

The City Council met in regular session in the Council Chambers on Wednesday, June 6, 2007 at 9:00 a.m.

Council members present: Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. (Mr. González and Mr. Jones were out-of-town)

On motion of Mr. Thompson. Seconded by Mr. Schember, the reading of the minutes of the meeting of May 16, 2007 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

Copies of the bills under date of May 16, May 25 and June 8, 2007 were given to City Council and same adopted by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband, with the exception of invoices to the NATO Centers on which Mrs. Jenkins-Husband abstained from voting.

By Mr. Schember, Council File Ordinance #15,522, Pending Official File Ordinance #31-2007

an ordinance appropriating the sum of **\$28,956.01** from Park Project Fund Balance Account #272-0725-0000-3111 and providing for the expenditure thereof by allocating said sum to #272-0725-0000-4035 Repair & Maintenance Supplies (\$14,956.01) and 4056 Repair & Maintenance Services (\$14,000.00).

June 6, 2007. City Council on motion of Mr. Schember, Seconded by Mr. Thompson, having read Council File Ordinance #15,222 and now known as Pending Official File Ordinance #31-2007 does hereby adopt on Final Passage by yeas Council Members, Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Council File Ordinance #15,523, Pending Official File Ordinance #32-2007

an ordinance appropriating the sum of **\$225,000.00** from unappropriated revenue from Account #013-0000-0000-1213 Liquid Fuels Tax Fund and providing for the expenditure thereof by allocating the said sum to Account #013-1291-0000-4078 Machinery & Equipment.

June 6, 2007. City Council on motion of Mr. Schember, Seconded by Mr. Thompson, having read Council File Ordinance #15,223 and now known as Pending Official File Ordinance #32-2007, does hereby adopt on Final Passage by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Council File Ordinance #15,524, Pending Official File Ordinance #33-2007

an ordinance amending Part Nine of the Codified Ordinances, Streets, Utilities and Public Services, by adding a new Article 947, **Non-Use Aquifer**, regulating water wells and requiring connections to the public water supply in order to comply with current state regulations.

June 6, 2007. City Council on motion of Mr. Schember, Seconded by Mr. Thompson, having read Council File Ordinance #15,524 and now known as Pending Official File Ordinance #33-2007, does hereby adopt on Final Passage by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File Ordinance #15,525

an ordinance appropriating the sum of \$3,647,12.00 from unappropriated and anticipated revenue from Account #501-0000-0000-3301 Federal Operating Grant HUD; \$720,381.00 reprogrammed funds from previous Community Development Block Grant (CDBG) and \$20,000.00 from 3699 Miscellaneous Sources for a total of **\$4,387,503.00** and providing for the expenditure thereof by allocating said funds to various accounts in the Thirty-Third Year (CDXXXIII) projects, for the Curb Cut Project; Sidewalk/Site Improvement Project; Tree Removal and Replacement Project; Park/Playground Improvement Project, Economic and Community Development; Community Development Projects; Community Improvement Projects; Summer Recreation Program; Demolition Projects and Community Policing Project.

June, 6, 2007. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Thompson, having read Council File Ordinance 15,525, does hereby adopt on First Reading by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

By Mrs. Horan-Kunco, Council File Ordinance #15,526

an ordinance appropriating the sum of **\$1,003,723.00** from unappropriated and anticipated revenue to be received from Account #505-0000-0000-3305 Federal Operating Grant HUD HOME Program and providing for the expenditure thereof by allocating said funds to various 505-1239-2007-40xx 44xx and 45xx accounts.

June 6, 2007. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Thompson, having read Council File Ordinance #15,526, does hereby adopt on First Reading by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

By Mrs. Horan-Kunco, Council File Ordinance #15,527

an ordinance appropriating the sum of **\$156,934.00** from unappropriated and anticipated revenue to be received from the U. S. Department of Housing and Urban Development, Account 506-0000-0000-3306 and providing for the expenditure thereof by allocating said funds to various 506-1254-2007-40xx 44xx and 45xx accounts.

