

The City Council met in regular session in the Council Chambers on Wednesday, September 18, 2019, at 7:30 P.M.

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

On motion of Mr. Witherspoon, Seconded by Mr. Jones, the reading of the minutes of the Meeting of September 4, 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 September 13th and 20th, 2019 were given to City Council and same adopted by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, and Witherspoon and Winarski 7. Nays. 0.

By Mr. Witherspoon, Council File No. 16,119 Pending Official Ordinance 58-2019

An ordinance amending Ordinance 26-1958, the Traffic Code of the City of Erie by the **installation of a stop sign** at one intersection. (West 21st and Greengarden Blvd).

September 18, 2019. City Council on motion of Mr. Witherspoon, Seconded by Mr. Schaaf, having read Council File No. 16,119, and now known as Pending Official File Ordinance No. 58-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

September 18, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Council File No. 16,120 Pending Official Ordinance 59-2019

An ordinance appropriating the sum of **\$65,000.00** from unappropriated and anticipated revenue to be received from the Business Development Fund for utilization in the **Flagship/Commodore Fund**.

September 18, 2019. City Council on motion of Mr. Kwitowski, Seconded by Mr. Witherspoon, having read Council File No. 16,120, and now known as Pending Official File Ordinance No. 59-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

September 18, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Council File No. 16,121 Pending Official Ordinance 60-2019

An ordinance appropriating the sum of **\$170,000.00** from unappropriated and anticipated revenue to provide for the expenditure thereof for the **construction phase** of City of Erie Milling and Asphalt [Resurfacing](#). Federal Aid Local Routes-Zimmerman Road, PennDOT Transportation Alternatives Program Grant Agreement R19010003, MPMS 108, ECMS 000108.

September 18, 2019. City Council on motion of Mr. Witherspoon, Seconded by Mrs. Schaaf, having read Council File No. 16,121, and now known as Pending Official File Ordinance No. 60-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

September 18, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Council File No. 16,122 Pending Official Ordinance 61-2019

An ordinance appropriating the sum of **\$209,521.00** from unappropriated and anticipated revenue to provide for the expenditure thereof for the [Little Italy](#) Neighborhood Sidewalk Reconstruction Project (MPMS # 108024).

September 18, 2019. City Council on motion of Mr. Witherspoon, Seconded by Mrs. Schaaf, having read Council File No. 16,122, and now known as Pending Official File Ordinance No. 61-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

September 18, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,123

An ordinance appropriating the sum of **\$10,000.00** from unappropriated and anticipated revenue and providing for the expenditure thereof.

FEDERAL FORFEITURE PROGRAM

September 18, 2019. City Council on motion of Mr. Jones, Seconded by Mr. Witherspoon, having read Council File No. 16,123, does hereby adopt on **First Reading** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

September 18, 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 [330 Newman Street](#), Erie, PA and identified by Erie County Assessment Index Number 14-010-028.0-208.00 by the Erie County Tax Claim Bureau to **Patrick Hart**, 4120 Carney Avenue, Erie, PA in the amount of **\$250.00** is hereby approved.

September 18, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

September 18, 2019. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Paint and Sign Department**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 5,000.00	002-0713-0000-4013	Seasonal Wages	\$ 5,000.00	002-0715-0000-4033	Operating Supplies

September 18, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

September 18, 2019. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the **Bureau of Refuse and Recycling**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 32,000.00	008-0731-0000-4057	Tipping Fees	\$ 32,000.00	008-0731-0000-4006	Overtime Wages

September 18, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

September 18, 2019. Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Seconded by Mrs. Arrington, 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. **Mayer Brothers Construction Co. Inc.**, 1902 Cherry Street, Erie, PA 16502 having been previously authorized to execute the Federal Aid Reimbursement Agreement No. 010W65, between the City of Erie and the Commonwealth of Pennsylvania Department of Transportation for the [Little Italy](#) Neighborhood Sidewalk Reconstruction Project (108024) in the amount of \$ 188,888.00.
2. **Direct Energy Business Marketing, LLC**, 194 Wood Avenue South, Iselin, NJ 08830, for a three (3) year contract for approximately 80,381 dth (annually) for Natural Gas for the Wastewater Treatment Plant, the Erie Zoo and various City accounts.
Basis Price is NYMEX Plus: -\$2.248/dth from January 1, 2020 to December 31, 2022. The NYMEX price shall fluctuate during the course of the contract and the basis price shall remain the same.

