

The City Council met in regular session in the Council Chambers on Wednesday, July 15, 2009 at 7:40 p.m.

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

On motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, the reading of the minutes of the meeting of July 1, 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 July 10th and July 17th, 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 on which Mrs. Jenkins-Husband abstained from voting.

By Mr. Cappabianca, Council File Ordinance #15,662, Pending Official File Ordinance #38-2009

an ordinance approving the plan of the Erie Sewer Authority for the issuance of an aggregate amount not to exceed **\$15,500,000.00 Sewer Revenue Bonds**, Series of 2009 and setting forth the amount, interest rates and maturity dates of the bonds; authorizing the authority to proceed with the plan of financing; authorizing the execution and delivery of a lease agreement and the incurrence of lease rental debt thereby, authorizing the specified officers of the City of Erie to prepare and certify the debt statement and to do all other acts necessary to carry out the provisions of the ordinance; setting forth the payment of the Sewer Revenue Bonds and the source of such payments, repealing all inconsistent ordinances and providing that the ordinance is effective immediately.

July 15, 2009. City Council on motion of Mr. Cappabianca, Seconded by Mrs. Jenkins-Husband, having read Council File Ordinance #15,662 and now known as Pending Official File Ordinance #38-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones and Thompson 6. Nays. 0. (Mr. Schember abstaining)

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mr. Thompson, Council File Ordinance #15,663, Pending Official File Ordinance #39-2009,

an ordinance appropriating the sum of **\$93,848.61** from unappropriated and anticipated revenue from Account #231-0613-2008-3337 Insurance Fraud Prevention and providing for the expenditure thereof by allocating said funds to various #231-0613-2009-40xx accounts. (This grant covers partial salary and overtime for the Insurance Fraud Investigator. It also covers the vehicle lease, gasoline, equipment purchases and cell phone service for the Insurance Fraud office. This grant is funded by the Commonwealth of Pennsylvania Insurance Fraud Prevention Authority.)

July 15, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, having read Council File Ordinance #15,663 and now known as Pending Official File Ordinance #39-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mr. Thompson, Council File Ordinance #15,664, Pending Official File Ordinance #40-2009,

an ordinance appropriating the sum of **\$210,500.00** 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 sum to various #261-0613-2008-40xx accounts. (This grant is funded by PCCD for the grant period of 7/1/09 to 6/30/10. Funds will be used for overtime, supplies, training and consultant expenses for various initiatives.)

July 15, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, having read council File Ordinance #15,664 and now known as Pending Official File Ordinance #40-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson, and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mr. Jones, Council File Ordinance #15,665, Pending Official File Ordinance #41-2009,

an ordinance appropriating the sum of **\$953,386.00** from unappropriated and anticipated revenue from Account #501-0000-0000-3301 Federal Operating Grant - U. S. Department of Housing and Urban Development (HUD) and providing for the expenditure thereof by allocating said funds to Account #501-1237-2008-4075 Bridges and Streets. (These additional CDBG funds were made available to the City under the American Recovery and Reinvestment Act of 2009. The funds will be used for street resurfacing in low to moderate income neighborhoods at various locations throughout the City.)

July 15, 2009. City Council on motion of Mr. Jones, Seconded by Mr. Thompson, having read Council File Ordinance #15,665, and now known as Pending Official File Ordinance #41-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mrs. Horan-Kunco, Council File Ordinance #15,666

an ordinance amending Official File Ordinance #80-2005, known as the Zoning Ordinance of the City of Erie, by amending the definition of "**Dormitory**", revising the parking requirement for Dormitories and enacting regulations for "**Massage Therapist**" with new Special Regulation criteria and changing the dimensional maximum for directional or panel communication antennas.

July 15, 2009. City Council on motion of Ms. Horan-Kunco, Seconded by Mr. Thompson, having read Council File Ordinance #15,666 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. Thompson, Council File Ordinance #15,667

an ordinance designating a portion of East 21st Street between Ash and Reed Streets, as "**Clara's Way**" as an honorary tribute to her works of charity in the Erie community.

July 15, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Schember, having read Council File Ordinance #15,667, 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. Schember, Council File Ordinance #15,668

an ordinance supplementing the Codified Ordinances of the City of Erie, Part Seven (General Offenses Code), by adding new article 739 (**Lost or Stolen Handguns**) which requires the owner of a handgun to report its loss or theft within 72 hours and providing penalties for violation thereof.

