

The City Council met in regular session in the Council Chambers on Wednesday, July 1, 2020 at 9:00 A.M.

Council Members present: Winarski, Keys in person and Allen, Brennan, Schaaf and Witherspoon on Zoom. 6. Nays. 0. Mr. Brzezinski was absent.

On motion of Mrs. Schaaf, Seconded by Mr. Witherspoon, the reading of the minutes of the Meeting of June 17, 2020 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0. Copies of the bills under date of June 26, and July 3, 2020 were given to City Council and same adopted by yeas Council Members Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays.0

By Mr. Brzezinski, Council File No. 16,169 Pending Official Ordinance No. 25-2020
An ordinance appropriating the sum of **\$166,436.00** from unappropriated and anticipated revenue and providing for the expenditure thereof.

2020 INSURANCE FRAUD PREVENTION AUTHORITY

July 1, 2020. City Council on motion of Mr. Winarski, Seconded by Mr. Keys, having read Council File No. 16,169, and now known as Pending Official File Ordinance No. 25-2020 does hereby adopt on **Final Passage** by yeas Council Members Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020 Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, Council File No. 16,170 Pending Official Ordinance No. 26-2020

An ordinance appropriating the sum of **\$112,694.00** from unappropriated and unanticipated revenue and providing for the expenditure thereof (contribution is from the [Department of Justice](#) FY20 Coronavirus Emergency Supplemental funding Program).

July 1, 2020. City Council on motion of Mrs. Schaaf, Seconded by Ms. Allen, having read Council File No. 16,170, and now known as Pending Official File Ordinance No. 26-2020 does hereby adopt on **Final Passage** by yeas Council Members Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020 Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, Council File No. 16,171

An ordinance appropriating the sum of **\$30,000.00** from unappropriated and anticipated revenue to be received from the Business Development Fund for utilization in the Flagship/Commodore Fund.

July 1, 2020. City Council on motion of Mrs. Schaaf, Seconded by Ms. Allen, having read Council File No. 16,171, does hereby adopt on **First Reading** by yeas Council Members Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020 Signed by the President. Attested by the City Clerk

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

That the Mayor and City Controller are authorized to allow (PennDOT) to file this application on behalf of the City of Erie and authorize (PennDOT) to issue a notice to Proceed letters to the railroad design and/or construction. **PennDOT is preparing for Bayfront Parkway Improvements at State Street and Holland Street.** And whereas the project requires coordination with the railroad (CSXT Inc.) at the below grade crossing where SR 4034 (Bayfront Parkway) intersects State Street above a single track of CSXT Inc. (938 230 V) and the at grade crossing where Holland Street crosses the single track of CSXT, Inc. (524 153 C) in the City of Erie, Erie County, And whereas PennDOT is filing an application with the PA Public Utility Commission (PUC) for the approval to abolish and remove these crossings.

July 1, 2020. City Council on motion of Mrs. Schaaf, Seconded by Ms. Allen **to table** adopts by yeas 4. Council members Allen, Brennan, Keys and Schaaf. Nays. 2. Witherspoon and Winarski.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the Enterprise Zone Loan Review Committee approval of the following loan is formally ratified:

	Amount
Performing Artists Collective Alliance (PACA)	\$10,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the following [Flagship Fund](#) grant is formally ratified:

	Amount
419 Artifacts	\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the following Flagship Fund grant is formally ratified:

	Amount
Chandlery Corner/Gone Local	\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

A resolution authorizing the following Flagship Fund grant is formally ratified:

	Amount
Happy Garden	\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the following Flagship Fund grant is formally ratified:

	Amount
McCoy's Barrel House	\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the following Flagship Fund grant is formally ratified:

Amount

Erie Otters

\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the following Flagship Fund grant is formally ratified:

Amount

Century Square/Starbucks

\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the following Flagship Fund grant is formally ratified:

Amount

LJ Development/Subway

\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the following Flagship Fund grant is formally ratified:

Amount

U Pick 6/Tap House

\$ 1,000.00

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

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

That the Erie City Council accept and support the neighborhood plan for [Academy Marvintown Planning Area](#); adopting the recommendations and the multiple year action plan; and providing for an effective date.

Whereas, the City of Erie is Responsible for the preparation, adoption and implementation of the City's comprehensive plan; and

Whereas, on July 6, 2016 the City adopted a comprehensive plan titled Erie Refocused according to the requirements of the Pennsylvania's Municipalities Planning Code, Act of 1968, P.L. 805, No. 247 as amended; and

Whereas, The City understands that its responsibility is to provide a framework for change. Without a framework or plan, the development process is reactive leading to piecemeal and uncoordinated development; and

Whereas, the City of Erie, its administration and elected officials believes that planning that is done in conjunction with resident and community stakeholders results in positive and forward thinking outcomes and will lead to achieving the vision and goals of the City; and

Whereas, the City has created a process by which comprehensive plan recommendations can meet the objectives of proper planning while moving efficiently and effectively into implementation through due consideration by City staff and the Erie Planning Commission working with community stakeholders, neighborhood groups and interested citizens; and

