

The City Council met in regular session in the Council Chambers on Wednesday, June 3, 2009 at 9:00 a.m.

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

On motion of Mr. Thompson, Seconded by Mr. Jones, the reading of the minutes of the meeting of May 20, 2009 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, Jones, Thompson and Schember. 7. Nays.0.

Copies of the bills under date of May 29th and June 5th, 2009 were given to 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 Neighborhood Reimbursements on which Mrs. Jenkins-Husband abstained from voting.

By Mr. Thompson, Council File Ordinance #15,649, Pending Official File Ordinance #25-2009,

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.)

June 3, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, having read Council File Ordinance #15,649 and now known as Pending Official File Ordinance #25-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File Ordinance #15,650, Pending Official File Ordinance #26-2009,

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 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.

June 3, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Thompson, having read Council File Ordinance #15,650, and now known as Pending Official File Ordinance #26-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File Ordinance #15,651, Pending Official File Ordinance #27-2009,

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).

June 3, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Schember, having read Council File Ordinance #15,651 and now known as Pending Official File Ordinance #27-2009, does hereby adopt on Final Passage by yeas Council; Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Council File Ordinance #15,652, Pending Official File Ordinance #28-2009

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.

June 3, 2009. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mr. Cappabianca, having read Council File Ordinance #15,652 and now known as Pending Official File Ordinance #28-1009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mrs. Horan-Kunco, Council File Ordinance #15,653, Pending Official File Ordinance #29-2009,

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.

June 3, 2009. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Jones, having read Council File Ordinance #15,653 and now known as Pending Official File Ordinance #29-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Council File Ordinance #15,654

an ordinance appropriating the sum of \$3,527,557.00 from unappropriated and anticipated revenue to be received from the U.S. Housing and Urban Development (HUD); \$545,459.00 reprogrammed funds from previous Community Development Block Grant (CDBG) years; and \$80,000.00 program income for a total of **\$4,153,016.00** and allocating said funds to various 35th year projects in Account Nos. 501-1227; 1238; 1245; 1251; 1252; 1253; 1255; 1264 and 1283-2009-4xxx.

June 3, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Thompson, having read Council File Ordinance #15,654, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

By Mr. Jones, Council File Ordinance #15,655

an ordinance appropriating the sum of **\$1,079,902.00** from unappropriated and anticipated revenue to be received from the U. S. Department of Housing and Urban Development (HUD), Account #505-0000-0000-3305 Federal Operating Grant HUD HOME Projects and providing for the expenditure thereof by allocating said funds to various #505-1239-2009-4xxx accounts.

June 3, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Schember, having read Council File Ordinance #15,655, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

By Mr. Jones, Council File Ordinance #15,656

an ordinance appropriating the sum of **\$156,342.00** from unappropriated and anticipated revenue to be received from the U. S. Department of Housing and Urban Development (HUD), Account #506-0000-0000-3306 HUD Emergency Shelter Services and providing for the expenditure thereof by allocating said funds to various #506-1254-2009-4xxx accounts.

June 3, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Schember, having read Council File Ordinance #15,656, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

By Mr. Cappabianca, Council File Ordinance #15,657

an ordinance amending Article 330 (**Landlord and Rental**), by amending Section 330.02 (Definitions) to add a definition for "conditional approval" and renumbering the definitions section as necessary by amending Section 330.02(1) (Definitions) to clarify the definition of immediate family as including parents, parents-in-law and adult children; by amending Section 330.04(a) (Residential Rental License Required) to add Section 330.04(a)(7) to provide that owner occupied flats and duplexes shall not be subject to the annual fee and will not be inspected provided that other units remain vacant; by amending Section 330.04(a) (Residential Rental License Required) to add Section 330.04(a)(8) to provide that the fee and inspection requirements will be temporarily suspended for buildings under construction or rehabilitation that have obtained a building permit to perform approved construction; by amending Section 330.05(a) (Exemptions) to clarify that registration and licensing shall not be required of properties by the Housing Authority of the City which are inspected by third parties according to HUD requirement; by amending Section 330.06 (Appeals from Revocation of Conditional Rental Registration or Residential Rental License) to provide that appeals shall be submitted to the Building Code Official for review by the Blighted Property Review Committee/Property Maintenance Appeals Board; and by amending Section 330.09 (Fees) to change the fee deadlines.

