

The City Council met in regular session in the Council Chambers on Wednesday, January 9, 2008 at 9:00 a.m.

Council Members present: Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Schember, Thompson and Jenkins-Husband. 7. Nays. 0.

On motion of Mrs. Horan-Kunco, Seconded by Mr. Jenkins-Husband, the reading of the minutes of the meeting of December 19, 2007 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Schember, Thompson and Jenkins-Husband. 7. Nays. 0.

Copies of the bills under date of December 28, 2007 and January 9, 2008, were given to City Council and same adopted by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Schember, Thompson and Jenkins-Husband. 7. Nays. 0., with the exception of invoices to the NATO Centers on which Mrs. Jenkins-Husband, abstained from voting.

By Mrs. Jenkins-Husband, Seconded by Mr.

That Curtis Jones, Jr., is nominated for appointment as President of City Council for the year 2008.

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Schember, Thompson and Jenkins-Husband. 7. Nays. 0.

January 9, 2008. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File Ordinance #15,563, Pending Official File Ordinance #1-2008,

an ordinance appropriating the sum of **\$691,645.00** from Community Development Block Grant reprogrammed funds, Account #501-0000-0000-3301 Federal Operating Grant HUD-CDBG and providing the expenditure thereof by allocating said sum to Account #501-1245-2007-4072 Land & Buildings (\$300,000.00) in Park/Playground Improvement and 501-1252-2007-4582 ERA-Housing Rehabilitation (\$279,200.00); #4598 ERA-NRSA Rehabilitation (\$90,850.00) and #4556 Retail Development Services (\$21,595.00) in Community Development Projects.

January 9, 2008. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Thompson, having read Council File Ordinance #15,563 and now known as Pending Official File Ordinance #1-2008, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

January 9, 2008. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File Ordinance #15,564, Pending Official File Ordinance #2-2008,

an ordinance amending the Codified Ordinances of the City of Erie, Part One (Administrative Code), Title Seven (Employment Provisions, Pensions), Article 149 (**Firefighters' Pension Fund**), Section 149.07, (Controlling Provisions of the Internal Revenue Code), Sub-section 149.07(m) (Direct Rollover) and Subsection 140.07(n) (EGTRAA - Required Rollover Provision) by amending said subsections in their entirety to allow the Plan to make rollovers to other qualified plans, to receive rollovers from other qualified plans and to expand the method of financing the purchase of service credit but only to the extent otherwise permitted under this Plan.

January 9, 2008. City Council on motion of Mr. Jones, Seconded by Mrs. Horan-Kunco, having read Council File Ordinance #15,564 and now known as Pending Official File Ordinance #2-2008, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

January 9, 2008. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Council File Ordinance #15,565,

an ordinance approving the editing and inclusion of certain ordinances as parts of the various component codes of the **Codified Ordinances** of Erie, Pennsylvania. (updates for Codified Ordinance Book)

January 9, 2008. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mr. Schember, having read Council File Ordinance #15,565, does hereby adopt on First reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

By Mrs. Jenkins-Husband, Council File Ordinance #15,566,
an ordinance appropriating the sum of **\$750,000.00** to be received as a
Redevelopment Assistance Capital Program Grant from the Commonwealth of Pennsylvania
for the Lake Erie Arboretum Project.

January 9, 2008. City Council on motion of Mrs. Jenkins-Husband, Seconded by
Mr. Schember, having read council File Ordinance #15,566, does hereby adopt on First
Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-
Husband, Schember, Thompson and Jones. 7. Nays. 0.

By Mrs. Jenkins-Husband, Council File Ordinance #15,567,
an ordinance sponsored by Councilwoman Rubye Jenkins-Husband amending Ordinance
#26-1958, the Traffic Code of the City of Erie by installing **stop signs** at 5
intersections: the SE and NW corners of Ash Street at East 24th St., stopping north-
south traffic on Ash Street; the NE corner of East 42nd St. at Davison Ave.; the SE
corner of East 42nd at Regis Drive; the SW corner of West 34th Street at Washington
Ave. (south); and the NE corner of West 34th St. at Washington Ave. (north).

January 9, 2008. City Council on motion of Mrs. Jenkins-Husband, Seconded by
Mrs. Horan-Kunco, having read Council File Ordinance #15,567, does hereby adopt on
First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco,
Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

By Mr. Schember, Seconded by Mr. Thompson, Resolved, etc.,
That **James E. Mantyla**, 10 Niagara Pier, Erie, Pa., 16507, is nominated for
appointment to the Erie Water Authority, for a term of five (5) years expiring on the
1st Monday of January 2013. (Dorothy Smith could not be reappointed due to having
served two consecutive terms.)