July 15, 2009. City Council on motion of Mr. Schember, Seconded by Mr. Jones, having read Council File Ordinance #15,668, 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 #15,669

an ordinance amending Official Ordinance #26-1958 known and cited as the Traffic Code of the City of Erie, by installing **Stop Signs** at six (6) intersections that are currently uncontrolled:

- 1) East 2nd Street and Pennsylvania Avenue - Stopping East 2nd Street
- 2) East 4th Street and Dunn Blvd. - Stopping East 4th Street
- 3) East 5th Street and Dunn Blvd. - Stopping East 5th Street
- 4) West 4th Street and Beverly Drive - Stopping West 4th Street
- 5) East 19th Street and Wallace Street - Stopping Wallace Street
- 6) Parade Blvd. and East Lakeview Blvd. - Stopping southbound Parade and Lakeview Blvd.

July 15, 2009. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mr. Thompson, having read Council File Ordinance #15,669, 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. Aleksandrowicz, Council File Ordinance #15,670

an ordinance appropriating the sum of **\$55,600.00** from unappropriated and unanticipated revenue #280-1280-0000-3331 IT Projects Grant Income and providing for the expenditure thereof by allocating said funds to Account #280-1280-0000-4078 IT Projects Grant Machinery & Equipment.

July 15, 2009. City Council on motion of Mr. Aleksandrowicz, Seconded by Mr. Thompson, having read Council File Ordinance #15,670, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Among those individuals listed under the "Citizens to be Heard" portion of the Agenda were Jana Finder, Western PA Coordinator, CeaseFirePA and Bruce Kraus, Councilman, Pittsburgh, Pa. Following are previous communications which accompanied their remarks. Additional information is attached to the proposed ordinance.

Dear Council Members:

I sincerely appreciate your interest in lost or stolen handgun reporting. I have attached to this email CeasefirePA's model "lost or stolen" ordinance. The litigation in Pittsburgh should not act as a deterrent to your council taking action on this important measure for the following reasons:

1. Of the 8 cities that have passed lost or stolen handgun reporting (Allentown, Pottsville, Pittsburgh, Wilkinsburg, Philadelphia, Lancaster, Harrisburg and Reading), only 2 have been sued (Philly & Pittsburgh). So, it clearly is not a given that any legal action would be taken against Erie after council passes this legislation.

2. However, in the event that a lawsuit occurs, the Brady Center (currently representing Pittsburgh) has promised to represent pro bono (free of charge) any Pennsylvania municipality that passes lost or stolen handgun reporting. The Brady Center has given me the authority to convey this offer to Erie.

3. Of extreme importance, the PA Commonwealth Court on June 18th issued an opinion in the Philadelphia NRA litigation that allowed Philly's lost or stolen handgun reporting ordinance to stand! The Court also upheld two other Philly ordinances concerning handguns. The opinion & CeaseFirePA's statement on the opinion is attached above.

4. Your passage of this important measure will send some very important messages—that Erie will be cracking down on straw purchasers on handguns; that Erie refused to be intimidated by the NRA and will not allow the NRA to drive the agenda for street safety in Erie; and, finally, that the General Assembly must take action statewide to address the problem of easy access to illegal handguns in the state.

Please call me at (412) 370-3778 with any questions! I hope you can get this on your agenda for your upcoming meeting. I would be happy to come to Erie to answer any questions in person. Thank you for your thoughtful consideration.

Jana Finder, Western PA Coordinator,
CeaseFirePA, P. O. Box 4656, Pittsburgh, Pa. 15206

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

Dear Council President Schember:

It truly was a pleasure to meet you and your colleagues and to attend your Council meeting on February 18th. Thank you for the warm welcome you gave to Jana Finder and me. Your hospitality and generosity is so appreciated.

We understand that Erie, like Pittsburgh, grapples with a high level of gun violence and we hope to join forces with you to increase public safety in our communities. To this end, we would like to arrange a follow up meeting with you in Erie. Would your April 1st 10 AM meeting be a suitable time for you? If not, please let us know the Council's availability for such a meeting and we would be happy to accommodate you.

Our focus is on preventing criminals and children from obtaining illegal handguns. We have joined with CeaseFirePA in this effort because they are committed advocates for reasonable handgun laws that will dry up the illegal gun market and promote responsible gun ownership. CeaseFirePA's focus is on lost or stolen handgun reporting, which is a simple, reasonable requirement that helps law enforcement target straw purchasers who buy handguns legally and resell them on the streets to criminals and children who would be unable to pass required background checks. A lost or stolen handgun reporting requirement also helps law enforcement to track down illegal guns before they are used to commit homicides.

