

The City Council met in regular session in the Council Chambers on Wednesday, November 20, 2019, at 7:30 P.M.

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

On motion of Mr. Winarski, Seconded by Mr. Witherspoon, the reading of the minutes of the Meeting of November 6, 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 November 15 and 22nd 2019 were given to City Council and same adopted by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Winarski and Witherspoon 7. Nays. 0.

By Mr. Jones, Council File No. 16,127 Pending Official Ordinance No. 66-2019

An ordinance closing and vacating of a portion of a public alleyway, at the request of the **Glenwood United Methodist Church** at 2931 Myrtle Street, Erie, PA 16508, between Myrtle and West 29th Street, running parallel to Peach Street with [reservation](#) of existing utility rights-of-way.

November 20, 2019. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski, having read Council File No. 16,127, and now known as Pending Official File Ordinance No. 66-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Council File No. 16,128 Pending Official Ordinance No. 67-2019

An ordinance appropriating the sum of **\$15,000.00** from unappropriated and unanticipated revenue thereof (contribution is from the **Mercy Terrace Apartments** for the purchase of police, fire and winter maintenance equipment).

November 20, 2019. City Council on motion of Mr. Kwitowski, Seconded by Mr. Jones, having read Council File No. 16,128, and now known as Pending Official File Ordinance No. 67-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Council File No. 16,129 Pending Official Ordinance No. 68-2019

An amending **Ordinance Number 26-1958**, the Traffic Code of the City of Erie by the installation of a [stop sign at three](#) intersections.

- 1) West 43rd Street and Melrose Ave – stopping West 43rd Street
- 2) West Lakeview Blvd. and State Street - stopping West Lakeview Blvd.
- 3) Prospect Avenue and Cameron Street – stopping Prospect Avenue

November 20, 2019. City Council on motion of Mr. Witherspoon, Seconded by Mrs. Schaaf, having read Council File No. 16,129, and now known as Pending Official File Ordinance No. 68-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Council File No. 16,130

Pending Official Ordinance No. 69-2019

An ordinance appropriating the sum of **\$72,040.00** from unappropriated and anticipated revenue to be received from PennDOT. The funds will be used to carry out the LED Replacement for Railroad Preemption Signing Project through the 2018 Automated [Red Light Enforcement \(ARLE\)](#) Funding Program. The project includes replacing the railroad preemption signs located at Bayfront Pkwy. And E. 6th St, Bayfront Pkwy and E. 8th St, Bayfront Pkwy and E. 10th St, and the intersection of Bayfront Connector and McClelland Ave.

November 20, 2019. City Council on motion of Mr. Witherspoon, Seconded by Mrs. Schaaf, having read Council File No. 16,130, and now known as Pending Official File Ordinance No. 69-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Kwitowski, Council File No. 16,131

Pending Official Ordinance No. 70-2019

An ordinance requiring **Child Care Facilities** to obtain an annual Child Care Facility Certificate of Occupancy.

November 20, 2019. City Council on motion of Mr. Kwitowski, Seconded by Mr. Jones, having read Council File No. 16,131, and now known as Pending Official File Ordinance No. 70-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,132

Pending Official Ordinance No. 71-2019

An ordinance appropriating the sum of **\$2,000,000.00** from unappropriated and 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 for the renovation and associated construction of the JMC Ice Arena.

November 20, 2019. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski, having read Council File No. 16,132, and now known as Pending Official File Ordinance No. 71-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,133

Pending Official Ordinance No. 72-2019

An ordinance appropriating the sum of **\$136,932.00** to be received from the U.S. Department of Justice as an Innovations in Community-Based Crime Reduction (**CBCR**) Program grant and will be utilized to focus on Erie Eastside Neighborhood crime reduction.

November 20, 2019. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski, having read Council File No. 16,133, and now known as Pending Official File Ordinance No. 72-2019 does hereby adopt on **Final Passage** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0.

November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Council File No. 16,134

An ordinance fixing the **tax rate** for all city purposes for the Fiscal Year (beginning on January 1, 2020 and ending on December 31, 2020).

