

The City Council met in regular session in the Council Chambers on Wednesday, August 6, 2008 at 9:00 a.m.

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

On motion of Mr. Thompson, Seconded by Mr. Schember, the reading of the minutes of the meeting of July 16, 2008 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

Copies of the bills under date of July 25 and August 1, 2008 and August 8 were given to City Council and same adopted by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

MAYOR JOSEPH SINNOTT ATTENDED THE CITY COUNCIL MEETING TO PRESENT HIS MID-YEAR REPORT TO MEMBERS OF CITY COUNCIL.

GENERAL NARRATIVE

In the first 30 months of the Sinnott administration significant inroads have been made in restoring stability in the city's financial health. Under the leadership of all department heads, their capable and dedicated staffs have taken on challenges that face the city from their department's prospective. As a result, all aspects of city government have continued to evolve for the well-being of the community and the benefit of the City Of Erie taxpayers. Through the efforts of the administration and council and the continued pursuit of unprecedented efficiency, the City Of Erie became a minimally profitable operation in both of the years of 2006 and 2007.

In the first 6 months of 2008, I am proud to report that these trends are continuing. As was demonstrated during the 2008 budget process, this administration is committed to continuing to find new and innovative ways of doing business that will continue to save money for the taxpayers of Erie. The budget presented in the fall of 2008 was once again a bare bones budget with no frills or extras, concentrating on the core competencies that the city should provide to its citizenry. The numbers in this mid-year report show that we are staying within the parameters of this budget and achieving another year of financial success.

We are continuing to make systemic changes to the city operation to become economically viable for the long term. Our goal is to create a better way of doing business for a governmental entity that will set the standard for successful municipalities and create a roadmap for other cities to escape their financial difficulties.

This is the mission that each of the department heads in this administration has been charged with. Our directors and bureau chiefs have taken a leadership role in finding ways to make their departments operate with less, while not compromising the services and safety provided to our citizens. We are succeeding in this mission. In time, with the ongoing support of city council and the cooperation of the employees, we can continue to enhance the stability of the city and to move our operation in a positive direction.

August 6, 2008. City Council receive the completed report and order placed on file.

By Mr. Cappabianca, Council File Ordinance #15,598, Pending Official File Ordinance #36-2008,

an ordinance appropriating the sum of **\$6,000.00** from unappropriated and anticipated revenue from Account #261-0613-2007-3336 Weed & Seed Quality of Life and providing for the expenditure thereof by allocating said funds to Account #261-0613-2007-4059 Other Services & Charges. (To be used to cover the consultant fees, supplies, catering and rental fees for the training session at the Leadership Training Seminar to be held in July, September and November 2008 at Gannon University.)

August 6, 2008. City Council on motion of Mr. Cappabianca, Seconded by Mr. Thompson, having read Council File Ordinance #15,599 and now known as Pending Official File Ordinance #36-2008, does hereby adopt on Final Passage by yeas Council MemberS Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Council File Ordinance #15,599

an ordinance appropriating the sum of **\$5,000.00** from unappropriated and anticipated revenue to be received from Account #332-1332-0000-3363 Local Operating Unit-County of Erie for providing for the expenditures thereof by allocating said sum to Account #332-1332-0000-4561 Gannon University for the Lead Hazard Control Grant Strategic Plan Project.

August 6, 2008. City Council on motion of Mr. Schember, Seconded by Mrs. Horan-Kunco, having read Council File Ordinance #15,599 does hereby adopt on First Reading by yeas Council Members Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, and Jones. 5. Nays. Mr. Aleksandrowicz and Mr. Thompson. 2.

By Mr. Schember, Council File Ordinance #15,600

an ordinance appropriating the sum of **\$50,000.00** from unappropriated and anticipated revenue from Account #328-1328-2000-3383 U.S. Conference of Mayors and providing for the expenditure thereof by allocating said sum to Account #328-1328-0000-4033 Operating Supplies (\$3,500.00); 4043 Education & Training (\$800.00); 4566 St. Martin Center (\$5,700.00) and #4576 ERA Lead Based Paint (\$40,000.00) for the Lead Conscious Landlord Program.