This is not a second Amendment issue and these efforts do not have any effect on hunting or sportsmen. As we mentioned when we spoke before the caucus, there is a growing group of Pennsylvania cities fighting back against illegal handguns in our communities. I enclose a list of the cities that have passed lost or stolen handgun reporting ordinances. The city councils of Allentown, Pottsville, Philadelphia, Reading and Pittsburgh are sending a strong statement to the General Assembly in Harrisburg; that they must act to pass a statewide lost or stolen handgun reporting law to stem the flow of illegal guns being used to murder our citizens and police officers. We look forward to working with you to address the problem of illegal handguns in Erie and Statewide.

Sincerely,

S/ Bruce Kraus, Councilman
Pittsburgh City Council
Chair, Public Safety Services

Jana Finder, JD/ MPH
Western PA Coordinator
CeaseFirePA

July 15, 2009. City Council receive and order placed on file in the Office of the City Clerk.

CITY OF PITTSBURGH
Certified Copy

Proclamation No. 428

WHEREAS, federal statistics show that most handguns used in crimes in Pennsylvania - which Governor Rendell has called a "haven for straw purchasers" - has become a source for illegal handguns in nearby states; and

WHEREAS, the Pennsylvania League of Cities and Municipalities, led by a Task force of Pennsylvania mayors concerned about rising gun violence in their communities, is in favor of a lost or stolen firearm reporting law; and

WHEREAS, according to the Uniform Crime Report, robberies with handguns were up 12 percent in Allegheny County between 2005 and 2006 and homicides by firearm were up 35 percent in the state between 2000 and 2006; and

WHEREAS, law enforcement officials and agencies across Pennsylvania and the United States, have come out in favor of a mandatory lost or stolen handgun reporting law including the International Association of Chiefs of Police, the Pennsylvania Chiefs of Police Association and the Pennsylvania District Attorney's Association; and

WHEREAS, law enforcement officials view a lost or stolen reporting requirement as an important tool to create more accountability and enable investigators to track illegal handguns used in crimes back to their original owner; and

WHEREAS, police officials believe lost or stolen reporting requirements will help crack down on illegal straw purchases of handguns by individuals without a criminal background who buy handguns in bulk and then sell them to persons with criminal records; and

WHEREAS, seven states have already passed legislation to stem the rising tide of gun violence by preventing straw purchasers from being able to buy handguns in bulk by making it mandatory for handgun owners to report their weapons lost or stolen to their local police department; and

WHEREAS, eight other communities across Pennsylvania, including the cities of Allentown, Harrisburg, Lancaster, Philadelphia, Pottsville, Reading, Wilkesburg and Pittsburgh, have all passed legislation making lost or stolen handgun reporting mandatory in their local municipalities; so

THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh does hereby support the efforts of the Erie City Council and the Mayor of Erie in their effort to pass mandatory reporting of lost and stolen handguns; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to the Mayor of Erie and to all members of the Erie City Council.

In Witness Whereof, I have hereunto set my hand this 13th day of July, A.D. 2009.

S/ Linda M. Johnson-Wasler, City Clerk Effective Date: July 7, 2009

July 15, 2009. City Council receive and enter in the minutes for information.

By Mr. Aleksandrowicz, Seconded by Council Members Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember
Resolved, by the Council of the City of Erie, That

WHEREAS, the City Council of the City of Erie wishes to pay special tribute to **Joe Kozlowski Kane** upon the celebration of the 95h Birthday and his lifetime achievements and contributions to the citizens of Erie, and

WHEREAS, Joe grew up at East 19th & Wayne Streets, was an East High graduate worked at Copes-Vulcan, Inc and after retiring from there in the mid 1940's served as president of the Erie Federation of Clubs for 3 years and was part of the Polish-American delegation that attended special ceremonies at the White House with President John F. Kennedy in 1961, and

WHEREAS, Joe was involved in numerous community activities, including the Times Old Newsies, helping needy families and with education for kids, but sports was his passion. He brought the game of Slow Pitch Softball to Erie, sponsoring the first team and started the Polish National Alliance bowling tournament. As a free-lance photographer, Joe travelled to All-Star and World Series baseball games with Gene Cuneo, the late sports editor at the Erie Daily Times, who is quoted as saying "Joe was a modest man who dealt with princes and if you looked inside the man you'd find he was a prince too", so

THEREFORE, BE IT RESOLVED, by the Council of the City of Erie that this commendation is hereby presented to Joe Kozlowski Kane and we extend to him our best wishes and blessings for this and many more happy and healthy birthdays to come.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mrs. Jenkins-Husband, Seconded by Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jones, Thompson and Schember,
Resolved, by the Council of the City of Erie, That

WHEREAS, the City Council of the City of Erie wishes to pay special tribute to **Mrs. Clara Ward**, for her wonderful and selfless acts of charity on behalf of children and youth who are at risk in our community, and

WHEREAS, Clara has been doing this volunteer charitable work for the past thirty years by providing food, clothing, recreation and a safe place to rest, relax and enjoy the company of friends and family, and

