

The City Council met in regular session in the Council Chambers on Wednesday, October 7, 2020 at 9:00 A.M.

Council Members present: Winarski, Brzezinski, and Schaaf in person and Allen, Brennan, Keys and Witherspoon on Zoom. 7. Nays. 0.

On motion of Ms. Allen, Seconded by Mrs. Schaaf, the reading of the minutes Of the Meeting of September 16, 2020 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0. Copies of the bills under Date of September 25, October 1 and 9, 2020 were given to City Council and same adopted by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

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By Mr. Witherspoon, Council File No. 16,179 Pending Official File Ordinance No. 35-2020

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 27<sup>th</sup> Street and Harvard Road – stopping West 27<sup>th</sup> Street.

October 7, 2020. City Council on motion of Mr. Witherspoon, Seconded by Mr. Keys, having read Council File No. 16,179, and now known as Pending Council File Ordinance No. 35-2020 does hereby adopt on **Final Passage** by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

October 7, 2020 Signed by the President. Attested by the City Clerk

By Mrs. Schaaf, Council File No. 16,180 Pending Official File Ordinance No. 36-2020

An ordinance appropriating the sum of \$1,081,520.00 from unappropriated and unanticipated revenue to be received from the U.S. Department of Housing and Urban Development (HUD) for the following ESG CARES (ESG19) (C2) projects.

October 7, 2020. City Council on motion of Mrs. Schaaf, Seconded by Mr. Brzezinski, having read Council File No. 16,180, and now known as Pending Council File Ordinance No. 36-2020 does hereby adopt on **Final Passage** by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

October 7, 2020 Signed by the President. Attested by the City Clerk

By Mr. Brzezinski, Council File No. 16,181

An ordinance appropriating the sum of **\$149,753.00** from unappropriated and unanticipated revenue and providing for the expenditure thereof.

**CIVILIAN [INTEL ANALYST](#) PCCD-JAG**

October 7, 2020. City Council on motion of Mr. Brzezinski, seconded by Mr. Keys having read Council File No. 16,179, does hereby adopt on **First Reading** by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

October 7, 2020 Signed by the President. Attested by the City Clerk

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Pursuant to the provisions of Zoning Ordinance 80-2005 and the proper legal advertising, Erie City Council held a Public hearing at approximately 9:30 A.M. on October 7, 2020 via Zoom during the City Council meeting to hear testimony to discuss a proposed amendment to the Zoning Ordinance. The proposed ordinance is regarding after-hours and dance clubs relating to definitions and terms, clarifications and regulations.

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

That the City Solicitor is authorized and directed to prepare an ordinance closing and vacating of the southern portion of an existing alleyway adjacent to 950 and 954 West 23<sup>rd</sup> Street and touching back property line of 2223 and 2209 Cascade Street at the request submitted by adjacent property owners and the unanimous recommendation of the Planning Commission and forward to City Council for proper action.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
October 7, 2020. Signed by the President. Attested by the City Clerk.

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

That **Whereas** the topic of short-term rentals is an issue for municipalities across the nation.

**Whereas** Erie City Council wishes to pursue the idea of collecting revenue through licensing and permits of established dwellings wishing to pursue sharing their homes

**Whereas** Council wishes to have the Erie City Planning members move forward to establish guidelines for a possible short-term rental ordinance.

**Whereas** Erie City Council will vote on the short-term rental guidelines/ordinance in the future.

**Whereas** this process is going through the newly merged planning department to the Erie City Planning Commission.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf Witherspoon and Winarski. 7. Nays. 0.  
October 7, 2020. Signed by the President. Attested by the City Clerk.

By Mr. Brennan, Seconded by Mr. Witherspoon, Resolved, Etc.

That Ms. Andrea Zdaniewski of 5834 Clinton St Erie, PA16509 is re-appointed to a second term to the Erie Regional Airport Authority for a five (5) year term. Ms. Zdaniewski's term will expire December 31, 2025.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
October 7, 2020. Signed by the President. Attested by the City Clerk.