June 3, 2009. City Council on motion of Mr. Cappabianca, Seconded by Mrs. Horan-Kunco, having read Council File Ordinance #15,657, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

To: Jim Klemm
From: Mayor Joseph Sinnott
Re: Administration's Participation in Council Meeting

May 29, 2009

Over the past several months it has become evident that there is a need to change the way in which members of the administration participate in Erie City Council business meetings. As always, members of the administration will be available to assist council by providing information so that they may make proper and informed decisions. This, however, must now occur at the caucus meeting prior to the public meeting. Department heads and support staff will be instructed to leave prior to the regular public meeting. The administration will continue to be represented at the public meetings by the Mayoral Assistant or some other designated representative and a City Solicitor.

This protocol is utilized by County Council and the Erie School Board in conducting business between the administration and those panel members. I believe it will be a much more efficient and effective use of time and will allow a more constructive flow of information in the non-public forum.

I would also encourage liaisons to contact their department heads prior to the day of council meetings to discuss issues or questions they may have with agenda items.

Please disseminate this information to the City Council members so that they are aware of the change in protocol. Thank you.

June 3, 2009. City Council receive and enter in the minutes for information.

TO: Mrs. Rubye Jenkins-Husband, City Council Liaison
FROM: LeAnn Parmenter, P. E., City Traffic Engineer
SUBJECT: West 38th Street and Ellsworth Avenue Traffic Study

April 7, 2009

This memo is in response to your request to conduct a traffic study for the installation of stop signs at the intersection of West 38th and Ellsworth Avenue. We have conducted a study and find the following:

* Four crashes have occurred at the intersection from 12/31/05 to 12/31/08. None of the crashes appear to be turn related from Ellsworth Avenue

* One was a lane change on West 38th Street

* One was not reportable

* One was a rear-end crash east of the intersection

* One was a vehicle into a pole

* We have conducted counts and observed operations at the intersection from 7:30 A.M. to 6:00 P.M. During the field reviews the following things were noted:

* During the periods between 3:30 and 5:00, vehicles were seen backing up on Ellsworth from West 38th, approximately 255 feet back to the church driveway on the southeast corner. Vehicles were then seen cutting through the church parking lot to avoid the delay at the intersection of Ellsworth/West 38th.

* No accidents were observed during the field review. However, 2 vehicles that were crossing from the south leg to the north leg of Ellsworth Avenue were considered close calls. No other inappropriate driver behavior was noted at the intersection.

* The volume from Northbound Ellsworth Avenue was the heaviest from 3:30 to 4:30 with 72 vehicles turning left, 31 going straight and 70 turning right. The southbound movement is much lighter.

* The volumes on West 38th Street, when compared to the traffic study conducted in 2002, have increased significantly. The highest traffic volume on West 38th Street (both directions) in the 2002 study was 796 vehicles in the evening peak hour. The volume for West 38th in the highest hour for our study was 1335 vehicles.

Although the installation of a 4-way stop control would allow for easier access onto West 38th Street from Ellsworth venue, it would because excessive delay on West 38th Street. We would like to evaluate other alternatives to improve the intersection operations. Due to the fact that 38th Street is a State maintained roadway, we need their approval for any traffic control changes. I am coordinating with PennDOT, District 1 to see what improvements can be made at this intersection and what their suggestions are. I will keep you updated on any changes that come from collaboration between City Traffic Engineering and PennDOT.

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

June 3, 2009. City Council receive and enter in the minutes for information.