Motion to table by Ms. Allen, Seconded by Mr. Jones, adopt by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, 5. Nays 2. Witherspoon and Winarski
November 20, 2019 Signed by the President. Attested by the City Clerk

By Mr. Jones, Council File No. 16,135

An ordinance of the City of Erie, County of Erie and Commonwealth of Pennsylvania, adopting the **General Fund** and certain other budgets for the fiscal year (beginning January 1, 2020 and ending December 31, 2020).

Motion to table by Ms. Allen, Seconded by Mr. Kwitowski, adopt by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, 5. Nays 2. Witherspoon and Winarski November 20, 2019 Signed by the President. Attested by the City Clerk

By Mrs. Schaaf, Council File No. 16,136

An ordinance of the City Council of this City of Erie ("**The City**") determining to incur lease rental debt; evidenced by the guaranteed revenue note in the maximum principal amount of \$32,000,000 to be authorized and issued by **Erie City Water Authority** in connection with the construction, alteration and improvements to the public water distribution facilities in and about this City, including but not limited to, the Cherry Street Pump Station and **Pro-Fi** improvement projects and paying related costs, fees and expenses; specifying the realistic useful life of the project; authorizing and directing appropriate officers of the City to take certain actions and to execute certain documents, including a guaranty agreement, between the City, as guarantor and the Erie City Water Authority, and the Pennsylvania Infrastructure Investment Authority; approving the form, maximum guaranteed amounts and sources of payment of the guaranty agreement, creating a sinking fund in connection with such guaranty obligations and appointing a **Sinking Fund Depository**; and providing for the repeal of all inconsistent ordinances or parts of ordinances.

November 20, 2019. City Council on motion of Mrs. Schaaf, Seconded by Ms. Allen, having read Council File No. 16,136, does hereby adopt on **First Reading** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0. November 20, 2019 Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File No. 16,137

An ordinance appropriating the sum of **\$500,000.00** from unappropriated and anticipated revenue to be received as an [ARC](#) (Appalachian Regional Commission) POWER 2019 grant through the U.S. Department of Housing and Urban Development (HUD). This grant will be utilized to purchase the system necessary to deploy free public Wi-Fi in the City's eight opportunity zones.

November 20, 2019. City Council on motion of Mr. Jones, Seconded by Mr. Kwitowski, having read Council File No. 16,137, does hereby adopt on **First Reading** by yeas Council Members Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski. 7. Nays 0. November 20, 2019 Signed by the President. Attested by the City Clerk.

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

That **Mr. John Reitinger** of 716 West 5th Street, Erie, PA 16507 is appointed to the City of Erie **Zoning Hearing Board** for a five-year term. His Term will expire December 31, 2024.

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
November 20, 2019. Signed by the President. Attested by the City Clerk.

By Mr. Winarski, Seconded by Ms. Allen, Resolved, etc.

WHEREAS, the City Council of the City of Erie wishes to pay special tribute to **Harry Thacker Burleigh** on the occasion of his 153rd birthday, for his contributions demonstrating the pinnacle of an Erie-born success, through achievements in the performing arts, and fostering the next generation of African-American artists,

WHEREAS, Harry T. Burleigh a third-generation freeman, born in Erie, PA on December 2, 1866 was a renowned composer, singer, music editor, and mentor both in Erie and on the world stage;

WHEREAS, Harry Thacker Burleigh (1866-1949) is an international treasure and local exemplar of cultural and artistic success, Burleigh made black music available to classically trained artists by introducing them to spirituals, which he arranged as art songs;

WHEREAS, Harry T. Burleigh was a titan of American cultural arts composing highly regarded and oft performed art songs, editing the American music of a prolific publishing house, and leading the way in arranging and performing spirituals with more than 60 solo and choral settings including “Deep River”;

NOW, THEREFORE BE IT RESOLVED by the Council of the City of Erie that this commendation is hereby presented to the Burleigh Legacy Alliance President proclaiming that December 2nd here forth will be known as Harry T. Burleigh Day in the City of Erie. We encourage all Erie residents to celebrate the legacy of Erie’s native son.

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
November 20, 2019. Signed by the President. Attested by the City Clerk.