August 6, 2008. City Council on motion of Mr. Schember, Seconded by Mrs. Horan-Kunco, having read Council File Ordinance #15,600 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. Cappabianca, Council File Ordinance #15,601

an ordinance appropriating the sum of **\$10,500.00** from unappropriated and anticipated revenue from Account #274-0613-2008-3331 PLCB Underage Drinking Grant (\$7,620.00) and #215-0613-0000-3342 Police Drug Vice Program (\$2,880.00) and providing for the expenditure thereof by allocating said funds to Account #274-0613-2008-4006 Overtime (\$8,360.00); 4016 FICA/Medicare (\$100.00); 4021 Valic (\$300.00); 4039 Consumable Items (\$740.00); and 4059 Other Services & Charges (\$1,000.00).

August 6, 2008. City Council on motion of Mr. Cappabianca, Seconded by Mr., Schember, having read Council File Ordinance #15,601, 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. Cappabianca, Council File Ordinance #15,602

an ordinance appropriating the sum of **\$50,000.00** from unappropriated and anticipated revenue from Account #245-0613-0000-3331 Police Vehicle Grant DCED and providing for the expenditure thereof by allocating said funds to Account #245-0613-0000-4078 Machinery & Equipment for the purpose of purchasing eight (8) replacement motorcycles.

August 6, 2008. City Council on motion of Mr. Cappabianca, Seconded by Mr. Aleksandrowicz, having read Council File Ordinance #15,602, 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. Horan-Kunco, Council File Ordinance #15,603

an ordinance appropriating the sum of **\$65,000.00** from unappropriated and anticipated revenue from Account #273-0613-2008-3336 Weed & Seed Delinquency Program and providing for the expenditure thereof by allocating said funds to #273-0613-2008-4059 Other Services & Charges. (Weed & Seed Delinquency Program - These funds will be distributed to various agencies thru the St. Martin Center. A "Pass Thru Agreement" has been approved for St. Martin Center to act as a sub-contractor for management services for the delinquency program. The grant period is 7/1/08 to 6/30/09)

August 6, 2008. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Schember, having read Council File Ordinance #15,603, 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. Thompson, Council File Ordinance #15,604

an ordinance appropriating the sum of **\$2,500,000.00** from unappropriated and unanticipated revenue from Account #460-0000-0000-3447 Erie City Water Authority Lease Extension Fee and providing for the expenditure thereof by allocating said funds to Account #460-1061-0000=4090 Debt Service (\$2,250,000.00) and #460-0963-0000-4078 Machinery & Equipment (\$250,000.00).

August 6, 2008. City Council on motion of Mr. Thompson, Seconded by Mr. Schember, having read Council File Ordinance #15,604, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 6. Nays. Mr. Cappabianca. 1.

The Public Hearing scheduled to be held at this morning's meeting at **10:00 a.m.** regarding a request to change the classification of property located at **3809 Wood Street**, from R-1 (Low Density Residential District) to C-2 (General Commercial District) which has been amended to consider rezoning said property to an RLB (Residential Limited Business District) with certain stipulations to be agreed to by the owner was **POSTPONED** and will be re-scheduled for a later time. (At the request of Barbara Cochis and Francine Scarpino)

TO: Mr. Pat Cappabianca, City Councilman
FROM: LeAnn Parmenter, P. E., Traffic Engineer
RE: Council request - Parking at the foot of State Street

This memo is in response to the Council request dated June 18 2008 to study the feasibility of establishing a timed parking zone within the circle area located at the foot of State Street south of Dobbins Landing to alleviate the parking situation in this area.

I have been in contact with the Port Authority to discuss some of the long-term plans for the foot of State Street. It appears that they have plans to modify this area where the parking time restrictions have been requested. I have also had conversations with the owner of Smugglers Wharf to discuss the existing parking issues.

