

The City Council met in regular session in the Council Chambers on Wednesday, May 20, 2009 at 7:30 p.m.

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

On motion of Mr. Thompson, Seconded by Mr. Jones, the reading of the minutes of the meeting of May 6, 2009 were dispensed with and same adopted by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Copies of the bills under date of May 15th and May 22nd, 2009 were given to Members of City Council and same adopted by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays 0., with the exception of invoices to the NATO Centers on which Mrs. Jenkins-Husband abstained from voting.

By Mr. Schember, Council File Ordinance #15,645, Pending Official File Ordinance #21-2009,

an ordinance appropriating the sum of **\$2,149,750.21** from unappropriated and unanticipated revenue from Account #460-0000-0000-3911 Debt Service Sale of Fixed Assets - and providing for the expenditure thereof by allocating said funds to Account #460-0963-0000-4895 Washington County Authority expense (\$2,125,485.34) and #4041 Professional Services (\$24,264.87).

May 20, 2009. City Council on motion of Mr. Schember, Seconded by Mr. Thompson, having read Council File Ordinance #15,645 and now known as Pending Official File Ordinance #21-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Council File Ordinance #15,646, Pending Official File Ordinance #22-2009,

an ordinance appropriating the sum of **\$800,000.00** from unappropriated and anticipated revenue from Account #271-0707-0000-3332 State Operating Grant - PennDOT and providing for the expenditure thereof by allocating said funds to Account #271-0707-0000-4075 Bridges and Streets. (For the construction phase of Parade Street Phase 2 from East 12th Street and East 15th Street)

May 20, 2009. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mr. Cappabianca, having read Council File Ordinance #15,646 and now known as Pending Official File Ordinance #22-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File Ordinance #15,647, Pending Official File Ordinance #23-2009,

an ordinance appropriating the sum of **\$164,380.00** from unappropriated and anticipated revenue from Account #338-1338-0000-3340 State Operating Grant-Department of Health and providing for the expenditure thereof by allocating said funds to various #338-1338 accounts:

#4566	St. Martin Center -	\$105,994.05	#4623	Penn State -	\$26,444.00
#4011	Salaries -	\$19,130.98	#4016	FICA/Medicare -	\$1,463.52
#4017	Pension Cont. -	\$2,415.15	#4018	Group Insurance-	\$5,236.51
#4021	Deferred Comp -	\$259.00	#4031	Office Supplies-	\$1,907.19
#4039	Consumable Items-	\$900.00	#4043	Education/Trng.-	\$ 629.60

May 20, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Thompson, having read Council File Ordinance #15,647 and now known as Pending Official File Ordinance #23-02009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File Ordinance #15,648, Pending Official File Ordinance #24-2009,

an ordinance appropriating the sum of **\$63,450.00** from unappropriated and anticipated revenue from Account #262-0725-0000-3333 DCNR Conservation Development Grant (received from Skate Erie Association) and providing for the expenditure thereof by allocating said funds to Account #262-0725-0000-4072 Land & Buildings. (For the development and construction of a skate park facility at Columbus Park)

May 20, 2009. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Jones, having read Council File Ordinance #15,648 and now known as Pending Official File Ordinance #24-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Thompson, Council File Ordinance #15,649

an ordinance appropriating the sum of **\$3,072.00** from unappropriated and anticipated revenue from Account #261-0613-2008-3336 Weed & Seed Quality of Life and providing for the expenditure thereof by allocating said funds to Account #261-0613-2008-4059 Other Services & Charges. (These funds are for the Tall Team Project, which will be an "Anti-Bullying Training Seminar" to be held in June.)

May 20, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, having read Council File Ordinance #15,649, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

By Mr. Jones, Council File Ordinance #15,650

an ordinance appropriating the sum of **\$93,800.00** from unappropriated and anticipated revenue; \$50,000 to be received as a Grant from the PA Department of Community and Economic Development; \$38,600.00 received earnings from the Enterprise Zone Revolving Loan Fund and \$5,200.00 from loan processing fees program income and providing for the expenditure thereof by allocating said funds to various #316-1216-000-40xx accounts in the Enterprise Zone Program accounts. (These funds will be used to support development within the city's designated Enterprise Zone. Budgeted items include salary and fringe benefits for the enterprise Zone Coordinator. Enterprise Zone activities are funded through a combination of grants from the Pennsylvania Department of Community and Economic Development and income from the loan fund.)