Whereas this process is referred to as the Neighborhood Planning initiative which is designed to create specific neighborhood plans that align with Erie Refocused and are citizen driven through a robust citizen engagement program; and

Whereas, the Academy Marvintown Plan (the Plan) has been developed through input by the neighborhood groups working within the area including Academy Neighborhood groups working within the area including Academy Neighborhood Association, and

Whereas, the Plan was informed by a significant amount of public input via listening sessions, community meetings, and a door to door and online survey resulting in interviews with 12 community stakeholder agencies include all 4 public schools located within the footprint of the area; and

Whereas, the Plan fulfills the requirements of the Neighborhood Planning initiative and has been reviewed by an internal working group of city staff known as the City Action Team; and

Whereas, the Plan has been reviewed and is recommended for approval by the City of Erie's Planning Commission at their regular meeting held on June 16, 2020: and

Whereas, the council members of the City of Erie have carefully and thoroughly reviewed the *Academy Marvintown Neighborhood Plan, it's Recommendations and Action Plan* and is satisfied that it meets the needs of the City and fulfills the goals of the City's comprehensive plan, Erie Refocused, and the accompanying Five Year Action Plan.

Now, Therefore, be it Resolved, that the City of Erie hereby adopts and supports the full implementation of the *Academy Marvintown Neighborhood Plan* dated March 2020 as an important planning tool that the City will rely on to guide revitalization efforts.

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, 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.**, P.O. Box, 386, Union City, PA 16438 Change Order No. 1 for the Construction of [Downing Court](#) **Original \$67,796.25 Revised \$71,161.25 Net Change \$3,365.00.**
2. **YMCA of Greater Erie**, 31 West 10th Street, Erie, PA 16501 for the Summer Recreation Program (Roger Young Pool) for the Bureau of Parks, Department of Public Works in the amount of **\$36,000.00.**
3. **Melzer's Fuel Service**, 755 East Erie St., Painesville, OH 44077 for a three (3) year contract for furnishing and delivering approximately 200,000 gallons of Unleaded Regular Fuel to the Municipal Garage. Approximately 3,000 gallons of Unleaded Regular Fuel to Downing Golf Course and approximately 155,000 gallons of On-Road Ultra Low Sulfur B2 Diesel Fuel for all using City department and bureaus. The Oil Price Information Service (OPIS) is based on plus or minus the number of cents added by the bidders for delivery. The price fluctuates during the course of the contract and the delivery price shall remain as quoted. Term: July 1, 2020-June 30, 2023.
4. **AXON Enterprises, Inc.**, 17800 N 85th Street, Scottsdale AZ 85255 for Body Cameras, Vehicle Cameras Software, and Licenses for the Bureau of Police for a total amount of **\$939,999.80.**

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk

By Mrs. Schaaf, 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. **Elderkin Law Firm**, 456 West 6th Street, Erie, PA 16507 for the Balance Fee for the Appraisal by Valbridge Property Advisors regarding 4114 Schaper Avenue (LECOM Nursing and Rehab Center) for the Solicitor's Office at a total amount of **\$4,000.00**.
2. **Lake Erie Traffic Control LLC**, 7760 Francis Road, Girard, PA 16417 100 Reflective Cones, and (50) Drums & Tire Rings for the department of Risk Management of the City of Erie at a cost of **\$5,257.50**.
3. **PlayPower LT Farmington, Inc.**, 878 E. US Hwy, 60, Monett, MO 65708 for a double slide at Frontier Park and a single slide at MLK Center for the Bureau of Parks, Department of Public Works at a total amount of **\$3,828.75**.
4. **Groff Tractor**, 100 Smith Drive, Cranberry, PA 16066 Tack Distributor Truck/Asphalt Distributor for the Bureau of [Streets](#), Department of Public Works at a total cost of **\$87,400.00**.
5. **Ace Viking, Inc.**, 2222 East 30th Street, Erie, PA 16510 for emergency repair of a 40 [HP](#) Compressor Motor at the Wastewater Treatment Plant for the Bureau of Sewers at a total cost of **\$3,600.00**.
6. **Ace Viking, Inc.**, 2222 East 30th Street, Erie, PA 16510 for the purchase of an ABB ACS580 125HP Variable Frequency Drive (VFD) for use at the Wastewater Treatment Plant for the Bureau of [Sewers](#) at a total cost of **\$5,998.00**.
7. **David Milano Construction, LLC**, 2202 Zimmerly Road Erie, PA 16506 for materials only to repair sanitary connections at 1309 West 9th, 928 West 3rd, 550 West 5th, 313 West 22nd, 501 Cascade, 23/Washington Place, 21/Raspberry, 20/Cranberry, 509 Lincoln, 234 Short, 428 Myrtle, 402 Myrtle, 12 East 10th, 1635 W 32nd, 1130 East 11th, 1425 East 8th, 2915 French, 126 East 32nd, 4114 Stanton, 4205 W 42nd, 461 Gordon, 3008 Marvin, 361 West 16th, 2609 Schley, 500 East 28th, 2830 Florida, 3909 Sass, 3919 Sass, 23/Myrtle, 2226 State, 3122 Cascade & 2923 Rudolph for the Bureau of Sewers: **Total Material Cost Only \$30,301.95**
8. **Combined Systems, Inc.**, PO Box 6206, Hermitage, PA 16148-0922 for outdoor riot control supplies to consist of power gas, grenade smoke and less lethal beanbags for the SWAT Unit for the Bureau of [Police](#) at a total amount of **\$15,791.90**.