At this time, we are not recommending meters or other physical modifications to the parking in the area that may require investment because of the future Port Authority project. We have posted both ends of the area with a "2 hour" parking restriction, which is the same as the parking area in front of Smugglers Wharf. I have also contacted the Parking Authority to make them aware of this new condition for enforcement purposes.

Please contact me at extension 1379 if you have any questions.

August 6, 2008. City Council receive and enter in the minutes for information.

TO: Mrs. Jessica Horan-Kunco, City Councilwoman
FROM: LeAnn Parmenter, Traffic Engineer
Re: Council Request - Parking on Regis Drive

This memo is in response to your request to investigate the parking on the cul-de-sac of Regis Drive. A resident had stated that the parking could possibly impact emergency response. The area was reviewed by Chief Pol and he stated that the parking would not impact the response of fire protection vehicles. This was verified by Engine 13. They would be the first responders to the area. Only July 30, 2008, the driver took the fire truck and made the maneuver around the cul-de-sac and felt that the parking near the cul-de-sac would not impact the response time.

We have also reviewed the area and found that there appears to be a need for parking along the roadway. I have seen vehicles parking along Regis Drive doing site visits. We try to give residents as much legal parking along the roadways and try to restrict parking only when it impacts safety.

The conclusion at this time is that no additional parking restrictions would be implemented.

Please contact me at extension 1379 if you have any questions.

August 6, 2008. City Council receive and enter in the minutes for information.

By Mrs. Horan-Kunco, Seconded by Mr. Schember, Resolved, etc.,
That the City Clerk is authorized and directed to schedule and advertise for a **Public Hearing** to be held on **Wednesday, September 3, 2008** commencing at **10:00 a.m.** regarding amendments to the City Zoning Ordinance, Section 405 and 405.10 which would transfer "Permitted Uses" under Section 204.20, i.e. Asphalt Products Manufacturing and Storage, Chemical Processing and Production, Power Plants and Landfill/Solid Waste Transfer Facility to "Conditional Uses" in Section 204.20, M-2 (Heavy Manufacturing Zoning District).

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
August 6, 2008. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mr. Thompson, Resolved, etc.,
That the City Solicitor is authorized and directed to prepare an ordinance designating the baseball/softball field at West 2nd & Liberty Streets as **Pontiac Field** in honor and recognition of the former Negro League Baseball Team which numerous Erie residents both played and starred in during the 1940's and 1950's. (This field is located within Bayview Park in Erie's 4th Ward.)

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
August 6, 2008. Signed by the President. Attested by the City Clerk.

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

That the City Solicitor is respectfully requested to review the City of Erie's 1988 "Smoking Prohibited in Public Places" ordinance, **Article 1127** of the Codified Ordinances of the City of Erie, to reflect State Law # P.S. 27 and refer their recommendations for appropriate action to City Council.

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

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

WHEREAS, the General Assembly of Pennsylvania is presently considering House Bill NO. 2018, Session of 2007, which has been referred to the Committee on Local Government for study and recommendation to the full House, and

WHEREAS, House Bill 2018, if adopted, would provide an annual revenue sharing program for municipalities relating to tax exempt real property, establish the Tax-exempt Property Municipal Assistance Fund under the jurisdiction of the PA. Department of Community & Economic Development to assist municipalities in recovery of lost real estate tax revenue from those properties listed on the Tax-Exempt rolls, so

THEREFORE, Be it Resolved by the Council of the City of Erie that we endorse passage of House Bill 2018 and strongly urge our local State legislators to support and vote for this new legislation and further order copies of this resolution forwarded to State Senator Jane Earll, and Representatives Flo Fabrizio, Patrick Harkins, John Hornaman, John Evans and Curt Sonney and to the Pennsylvania League of Cities.

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

Dear Mr. Curtis Jones and Attorney Karle:

July 17, 2008

As you know, the Authority recently entered into an Intergovernmental Cooperation Agreement with the County and the City in which the Authority is required to fund a portion of the local share funding of the Runway Extension Project. As you are also aware, the 1986 management agreement between the City and the Authority requires the Authority to seek and obtain consent and approval from Erie City Council to incur debt in any amount exceeding \$200,000.