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

That the proper City Officials allow the custodian of the City of Erie [Water Reserve Fund](#) Account to release the amount of \$503,468.76 payable to the City of Erie Capital Fund. The reimbursement amount was included in the Capital Fund budget as part of the 2019 budget

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
November 20, 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 [639 East 7th Street](#), Erie, PA and identified by Erie County Assessment Index Number 14-010-019.0-109.00 by the Erie County Tax Claim Bureau to Stephanie Ciner, 637 East 7th Street, Erie, PA in the amount of **\$250.00** is hereby approved.

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
November 20, 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 [Bureau of Streets](#)

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 33,744.00	002-0713-0000-4013	Seasonal Wages	\$ 33,744.00	002-0713-0000-4006	Overtime Wages

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
November 20, 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 Sewers](#)

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 115,000.00	007-0771-0000-4047	Heat, Light & Power	\$ 100,000.00	007-0771-0000-4033	Operating Supplies
\$ 20,000.00	007-0771-0000-4078	Machinery/Equipment	\$ 50,000.00	007-0771-0000-4056	Repair Services
\$ 15,000.00	007-0771-0000-4098	Contingency			
\$ 150,000.00			\$ 150,000.00		

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
November 20, 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 Sewers](#)

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 10,000.00	007-0773-0000-4098	Contingency	\$ 10,000.00	007-0773-0000-4033	Operating Supplies

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
November 20, 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 **General Government**

Transferred from:

Transferred to:

Amount	Account	Title	Amount	Account	Title
\$ 6,000.00	002-0639-0000-4047	Heat, Light & Power	\$ 6,000.00	002-0639-0000-4043	Education & Training

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

November 20, 2019. Signed by the President. Attested by the City Clerk

By Mr. Witherspoon, Seconded by Mr. Winarski, 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. **3 Rivers Fire Equipment**, 1319 Airbrake Avenue, Turtle Creek, PA 15145 thirty-five (35) Globe G-Extreme 3.0 Jackets and thirty-five (35) pair of Globe G-Xcel Pants for the Bureau of [Fire](#) at a total cost of **\$102,200.00**.

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.

November 20, 2019. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mr. Winarski, 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. **Bauer Specialty**, 4002 Main Street, Erie, PA 16511 to supply and install [spray foam](#) to walls at Engine 8 for the Bureau of Fire at a total cost of **\$7,650.00**.
2. **The Hite Company, A Division of Mayer Electric Supply Co.**, 101 Ali Street, Pittsburgh, PA 15215 for 195 [LED Replacement](#) Lamps, for the Department of Public Works at a total cost of **\$8,304.00**.
3. **Mike D. Milano Concrete & Construction**, 441 Lincoln Avenue, Erie, PA 16505 for Removing and Replacing [Concrete](#) Walks at the Roger Young Pool for the Bureau of Parks and Recreation in the amount of **\$6,250.00**.
4. **David Milano Construction**, 2202 Zimmerly Road, Erie, PA 16506 for materials only to repair sanitary connections at 918 West 10th Street, 820 Wallace Street & 635 West 8th Street, and dig out cut at Sloppy Duck for the Bureau of Sewers:
\$3,324.83 (Material Costs Only)
\$2,479.58 (Material Costs Only)
\$2,196.60 (Material Costs Only) Total \$8,001.01
5. **A&H Equipment**, 1124 McLaughlin Run Road, Bridgeville, PA 15017 for two (2) days of training for the safe and proper use of the KEG Root Saw and Jetter [Nozzles](#), for the Bureau of Sewers at a total amount of **\$2,000.00**.
6. **Sullivan Supply**, 1433 East 10th Street, Erie, PA 16503 for two (2) reels of Piranha Jetter Hose, used on [Vac-con](#) trucks to clean & open clogged sewer lines, for the Bureau of Sewers at a total amount of **\$3,960.32**.
7. **Ganzer Equipment Co.**, 5045 Buffalo Road, Erie, PA 16510 for a [Wacker](#) BS50-4 Rammer, used to aid in the proper compacting of fill dirt when making repairs in the roadways, Bureau of Sewers at total amount of **\$2,095.00**.
8. **A&H Equipment**, 1124 McLaughlin Run Road, Bridgeville, PA 15017 for a [KEG](#) SuperNova Root Saw/Cutter used to remove tree roots from sewer lines for the Bureau of Sewers at a total amount of **\$10,524.41**.
9. **GovConnection, Inc.**, P.O. Box 536477, Pittsburgh, PA 15253-5906 five (5) iPad [tablets, cases, chargers](#) and vehicle mounts used for GIS (Geographic Information System) purposes & field access of digitalized storm and sewer maps for the Bureau of Sewers at a total cost of **\$4,668.99**.
10. **Wm. T. Spaeder**, 1602 East 18th Street, Erie, PA 16514 for the repair and reinforcement of the Center [Shaft Drive Base](#) on Incinerator #1 at the Wastewater Treatment Plant, Bureau of Sewers at a total amount of **\$5,740.00**.
11. **National Vacuum**, 408 47th Street, Niagara Falls, NY 14304 for the removal of detritus from the #2 [Grit Chamber](#) at the Wastewater Treatment Plant, Bureau of Sewers at a total amount of **\$3,975.00**.

