

**AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY July 19, 2023
AT 7:30 P.M.**

- A. Roll Call**
- B. Silent Meditation**
- C. Approval of Minutes/Bills**

Presentation:

- Repository Sales:**
- D. Public Comments:**
- E. ORDINANCES: FOR FINAL PASSAGE**

- 1. Council File No. 16,363 Pending Official File Ordinance No. 38-2023

An ordinance amending Official Ordinance No. 80-2005 known as the Zoning Ordinance of the City of Erie by changing the classification of the parcel 18051073010700 from C-3 reserved for **Downtown Central Business District** only to C-2, to correct a previous zoning map error.

- 2. Council File No. 16,364 Pending Official File Ordinance No. 39-2023

Amending Official [Ordinance](#) No. 80-2005 known as the Zoning Ordinance of the City of Erie by changing the classification of the property located south of East 33rd St. between **McClelland Avenue and Bird Drive** Parcel Nos: 18051073010300, 18051074010100 & 18051074010200 from C-2 (General Commercial) to R-1 (Low Density Residential).

- 3. Council File No. 16,365 Pending Official File Ordinance No. 40-2023

An ordinance appropriating the sum of **\$1,000,000.00** from unappropriated and unanticipated revenue and providing for the expenditure thereof. Funds are granted from the PA DECD Local Share Account for Wastewater Treatment Plant Disinfection Systems Improvement Project.

- 4. Council File No. 16,366 Pending Official File Ordinance No. 41-2023

An [ordinance](#) appropriating the sum of **\$ 500,000.00** from unappropriated and unanticipated revenue and providing for the expenditure thereof. Funds are granted from the PA DECD Local Share Account for Downtown State Street Traffic, Pedestrian and Cyclist Improvement Project.

- 5. Council File No. 16,367 Pending Official File Ordinance No. 42-2023

An [ordinance](#) appropriating the sum of **\$ 500,000.00** from appropriated and unanticipated revenue and providing for the expenditure thereof. Funds are granted from the PA DECD Local Share Account for Local Share Account for Multimodal Transportation Fund Program – State Street.

- 6. Council File No. 16,369 Pending Official File Ordinance No. 43-2023

An [ordinance](#) appropriating the sum of **\$ 245,000.00** from unappropriated and anticipated revenue From the Commonwealth of Pennsylvania Department of Transportation. The funds will be used to carry out the Downtown Erie Active Transportation Project through the Transportation Alternatives Set-Aside (TA Set-Aside) Program. The funding will be used to add bike lanes, crosswalks and a way-finding signage system throughout the city's trail network.

- 7. Council File No. 16,370 Pending Official File Ordinance No. 44-2023

An [ordinance](#) appropriating the sum of **\$ 450,000.00** from unappropriated and unanticipated revenue and providing for the expenditure thereof. Funds are granted from the PA DECD Local Share Account for Local Share Account for East Lake Road Reconstruction and Traffic Signal Replacement.

ORDINANCES: FOR FIRST READING

1. Council File No. 16,371

An [ordinance](#) appropriating the sum of **\$613,648.00** from unappropriated and anticipated revenue and providing for the expenditure thereof for the construction phase of City of Erie Milling and Asphalt Resurfacing. Federal Aid Local Routes- Various Streets, PennDOT Transportation Alternatives Program Grant Agreement R22010007, R2201006 and ECMS 119002.

2. Council File No. 16,372

An ordinance appropriating the sum of **\$7,000.00** from unappropriated and anticipated revenue for the expenditure thereof. Funds are from LERTA fees collected in the Community Reinvestment Fund.

3. Council File No. 16,373

An ordinance appropriating the sum of **\$18,000.00** from unappropriated and anticipated revenue for the expenditure thereof. Funds are from LERTA fees collected in the Community Reinvestment Fund.

4. Council File No. 16,374

PROVIDING FOR THE CREATION OF A CITY REVITALIZATION AND IMPROVEMENT ZONE (CRIZ) AUTHORITY UNDER THE PROVISIONS OF THE MUNICIPALITY AUTHORITIES ACT OF 1945 (ACT OF MAY 2, 1945, P.L. 382, 53 PA.C.S.A., CHAPTER 56, AS FROM TIME TO TIME AMENDED) FOR PURPOSES OF DESIGNATING A CITY REVITALIZATION AND IMPROVEMENT ZONE (CRIZ), ENGAGING IN AND FINANCING THE CONSTRUCTION, INCLUDING RELATED SITE PREPARATION AND INFRASTRUCTURE, RECONSTRUCTION, OR RENOVATION OF FACILITIES WITHIN THE CRIZ, FOR PURPOSES OF TAKING ANY AND ALL ACTIONS AND PERFORMING ANY AND ALL DUTIES AUTHORIZED BY A CONTRACTING AUTHORITY AS DEFINED IN AND AUTHORIZED BY PROVISIONS OF THE TAX REFORM ACT OF 1971 (ACT OF JULY 9, 2013, P.L. 270, NO.52, 72 PA.C.S.A. ARTICLE XVIII-C, AS FROM TIME TO TIME AMENDED); PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT AS PROVIDED BY PENNSYLVANIA LAW.