June 3, 2009. City Council on motion of Mr. Schember, Seconded by Mrs. Horan-Kunco, recessed at 10:20 a.m. by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

June 3, 2009.. City Council on motion of Mr. Schember, Seconded by Mrs. Horan-Kunco reconvened at 10:29 a.m. by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Pursuant to the provisions of Zoning Ordinance #80-2005 and the proper legal advertisement, the City Council proceeded to hold a **Public Hearing at 10:00 a.m.** regarding a request on the initiative of City Council to amend the Zoning Ordinance by (1) adding a new Section 305.51 **Licensed Massage Therapy** which requires a degree or certificate of all persons performing therapeutic massage techniques and grandfathering existing practitioners, as provided by new Pennsylvania legislation and amending the definitional provision of the ordinance accordingly; (2) amending Section 305.16 **Fraternalities, Sororities and Dormitories** to provide that one off-street parking space shall be required for each 4 residential occupants; (3) amend the Definition of Dormitory by reducing from five to four the minimum number of persons qualifying for a Dormitory, deleting reference to cooking and eating areas and excluding single and two-family dwellings and (4) amending Section 305.45(b) by establishing a 15 square footage maximum of directional or **panel communications antennas**.

The following resolutions were Tabled at the City Council Meeting of May 20, 2009 for reconsideration on June 3, 2009:

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

Resolutions authorizing and directing the proper City officials to execute a contract to the following companies for City Towing Services for the Bureau of Police, per Codified Ordinance, Section 527.04:

1. **Eddie's Collectibles**, 1039 West 18th Street, Erie, Pa.
2. **McMillens Towing**, 513-519 East 18th Street, Erie, Pa.

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

June 3, 2009. Signed by the President. Attested by the City Clerk.

The following resolutions were Tabled at the City Council meeting of May 20, 2009 for reconsideration at the meeting of June 3, 2009:

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

Resolutions approving the following proposed Repository Sales to the individuals noted for the sum of \$250.00 each:

1. Michael Neal, for purchase of **228 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)51.030.0-209.00
3. Svetlana Kostenko of SK Investment Solutions LLC, for purchase of Lot 1, 40 x 140 in the **Norwood Subdivision** #(18)051.030.0-208.00
4. Serena Small of S & E Platinum Enterprises, LLC for the purchase of **550 East 14th Street**, 26.27 x 105 (#15) 020-028.0-234.0
5. Serena Small of S & E Platinum Enterprises, LLC, for the purchase of **313 Poplar Street**, 31 x 145 #(17) 040-021.1-126.00

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

June 3, 2009. Signed by the President. Attested by the City Clerk.

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

That the City Purchasing Agent is authorized and directed to issue a purchase order to **Merrill Lynch**, 510 Cranberry Street, Erie, Pa., for Consulting Services in developing an Investment Policy Statement covering the investments of the Water Reserve Fund in the amount of \$3,500.00, charged to the Water Reserve Account.

June 3, 2009. City Council adopt by yeas council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

June 3, 2009. Signed by the President. Attested by the City Clerk.

City Council of the City of Erie, Pa.
626 State Street, Erie, Pa. 16501

June 2, 2009

Re: Engagement for Land Use Appeal

Dear Members of Council:

I am most appreciative of the opportunity to represent you as the legislative body of the City of Erie in this very important legal matter. This letter will confirm that you have chosen to engage me for the preparation, filing and litigation before the Erie County Court of Common Pleas of a Land Use Appeal of the final adjudication of the City of Erie Zoning Hearing Board of May 6, 2009 which invalidated a portion of the City of Erie's Zoning Ordinance pertaining to height restrictions. Council understands the representation is limited to the Land Use Appeal itself and does not bind the attorney to provide any other representation arising from these activities.

My hourly rate for this engagement is \$150. The client is also responsible for costs and expenses incurred by me on your behalf in this matter. Payment will be on a monthly basis. It is understood that Council presently has \$6750 available to be devoted to this matter. I therefore agree to notify City Council prior to incurring fees and costs that would fully expend this sum. It is understood and agreed that it is not possible to predict or estimate the total amount of time that will need to be devoted to this matter. In the event that the litigation of this matter significantly exceeds the present budget and other funding for fees and costs are not obtained. Council will not object to m withdrawal if I should seek to do so.