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz,
Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
January 9, 2008. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Seconded by Mr. Thompson, Resolved, etc.,
That the proper City officials are authorized and directed to extend the
agreement dated February 15, 2007, with **Mr. Stephen R. Chatman**, AID Team
Coordinator/Project Manager, for providing professional services and operations for
the "Weed and Seed" Program, for the Bureau of Police, until it is replaced by a new
contract or otherwise terminated. (Extension of contract length only.)

By It Further Resolved, that the City Council does hereby ratify and confirm
the said transaction, which will be charged against Budget Code No. 002-0613-0000-
4059.

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz,
Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
January 9, 2008. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Seconded by Mr. Thompson, Resolved, etc.,
That the proper City officials to extend the agreement dated September 19, 2007
with **Ms. Jennifer Dobbs-Woods**, Tall Team Coordinator, for providing professional
services and operations for the "Weed and Seed" Program, for the Bureau of Police,
until it is replaced by a new contract or otherwise terminated. (Extension of
contract length only).

Be It Further Resolved, that the City Council does hereby ratify and confirm
the said transaction that will be charged to Budget Code No. 002-0613-0000-4059.

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz,
Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
January 9, 2008. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Seconded by Mr. Thompson, Resolved, etc.,
That the Mayor and other appropriate City Officials to **amend** the necessary
agreements with sub-recipients to increase the grant amounts for the following
Community Development Block Grant Projects:

501-1252-2007-4598	ERA-NRSA Rehab	\$ 90,850
501-1252-2007-4582	ERA-Housing Rehab	\$320,903
501-1252-2007-4556	Retail Development Services	\$ 21,595

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz,
Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
January 9, 2008. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Seconded by Mr. Thompson, Resolved, etc.,
That the following amounts are hereby transferred in the Community Development
Block Grant Program:

Amount	<u>Transferred From</u>		Amount	<u>Transferred To</u>	
	Account	Title		Account	Title
\$175,000	501-1252-2007-4155	GEIDC-IP Site	\$175,000	501-1227-2007-4072	Handi-capped Curb cuts
<u>41,703</u>	501-1252-2007-4452	ERA-Facade	<u>41,703</u>	501-1252-2007-4582	ERA-
\$216,703		Renovation	\$216,703		Housing Rehab.

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
 January 9 2008. Signed by the President. Attested by the City Clerk.

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

That the Mayor and City Controller are authorized and directed to execute a contract between the City of Erie and **Groff Tractor & Equipment, Inc.**, 1010 Pittsburgh Road, Valencia, PA. 16059, for a new Wirtgen Milling Machine, Model #W120 for the Bureau of Streets at a cost of \$278,672.60.

Be It Further Resolved that the City Council does hereby ratify and confirm the said transaction which is to be charged to #013-1291-0000-4078 (Liquid Fuels Account) Off of State Contract.

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
 January 9, 2008. Signed by the President. Attested by the City Clerk.

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

That Change Order No. 1 on the contract of **First Environmental, 3028 West 6th Street**, in the amount of **\$23,880.00** for **additional fireproofing removal** for the proposed Fireproofing Maintenance - Municipal Building Basement Project as recommended and concurred with by the Bureau of Engineering, be approved as follows:

Original contract was \$9,950.00; revised contract is \$33,830.00 for a net change of \$23,880.00.

This Change Order is hereby received by City Council and concurred with and copies of this resolution are to be ordered attached to the original contract. Additional copies are to be forwarded to the contractor, Engineer and other interested parties. To be charged to Budget Code 024-0571-0000-4069

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 6. Nays. Mr. Cappabianca. 1.

January 9, 2008. Signed by the President. Attested by the City Clerk.

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

That the City Purchasing Agent is authorized and directed to issue a purchase order 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. **Thayer Power and Communications**, 7400 Market Street, P.O. Box 915, Fairview, Pa., for replacing a 45' pole at the intersection of West 26th & Liberty St. in the amount of \$2,386.00 for the Bureau of Traffic Engineering. (Emergency work, pole damaged in accident).

2. **David Milano Construction**, 1827 West 36th Street, Erie, PA., for replacing storm main and catch basin lateral at 3rd and Plum St., in the amount of \$7,899.15 for the Bureau of Sewers.

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember Thompson and Jones. 7. Nays. 0.
 January 9, 2008. Signed by the President. Attested by the City Clerk.

WAIVE RULES

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

That the City Council meeting scheduled for Wednesday, January 23, 2008 at 7:30 p.m. is rescheduled to begin at 9:00 a.m.

January 9, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
 January 9, 2008. Signed by the President. Attested by the City Clerk.

January 9, 2008. City Council on motion of Mrs. Horan-Kunco, Seconded by Mrs. Jenkins-Husband, adjourned at 9:00 a.m. by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

Attest:

 President of City Council

 City Clerk