12. **The Al Xander Company**, P.O. Box 98, Corry, PA 16407 for five (5) totes of Intercool [Glycol](#), used in the heating system for the Wastewater Treatment Plant Bureau of Sewers at a total cost of **\$8,125.00**.
13. **Monitoring Solutions, Inc.**, 78 Route 173, Suite 7, Hampton, NJ 08827 for new CEMSDAS Evolution [Software](#) and CEMCON Compact Logix Controllers for Air Quality Compliance of the Sewage Sludge Incinerators at the Wastewater Treatment Plant Bureau of Sewers at a total cost of **\$11,940.00**.
14. **Bennett Trailer Sales, Inc.**, 7989 West Pine Lake Road, Salem, OH 44460 for a Moritz Tile [Equipment Trailer](#) used to transport miscellaneous items/equipment for the Department of Public Works, Bureau of Streets at a total cost of **\$8,035.00**.
15. **Recon Robotics**, 5251 West 73rd Street, Suite A, Edina, MN 55439 for a Throwbot XT Robot Tactical Camera to support the Violent Crime Fugitive Apprehension Task Force for Bureau of [Police](#) at a total cost of **\$10,000.00**.
16. **B&H Photo**, 420 Ninth Avenue, New, NY 10001 for two (2) Nikon Cameras, Nikon lens, shoulder bags, batteries and protector filters to support the Violent Crime Fugitive Apprehension Task Force for Bureau of [Police](#) at a total cost of **\$2,041.96**.
17. **Bounce Imaging**, 640 Ellicott Street, Suite 108, Buffalo, NY 14203 for a Bounce Explorer Tactical Camera and Wi-Fi Range Extender to support the Violent Crime Fugitive Apprehension Task Force for Bureau of [Police](#) at a total cost of **\$3,600.00**.
18. **Coleman & Co., P.C.**, 2415 West Grandview Blvd., Erie, PA for consulting and review services in connection with the 2018 Allocation Plan for the Finance Department at a total amount of **\$2,100.00**.
19. **Hagan Business Machines, Inc.**, 1112 Peach Street, Erie, PA 16501 for three (3) Toshiba Color Copy/Fax Machines for the Wastewater Treatment Plant, Police CID Office and the Mayor's Office at a total cost of **\$13,200.00**.

November 20, 2019. City Council adopt by yeas Council Members, Allen, Arrington, Jones, Kwitowski, Schaaf, Witherspoon and Winarski 7. Nays. 0.
 November 20, 2019. Signed by the President. Attested by the City Clerk.

November 20, 2019, City Council on motion of Mr. Winarski, Seconded by Mrs. Arrington adjourned at 9:12 P.M. by yeas Council Members Winarski, Allen, Arrington, Jones, Kwitowski, Schaaf and Witherspoon. 7. Nays. 0.

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

PLEASE PRINT DATE 11/20/19

NAME	ADDRESS	PHONE #	TOPIC
<i>Johnny Johnson</i>	<i>223 Walnut</i>	<i>814 372 5629</i>	<i>Boardman District</i>
<i>Jim McCarty</i>	<i>7 West 4th</i>	<i>814 371 3662</i>	<i>Boardman</i>

PLEASE DO NOT REMOVE

Attest: _____
 City Clerk

 President of City Council