June 6, 2007. City Council on motion of Mrs. Horan-Kunco Seconded by Mr. Thompson, having read Council File Ordinance #15,527, does hereby adopt on First Reading by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

By Mr. Schember, Council File Ordinance #15,528

an ordinance appropriating the sum of **\$49,200.00** from unappropriated and anticipated revenue to be received from the Erie School District (\$40,000.00) and the Erie Housing Authority (\$9,200.00), Account #259-1219-2007-3641 Contributions and providing for the expenditure thereof by allocating said funds to Account #259-1219-2007-4552 Summer Recreation Program.

June 6, 2007. City Council on motion of Mr. Schember, Seconded by Mr. Thompson, having read Council File Ordinance 15,528, does hereby adopt on First Reading by yeas Council Members, Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

By Mr. Thompson, Council File Ordinance #15,529

an ordinance amending Official Ordinance #26-1958 known as the Traffic Code of the City of Erie by providing for the installation of **Stop Signs** at 32 various locations upon the request of the City Traffic Engineer.

June 6, 2007. City Council on motion of Mr. Thompson, Seconded by Mr. Schember, having read Council File Ordinance #15,529, does hereby adopt on First Reading by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

By Mrs. Jenkins-Husband, Council File Ordinance #15,530

an ordinance closing and vacating **Keats Avenue** which extends from the south line of Peach Street to the north line of West 38th Street to provide for the expansion of the Glenwood Branch of the YMCA.

June 6, 2007. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mr. Thompson, having read Council File Ordinance #15,530, does hereby adopt on First Reading by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

To: Councilman Joe Schember
From: Brenda Sandberg, Zoning Officer
Re: PREP Rezoning by Council Initiative

May 23, 2007

I have been in contact with Mr. Chris Hagerty at PREP. He has been made aware of the requirement to submit a letter of request along with the \$500.00 filing fee no later than May 30th. The request will simply state that PREP desires to use the property located on the Southeast corner of West 12th & Cherry Streets as an athletic complex.

If the request is received by May 30th, it will be eligible to be placed on the June 6, 2007 City Council Agenda to be referred to the Planning Commission. You have previously requested assistance with the language for the agenda. I would word the request as follows:

Cathedral Preparatory School is requesting the rezoning of Parcel 16-3028-200 by Council initiative. The request is to allow for the use of an Athletic Complex on the property currently zoned M-1 and refer the same to the City Planning Commission for their review and recommendation. It will be the responsibility of the Planning Commission to recommend the most appropriate zoning district and use classification to accommodate this request.

The simplicity of the request allows myself as well as the Planning Commission to review the area as a whole and make a sound recommendation on how to accomplish this goal. In conversations with Mr. Hagerty, PREP is not concerned with what avenue the rezoning takes as long as the property is rezoned.

If you have any questions or concerns, please feel free to contact me at 870-1265.

President and Members of City Council
City Clerk's Office, 626 State Street, Room 104, Erie, Pa.

June 1, 2007

Re: Letter of Intent for Rezoning - City Council Initiative requested

Dear Mr. Clerk:

On behalf of the Bishop of the Roman Catholic Diocese of Erie and Cathedral Prep, enclosed please find a filing fee in the amount of \$500 for this Letter of Intent.

This Letter of Intent is a request of City Council to rezone the following property for the following reasons:

1. Property Description: Vacant property situated in the City of Erie near the intersection of 12th and Cherry Streets represented by the following Erie County Tax Parcel Numbers:

(16) 3038-105, (16) 3033-103
(16) 3028-101, (16) 3028-102
(16) 3028-103, (16) 3028-200
(16) 3023-103, (16) 3023-104
(16) 3023-105

This Property consists of approximately 11 plus acres and is currently titled in the name of Gunite Acquisition Corporation by virtue of a deed recorded in Erie County Deed Book 636, page 1951.

The Bishop of the Roman Catholic Diocese of Erie has entered into a Vacant Property Purchase Agreement with Gunite EMI Corporation (f/k/a Gunite Acquisition Corp.) for the purchase of the Property with such purchase conditioned upon the rezoning of the Property and the re-opening of Poplar Street (see details below).