Taking appointments from our Erie City Elected Officials and Harrisburg Legislators.

5. Council File No. 16,375

PROVIDING FOR THE CREATION OF A **CITY REVITALIZATION AND IMPROVEMENT ZONE (CRIZ)** AUTHORITY UNDER THE PROVISIONS OF THE MUNICIPALITY AUTHORITIES ACT OF 1945 (ACT OF MAY 2, 1945, P.L. 382, 53 PA.C.S.A., CHAPTER 56, AS FROM TIME TO TIME AMENDED) FOR PURPOSES OF DESIGNATING A CITY REVITALIZATION AND IMPROVEMENT ZONE (CRIZ), ENGAGING IN AND FINANCING THE CONSTRUCTION, INCLUDING RELATED SITE PREPARATION AND INFRASTRUCTURE, RECONSTRUCTION, OR RENOVATION OF FACILITIES WITHIN THE CRIZ, FOR PURPOSES OF TAKING ANY AND ALL ACTIONS AND PERFORMING ANY AND ALL DUTIES AUTHORIZED BY A CONTRACTING AUTHORITY AS DEFINED IN AND AUTHORIZED BY ARTICLE XVIII-C OF HOUSE BILL NO. 465, SESSION OF 2013; PROVIDING FOR THE REPEAL OF INCONSISTENT ORDINANCES; PROVIDING FOR THE SEVERABILITY OF THE ORDINANCE; AND PROVIDING THAT THE ORDINANCE SHALL TAKE EFFECT AS PROVIDED BY PENNSYLVANIA

Giving the majority of the seats to PA Senator of the 49th District with the remaining seats provided by the Mayor of Erie

F. OLD BUSINESS

1. That pursuant to the provisions of PA 47 P.S. 4-461 and a public hearing held Wednesday, July 5, 2023 the request for the transfer of Pennsylvania restaurant **liquor license no. [R-21202](#)**, from Johnny B's Restaurant, LLC, 37 Vine Street, North East, Erie County, Pennsylvania to 5th and Peach, LLC for restaurant facilities within the City of Erie to be located at 425 Peach Street, City of Erie, Erie County, Pennsylvania be hereby approved.

G. NEW BUSINESS

1. A resolution sponsored by Councilperson Faulkner

WHEREAS, the City of Erie welcomes diversity and believes that all individuals in the City of Erie should be treated fairly, with respect and dignity, and with full human rights;

WHEREAS, the population of the City consists of people of every race, ethnicity, color, religion, national origin, sex, sexual orientation, gender identity, ancestry, age, disability, source of income, marital status, and familial status. Many of these people are discriminated against in employment opportunities, public accommodations, education, healthcare, and housing.

2. A resolution sponsored by Councilmember Flores That Erie City Council supports Wabtec Workers of UE506 and UE618, **Whereas**, Wabtec workers, consisting of 1400 members of UE Locals 506 and 618 have been without a contract since June 9, 2023, and **Whereas**, As of June 22, 2023 the members began to strike immediately after rejecting Wabtec’s final offer of massive concessions, including continuing the wage progression system which takes 10 years for some members to reach top pay, and **Whereas**, a substantial wage increase, eliminating the wage progression system, maintaining healthcare benefits, maintaining vacation, and abolishing the detested point system used for firing employees are priorities for the members, and **Whereas**, the members also want Wabtec to commit to working with them to push for high governmental standards that would incentivize the industry to move toward less polluting rail engines. **Now, Therefore be it Resolved**, Erie City Council stands United in support of the Wabtec Workers of UE506 and UE618 as they are not only standing up for themselves, but for the future of The City of Erie and Erie County.
3. A resolution sponsored by Councilmember Brzezinski authorizing and directing the City Solicitor to explore the steps necessary to place Erie, PA as a sanctuary for LGBTQIA+ individuals and families on the ballot as a referendum allowing the electorate to vote on the proposal.
4. A [resolution](#) authorizing and directing the proper City Officials to execute an agreement between the City of Erie and St. Martin Center whereby the City will make available Emergency Solutions Grant (ESG) funding in the amount of **\$87,734.00** to carry out the designated activity outlined in the amended FY22 ESG plan.
5. A [resolution](#) authorizing and directing that the proper City Officials to enter into an agreement with individual homeowners being awarded HOME funds for the City-Housing Rehab project in which the City will provide up to \$24,999.00 for rehabilitation costs to each qualifying homeowner. The total funding allocated to this program in the amended FY19 plan is **\$220,066.70**.
6. A [resolution](#) authorizing and directing that the proper City Officials to enter into an agreement with HANDS, which the City will make available to HANDS HOME funds in the amount of **\$250,000.00** for a Rehab Rental, project at 1319 Parade Street.