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

That Mr. Doug Mitchell of 3621 Beech Ave, Erie, PA 16508 is re-appointed to the Sewer Authority Board for a five (5) year term. Mr. Mitchell's term will expire December 31, 2025.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
October 7, 2020. 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 allow the Department (**PennDOT**) to file this application on behalf of the City of Erie and authorize the Department (PennDOT) to issue Notice to Proceed letters to the railroad for design and/or construction.

**Whereas** PennDOT is preparing for Bayfront Parkway Improvements at State Street Holland Street.

**And whereas** this may be the final official approval required on the project by City Council, other than any maintenance agreements required by PennDOT upon project completion,

**And whereas** City Council desires to be included in review of alternatives and have input on decisions through the final design of the project, as per PennDOT policies

**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, City Council is to be included in the two newly formed peer review committees on the project and will be included on the Project Advisory Committee.

October 7, 2020. **City Council Moved to table** by yeas Council Members, Allen, Brennan, Keys and Schaaf. 4. Nays. Brzezinski, Witherspoon and Winarski 3.  
 October 7, 2020. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City officials are authorized and directed to amend the agreement between the City of Erie and **Mullin & Lonergan Associates, Inc.**, for professional services. The amendment will include up to \$10,000.00 in funding for technical services relating to the CARES Act.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
 October 7, 2020. Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, Seconded by Mr. Brzezinski, Resolved, Etc.

That the Mayor and other appropriate City officials are authorized and directed to **execute the necessary agreements** with sub-recipients to carry out the following ESG CARES (ESG19) (C2) projects:

516-5017-2019-4750	GECAC-Grant Related Expend	\$ 471,802.00
516-5114-2019-4750	SafenetHosp. House Grant Related Expend	\$ 43,779.00
516-5127-2019-4750	Community Shelter Grant Related Expend	\$ 45,540.00
516-5128-2019-4750	St. Patrick's Haven Grant Related Expend	\$ 35,843.00
516-5130-2019-4750	City Mission Grant Related Expend	\$ 266,080.00
516-5131-2019-4750	The Refuge Grant Related Expend	\$ 69,163.00
516-5132-2019-4750	Mercy Center for Women Grant Related Expend	\$ 48,461.00

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
 October 7, 2020. Signed by the President. Attested by the City Clerk.

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

That the proposed [repository](#) sale of the property commonly known as **1047 East 5<sup>th</sup> Street**, Erie, PA and identified by Erie County Tax Index Number 14-010-036.0-104.00 by the Erie County Tax Claim Bureau to **Brian Burke**, 1043 Ease 5<sup>th</sup> Street, Erie, PA in the amount of \$250.00 is hereby approved.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
 October 7, 2020. Signed by the President. Attested by the City Clerk.

By Mrs. Schaaf, Seconded by Ms. Allen

That the following amounts are transferred in **CDBG Cares**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 10,000.00	511-1251-2019-4102	Admin	\$ 10,000.00	511-1251-0000-4041	Professional Services

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
 October 7, 2020. Signed by the President. Attested by the City Clerk.

By Mr. Witherspoon, Seconded by Mrs. Schaaf

That the following amounts are transferred in **Liquid Fuels**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 50,000.00	013-1291-0000-4035	Repair & Maintenance	\$ 50,000.00	013-1291-0000-4075	Bridges & Streets