2. Property's Current Zone: M-2 Heavy Manufacturing District. Part of the property was formerly used for manufacturing, however the large manufacturing building was raised several years ago and there is currently no activity of any kind on the property.

3. Property's New Zone: The intended use of this property does not in squarely into any one of the current Erie Zoning Districts. However, it probably fits best into the C-3 Central Business District zoning category, which is the zoning we are requesting.

4. Council Member Sponsor: Joseph V. Schember

5. Proposed Use: The proposed use of the property is for a multi-sport athletic complex for Cathedral Prep, which will include a football field, track, indoor pool and gymnasium. A copy of an artist's drawing the proposed athletic complex, as published in the Erie Times News, is attached hereto, as an example of what the property might look like when completed. It is envisioned that other sport teams in Erie will be able to use the complex.

6. Additional Information: A portion of Poplar Street from the south line of West 12th Street to the north line of the New York Central Railroad right of way is closed to public traffic, but not vacated, by virtue of city ordinance #87-1959, a copy of which is attached hereto. In order for Cathedral Prep to have full use of the property, especially the parking areas on the west side of Cherry Street, it will be necessary for this portion of Poplar Street to be re-opened to public traffic. Therefore, this is requested along with the zoning change.

We appreciate having the opportunity to have this rezoning matter considered by the members of City Council. Please contact the undersigned if any additional information is required.

Sincerely,
The Stark Law Firm
S/ Norman A. Stark, CPA, Esq.

By Mr. Schember, Seconded by Mr. Thompson, Resolved, etc.,

That the City Solicitor is authorized and directed to prepare an ordinance on the initiative of the City Council per request submitted by Cathedral Prep and the Bishop of the Roman Catholic Diocese to rezone property located on the southeast corner of West 12th and Cherry Streets consisting of approximately 11+ acres from M-2 Heavy Manufacturing District to the most appropriate zoning district and use classification to be decided by the City Planning Commission to accommodate the use of the property as a multi-sports Athletic Complex for Cathedral Prep, which will include a football field, track, indoor pool and gymnasium and also accompanied with a request to re-open a presently closed portion of Poplar Street to public traffic in order to make use of the parking areas on the west side of Cherry Street, and after preparation to refer same to the City Planning commission for review and recommendation.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

Honorable Mayor, President and Members of City Council

The Planning Commission at its regularly scheduled meeting held May 15, 2007 reviewed and made recommendations on the following projects:

1. Review a re-zoning request by Vernon Brown, for the rezoning of property located on and around 1909 Franklin Avenue from R-1 to C-2.

Vernon Brown, Property Owner, was present to provide information regarding the request to re-zone property for the construction of a retail plaza. It was noted that while this was referred to the Planning Commission by City Council initiative, Mr. Brown had secured several signatures of the surrounding property owners at the request of City Council.

Upon review, the Planning Commission noted the following:

- that there is a need for new construction within the City of Erie; the area is currently mixed use with Manufacturing, Residential and Commercial
- properties within a two (2) block radius; and
- a proposed owner occupied residential unit within the plaza allows for close oversight of the property

On a motion by Mr. Antalek, seconded by Mr. DeBello, the City of Erie Planning Commission recommends approval of the rezoning request conditioned upon a favorable letter being received from the Erie Housing Authority and the two abutting neighboring properties.

2. Review a request by BEST and Port Harbor Homes for Waterfront Conditional Use approval for the development of a single-family dwelling located at 434 East 2nd Street. The Design Review Committee met on May 2nd and recommended approval without any revisions or conditions.

Sue Moyer was present to describe BEST's 16th new home on the lower eastside. It will be an owner occupied dwelling unit on a very small 32.9' x 60' lot. The House will have a 30-year blue gray shingle; blue dutch lap siding and a navy raised panel shutter. This property was purchased by BEST at a repository sale.

On a motion by Mr. Kidder, Seconded by Mr. Antalek, the City of Erie Planning Commission recommends approval of the following home without revision. Motion carried.