H. TRANSFERS

That the following amounts be transferred in the **HOME Program**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 150,519.44	505-5022-2019-4660	GMA-HB Assist	\$ 150,159.44	505-1251-2019-4582	City-Housing Rehab

That the following amounts be transferred in the **Emergency Solutions Grant**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 87,734.00	506-5017-2022-4700	GECAC-RRH	\$ 87,734.00	506-5138-2022-4700	St. Martin Center-RRH

That the following amounts be transferred in the **Department of Finance, American Rescue Act Funds**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 250,000.00	505-5005-2021-4501	HANDS-NC Rental	\$ 250,000.00	505-5005-2021-4484	HANDS-Rehab Rental

That the following amounts be transferred in the **Department of Finance, American Rescue Act Funds**

Transferred from:			Transferred to:		
Amount	Account	Title	Amount	Account	Title
\$ 18,000.00	036-2213-0000-5068	GROUNDWORK ERIE	\$18,000.00	036-2313-0000-5067	LOVE YOUR BLOCK

I. CONTRACTS

1. **AXON/Taser**, 17800 N. 85th Street, Scottsdale, AZ 85255-9603 for ten (10) taser bundles for the Bureau of [Police](#) at a total amount of **\$27,946.60**.
2. **Joseph McCormick Construction Co.**, 3340 Pearl Avenue Box 176, Erie, PA 16512, for 2023 Proposed Milling & Asphalt Resurfacing of Various City Streets -3 Bid No.1809-23 for the amount **\$559,465.05**.
3. **M and B Services**, LLC, 15303 Route 322, Clarion, PA 16214, to execute the PennDOT reimbursement agreement No. R18010020 between the City of Erie and the Commonwealth of PA Department of Transportation for **\$429,941.11**.
4. **Urban Engineers**, 1319 Sassafras Street Erie, PA 16501 to execute the PennDOT reimbursement Agreement #C920001526 between City of Erie and the Commonwealth of PA Department of Transportation for the construction of the signal upgrade-French Street at East 9th, 10th and 11th Streets not to exceed **\$46,500.00**.

J. PURCHASE ORDERS

1. **Quill**, PO Box 37600, Philadelphia, PA 19101-0600 for two (2) office desks for the Office of City Clerk at the total amount of **\$2,325.48**.
2. **Zones LLC**, PO Box 34740, Seattle, WA 98124-1740 to renew the Barracuda Email Security Gateway, which provides protection against viruses, malware, and spam arriving through the e-mail server at City Hall for the Office of [Computer Services](#) at a cost of **\$10,800.00**.
3. **David Milano Construction, LLC**, 2202 Zimmerly Road Erie, PA 16506 for materials only to repair sanitary main for 821 West 3rd Street, 817 West 3rd Street, 535 West 6th Street, 1725 Prospect Avenue, 815 West 3rd Street & East 26th/German Street at the Bureau of Sewers:
\$3,314.43 (MATERIAL COST ONLY)
\$4,174.95 (MATERIAL COST ONLY)
\$3,521.06 (MATERIAL COST ONLY)
\$2,559.38 (MATERIAL COST ONLY)
\$7,906.50 (MATERIAL COST ONLY)
TOTAL MATERIAL COST ONLY \$23,626.20
4. **WM. T Spaeder**, PO BOX 10066, Erie, PA 16514 for the Upgrade and Replacement of Electrical Service at [Fire Station 13](#), at a total amount of **\$14,750.00**.
5. **Scobell Company**, 1356 East 12th Street, Erie, PA 16503 for the Replacement of the rooftop HVAC Unit for the Erie [Municipal Building](#), at a total amount of **\$9,950.00**.
6. **Ace Viking**, 2222 East 30th Street Erie, PA 16510 for (2) direct replacement SEW Helical Gear Drives for Final Clarifier Tank #1 & #6 at the Wastewater Treatment Plant for the Bureau of [Sewers](#) at a total amount of **\$4,050.00**.
7. **Dave Hallman Chevrolet**, 1925 State Street, Erie, PA 16501 for two (2) 2023 Chevrolet Equinox for the Bureau of [Stormwater](#) at a total amount of **\$54,570.00**.

K. COMMITTEE REPORTS

L. ADJOURNMENT

Residents can watch the live stream on the City of Erie's YouTube Page (@CityofEriePennsylvania); the City of Erie's Website, Public Access TV Channel 1021, Facebook and after the meeting has concluded, on all social media platforms.