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
October 7, 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. **Multicultural Community Resource Center**, 554 E 10<sup>th</sup> St. Erie, PA, **USCRI-Erie**, 517 E. 26<sup>th</sup> St., Erie, PA, [LanguageLine](#) Solutions, 1 Lower Ragsdale Dr., Bldg. 2, Monterey, CA 93940, for language access for the Mayor's Office at a unit prices per each contract.
2. **Trane U.S. Inc.**, 45 Earhart Drive, Suite 103, Buffalo, NY 14221-7809 for the labor, material and travel costs for the Coil Replacement for City Hall for the Bureau of Public Buildings at an amount of \$66,100.00.
3. **Dave Hallman Chevrolet**, 1925 State Street, Erie, PA 16501, for one (1) 2020 [Equinox](#) AWD for the Department of Public Works at a cost of \$24,295.00.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.  
October 7, 2020. 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. **Coleman & Co., P.C.**, 2415 West Grandview Blvd., Erie, PA for the audit of DCED contract C000069622 for the purchase of a fire truck at a total amount of **\$3,000.00**.
2. **GovConnection, Inc.**, 732 Milford Road, Merrimack, NH 03054 for hardware to add to the file [system backups](#) for the Office of Computer Services at a total cost of **\$14,798.43**.
3. **Hach Company**, PO Box 389 5600 Lindbergh Drive, Loveland, CO 80539-0389 for an emergency purchase of a [Hach SC200 Controller](#) to replace a malfunctioning unit at the Wastewater Treatment Plant at a total amount of **\$2,665.87**.
4. **Ace Viking Company**, 2222 East 30<sup>th</sup> St., Erie, PA 16510 for the purchase of a replacement [20 HP motor](#) for #2 structural drainage pump at the Wastewater Treatment Plant at a total amount of **\$2,260.00**.
5. **Andrews Glass Company**, 3740 NW Blvd. Vineland, NJ 08360 for a purchase of a Cyanide [Distillation](#) Console for use in the laboratory at the Wastewater Treatment Plant at a total amount of **\$6,457.17**.
6. **Electric Repair Technology**, 922 ½ Bacon Street Erie, PA 16511 for repair of the #2 Incinerator [Scrubber](#) Water Pump at the Wastewater Treatment Plant at a total amount of **\$4,265.00**.
7. **84 Lumber Company**, 8129 Crile Road, Painesville, OH 44077 for an emergency purchase of building [materials to enclose](#) the East Polymer Tank at the Wastewater Treatment Plant at a total amount of **\$4,491.27**.
8. **Filtech**, 221 West 8<sup>th</sup> Ave., West Homestead, PA 15120 for a purchase of [air filters](#) for plant-wide replacement in all HVAC at the Wastewater Treatment Plant at a total amount of **\$2,860.57**.
9. **Jodie O'Connor**, 4827 Homeland Blvd., Erie, PA 16509 for the operation of a youth golf clinic at J.C Martin Golf Course throughout the summer in the amount of **\$4,556.85**.
10. **Vasco Sports Contractors**, 4270 Sterilite Street SE, Massillon, OH 44646 for the Bayview Park Basketball Park crackfill for the Bureau of Parks in the amount of **\$2,487.00**.
11. **Fire-Fly Fire Equipment Sales, Inc.**, 9525 Franklin Center Road, Cranesville, PA 16410 for an Akron Brass [Steam Master](#) Monitor Control Station for the water pump for the Bureau of Fire at a total amount of **\$3,500.00**.

12. **Boetger Retirement Plan Services**, 3 Holland Street, Erie, PA 16507 for the preparation of the Actuarial Valuation Report of Postretirement Benefits, for the Department of Administration and Finance at a total amount of **\$6,750.00**.

13. **Gerlach's Garden & Power Equipment, Inc.**, 3161 West 32<sup>nd</sup> Street, Erie, PA 16506 for Seeding/Crown Vetch for the Bayfront Connector/Buffalo Road Bridge for the Bureau of Parks at a total amount of **\$2,950.00**.

October 7, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

October 7, 2020. Signed by the President. Attested by the City Clerk.

October 7, 2020, City Council on motion of Mr. Witherspoon, Seconded by Mrs. Schaaf adjourned at 10:45 A.M. by yeas Council Members Winarski, Allen, Brennan, Brzezinski, Keys, Schaaf and Witherspoon. 7. Nays. 0.

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President of City Council

Attest: \_\_\_\_\_  
City Clerk

Citizens Heard via Zoom

10-7-20

1. Adam Trott 1162 E 1055
2. Lisa Austin 1262 W 95T
3. Frieda Nepler - 1738 W 23 (02)
4. Margarita Dangel 1948 W 33 (08)
5. ~~Terri~~ Terri Halihan 847 Boyer Rd (W)
6. ROLAND SLADE - 79 ORCHARD ST 08
7. THEODORE ELY 4524 CHERRY ST
8. Jake Welch - PC rec approval
9. Brenda Sandberg (NO COMMENTS) 11870 ANSELMO RD  
UNION CITY 16438

Public Inq:

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