By Mr. Thompson, Seconded by Mrs. Jenkins-Husband, Resolved, etc.,

That the communication from the City Planning Commission notifying City Council of the following recommendations with regard to Zoning Ordinance amendments and authorizing and directing the City Clerk to advertise notice of Public Hearings relative to same to be held on Wednesday, July 11, 2007 commencing at approximately 9:30 a.m.:

1. A recommendation to approve the request of Vernon Brown to rezone property located on and around **1909 Franklin Avenue** from R-1 (Low Density Residential District) to that of C-2 (General Commercial District) for the construction of a retail plaza conditioned upon a favorable letter being received from the Erie Housing Authority and the two abutting neighboring properties.
2. A recommendation of approval of a request of BEST and Port Harbor Homes for Waterfront Conditional Use approval for the development of a single-family dwelling located at **434 East 2nd Street** which will be an owner occupied dwelling unit on a very small 32.9'x 60' lot.

June 6, 2007. City Council on motion to adopt Item #1 - 1909 Franklin Avenue, FAIL TO ADOPT by yeas Council Members Cappabianca, Schember and Thompson. 3. Nays. Horan-Kunco and Jenkins-Husband. (Resolution must have four votes to pass)

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Seconded by Mr. Thompson, Resolved, etc.,

That the proper City officials are authorized and directed to execute an agreement between the City of Erie and the **YMCA of Greater Erie** regarding their Glenwood Branch facility for abandonment of the public right of way of Keats Avenue in exchange for a payment of \$20,000 to the City of Erie.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Cappabianca, Seconded by Mr. Schember, Resolved, etc.,

That the City Traffic Engineer is respectfully requested to study the feasibility of installing **Stop Signs** on **West 16th and Poplar Streets** due to the dangerous conditions that exist for the children that play in Columbus Park.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Cappabianca, Seconded by Mr. Schember, Resolved, etc.,

That the City Traffic Engineer is respectfully requested to study the feasibility of establishing a four-way Stop intersection at **West 19th & Liberty Streets** and to review the on-street parking situation for proper sight clearance in this area and to report her findings thereon to City Council.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Cappabianca, Seconded by Mrs. Horan-Kunco, Resolved, etc.,

That the City Solicitor is authorized and directed to file an Appeal with Commonwealth Court objecting to the ruling of Erie County Court of Common Pleas Judge John Bozza in reference to the case involving **Invest Erie** vs. The City of Erie.

June 6, 2007. City Council on motion to adopt FAIL TO ADOPT by yeas Council Members Cappabianca and Horan-Kunco. 2. Nays. Schember, Thompson and Jenkins-Husband. 3.

PETITION

In the matter of Re-naming a Street

To: Honorable Joseph Sinnott, Mayor
Members of Erie City Council
City of Erie Planning Department
James Klemm, City Council Clerk

We, the undersigned, all owners and/or occupants of homes located in the cul-de-sac presently known as the 2700 block of East 42nd Street, in the City of Erie, County of Erie and Commonwealth of Pennsylvania, respectfully request that approval be granted to re-name the said cul-de-sac as the 2700 block of **"Lilac Circle"**.

We are fully aware that the grant of this re-naming request will require us to notify all utilities and governmental Agencies of our new addresses.

Karen Norfolk, 2744 East 42nd Street
And some nine others

By Seconded by

That the Petition submitted by Karen Norfolk, 2744 East 42nd Street, Erie, Pa., and nine others requesting the **re-naming of the 2700 block of East 42nd Street** to **"Lilac Circle"** is hereby received by City Council and referred to the City Planning Commission for recommendation and report thereon.

June 6, 2007. The foregoing resolution was withdrawn from consideration at the request of City Council.

RESOLUTION DECLARING THAT IT IS DESIRABLE FOR THE HEALTH, SAFETY AND WELFARE OF THE PEOPLE OF THE CITY OF ERIE, PENNSYLVANIA FOR THE CITY OF ERIE HIGHER EDUCATION BUILDING AUTHORITY TO UNDERTAKE A PROJECT FOR GANNON UNIVERSITY AND APPROVING THE ISSUANCE OF BONDS BY THE AUTHORITY TO FINANCE SUCH PROJECT.