May 20, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Thompson, having read Council File Ordinance #15,650 does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Schember and Thompson. 7. Nays. 0.

By Mr. Jones, Council File Ordinance #15,651

an ordinance appropriating the sum of **\$350,000.00** from unappropriated and anticipated revenue; \$250,000 to be received as a Grant from the PA Department of Community and Economic Development; \$50,000 to be received from the Erie Redevelopment Authority and \$50,000 from the Erie Downtown Improvement District and providing for the expenditure thereof by allocating said funds to Account #336-1336-0000-4041 Professional Services (\$348,000.00 and 4052 Advertising (\$2,000.00). (Grant funds will be used to develop a streetscape master plan for the 70 block Central Business District. Grant funds will also be used for the streetscape design of the Griswold Park area.)

May 20, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Schember, having read Council File Ordinance #15,651, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

By Mrs. Horan-Kunco, Council File Ordinance #15,652

an ordinance amending Article 934 (**Sewage and Industrial Waste Surcharges**), Sections 934.03 (Abbreviations and Definitions), 934.05 (Pretreatment of Wastewater), 934.07 (Wastewater Discharge Permit Issuance Process), 934.08 (Reporting Requirements) and 935.11 (Publication of users in significant noncompliance) of the Codified Ordinances by streamlining the City's General Pretreatment Regulations as required by the United States Environmental Protection Association.

May 20, 2009. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Jones, having read Council File Ordinance #15,652, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

By Mrs. Jenkins-Husband, Council File Ordinance #15,653

an ordinance renewing an **Erie Downtown Improvement District** (EDID) for the area shown on Exhibit "A" at the request of the Erie Downtown Partnership: An Improvement District Association a coalition of property owners, business leaders, retailers and local government and institutional representatives as provided by applicable law.

May 20, 2009. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mr. Cappabianca, having read Council File Ordinance #15,653, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Joseph Schember, President, Erie City Council
626 State Street, Erie, Pa. 16501

May 12, 2009

Dear Council President Schember:

The City of Erie, the City of Corry, the Township of Millcreek and Erie County have recently been informed that we are eligible for Recovery Act: Edward Byrne Memorial Justice Assistance Grant, (JAG) funding, from the U> S. Department of Justice, Bureau of Justice Assistance in the amount of \$375,367.00. Because the grant requires a disparate allocation, all parties involved must have reached a mutual agreement on how the funds will be divided and used by our respective jurisdictions.

The City of Erie will serve as applicant/fiscal agent and shall be allocated 3% of the award for administrative purposes in the amount of \$11,261.01. The remainder of the funds will be distributed as follows:

The City of Erie will appropriate an amount of \$274,655.50 for the purpose of purchasing one Police Vehicle and its related emergency equipment.

The City of Corry will appropriate an amount of \$19,430.43 for the purpose of purchasing one Police Vehicle and its related emergency equipment.

The Township of Millcreek will appropriate an amount of \$24,506.81 for the purpose of purchasing four new Mobile Data Terminals for use in their existing police cruisers.

The County of Erie will appropriate an amount of \$45,513.25 for the payment of purchasing one Sport Utility Police Vehicle and its related emergency equipment and for the purchase of ten Portable Radios.

The application deadline for the Recovery Act Edward Byrne Memorial Justice Assistance Grant Program in Monday, May 18, 2009 and we plan on submitted the application on Friday, May 15, 2009. As part of the application guidelines, a legal advertisement will be published in the Erie Times News on Thursday, May 14, 2009.

If you should have any concerns relative to the allocations of funds, please contact me at 870-1113, prior to the application date.

Sincerely,

S/ Stephen E. Franklin, Chief of Police

May 20, 2009. City Council receive and enter in the minutes for information.

Council President Joseph Schember recognized students Bianca Viegas, Oscar Villegas, Torin McLaurin, Timothy Reynoso, Allyssa Bille, Jeneva Dillion and Tyrone Holmes, from the **Diehl School CHAMPS Program** who participated in creating a youth newsletter based upon their life experiences in the City of Erie, which was part of the Weed and Seed's continuing effort to bridge the gap between the youth of our city and law enforcement.