To that end, I have attached for your review two documents. The first is a proposed resolution in which Erie City Council gives its consent and approval to the Authority to enter into a term loan with Erie Bank to obtain the funds the Authority needs to complete its local share obligation under the ICA. The second document is a copy of the Erie Bank Proposal, referenced in the resolution, which describes in detail the terms and conditions associated with the term loan.

I am requesting on behalf of my client, the Erie Regional Airport Authority, that this resolution be placed on the agenda for approval at Erie City Council's next public meeting, which I believe is scheduled for August 6, 2008.

Please feel free to contact either Tim Zieziula, Tim Sennett or me with any questions regarding this matter or the attached documents. I thank you in advance for your attention to this matter.

By Mrs. Jenkins-Husband, Seconded by Mr. Cappabianca, resolved, etc.,

WHEREAS, the Erie Municipal Airport Authority, now by change of name the Erie Regional Airport Authority ("Authority"), on April 25, 2008, entered into an Intergovernmental Cooperation Agreement ("ICA") with the County of Erie pertaining to the local share funding of the Runway Extension Project, and

WHEREAS, the Authority is prepared to fund its share of the Construction Fund (as that term is defined in the ICA) as set forth in the ICA; and

WHEREAS, Erie Bank has issued a proposal dated July 1, 2008, a copy of which is attached hereto and incorporated herein by reference setting forth certain terms and conditions associated with a \$4.8 million term loan and, in addition, Erie Bank has proposed to issue the Authority a \$700,000 line of credit to serve the working capital requirements of the Runway Extension Project and other working capital needs of the Authority (collectively the "Erie Bank Proposal"); and

WHEREAS, on the 15th day of July, 2008, the Board of the Erie Regional Airport Authority resolved to approve and accept the Erie Bank Proposal; and

WHEREAS, the Airport Management and Agency Agreement between the Authority and the city of Erie dated November 26, 1986 requires Erie City Council to give its approval and consent to the Authority to incur debt obligations in an amount exceeding \$200,000.00; and

WHEREAS, Erie City Council concurs with the decision of the Authority that the public interest is furthered by the Authority incurring debt to support its local share funding of the Runway Extension Project, and other working capital needs of the Authority, which Project is a materially important economic development project for the entire Erie region, so

THEREFORE, BE IT RESOLVED by the Erie City Council that Council gives its consent and approval to the Authority to incur debt in the nature of a \$4.8 million term loan and a \$700,000 line of credit with Erie Bank as set forth in the Erie Bank

Proposal in order for the Authority to meet its obligation under the ICA to fund a portion of the local share of the Construction Fund for the Runway Extension Project and provide for other working capital needs of the Authority. The City does not guarantee the loan between the Erie Regional Airport Authority and the Erie Bank. This amendment acknowledges the offer of consent in accordance with the 1986 management agreement.

August 6, 2008. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco, to consider adopting an amendment to the above resolution by adding the following two sentences as noted above:

"The City does not guarantee the loan between the Erie Regional Airport Authority and the Erie Bank. This amendment acknowledges the offer of consent in accordance with the 1986 management agreement."

which was adopted by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

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

That the Mayor and appropriate officials are authorized and directed to submit an application to the Pennsylvania Department of Community and Economic Development under the Land Use Planning and Technical Assistance Program (LUPTAP) for a Basic Grant up to **\$60,000.00** to be used to assist with the development of a Comprehensive Plan addressing land use, transportation, infrastructure, housing, public services, community development, economic development and the social needs of our community, and

FURTHER, the Mayor and other appropriate officials are hereby authorized to the enter into a contract with the PA DCED upon approval of the basic grant.

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

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

That the proper City officials are authorized and directed the proper City officials to file a County Aid Application for the reimbursement of **Liquid Fuels Tax** monies for 2008 in the sum of \$168,098.00.