By Mrs. Jenkins-Husband, Seconded by Mr. Thompson, Resolved, etc.,

WHEREAS, pursuant to the Pennsylvania Municipality Authorities Act, as amended (the "Act"), the City Council of the City of Erie, Pennsylvania (the Council"), created the City of Erie Higher Education Building Authority (the "Authority") to act as a financing authority for certain projects serving the City of Erie, Pennsylvania, and

WHEREAS, the Association of Independent Colleges and Universities of Pennsylvania ("AICUP"), the sponsor of a financing program for the benefit of colleges and universities located in the Commonwealth of Pennsylvania, and Gannon University (the "University"), located in the City of Erie, Pennsylvania, have requested the Authority to issue revenue bonds (the "Bonds") in one or more series in an aggregate principle amount not to exceed \$23,000,000 to provide financing for a project (the "Project") described in Exhibit A attached hereto; and

WHEREAS, the Authority has authorized the issuance of the Bonds pursuant to a resolution adopted by the Authority on May 23, 2007, subject to approval of the Project by this Council and by the Mayor of the City of Erie; and

WHEREAS, the Act provides that none of the powers granted thereby shall be exercised in the construction, financing, improvement, maintenance, extension or operation of any project or projects which in whole or in part shall duplicate or compete with existing enterprises serving substantially the same purposes, but that such limitations does not apply to certain projects, including facilities to be financed with loans to colleges, if the municipality organizing the authority for such project shall declare by resolution or ordinance that it is desirable for the health, safety and welfare of the people in the area served by such facilities to have such facilities provided by or financed through an authority; and

WHEREAS, the approval of this Council, as evidenced by this resolution, will enable the Authority to finance the Project without imposing any liability on the City of Erie or its citizens or taxpayers with respect to the Bonds;

NOW, THEREFORE, the City Council of the City of Erie, Pennsylvania hereby resolves:

Section 1. The issuance of the Bonds by the Authority in an aggregate principal amount not in excess of \$23,000.00 and the use of the proceeds of the Bonds to finance the Project is hereby approved.

Section 2. It is hereby declared desirable for the health, safety and welfare of the people in the City of Erie, Pennsylvania to have the Authority issue the Bonds for the purpose of financing the Project.

Section 3. The foregoing action of this Council shall not in any way pledge or obligate the credit or taxing power of the City of Erie, Pennsylvania, nor shall the City be liable for the payment of the principal of, premium, if any, or interest on the Bonds or any other cost related thereto.

EXHIBIT A

A. Description of Project to be financed for Gannon University: (i) Renovations to Zurn Science Center, (ii) renovations to Beyer Hall, (iii) site and infrastructure improvements and other miscellaneous capital improvements to existing facilities of the University and acquisition of capital equipment for use in or in connection with the University's facilities; (iv) funding capitalized interest on the Bonds; (v) funding a debt service reserve fund for the Bonds; and (vi) payment of certain costs of issuing the Bonds.

B. Location of Project Gannon University Campus, which is located south of West 3rd Street, north of West 9th Street, east of Chestnut Street and west of State Street, with the administrative office located at 109 University Square in the City of Erie, Erie County, Pennsylvania. Zurn Science Center is located at 143 West 7th Street in the City of Erie and Beyer Hall is located at 628 Peach Street in the City of Erie.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Seconded by Mr. Thompson, Resolved, etc.,

That the proper City officials are authorized to issue payments in the following amounts representing the City's share of plaintiff's legal fees relating to the recent settlement of the federal lawsuit on **PennDot ADA curb ramps** (PennDot and Meadville are paying separate fees):

Herberle & Finnegan, PLLC	- \$ 27,988.94
Elderkin Law Firm	- \$ 5,625.84
Megan Buffington	- \$ 4,502.78

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Seconded by Mr. Thompson, Resolved, etc.,

That the document submitted in regard to Plan Revision for New Land Development pursuant to Section 5 of the Act of January 24, 1966, P. L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act", as amended, providing for Sewer Tap-Ins at a parcel of land identified as the **Mercantile Building**, 14th & State Streets for the Erie Redevelopment Authority, land developer, is hereby received by City Council and the proper City officials are authorized and directed to execute same on behalf of the City of Erie.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

Glenwood Association

End Mounted for screws or banding: Victoria Style; Glenwood Logo; Color: Black with White Letters

Quantity	Description	Quantity	Description
5	Wood Street	3	Walker Street
2	Hillcrest Avenue	2	West Gore Road
3	Hilltop Road	3	West Arlington Road
1	James Place	1	W. Grandview Blvd.

