda Tepler	1738 W. 23rd		COMMUNITY REINVESTMENT FUND

PLEASE DO NOT REMOVE