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

TO: City Council Members July 31, 2008
FROM: Thomas J. McIntire, Enterprise Zone Coordinator
SUBJECT: City Council Ratification of Enterprise Zone Loan

Our EZ Loan Review Committee acted favorably on the loan proposals listed below. Therefore, we have prepared a resolution, which requests ratification of the approvals at the City Council meeting scheduled for Wednesday, August 6, 2008.

T.W.I., Corp., 5650 Wattsburg Road, Eire, Pa., 16509 (Joseph A. Benacci, CEO & Raymond A. Benacci, President)

T.W.I. Corp. and its subsidiary (Lake Erie Logistics Dodsworth) are engaged in various aspects of the transportation industry to include warehousing and distribution of their clients' industrial projects. Their Erie warehousing operations at 1717 Greengarden Road and 1367 West 12th Street are both located within the Erie Enterprise Zone boundaries. T.W.I. Corp. is in the process of replacing older equipment and adding to its fleet of material handling equipment to meet its current customer demand in a more efficient manner. The company is purchasing material handling equipment (6 forklifts and 1 industrial floor sweeper) as well as four new trucks for local transport. We have approved a t\$196734 Loan to assist them with this project; T. W. I. Is putting in equity of \$196,734, which brings the total financing package to \$393,468. Our loan documents will consist of a Loan Agreement, Promissory Note, and s Security Interest in collateral. In addition, Joseph A. Benacci and Berit I. Benacci will personally guarantee the loan. See attached resolution in which we are seeking ratification of the Loan Review committee approval. T. W. I. Corp. presently employs 70 people in family sustaining jobs and they anticipate adding two new employees this year and up to eight new employees in the next three years.

Custom Engineering Company, 2800 McClelland Avenue (Thomas B. Hagen, CEO, David M. Tullio, President and James B. Ohrn, VP & CFO) for the benefit of Lamjen, Inc.) Custom has been in business since 1954 and Lamjen was founded in 1968. Both businesses are owned by Thomas B. Hagen. Custom Engineering is purchasing and expanding an industrial facility at 1154 East 30th Street in the Erie Industrial Park adjacent to their facility for the purpose of relocating Lamjen, Inc. from the Veshecco Business Park on West 12th near Greengarden road. Custom will be the building owner and will lease to Lamjen. The East 30th Street site is located in our

Erie Enterprise Zone. We have approved a \$250,000 mortgage loan and the Erie County Revolving Loan Fund approved \$250,000, PNC Bank will fund \$50,000 and Custom will put in \$35,000 for a total purchase price of \$585,000. PNC Bank will also fund a 5,000 square foot addition along with renovations to the existing building and parking lot with custom providing \$30,000 in equity - Total financing package, \$929,057. Our loan documents will consist of a Loan Agreement Promissory Note Mortgage (shared with the Erie County RLF and PNC Bank), and the corporate guarantee of Lamjen, Inc., as tenant along with a security interest in the lease. An orderly transition of Lamjen from its present location to his facility is planned for 2009 upon completion of the addition and renovations. Custom Engineering and Lamjen employ 190 people in family sustaining jobs and they anticipate that eight to ten new positions will be added between both companies over the next three years - these manufacturing positions will be paying an average of \$14 per hour.

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

That the Enterprise Zone Loan Review committee approval of the following loan be formally ratified:

	Amount	Term	Fee
T. W. I. Corporation	\$194,736	7 years	\$ 973.00
Custom Engineering Company	250,000	15 years	1,250.00

These funds have been made available through the Commonwealth of Pennsylvania Enterprise Zone Program and the Erie Enterprise Zone Revolving Loan Fund and loan repayments. This loan will be charged against Account #310-0000-0000-1007. The interest rate is fixed at 4.50% per annum. A one-time loan processing fee based on 1/2 of 1.0%, not to exceed \$1,500.00 of the amount financed will be assessed to each client. The City Solicitor's office will assist with the preparation of the loan documents for this transaction.

City Council further directs that the proper City officials are authorized to sign the necessary documents and agreements effectuating same.

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins, Thompson and ones. 6. Nays. 0. Mr. Schember abstaining.

