

The City Council met in regular session in the Council Chambers on Wednesday, December 16 2020 at 7:30 P.M.

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

On motion of Mr. Winarski, Seconded by Mrs. Schaaf, the reading of the minutes Of the Meeting of December 2, 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. Nays. 0. Copies of the bills under Dates of December 18, 23 and 30, 2020 were given to City Council and same adopted by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf and Witherspoon, and Winarski. Nays. 0.

By Mrs. Schaaf, Council File No. 16,188 Pending Official File Ordinance No. 44-2020

An ordinance fixing the tax rate for all city purposes for the Fiscal Year (beginning on January 1, 2021 and ending on December 31, 2021).

December 16, 2020. City Council on motion of, Mrs. Schaaf, Seconded by, Ms. Allen having read Council File No. 16,188, and now known as Pending Council File Ordinance No. 44-2020 does hereby adopt on **Final Passage** by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020 Signed by the President. Attested by the City Clerk

By Mrs. Schaaf, Council File No. 16,189 Pending Official File Ordinance No. 45-2020

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, 2021 and ending December 31, 2021).

December 16, 2020. City Council on motion of Mrs. Schaaf, Seconded by, Ms. Allen having read Council File No. 16,189, and now known as Pending Council File Ordinance No. 45-2020 does hereby adopt on **Final Passage** by yeas Council Members Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 5. Nays. 2. Allen and Brennan

December 16, 2020 Signed by the President. Attested by the City Clerk

By Mrs. Schaaf, Council File No. 16,194 Pending Official File Ordinance No. 50-2020

An ordinance appropriating the sum of **\$127,886.03** from unappropriated and unanticipated revenue for the expenditure thereof (contribution is from the Erie County Cares Act Municipal Reimbursement)

December 16, 2020. City Council on motion of Mrs. Schaaf, Seconded by Ms. Allen, having read Council File No. 16,194, and now known as Pending Council File Ordinance No. 50-2020 does hereby adopt on **Final Passage** by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020 Signed by the President. Attested by the City Clerk

By Mrs. Schaaf, Council File No. 16,195 Pending Official File Ordinance No. 51-2020

An ordinance appropriating the sum of **\$221,191.84** from unappropriated and anticipated revenue for the expenditure thereof (contribution is from the Erie County Cares Act Reimbursement round 2).

December 16, 2020. City Council on motion of Mrs. Schaaf, Seconded by Ms. Allen, having read Council File No. 16,195, and now known as Pending Council File Ordinance No. 51-2020 does hereby adopt on **Final Passage** by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020. Signed by the President. Attested by the City Clerk

By Mrs. Schaaf, Council File No. 16,196

An ordinance appropriating the sum of **\$2,000,000.00** from unappropriated and anticipated revenue to be received from the City of Erie General Fund and utilized in the City of Erie [Business Development Fund](#).

December 16, 2020. City Council on motion of Mrs. Schaaf, seconded by Mr. Brzezinski having read Council File No. 16,196, does hereby adopt on **First Reading** by yeas Council Members Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020 Signed by the President. Attested by the City Clerk

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

WHEREAS, The Pennsylvania and Federal minimum wage is set at \$7.25 per hour and has not been increased in more than a decade.

WHEREAS, all of the states, which are adjacent to Pennsylvania, have raised their minimum wages, from \$8.70 in Ohio to \$11.80 in New York.

WHEREAS, Governor Wolf has taken the lead and raised the minimum wage for state employees and contractors to \$12.00 per hour with a pathway to \$15.00 per hour.

WHEREAS, \$7.25 an hour is an inadequate wage for any work performed by a city of Erie employee or its contractors.

THEREFORE BE IT RESOLVED, By the Erie City Council that all work done on the behalf of the City of Erie will pay a minimum of \$10.00 per hour. This resolution will include all City Employees and contractors.

December 16, 2020. City Council adopt by yeas Council Members, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 6. Nays. 1. Allen

December 16, 2020. Signed by the President. Attested by the City Clerk.

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

That Angela Eckelberger, 1150 West 22nd St, Erie, PA 16502 is re-appointed to the City of Erie Blighted Property Review Committee. Her term will expire December 31, 2023.

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020. Signed by the President. Attested by the City Clerk.

By Ms. Allen, Seconded by, Mr. Witherspoon, Resolved, Etc.

In recognition that speeding is a public safety issue, with serious and often deadly consequences, Erie City Council formally requests the Pennsylvania General Assembly to act on **Senate Bill 607** to amend state law to permit municipal police departments, including the Erie Bureau of Police, to use speed-timing devices, commonly referred to as radar, to enforce local speed limits. According to the Pennsylvania Municipal League, "Radar is the most cost-effective, reliable speed-timing device in use today. Pennsylvania's municipal police are the only law enforcement officials in the country who are not permitted to enforce local speed limits and protect public safety with radar." Both the Pennsylvania Senate and the Pennsylvania House of Representatives have referred bills to permit the use of radar to their respective Transportation Committees. Erie City Council joins the Pennsylvania Municipal League to formally support Senate Bill 607 and will send letters to Pennsylvania State Reps. Ryan Bizzarro, Bob Merski, Pat Harkins, Curt Sonney and Brad Roae and to Pennsylvania State Sen. Dan Laughlin urging them to advocate for passage of this bill.