Please attach and return a signed copy of the resolution adopting this agreement from the June 3, 2009 Erie City Council meeting. I am looking forward to working with you to defend your zoning ordinance.

Sincerely,
S/ Michael D. Fiorentino, Esq.

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

That the City Council enters into a Letter of Engagement with **Attorney Michael D. Fiorentino**, 32 Providence Road, Morton, Pa., 19070, to represent the City Council in the preparation, filing and litigation of a Land Use Appeal of the final adjudication of the City of Erie's Zoning Hearing Board's decision of May 6, 2009, which invalidated a portion of the City of Erie's Zoning Ordinance pertaining to height restrictions, for the consideration of \$150.00 per hour plus costs and expenses, not to exceed \$6,750.00 and charged to Account Nos. 02-0101-0000-4041 Professional Services (\$5,500.00); 4043 Education & Training (\$250.00); 4048 Technology Support (\$700.00) and 4079 Office Equipment (\$300.00). (See Letter of Engagement attached)

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, and Jenkins-Husband. 4. Nays. Council Members Jones and Thompson. 2. (Mr. Schember abstaining)

June 3, 2009. Signed by the President. Attested by the City Clerk.

Jason Sayers, Engineering Department

May 27, 2009

Dear Jason:

This writing is to request consideration for a Right-of-Way Easement on two properties managed by Housing and Neighborhood Development Service. The easements are requested to allow the installation of awnings on the buildings located at 1002 East Lake Road and 725-729 French Street, both properties being located in the City of Erie.

The owner of record and parcel number for each property is as follows:

- 1002 East Lake Road, Rosewood Apartments, Inc., parcel #14-010-036.0-121.00
- 725-729 French Street; Titus House, Inc. Parcel #14-010-004.0-120.00

Sketches are attached showing location, dimensions and placement of the awnings on each building.

The awning planned for 725-729 French Street is a single awning that is 40 feet and 4 inches long, project 4 feet out from the building face and has a height of 4 feet. The lowest point of the awning is 8 feet 1 inches from the surface of the adjacent sidewalk. The placement of the awning is above the first floor windows and doorways.

The awnings planned for 1002 East Lake Road consist of multiple awnings that project 4 feet out from the building face and have a height of 4 feet. The lowest point of the awnings is 8 feet 1 inches from the surface of the adjacent sidewalk. The placement of the awnings is above the first floor windows and doorways.

In both cases the awnings would be constructed of tubular steel, covered with stretched fabric and installed in a cantilever fashion attached directly to the building face. If you have any additional questions or require additional information please don't hesitate to call at (814)459-1047, extension 27 or you may call Tim Heirls, HANDS Construction Project Manager at extension 37.

Thank you for your consideration on this matter.

HOUSING AND NEIGHBORHOOD DEVELOPMENT SERVICE
S/ Matthew Good, Grants Manager

TO: Mrs. Rubye Jenkins-Husband

May 27, 2009

FROM: Jason Sayers, P. E., Assistant City Engineer

RE: HANDS Easement Agreements - Rosewood Apartments/Titus House, Inc.,

Resolutions to execute the following Easement Agreements will be presented to City Council at their Wednesday, June 3, 2009 meeting.

* Between the City of Erie and Rosewood Apartments, Inc., for the construction of five (5) awnings at 1002 East Lake Road. The awnings will protrude four feet (4') into the East Lake Road right-of-way.

* Between the City of Erie and Titus House, Inc. for the construction of a single awning at 725-729 French Street. The awning will protrude four feet (4') into the French Street right-of-way.

At both sites the awnings will have a clearance of 8 feet, 1 inch above the public sidewalk.

The City Engineer's office has reviewed the proposals and finds them acceptable. Please contact me at 870-1397 if you have any questions.

By Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco, Resolved, etc.,
That the proper City officials are authorized and directed to execute an Easement Agreement between the City of Erie and Rosewood Apartments, Inc., **1002 East Lake Road**, Index #14-1036-121, in compliance with the City Engineer's metes and bounds description locating multiple awnings in the East Lake Road right-of-way.

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.
June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco, Resolved, etc.,
That the proper City officials are authorized and directed to execute an Easement Agreement between the City of Erie and Titus House, Inc, owner of **725-729 French Street**, Index #14-1004-110, in compliance with the City Engineer's metes and bounds description locating a single awning in the French Street right-of-way.

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.
June 3, 2009. Signed by the President. Attested by the City Clerk.

TO: Mrs. Rubye Jenkins-Husband May 27, 2009
FROM: Jason W. Sayers, P. E., Assistant City Engineer
RE: Approval Change Order 2008 Cured-in-Place Pipe Relining Project

A resolution to approve the following change order will be presented to City Council at their Wednesday, June 3, 2009 meeting.
* 2008 Cured-in-Place Pipe Relining Project, Bid, No. 1624-08, in the amount of \$11,866.50 to United Survey, Inc.

This change order will increase the contract amount from \$234,297.00 to \$246,163.50. This project successfully relined sanitary sewers in the following areas:

1. East 31st Street between Reed and Perry Streets
2. Fairmont Parkway between Downing Avenue and Cameron Road
3. Auburn Street between West 26th and West 30th Streets
4. Harvard Boulevard between West 27th and West 30th Streets
5. Oak Court near Oxford Street
6. Virginia Avenue and Kahkwa Blvd. between West 6th and Oxford Streets
7. Vermont Avenue between West 6th and Oxford Streets
8. Lakeside Drive between Park Way and Eagle Point Boulevard.

This change order will finalize the project. A line item breakdown of the change order has been attached to the resolution. The Bureau of Sewers will finance this change order under #007-0773-0000-4077.

By Mrs. Jenkins-Husband, Seconded by Mrs. Horan-Kunco, Resolved, etc.,
That Change Order #1 on the contract of **United Survey, Inc.,** 25145 Broadway Avenue, Oakwood Village, OH, for the 2008 Cured-in-Place Pipe Relining Project, Bid #1624-08, as recommended and concurred with by the Bureau of Engineering, be approved as follows:

Original Contract Amount: \$234,297.00
Change Order (per attached) 11,866.50
Final Contract Amount: 246,163.50

The same is hereby received by City Council and concurred with and that copies of the resolution be ordered attached to the original contract and that additional copies be forwarded to the contractor, Engineer and other interested parties. To be charged to #007-0773-0000-4077.

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.
June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mr. Cappabianca, Resolved, etc.,
That the following amount are transferred in the HOME Program:

<u>Transferred From</u>			<u>Transferred To</u>		
Amount	Account	Title	Amount	Account	Title
\$20,889.12	505-1239-2007-4539	MLK- CHDO Operating	\$20,889.12	505-1239-2007-4403	BEST CHDO Operating

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

June 3, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Jones, Seconded by Mr. Cappabianca, Resolved, etc.,
That the following amount is transferred in the HOME Program:

<u>Transferred From</u>			<u>Transferred To</u>		
Amount	Account	Title	Amount	Account	Title
\$30,000.29	505-1239-2004-4533	MLK- Homebuyer/New Const.	\$30,300.29	505-1239-2004-4422	MLK Homebuyer

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

June 3, 2009. Signed by the President. Attested by the City Clerk.

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

That the following amount is hereby transferred in the HOME Program:

<u>Transferred From</u>			<u>Transferred To</u>		
Amount	Account	Title	Amount	Account	Title
\$22,346.00	505-1240-2004-4537	MLK Homebuyer	\$22,346.00	505-1240-2004-4400	BEST Homebuyer

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

June 3, 2009. Signed by the President. Attested by the City Clerk.