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

That the City Council of the City of Erie, Pennsylvania wishes to endorse and support the U. S. Congress and the National Bi-Centennial Celebration of the War of 1812, proposed S. 518/HR. 1389, the Star Spangled Banner and the War of 1812 Bi-Centennial Commission Act and the application of the Jefferson Educational Society's submission for a grant of \$350,000.00 to plan and carry out a City of Erie and Erie County War of 1812 celebration which would involve a number of Erie organizations and citizens. The Jefferson Educational Society intends to also seek monies from the Commonwealth and from the Erie community to create a memorable series of events and

Be It Further Resolved, that the City Clerk is authorized and directed to forward copies of this resolution to the appropriate area representatives.

May 20, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

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

RESOLUTION OF THE ERIE CITY COUNCIL APPROVING A SUBSTANTIAL AMENDMENT TO THE CITY'S FY 2008 ANNUAL CONSOLIDATED PLAN FOR THE INCLUSION OF THE COMMUNITY DEVELOPMENT BLOCK GRANT RECOVERY ACT FUNDS (CDBG-R)

WHEREAS, under the American Recovery and Reinvestment Act of 2009, the Secretary of the U. S. Department of Housing and Urban Development is authorized to extend financial assistance to local governments to carry out, on an expedited basis, eligible activities under the CDBG Program. HUD is authorized by statute to specify alternate requirements and make regulatory waives for this purpose.

WHEREAS, the U. S. Department of Housing and Urban development has advised the City of Erie that it is eligible to receive a Community Development Block Grant Recovery Program entitlement grant in the amount of \$953,386; and

WHEREAS, the City of Erie has prepared a Substantial Amendment to the City's FY 2008 Annual Consolidated Plan that describes the eligible activities under this program and how the City plans to expend these funds for street improvements in low-to-moderate income areas; and

WHEREAS, the Substantial Amendment to the FY 2008 Annual Consolidated Plan also identifies the activities to be undertaken to address those needs as shown in the City's Five Year Consolidated Plan and certifies the commitment of the City to comply with specific related laws and regulations under this program; and

WHEREAS, in accordance with the city's approved citizen Participation plan, a draft copy of the city's Substantial amendment was on public display for the required seven (7) days, and the City published the notice in the Erie Times Newspaper and posted the notice on the City of Erie website. All public comments were taken into consideration in the preparation of the final Substantial Amendment document.

IT IS HEREBY RESOLVED by the Erie City Council, Erie County, Pennsylvania that

1. The Substantial Amendment to the city's Fiscal Year 2008 Action Plan for the Community Development Block Grant Recovery Act Program Entitlement Grant is hereby in all respects approved.

2. The City Council is cognizant of the conditions that are imposed in undertaking and carrying out activities with federal financial assistance under the Community Development Block Grant recovery Program.

3. The City's Department of Economic and Community Development is hereby authorized to file the Substantial Amendment to the Fiscal Year 2008 Consolidated Annual Action Plan in the amount of \$953,386 with the U. S. Department of Housing and Urban Development on or before June 5, 2009.

May 20, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

Jim Klemm, City Clerk
626 State Street, Erie, Pa. 16501

May 4, 2009

RE: Board Appointment

Dear Jim:

Please be advised that I have appointed David A. Brennan to the Planning Commission to replace Jeffrey Johnson. His appointment begins May 1, 2009 and his term ends December 2010. If you have any questions in this matter, please do not hesitate to contact me.

Sincerely,
S/ Joseph E. Sinnott, Mayor

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

That the communication from Mayor Joseph E. Sinnott notifying City Council that he has appointed **David A. Brennan**, 3407 Glenside Drive, Erie, Pa. 16508, to the City Planning Commission for a term beginning May 1, 2009 and ending December 2010 is hereby received and said appointment confirmed by City Council.