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

9. **Witmer Public Safety Group**, 104 Independence Way, Coatesville, PA 19320 for a Pepperball bundle to include launcher, rounds, adapters, scuba tanks, projectiles, maintenance kits and accessory cases for the Bureau of Police at a total amount of **\$2,366.57**.

July 1, 2020. City Council adopt by yeas Council Members, Brennan, Keys, Schaaf, Witherspoon and Winarski. 5. Nays. 1. Ms. Allen.

July 1, 2020. Signed by the President. Attested by the City Clerk.

10. **J. Bruno Construction**, 2118 French Street, Erie PA 16503 for the replacement of concrete flooring for the Bureau of [Police Bomb](#) Squad Operations area at the Municipal Garage. This is a 2018-19 donation from the Knights of St. George to the City of Erie Police Department for a total amount of **\$9,100.00**.
11. **Radiant Mission Solution, Inc.**, 205 North Walnut Street, Pittsburg, KS 66762 for the renewal of the annual support plus agreement for the AFIX Tractor Automated Fingerprint/Palm-Print ID System for the Bureau of [Police](#) at a total amount of **\$6,383.00**.
12. **PA Public Safety LLC**, 482 Railroad Street, Windber PA 15693 for ball mounts for the iPads for the Bureau of [Fire](#) at a total cost of **\$2,126.60**.

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

Waive Rules

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

A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF ERIE, ERIE COUNTY,
COMMONWEALTH OF PENNSYLVANIA

FIREWORKS

WHEREAS, Erie City Council understands using fireworks both consumer and display maybe extremely unsafe to yourself and others causing injury and/or fires to structures.

WHEREAS, loud display fireworks may trigger PTSD in veterans of the armed services.

WHEREAS, loud display fireworks may be harmful to the ears of all ages with noise pollution reaching and is a public disturbance.

WHEREAS, loud display fireworks disrupt people's sleep patterns who need restful sleep if to maintain their jobs and lives.

WHEREAS, loud display fireworks may excite dogs and other pets causing stress and anxiety making them ill.

WHEREAS, there has been a spike in fireworks since they have been made accessible to purchase in the state of PA in the year 2017.

BE IT FURTHER RESOLVED that Erie City Council respectfully urges the Pennsylvania legislators to rescind the sale of display fireworks bill in the state of PA.

Enacted as a Resolution by Erie City Council on this 1st day of July 2020.

July 1, 2020. City Council adopt waive rules by yeas Council Members, Allen, Keys, Schaaf, Witherspoon, Brennan and Winarski. 6. Nays. 0.

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

Waive Rules

By Mr. Winarski, Seconded by Mr. Keys, Resolved, Etc.

That the proper City Officials are hereby authorized and directed to issue a purchase order to **EMSI**, 316 Cherry Street, Erie, PA 16507 for labor and materials for the electrical requirements for the body worn camera system for the Bureau of Police at a total amount of \$2,130.00.

July 1, 2020. City Council adopt waive rules by yeas Council Members, Allen, Keys, Schaaf, Witherspoon, Brennan and Winarski. 6. Nays. 0.

July 1, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 0.

July 1, 2020. Signed by the President. Attested by the City Clerk.

July 1, 2020, City Council on motion of Mr. Witherspoon, Seconded by Mr. Brennan adjourned at 10:59 A.M. by yeas Council Members Winarski, Allen, Brennan, Keys, Schaaf and Witherspoon. 6. Nays. 0.

President of City Council

Attest: _____

Citizens To Be Heard

1

First Name: Sarah
Last Name: Bennett
Email: bennett@pennfuture.org
Address: 390 Harbor Rd
City: Erie
Country/Region: United States of America Zip/Postal Code: 16511
State/Province: PA
Phone: 8147902977 *did not speak*

2

First Name: Sarah
Last Name: Bennett
Email: bennett@pennfuture.org
Address: 390 Harbor Rd
City: Erie
Country/Region: United States of America Zip/Postal Code: 16511
State/Province: PA
Phone: 8147902977

3

First Name: Bronke
Last Name: Sanfilippo
Email: Brooke@src401k.com
Address: 4003 Beech Avenue
City: Erie
Country/Region: United States of America Zip/Postal Code: 16508
State/Province: Other
Phone: 8145726367 *fire worker*

4

First Name: Penny
Last Name: Hanes
Email: Phanes@mercyhurst.edu
Address: 136 East 32nd Street
City: Erie
Country/Region: United States of America Zip/Postal Code: 16504
State/Province: PA
Phone: 8144038331 *fire worker*