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

That the following amount is transferred in the HOME Program:

<u>Transferred From</u>			<u>Transferred To</u>		
Amount	Account	Title	Amount	Account	Title
\$75,000.00	505-1239-2008-4486	HANDS-New Const. (Little Italy)	\$75,000.00	505-1239-2008-4500	HANDS/Rental 811

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

June 3, 2009. Signed by the President. Attested by the City Clerk.

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

That the following amount is transferred in the HOME Program:

<u>Transferred From</u>			<u>Transferred To</u>		
Amount	Account	Title	Amount	Account	Title
\$300,000.00	505-1239-2055-4533	MLK Homebuyer/New Const.	\$150,000.00	505-1239-2005-4557	St. Martin Homebuyer
			150,000.00	505-1239-2005-4582	ERA Rehab
			\$300,000.00		

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

June 3, 2009. Signed by the President. Attested by the City Clerk.

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

That the following amount is transferred in the HOME Program:

<u>Transferred From</u>			<u>Transferred To</u>		
Amount	Account	Title	Amount	Account	Title
\$150,000.00	505-1239-2006	St. Martin Homebuyer (W & S)	\$150,000.00	505-1239-2006-4557	St. Martin Homebuyer
300,000.00	505-1239-2006-4486	HANDS/ (Little Italy)	194,250.00	505-1239-2006-4497	HANDS/New Construction

June 3, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember. 6. Nays. 0. (Mrs. Jenkins-Husband abstaining)

June 3, 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. **Urban Engineers of Erie, Inc.**, 1319 Sassafras Street, Erie, Pa., for professional Design Services for the Streetscape Master Plan and Final Design of Union Station Opportunity Zone Streetscape Urban RFP No. 2009.102 for a sum not to exceed \$347,000.00.
2. **The A.N.N.A. Shelter**, 1555 East 10th Street, Erie, Pa., for supplying Animal Shelter Services according to Bid #6300, for the Bureau of Police at a total cost of \$25,000.00 per year for two (2) years.
3. **North Eastern Uniforms & Equipment, Inc.**, 2305 West 12th Street, Erie, Pa., for Work Uniform Items per proposal #6294-2009 for the Bureau of Police at unit prices.
4. **North Eastern Uniforms & Equipment, Inc.**, 2305 West 12th Street, Erie, Pa., for supplying all Uniforms and Equipment per proposal #6295-2009 for two (2) years for the Bureau of Fire at unit prices.

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

June 3, 2009. Signed by the President. Attested by the City Clerk.

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

That the City Purchasing 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. **West Payment Center**, P. O. Box 6292, Carol Stream, IL, for assorted Law Books for the City Solicitor's Office in the sum of \$2,554.00.
2. **Spring City**, %LaFace & McGovern Associates, Inc., 5330 Enterprise Blvd., P. O. Box 515, Bethel Park, PA, for a Light Pole for State Street for the Bureau of Traffic Engineering for the sum of \$4,107.00.
3. **TransAxle**, P. O. Box 2132, Cinnaminson, NJ, for a Refuse Compactor Transmission (less core exchange) for the Municipal Garage at a total cost of \$3,869.75.
4. **American Agip**, 539 Marwood Road, Cabot, Pa., for Automotive Fluids and Oils, for the Municipal Garage for the sum of \$3,963.76.
5. **Ace Viking**, 2222 East 30th Street, Erie, Pa., for a Replacement Baldor VS Inverter Drive for the Bureau of Sewers for the sum of \$2,600.00.
6. **IRR Supply Centers, Inc.**, 1108 West 12th Street, Erie, Pa. for a replacement Pump, Base and Couplless Motor for the Bureau of Sewers for the sum of \$3,889.20.
7. **HACH/American Sigma**, 5600 Lindberg Drive, Loveland, CO, for a replacement Refrigerated Composite Sampler for the Bureau of Sewers in the sum of \$4,541.54. (State contract)

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

June 3, 2009. Signed by the President. Attested by the City Clerk.

June 3, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Jones, adjourned at 12:12 p.m. by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Attest:

President of City Council

City Clerk