May 20, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

MUNICIPAL SERVICES AGREEMENT AND BOND GUARANTEE AGREEMENT
by and between

THE ERIE PARKING AUTHORITY, a municipal authority of the Commonwealth of Pennsylvania with a business address of 25 East 10th Street, 2nd Floor, Erie, Pennsylvania 16501,

THE CITY OF ERIE, PENNSYLVANIA, a municipal corporation of the Commonwealth of Pennsylvania with a principal address of 626 State Street, Erie, Pennsylvania 16500

WHEREAS, the Erie Parking Authority is the owner of multiple parcels of real estate within the City which are devoted to the providing of parking facilities for the use of the public; and

WHEREAS, the City of Erie provides regular and ongoing services including police, fire protection, street repair and other governmental functions which benefit all citizens and property owners, including the Erie Parking Authority; and

WHEREAS, the City of Erie provides additional goods and services to the Erie Parking Authority including snow removal, salt, street cleaning and paving projects; and

WHEREAS, the Erie Parking Authority provides an efficient system of on and off street parking facilities to benefit of all citizens, including the City of Erie, and

WHEREAS, the Erie Parking Authority recognizes the City of Erie's general financial needs and is willing to provide revenues for the general fund for the years 2009, 2010, 2011 and 2012; and

WHEREAS, the Erie Parking Authority agrees to make payments of the sum of \$500,000 to the City of Erie with payment to be made in four equal installments of \$125,000.00 on the 1st day of April, 1st day of July, 1st day of October and the 31st day of December for the years 2009, 2010, 2011 and 2012; and

WHEREAS, the Erie Parking Authority is in need of the City of Erie's guarantee of certain revenue bonds to be issued by the Authority and the City of Erie is willing and does agree to execute any such agreement guaranteeing revenue bonds of the Erie Parking Authority to be issued during the term of this agreement.

NOW, THEREFORE, it is agreed between the parties as follows:

1. The effective date of this Municipal Services Agreement shall be January 1, 2009, with an ending date of December 31, 2012.

2. The City of Erie agrees to continue to provide the current level of services set forth in this agreement for the term of the Agreement in consideration of the Municipal Services Payment Services provided by the City of Erie, including but not limited to, the following:

(A) Police patrols of Erie Parking Authority property and facilities

(B) Police response, investigation and follow-up regarding actual and/or threatened violence or violations of law in covering EPA persons and property;

(C) Bureau of Fire protection and first response to all accidents involving EPA persons and property;

(D) Bureau of Fire risk assessments and inspection services;

(E) Emergency Management availability and response to all fires, explosions, chemical spills, gas leaks, etc., occurring on or near EPA property;

(F) Public Safety Department involvement in anti-terrorist planning and procedures;

(G) Public Works Department and Streets Department street and roadway maintenance street cleaning, snow and ice removal operations, provision sale, and traffic control management;

(H) The City of Erie agrees to execute a reasonable and customary guarantee agreement guaranteeing all bonds issued by the Erie Parking Authority arising during the term of this agreement without further consideration or remuneration.

(SEE AMENDMENT BY RESOLUTION ADOPTED BY CITY COUNCIL IN REFERENCE TO PARAGRAPH "H" AT THE INCLUDED IN THE RESOLUTION FOLLOWING THE CONTRACT)

3. The Erie Parking Authority agrees to make annual payments of the total sum of \$500,000.00 to the City of Erie with payments to be made in four (4) equal installments of \$125,000.00 on the first day of April, first day of July, first day of October and the 31st day of December for the years 2009, 2010, 2011 and 2012.

4. Neither the City of Erie nor the Erie Parking Authority will use this Agreement for any other purpose than the collection of the \$500,000.00 for the years 2009, 2010, 2011 and 2012 as set forth herein and the guarantee by the City of Erie of the bonds of the Erie Parking Authority. The parties specifically agree that this agreement is not precedent setting and will not be considered an admission of responsibility of an obligation set forth herein by the parties hereto.

5. The City of Erie agrees to include in its annual budget for the years 2009, 2010, 2011 and 2012 a \$100,000.00 payment from the Police Department budget to the Erie Parking Authority to offset expenses of the Erie Parking Authority with respect to enforcement. The \$100,000.000 payment shall be made on or before the first day of April of each year.

WITH INTENT TO BE LEGALLY BOUND hereby, and with the approval of the governing bodies of each party, the representatives signify their assent to the foregoing terms by their signatures.

THE ERIE PARKING AUTHORITY

CITY OF ERIE

By _____
Ray Massing, Executive Director

By _____
Joseph E. Sinnott, Mayor

Attest:

By _____
James E. Klemm, City Clerk

By _____
Casimir Kwitowski, Controller

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

That the proper City officials are hereby authorized to enter into a Municipal **Services and Bond Guarantee Agreement** between the City of Erie and the Erie Parking Authority to provide for the mutual exchange of services more fully set forth in the Agreement covering the years 2009 through 2012, as amended.