September 18, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

September 18, 2019. Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Seconded by Mrs. Arrington, 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. [General Code](#), 781 Elmgrove Road, Rochester, NY 14624-2991, for preparation of the 2019 replacement pages for the codified ordinances for the Office of City Clerk at a total amount of **\$2,675.30**.
2. **Fire & Police Selection, Inc.**, 193 Blue Ravine Rd., Suite 270, Folsom, CA 95630, for fire entry level test supplies and scoring fees for the Office of Human Resources at a total cost of **\$10,593.30**.
3. **Tri River Consulting Services**, 750 Brooktree Road, Ste. Wexford, PA 15090 for an independent medical examination of a Plaintiff in a [lawsuit](#) for the Office of Solicitor at a total cost of **\$2,495.00**.
4. **Sirius Computer Solutions, Inc.**, 10100 Reunion Place, Suite 500, San Antonio, TX 78216 for a one (1) year renewal of the IBM iSeries hardware and software maintenance [contract](#) for the Office of Computer Services at a total cost of **\$2,940.95**.
5. **Amendola Development Co.**, 4153 Feidler Drive, Erie, PA 16506 for the removal and replacement of sidewalk for the [Wayne Park Area](#) Improvements Project implemented through the 2018 Community Assets Grant Program – Parks Fields Trails funded by ECGRA, for the Bureau of Traffic Engineering, Department of Public Works at a total amount of **\$16,932.60**.
6. **Pavement Maintenance Co. LLC**, 120 East 32nd Street, Erie, PA 16504, for [pavement marking removal](#) on Parade Street, for the Bureau of Streets, Department of Public Works at a total amount of **\$4,918.00**.
7. **Jim Brozell Construction**, 9298 Peach Street, Waterford, PA 16441 for the 2019 [Curb & Sidewalk Replacement](#), Various Locations, Bid # 1761-19 Department of Public Works, Bureau of Streets at a total cost of **\$12,342.63**.
8. **Electrical Repair Technology**, 922 ½ Bacon Street, Erie, PA 16511 for parts and services to repair [Ash Slurry Pump](#) #3 at the Wastewater Treatment Plant, Bureau of Sewers at a total amount of **\$3,495.00**.
9. **AUMA Actuators**, 100 Southpointe Blvd., Canonsburg, PA 15317 for parts and service of the [Return Air Damper](#) Units at the Wastewater Treatment Plant, Bureau of Sewers at a total amount of **\$3,109.06**.
10. **C.H. Reed**, 301 Poplar Street, Hanover, PA 17331 for [oil and oil filters](#) for the air compressor units at the Wastewater Treatment Plant, Bureau of Sewers at a total amount of **\$2,537.54**.
11. **David Milano Construction**, 2202 Zimmerly Road, Erie, PA 16506 for materials only to repair a storm sewer at 916-920 Cranberry St. repair a street cave-in at 428 Myrtle St. & 218 Usonia and repair a six (6) inch sanitary wye at East 6th Street for the Bureau of Sewers: \$ 4,613.18 (Material Costs Only)
\$ 3,563.18 (Material Costs Only)
~~\$ 2,238.08~~ (Material Costs Only)
\$10,414.44 Total
12. **Considine Biebel & Company**, 2949 West 15th Street, Erie, PA 16505 for the Salt Storage Building [Roof Repair](#) Project for the Department of Public Works at a total amount of **\$8,500.00**.