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020. Signed by the President. Attested by the City Clerk.

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

Receiving the communication from the City Planning Commission recommending amending **Zoning Ordinance 80-2005** relating to **Historic Resource Protection** regarding definitions, purpose and guidelines to establish an Historic Preservation Overlay District and creating a Historic Resource Commission and directing the City Clerk to advertise for a Public Hearing before Erie City Council on Wednesday, January 20, 2021 at approximately 7:30 p.m. via online, virtual meeting via Zoom.

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020. Signed by the President. Attested by the City Clerk.

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

That the **Change Order No. 1** on the contract of **Chivers Construction Company** for the **Relief Storm Sewer Project**, West 17th Street Raspberry to Cranberry Streets Bid No. 1770-20, Increased scope of work be as recommended and concurred with the Bureau of Engineering be approved as follows: Original Contract: \$180,360.10 Received contract amount is \$198,885.58 The Change Order total is \$18,525.48.

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.
December 16, 2020. 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 under the direction of the Public Works Director, the Mayor and City Controller to enter into an agreement with **Braendel Painting**, 2325 Broad Street, Erie, PA 16503 for the placement of Advertising Benches throughout the City of Erie. Braendel Painting and Services will provide graffiti removal services in City rights-of-way and City

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.
December 16, 2020. 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 **Department of Fire Administration**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 500.00	002-0639-0000-4024	Tool allow/Uniforms	\$ 500.00	002-0639-0000-4031	Office Supplies
5,000.00	002-0639-0000-4024	Tool allow/Uniforms	5,000.00	002-0639-0000-4033	Operating Supplies
10,000.00	002-0639-0000-4024	Tool allow/Uniforms	10,000.00	002-0639-0000-4035	Repair Maint. Supplies
\$ 15,500.00			\$ 15,500.00		

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.
December 16, 2020. Signed by the President. Attested by the City Clerk.

By Mr. Brzezinski, Seconded by Mr. Keys, 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. **Bryx, Inc.**, for six (6) Station Control systems for **\$155,205.00**. \$102,500.00 of this amount has been received from local grants.

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.
December 16, 2020. Signed by the President. Attested by the City Clerk.

By Mr. Brzezinski, Seconded by Mr. Keys, 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. **EMC Corp.**, 176 South Street, Hopkinton, MA 01748 for the annual support of EMC Unity Maintenance Agreement for the Office of Computer Services at a total amount of **\$2,895.36**.
2. **Coleman & Co., P.C.**, 2415 West Grandview Blvd., Erie, PA for consulting and review services in connection with the 2019 Cost Allocation Plan for the Finance Department at a total amount of **\$2,100.00**.
3. **3 Rivers Fire Equipment**, 1319 Airbrake Avenue, Turtle Creek, PA 15145 for firehose and nozzles for the Bureau of Fire in the amount of **\$7,004.50**.
4. **Firefly Equipment**, for emergency lighting on rigs for the Bureau of Fire at a total cost of **\$8,125.90**.

5. **Tom Tushak, Inc.**, 318 Mechanic Street, Girard, PA 16417 for the sealing patch work on State Street between 21st and 26th Street for the Bureau of Engineering at a cost of **\$3,258.24**.
6. **Otis Elevator Company**, 1001 State St. Suite 311, Erie, PA 16501 for the repair and maintenance of the City Hall elevators for the Bureau of Public Bldgs., in the amount of **\$10,685.00**.
7. **ESO Solutions**, P.O. Box 67030, Dallas, TX 75267-0324 for annual support for firehouse software users/IPads for the Bureau of Fire at a total cost of **\$3,713.15**.
8. **Durr-Magtec**, 830 Prosper St, De Pere, WI 54115 for mechanical inspection, calibration & optimization of controls for two (2) Wet Electrostatic Precipitators (WESP) at the Wastewater Treatment Plant at a total amount of **\$7,607.50**.
9. **National Vacuum Environmental Services**, 6389 Inducon Dr. W, Sanborn, NY 14132 for additional removal of detritus from the #1 Grit Chamber at the Wastewater Treatment Plant at total amount of **\$4,475.00**.
10. **JWC Environmental**, 2600 S. Garnsey Street, Santa Ana, CA 92707 for purchase of repair parts for the Muffin Monster Grinder at the Wastewater Treatment Plant, Bureau of Sewers at a total amount of **\$2,662.62**.
11. **Great Lakes & St. Lawrence Cities Initiative**, 20 North Wacker Drive, Suite 2700, Chicago, IL 60606 for the annual renewal of membership dues for 2020 for the Bureau of Sewers at a total cost of **\$7,700.00**.
12. **David Milano Construction, LLC**, 2202 Zimmerly Road, Erie, PA 16506 for materials only to repair sanitary main at 358 West 9th Street & 1722 Woodland Drive for the Bureau of Sewers at a total cost of **\$11,314.83**.
13. **Jamestown Iron Works**, 2202 Allen St Ext. Falconer, NY 14733, for the purchase of manhole rings & covers for the Bureau of Sewers at a total amount of **\$6,700.00**.