May 20, 2009. Before the vote was taken on the foregoing resolution a motion was made by Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco to read as follows:

That Paragraph #H on Page 3 of said agreement is hereby amended to exempt the Erie Municipal Parking Authority from Official Ordinance #49-2006 Debt Guarantee Fee, Article 123.10 of the Codified Ordinances of the City of Erie.

May 20, 2009. City Council adopt, as amended, by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

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

That pursuant to the provisions of Official Ordinance #30-1968 granting permission to Zambelli's of New Castle to conduct a pyrotechnic display on July 4, 2009 during the "Boom Over the Bay" to be launched a minimum of 1,000 feet from the Chestnut Street pier and on August 16, 2009 during "CelebrateErie" to be launched from the North End of Dobbins Landing. (Communications from Chief Fire Inspector Guy R. Santone are attached to said resolution)

May 20, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

To: Council President Schember and Members of Council May 18, 2009
From: Kim Green: Director, Economic and Community Development
Re: Repository Sales

All of the repository sales that appear on the week's agenda, with the exception of Ann Russell and Alicia Woodard, are from out of town buyers that appeared before Council.

Michael Neal is from Kentucky.

Svetlana Kostenko, SK Investment Solutions LLC is from Portersville, Pa

Serena Small of S & E Platinum Enterprises, LLC is from Jamaica, New York.

You'll remember Attorney Rhoades appeared on their behalf.

I really do not feel comfortable with the two sales to S & E Platinum Enterprises. The company is in New York City. Who will now this property when the grass gets high? Who will make sure the trash is cleaned up? Who will we call? One of the properties is currently on the blighted list and will eventually be taken by eminent domain unless it is cleaned up and made safe very quickly. It is in deplorable shape. I don't have any assurances that the repairs will be made.

I am similarly concerned about the other two out of two buyers, but Ms. Kostenko is not too far away in Portersville and Mr. Neal from Kentucky seemed to have a plan for rehabilitating the property he wishes to purchase.

I fully support the purchase by Ann Russell and Alicia Woodard.

You previously received large packets of information on these property sales.

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

That the following proposed Repository Sales to the individuals noted for the sum of \$250.00 each are hereby approved:

1. Michael Neal, for purchase of **2228 Parade Street**, #(18)050-014.0-202.00
2. Svetlana Kostenko of SK Investment Solutions LLC, for purchase of Lot 2, 40 x 140 in the **Norwood Subdivision**, #(18)051.030.0-209.00
3. Svetlana Kostenko of SK Investment Solutions LLC for the purchase of Lot 1, 40x140 in the **Norwood Subdivision** #(18)051.030.0-208.00
4. Serena Small of S & E Platinum Enterprises, LLC for the purchase of 313 Poplar Street, 31 x 145 #(17)040-021.1-126.00
5. Serena Small of S & E Platinum Enterprises, LLC for the purchase of **550 East 14th Street**, 26.67 x 105 #(15)020-028.0-234.0

May 20, 2009. City Council on motion of Mr. Thompson Seconded by Mr. Cappabianca, **TABLED** the foregoing resolutions by yeas Council Members Aleksandrowicz, Cappabianca, Jenkins-Husband and Thompson. 4. Nays. Council Members Horan-Kunco, Jones and Schember. 3.

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

That the Proposed Repository Sale of property commonly known as **653 Hess Avenue**, and identified s Index #914) 011-011.0-231.00 by the Erie County Tax Claim Bureau to Ann Russell and Alicia Woodard, in the amount of \$250.00 is hereby approved.

May 20, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0. NOTE: Before the Council meeting adjourned, two Council Members announced that they wished to change their votes from affirmative to negative. The vote on the foregoing resolution will then read that the motion was approved by motion adopted by yeas Council Members Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, and Schember. 5. Nays. Aleksandrowicz and Thompson. 2.

May 20, 2009. Signed by the President. Attested by the City Clerk.