August 6, 2008. Signed by the President. Attested by the City Clerk.

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

That the proposed Repository Sale of Property commonly known as Schaal Sub Lot 5, 40 x 130 and identified by Erie County Assessment Index #15-021-010.0-123.00 by the Erie County Tax Claim Bureau to **Nora Hamilton** for the sum of \$250.00, is hereby approved subject to payment of outstanding taxes attached as Exhibit "A". (To include with currently owned property at 1530 Buffalo Road)

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

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

That the following amount is transferred in the **Human Resources Office:**

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$5,400.00	002-0521-0000-4059	Other Services & Charges	\$5,400.00	002-0521-0000-4041	Prof. Services

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

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

That the following amount is transferred in the **2007 Weed & Seed Quality of Life Grant:**

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$3,994.90	261-0613-2007-4033	Oper. Suppl.	\$6,586.09	261-0613-20007-4006	Overtime
214.04	261-0613-2007-4039	Consble.Items	98.17	261-0613-2007-4016	FICA/
2,672.27	261-0613-2007-4059	Other Services			Medicare
<u>\$6,881.21</u>			<u>196.95</u>	261-0613-2007-4021	Valic
			\$6,881.21		

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. Signed by the President. Attested by the City Clerk.

By Mr. Cappabianca, Seconded by Mr. Schember, 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 does hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. **Sovereign Bank**, 3 Huntington Quad, Suite 101N, Melville, N.Y. for a four year lease of a 2008 Chevy Impala for the 2008 Auto Theft Prevention Authority, for the Bureau of Police at a total cost of \$20,720.00 (16 quarterly payments @ \$1,295.00 each) (This is a lease agreement with Dave Hallman Chevrolet for use by the Auto Theft Investigator for a term of 4 years and at the end of the lease period the city can purchase the vehicle for \$1.00)
2. **Guzik Concrete & Masonry**, RD 2, Box 2740, Union City, Pa., for the 2008 Curb Ramps Project II, Bid 1622-08 for the sum of \$217,108.50, they being the lowest of four bidders. (This project will construct 80 ADA compliant curb ramps in accordance with the requirements of the Consent Decree. The proposed curb ramps are in various locations throughout the City)

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
August 6, 2008. Signed by the President. Attested by the City Clerk.

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 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. **Department of Community & Economic Development**, Governor's Center for Local Government Services, Commonwealth Keystone Blvd., Harrisburg, Pa., for 779 Building Permits @ \$4.00 each for the sum of \$3,116.00.
 2. **Stellarbeats. Com**, 32 West 8th Street, Suite 207, Erie, Pa., for Website Setup and Design for the Project Safe Neighborhood Grant, for the Bureau of Police for the sum of \$2,500.00.
3. **Ikon Office Solutions**, P. O. Box 802558, Chicago, Illinois, for a one year maintenance agreement for a Cannon IR330S in Central Records for the Bureau of Police for the sum of \$2,712.54. The time period of the contract is 7/9/08 to 7/8/09)
4. **Erie County Sheriff Department of Erie County**, 141 West 6th Street, Erie, Pa., for Overtime Reimbursement for Weed and Seed Quality of Life Saturation Patrols, for the Bureau of Police for the sum of \$3,000.00.
5. **Commonwealth of Pennsylvania**, PA State Police, Enterprise Network System, 1800 Elmerton Avenue, Harrisburg, Pa., for the annual recurring Data Circuit Lease for NCIS/Clean System, for the Bureau of Police for the sum of \$3,500.00, with contract in effect from 8/1/08 to 7/31/09) (This is the system used by the police department to run license plates and driving status, entering stolen equipment, missing and wanted persons, etc.)
6. **District Attorney of Erie County**, 140 West 6th Street, Erie, Pa. for Overtime Reimbursement for Weed and Seed Quality of Life Saturation Patrols for the Bureau of Police for the sum of \$7,000.00. The grant period for reimbursement is 7/1/08 - 6/30/09)
7. **Fontaine USA**, 3 Executive Park Drive, Bedford, NH 03110, for a Large Yoke for a Bar Screen for the Bureau of Sewers, for the sum of \$2,475.00.
8. **Kinzua Environmental**, 1176 East 38th Street, Cleveland, Ohio 44114, for the Root Removal, Homogenizer, Degreaser and Sanitizer for the Bureau of Sewers in the amount of \$9,024.75. (These chemicals are necessary to clean the sewer lines and perform a routine degreasing in various problem areas within the City.)
9. **Bufalino Industrial Contractors**, 25069 Highway 408, Cambridge Springs, Pa., for the Installation of a Skimmer Beach Plate in Flotation Tank #4 for the Bureau of Sewers for the sum of \$9,475.00. (The installation of a skimmer beach plat3 in Flotation Tank #4 is beyond the capability of Plant personnel due to its size and the equipment needed to have it installed. These new beach plates were installed on other tanks over the last two years. The flotation tanks are critical to the Plant's daily operation and also to meeting the Plant's NPDES Permit requirements.
10. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for performing repair services for the Bureau of Sewers at various locations for the sum of \$17,357,41 (Material Costs Only) for the Wastewater Treatment Plant. (Under Contract)