By Mr. Schember, seconded by Mr. Thompson, Resolved, etc.,

That the proper City officials are authorized and directed to execute an Easement Agreement between the City of Erie and the **Glenwood Association** for the placement of approximately 20 street identification signs at or near the various intersections located with the Association's boundaries as set forth in Exhibit "A".

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

To: Mr. David González, City Council Liaison
From: Michael A. Kopes, P. E., Project Engineer
Re: Easement Agreement - YMCA

May 30, 2007

A resolution to execute an Easement Agreement between the City of Erie and Young Men's Christian Association (YMCA), 31 West 10th Street, for the construction of an outside identification sign, will be presented to City Council at their Wednesday, June 6, 2007 meeting. The City Engineer's office has reviewed the proposal and finds it acceptable. Please contact me at 870-1373 if you have any questions.

CITY OF ERIE EASEMENT DESCRIPTION IDENTIFICATION SIGN - YOUNG MEN'S CHRISTIAN ASSOCIATION - 31 West 10th Street, Index No (16) 3004-215

BEGINNING at the a point in the east line of Peach Street, said point being two and fifty-four hundredths feet (2.54') south of the intersection of the east line of Peach Street and the south line of West 10th Street;
Thence south along the east line of Peach Street a distance of two feet and twelve hundredths (2.12') to a point;
Thence turning west one hundred thirty-five degrees (135) and a distance of seven and fifty hundredths feet (7.50) to a point;
Thence turning north ninety degrees (90) and a distance of one and fifty hundredths feet (1.50') to a point;
Thence turning east ninety degrees (90) and a distance of six feet (6.00') to the point of beginning.

By Mrs. Jenkins-Husband, Seconded by Mr. Thompson, Resolved, etc.,

That the proper City officials are authorized and directed to execute an Easement Agreement between the City of Erie and the **YMCA**, 311 West 10th Street, Index (16) 3004-215, in compliance with the Engineer's metes and bounds description locating an Identification Sign in the Peach Street right of way.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband. Seconded by Mr. Thompson, Resolved, etc.,

That the proposed Repository Sale of property known as **643 East 18th Street**, identified by Erie County Assessment Index #18-050-024.0-208.00, being 32 x 140, to Al Pol for the sum of \$600.00 is hereby approved.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Seconded by Mr. Thompson, Resolved, etc.,

That the proposed Repository Sale of property known as **1517 Buffalo Road**, identified by Erie County Assessment Index #18-051-013.0-215.00, being 30 x 135, to Gerald Price for the sum of \$250.00 is hereby approved.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Seconded by Mr. Thompson, Resolved, etc.,

That the proposed Repository Sale of property known as **2228 Parade Street**, identified by Erie County Assessment Index #18-050-014.0-202.00, 27.5 x 135, to Gerald Price for the sum of \$250.00 is hereby approved.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Seconded by Mr. Thompson, Resolved, etc.,

That the proposed Repository Sale of property known as **2230 Parade Street**, identified by Erie County Assessment Index #18-050-014.0-201.00, being 18 x 82, 12 x 24, to Gerald Price for the sum of \$250.00 is hereby approved.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

June 6, 2007. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Seconded by Mr. Thompson, Resolved, etc.,

That the Mayor and City Controller are authorized and directed to execute agreement between the City of Erie and 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 following Budget Code Numbers, viz

1. **F. Taylor Tree Service, Inc.**, 9353 Route 20, Ripley, NY, for the removal of fifty-six (56) Trees and Stumps for the Department of Economic and Community Development as part of the City of Erie's Urban Forest Management Program at a total cost of \$21,150.00.
2. **Mayer Brothers Construction Co.**, 1902 Cherry Street, Erie, Pa., for proposed Sidewalk and Curb Replacement at 15-29 West 5th Street for the sum of \$19,832.75.
3. **Moise Waltner**, Tall Team Coordinator, for providing professional services and operations for the "Weed and Seed" Program, 1401 Wallace Street, for the Bureau of Police, for a sum not to exceed the sum of \$13,600.00.
4. For supplying of Superpave Paving Materials loaded on City owned trucks per COG Bid dated April 19, 2007 for the Bureau of Streets at unit prices quoted:

9.5mm Wearing Course Cover	19mm Wearing Course Cover
Joseph McCormick - \$52.50 per ton	Joseph McCormick - \$50.00 per ton
Russell Standard - \$51.00 per ton	Russell Standard - \$49.00 per ton
Mayer Brothers - \$48.75 per ton	Mayer Brothers - \$46.00 per ton
5. **A & H Equipment Co.**, P. O. Box 337, Bridgeville, Pa., for Street Equipment Sweeper Parts for the Bureau of Streets for the sum of \$10,000.00.
6. **Golden Equipment**, P. O. Box 873, Mars, Pa., for Street Equipment Sweeper Parts for the Bureau of Streets for the sum of \$10,000.00.
7. **A & H Equipment Co.**, P. O. Box 337, Bridgeville, Pa., for two new 3-ton Trucks, Model 7400 SFA 4x2, for the Bureau of Streets for the sum of \$92,844.51 each or a total of \$185,689.02.
8. **A & H Equipment Co.**, P. O. Box 337, Bridgeville, Pa., for a new Tandem Truck, Model 7400 SBA 6x4 for the Bureau of Streets for the sum of \$110,443.11.
9. **Walsh Equipment, Inc**, 796 Unionville Road, Prospect, Pa., for a new JCB426ZX Wheel Loader with RB Coupler & Bucket for the Bureau of Streets at a cost of \$83,657.92.
10. **Bobcat of Erie**, Paragon Equipment LLC, 9 Circuit Street, Waterford, Pa., for a new S330 Bobcat Skid-steer Loader to replace Streets Vehicle #1134 at a cost of \$16,973.00.

June 6, 2007. City Council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson, and Jenkins-Husband. 5. Nays. 0.
June 6, 2007. Signed by the President. Attested by City Council.

By Mr. Schember, Seconded by Mr. Cappabianca, Resolved, etc.,

That the City Purchasing Agent is authorized and directed to issue purchase orders to the following individuals and/or companies and 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 Number, viz

1. **Pirrello Enterprises**, 900 State Street, Suite 220, Erie, Pa., for Microfilming 2005 Records for the Bureau of Finance for the sum of \$3,936.28.
2. **Traffic Detectors and Signs**, 7521 Forest Hill, Youngstown, Ohio, for repairs to the broken Loop Detectors at the intersections at East Lake Road & Hammermill Road, East 38th & Wallace, West 38th & Greengarden and West 38th & Elmwood for the Bureau of Engineering for the sum of \$9,730.00.
3. **Bobcat of Erie**, Paragon Equipment LLC, 9 Circuit Street, Waterford, Pa., for parts and labor to repair Streets Vehicle #1035 for the sum of \$3,791.77.
4. **RAM Industrial**, P. O. Box 748 Leesport, Pa., for one 4" FLYGT Pump for the Bureau of Sewers for the sum of \$5,488.00.
5. **RAM Industrial**, P. O. Box 748, Leesport, Pa., for one 6" FLYGT Pump for Bureau of Sewers for the sum of \$7,201.52.
6. **Paragon Print Systems**, 2021 Paragon Drive, Erie, Pa., for 150,000 Traffic/Parking Tickets for the Bureau of Police for the sum of \$6,297.00.

June 6, 2007. City council adopt by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson, and Jenkins-Husband. 5. Nays. 0.
June 6, 2007. Signed by the President. Attested by the City Clerk.

June 6, 2007. City Council on motion of Mr. Cappabianca, Seconded by Mr. Thompson, adjourned at 11:10 a.m. by yeas Council Members Cappabianca, Horan-Kunco, Schember, Thompson and Jenkins-Husband. 5. Nays. 0.

Attest: _____ President of City Council

City Clerk