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

That the following amounts are hereby transferred in the 2008 PSN Grant:

<u>Transferred From</u>			<u>Transferred To</u>		
Amount	Account	Title	Amount	Account	Title
\$3,849.78	267-0613-2008-4039	Consumable Items	\$6,349.78	287-0613-2008-4006	Overtime
<u>2,500.00</u>	267-0613-2008-4059	Other Services & Charges			
\$6,349.78					

May 20, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco, 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. **Grindline Concrete Skatepark Design & Construction**, 4619 - 14th Avenue SW, Seattle, Washington, to construct a Skatepark Facility in Columbus Park, lowest of two qualified bidders in the sum of \$124,630.00.
2. **J. F. K. Center**, 2021 East 20th Street, Erie, Pa., for the Summer Recreation Program (Spoon's Court Summer Basketball) in the sum of \$15,000.00.

3. **Y.M.C.A. of Greater Erie**, 31 West 10th Street, Erie, Pa., for the Summer Recreation Program in the sum of \$97,500.00.
4. **Eddie's Collectibles**, 1039 West 18th Street, Erie, Pa., for City Towing services for the Bureau of Police per Codified Ordinance, Section 527.04, at various unit prices depending on service rendered.
5. **McMillens Towing**, 513-519 East 18th Street, Erie, Pa., for City Towing Services for the Bureau of Police per Codified Ordinance, Section 527.04, at various unit prices depending on service rendered.

May 20, 2009. City Council adopt Item Nos. 1 and 3 by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. City Council adopt Item No. 2 by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

May 20, 2009. City Council on motion of Mr. Cappabianca, Seconded by Mrs. Jenkins-Husband, **TABLED** Item Nos. 4 and 5 by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, and Mrs. Jenkins-Husband. 4. Nays. Council Members Jones, Thompson and Schember. 4.

May 20, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Aleksandrowicz, Seconded by Mr. Thompson, 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. **Sirius Computer Solutions**, 220 Penn Avenue, 3rd Floor, Scranton, Pa., for an Annual Hardware Maintenance Agreement for the RS-6000 Computer for the Bureau of Computer Services in the amount of \$3,548.52.
2. **Matthew Bender & Co.**, P. O. Box 7247-0178, Philadelphia, Pa. for Assorted Law Handbooks and Updates for the Bureau of Police at a total cost of \$2,521.45.
3. **Markl Supply Co.**, 4029 Perrysville Highway, Pittsburgh, Pa., for 20 cases of .45 caliber Training Ammunition for the Bureau of Police for the sum of \$4,179.60.
4. **Kappe Associates**, 4268 Northern Pike, Monroeville Pa., for a replacement Belt Press Washwater Pump for the Bureau of Sewers for the sum of \$2,260.00. (This pump supplies the water that cleans the excess polymer and sludge from the belt so that they dewater properly)
5. **Ohmart Vega**, 4170 Rosslyn Drive, Cincinnati, Ohio, to Calibrate the Incinerator Cake Weight Scales for the Bureau of Sewers, in the amount of \$3,800.00. (This calibration can only be performed by trained factory staff)
6. **EMA**, 5220 Langford Park Drive, Suite A, Norcross, GA, for a replacement controller - final effluent Water System for the Bureau of Sewers in the sum of \$5,320.00. (Using this system saves the plant from using City water for cleaning and process water saving resulting in money saved)
7. **SEEPLEX, % PCF Sales Corp.**, Twin Towers, Suite 195, 4955 Stubenville Pike, Pittsburgh, Pa., for Raw Sludge Pump Parts for the Bureau of Sewers in the sum of \$9,013.33. (There are currently eight pumps which use the parts requested and we must have an inventory of these parts on hand if one of the pumps breaks down)
8. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for performing Repair Services for the Bureau of Sewers for installing 2C Catch Basins & Raise Manholes @ 1550 West 31st Street for the sum of \$2,025.45 (Material Costs only).
9. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for performing repair services for the Bureau of Sewers in installing a Manhole at 815 West 27th Street, for the sum of \$3,511.22 (Material Costs Only)
10. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for performing Repair Services in installing new sewer connection and look for Sanitary Sewer Main/Rebuilding Sanitary Manhole fillet at 1729 Bayview Drive for the sum of \$8,180.05 (Material Costs Only) and Repairs to a 6" Sanitary Connection at 313 Eagle Point Blvd., for the sum of \$3,860.84 (Material Costs Only).

May 20, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

May 20, 2009. Signed by the President. Attested by the City Clerk.

 May 20, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Jones

adjourned at 10:26 p.m. by yeas Council Members Aleksandrowicz, Cappabianca,

Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Attest:

 City Council President

 City Clerk