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
August 6, 2008. Signed by the President. Attested by the City Clerk.

WAIVE RULES

By Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco, Resolved, etc.,

That the contract for the proposed concrete Base Repair for Micro Surfacing East Avenue from East 33rd Street to East 38th Street is hereby awarded to **Tom Tushak, Inc.**, 318 Mechanic Street, Girard, Pa., they being the lowest of three (3) bids received in the sum of \$2,759.25 and the proper City officials are authorized and directed to execute said contract on behalf of the City. To be charged to Budget Code #018-0713-0000-4075.

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
August 6, 2008. Signed by the President. Attested by the City Clerk.

By Mr. Cappabianca, Seconded by
Sarah Schardt, 2442 Golf Club Road, Erie Pa. 16509

Be It Resolved, that Sarah Schardt, 2442 Golf Club Road, Erie, Pa., 16509, being No. 1 on the current Eligibility List, having been nominated by Chief Stephen E. Franklin, is hereby appointed as a Probationary Patrol Officer commencing December 22, 2008 and contingent upon the successful completion of all other necessary requirements.

August 6, 2008. After a lengthy discussion, the City Council on motion of Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco, **TABLED** the foregoing resolution by Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

WAIVE RULES

By Mr. Cappabianca, Seconded by Mrs. Jenkins-Husband, Resolved, etc.,
That the City Solicitor is hereby authorized and directed to file a Formal Complaint with the PA Public Utility Commission against the National Fuel Gas 33.4% rate hike which took effect August 1, 2008.

August 6, 2008. City Council on motion to Waive the Rules for consideration of the above resolution adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.

August 6, 2008. City Council on motion to adopt, **FAIL TO ADOPT** by yeas Council Members Aleksandrowicz, Cappabianca, and Horan-Kunco. 3. Nays. Council Members Jenkins-Husband, Schember, Thompson and Jones. 4. Nays. 0.

By Mr. Jones, Seconded by Mr. Thompson, Resolved, etc.,
That the communications and data submitted by the various Authorities of the City of Erie forwarded pursuant to Act 339, listing the names, positions and salaries of their respective employees for the first six months of 2008 are hereby received by City Council and ordered placed on file in the Office of Accounts, Finance and Budget:

- The Erie Municipal Transit Authority
- The Erie Regional Airport Authority
- The Erie-Western PA Port Authority
- The Erie Redevelopment Authority
- The Erie County Convention Center Authority
- The Erie Parking Authority
- The Erie Housing Authority
- The Erie City Water Authority
- The Erie Park Authority/
- Erie Zoological Society

August 6, 2008. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Schember, Thompson and Jones. 7. Nays. 0.
August 6, 2008. Signed by the President. Attested by the City Clerk.



August 6, 2008. City Council on motion of Mr. Thompson Seconded by Mr. Schember adjourned at 12:56 p.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