WAIVE RULES

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

Whereas, Forty-Nine (49) years ago when OSHA was created our legislators found it necessary to carve out the public sector employees from coverage and protection under OSHA. By doing that they effectively eroded some of the dignity of the public sector workers, by legislating they were not worthy of coverage but those doing the same job in the private sector were. They created an injustice we need to address,

Whereas, as we believe it is time for all legislators to work together, represent all of their constituents and pass legislation to make sure all workers including public sector workers are covered under OSHA.

THEREFORE BE IT RESOLVED, THE City Council of the City of Erie urges the Pennsylvania General Assembly to support and quickly pass HB 1082 Jake Schwab's Workers Safety Bill and the Pennsylvania Senate to support quickly pass SB 464 which both address the issue of public sector OSHA and will resolve a forty-nine (49) year injustice to those workers.

September 18, 2019. City Council adopt waive rules by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

September 18, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

September 18, 2019. Signed by the President. Attested by the City Clerk.



THE CITY OF ERIE

JOSEPH V. SCHEMBER, MAYOR

September 18, 2019

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

Dear Rose,

Please be advised that I would like to reappoint Jessica Molczan to the Erie Metropolitan Transit Authority Board.

Jessica Molczan is a rider who is in a wheelchair. Last year, to allow for staggered terms during the reorganization, she was appointed to a one-year term, ending October 22, 2019.

At the expiration of her initial term, I am renewing her for a five-year term ending October 22, 2024.

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

Thank you!

Sincerely,

Joe Schember
Mayor
City of Erie

OFFICE OF THE MAYOR

626 State St. Room 500 | Erie, PA 16501-1128 | mayorsoffice@erie.pa.us

ph 814-870-1200
fx 814-870-1208



City of Erie

September 18, 2019

**Attachment to 2020 Minimum Municipal Obligation
To be presented to
City Council**

The Minimum Municipal Obligation for the pension plans of the City of Erie is being certified with City Council. This procedure is required under Act 205 which pertains to the funding requirements of State Regulated Employee Retirement Programs.

The 2020 Minimum Municipal Obligation, including \$703,640 for the portion paid by the Erie City Water Authority, totals \$19,371,370. The City of Erie portion of the 2020 Minimum Municipal Obligation is \$2,353,402 more than the 2019 Minimum Municipal Obligation.

The Minimum Municipal Obligations have consistently increased over the years. The reason for the increases is primarily the result of actuarial assumptions that have been inconsistent with the actual experience of the Plans.

Boetger Retirement Plan Services, the plan actuary, has completed various actuarial cost studies using more up to date assumptions and the results of the studies indicate a range of MMO's between \$19,371,370 and \$25,701,773.

The City is waiting for the PFM Group Consulting, LLC report that may address this issue and reserves the right to recertify this Minimum Municipal Obligation by presenting a modified Minimum Municipal Obligation to City Council by year end.

Respectfully submitted,


Teresa Stankiewicz, City Controller

Office of City Controller

Teresa Stankiewicz, Controller
626 State Street Rm 302 Erie PA 16501-1128
Voice 814.870.1339 • Fax 814.870.1413 • tstankiewicz@erie.pa.us



September 18, 2019, City Council on motion of Mr. Winarski, Seconded by Mrs. Arrington adjourned at 8:48 P.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 9-18-19

NAME	ADDRESS	PHONE #	TOPIC
Margarita Dangel	1948 West 33rd St	814.282.3298	East 22nd St / Wayne
Roxine Benson	747 E 22 nd St	504-4278	E. 22 nd / Wayne
JESSICA Ball	747 E 22 nd St	923.9385	22 nd & Wayne
Laurence Reinse	736 E 22 nd St	931-698-0690	22 nd Wayne
Maya Lee	715 E 22 nd St	412 377 2751	22nd Reed
Jeanette Bostaph	4210 DAVIS St AVE	436-3654	22 nd Reed
PAULA Lijewski	8 Rowan Dr 16510	746-8047	22nd + Reed
ROSANNA BARKER	181 Hull Dr 16507	814-360-8336	Resolution ^{Public} _{Section}

PLEASE DO NOT REMOVE