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020. Signed by the President. Attested by the City Clerk.

WAIVE RULES #22

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

Receiving the communication from the City Planning Commission recommending that the request for Waterfront Conditional Use submitted by **PE Real Estate Holdings, LLC** for construction of a 10 unit, 3 story Wood frame **Multi Family Dwelling** located at 946 West 2nd Street, (parcel ID 4038-114) the property being located in the WC Waterfront Commercial district), be approved and authorizing and directing the City Clerk to advertise notice of a **Public Hearing** to be held before City Council on Wednesday, January 20, 2021 at approximately 8:00 p.m. Via Zoom.

December 16, 2020. City Council adopt waive rules by yeas Council Members, Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski. 7. Nays. 0.

December 16, 2020. City Council adopt by yeas Council Members, Allen, Brennan, Brzezinski, Keys, Schaaf, Witherspoon and Winarski 7. Nays. 0.

December 16, 2020. Signed by the President. Attested by the City Clerk.

WAIVE RULES #23

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

CITY COUNCIL REQUESTS THAT MAYOR SCHEMBER AND THE ADMINISTRATION
CREATE A STRATEGIC FINANCIAL PLAN TO REDUCE SPENDING BY \$1M OF THE 2021
BUDGET BY APRIL 1, 2021 FOR IMPLEMENTATION

WHEREAS, the Mayor Schember and the Administration have prepared and submitted to City Council a proposed operating budget for the City of Erie for the year 2021;

and

WHEREAS, at recent Council Budget Sessions on November 24th and December 1st, all Members of City Council have extensively reviewed and considered the operating budget submitted;

and

WHEREAS, at these budget sessions, the Mayor and the Administration have not presented the budget cuts as requested by various Members of City Council which are needed to balance our City of Erie revenues with expenditures now and into the future.

and

WHEREAS, due to the COVID 19 pandemic, the City of Erie, has experienced and will continue to experience a decrease in revenue, has closed City Hall to the public, but has not made any adjustments in staffing,

and

NOW, THEREFORE, BE IT RESOLVED, the Council of the City of Erie requests that Mayor Schember and the Administration commit to creating a strategic financial plan for the City of Erie by April 1, 2021, which shall reduce spending by specifying budget cuts to the 2021 City of Erie Budget in the amount of \$1M minimally. The plan shall restructure operations or identify positions for elimination if other cost savings cannot be achieved and / or new income cannot be found. The goal of the plan is to reduce spending to align City of Erie revenues with expenditures. The Mayor and the Administration shall then implement the proposed budget-balancing cuts following the April 1 presentation as approved by City Council.

December 16, 2020. City Council adopt waive rules by yeas Council Members, Allen, Brennan, Brzezinski, Keys, Schaaf, 5 Nays 2. Witherspoon and Winarski.

December 16, 2020. City Council fails to adopt by yeas Council Members, Allen, Brennan, and Keys. 3. Nays. 4. Brzezinski, Schaaf, Witherspoon and Winarski.

December 16, 2020. Signed by the President. Attested by the City Clerk.

December 16, 2020, City Council on motion of Mr. Brzezinski, Seconded by Mr. Winarski adjourned at 9:31 P.M. by yeas Council Members Winarski, Allen, Brennan, Brzezinski, Keys, Schaaf and Witherspoon. 7. Nays. 0.

President of City Council

Attest: _____
City Clerk

Registration Report

Report Gen 12/16/2020 18:31

Topic	Webinar ID	Scheduled	Duration (minutes)	# Register	# Cancelled	# Approved	# Denied
City Council	885 7415 0091	#####		120	7	0	7 0

Attendee Details

First Name	Last Name	Email	Address	City	Zip/Postal	State/Prov	Phone	Organizatio	Questions	Registratio
Andrea	Stelmack	Alstelmack	2313 Haybarger Avenue	Erie	16502	PA	8.15E+09			#####
Randy	Barnes	chucke00@	109 Walten Point	Erie	16511	AL	8.14E+09			#####
Freda	Tepfer	mbt1918-b	1738 W 23rd St	Erie	16502	PA	814-520-8201			#####
Art	Leopold	art_leopok	5341 Apple Grove Ln	Erie	16506	PA	8.14E+09	Activist		#####
Kendrick	Tate	kencannes	1114 West 10th Street	Erie	16502	PA	8.14E+09		To discuss	#####
Adam	Truh		1162 E 10 St							
ELSPETH	KOENIG		1232 W 11 St							