WHEREAS, Clara used her own money and meager assets to accomplish the impossible and put her own financial well-being second to the needs of the children that came to her for help and guidance, so

THEREFORE, BE IT RESOLVED, by the Council of the City of Erie that this commendation is hereby presented to Mrs. Clara Ward along with our best wishes for success in her brand new "Extreme Makeover" Home and Community Center for years to come.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mrs. Jenkins-Husband, Seconded by Council Members Aleksandrowicz, Cappabianca Horan-Kunco, Jones, Thompson and Schember, Resolved, etc.,

WHEREAS, the City Council of the City of Erie wishes to pay special tribute to **Maleno Development** who has been chosen by the Emmy Award winning reality television program "Extreme Makeover; Home Edition", to construct a dream home for a deserving Erie family within eight days, and

WHEREAS, Maleno Development will manage hundreds of volunteers in an effort to complete this project which will be a feature presentation on an upcoming episode of "Extreme Makeover: Home Edition" and

WHEREAS, Maleno Development is a family owned business headed up by John and Lynn Maleno who began in 1976 as a remodeling operation and has now built more than a thousand homes and apartments in beautiful neighborhoods and residential communities on undeveloped lands, so

THEREFORE, BE IT RESOLVED, by the Council of the City of Erie that this commendation is hereby presented to Maleno Development for their community spirit and willingness to help those in need and for creating the Maleno Family-To-Family Fund, to continue this tradition as a helping hand to the needy of our community.

July 15, 2009. City Council adopt by yes Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

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

That the Mayor and City Controller are authorized and directed to execute the **Landowner-Grants Agreement** between the City Sewer Authority (Landowner) and the City of Erie (Grantee) for implementation of a litter trap consisting of a reinforced concrete box and floating boom located at the City of Erie Wastewater Treatment Plant, 68 Port Access Road (Project Premises) as part of the PA DP Growing Greener Grants Program. This project is expected to result in measurable impact in the reduction of the volume of litter on the shores of Presque Isle Bay and Presque Isle State Park.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

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

That the proper City officials are authorized and directed to execute documents for the Plan Revision for New Land Development for **Hamot Medical Center**, land developer, for a parcel of land identified as the Womens & Childrens Hospital, 118 East 2nd Street, for Sewer Tap-ins, in accordance with Section 5 of the "Pennsylvania Sewage Facilities Act", as amended, and the Rules and Regulations of the PA DEP. (This project conforms to applicable sewage related zoning and other sewage related municipal ordinances and plans and to a comprehensive program of pollution control and water quality management.)

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mr. Jones, Seconded by Mrs. Thompson, Resolved, etc.,

That the proposed Repository Sale of property commonly known as **902 East 5th Street**, Erie County Assessment Index #14-010-032.0-237.00 to Troy Aderholdt in the amount of \$250.00 is hereby approved by City Council.

July 15, 2009. The foregoing resolution was withdrawn at the request of the Administration.

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

That the Financial Statements and Independent Auditor's Report for the **Erie City Water Authority** as compiled by Sean T. Sullivan, CPA. PC., for the years ending December 31, 2008 and 2007 is hereby received by City Council and ordered placed on file in the Office of Accounts, Finance & Budget.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

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

That the Financial Statements and Independent Auditor's Report for the **Erie County Convention Center Authority** as compiled by Knowledge to Solutions, PC, for the year ending December 31, 2008 is hereby received by City Council and ordered placed on file in the Office of Accounts, Finance & Budget.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

To: Ms. Rubye Jenkins-Husband, City Council Liaison
From: Jon Tushak, P. E., City Engineer
SUBJECT: City Council Change Order Award Resolution - July 15, meeting
PROJECT: 2008 Proposed Milling and Asphalt Resurfacing of various City Streets and Installation of Concrete Curb Ramps-1 Bid No. 1618-08

A resolution to award Change Order No. 1 on the contract on the above referenced project to Russell Standard Corporation, P. O. Box 86, Union City, Pa 1438, in the amount of \$15,737.84 will be presented to City Council at their Wednesday, July 15, 2009 meeting. The original contract amount was \$844,585.86. The revised contract amount is \$860,323.70. The contract has increased by 1.9% percent.

The change order is required due to the adjustment from estimated plan quantities to actual field quantities. When the work was actually performed, due to field conditions, it was necessary to increase the milling and resurfacing quantities a total of 5,868 SY. Due to field conditions related to curb ramps, it was necessary to increase the curb and sidewalk quantities. Other related quantities increased proportionately.

This change order is to be charged to the 018 Bond Issue Fund, Budget Code 018-0713-0000-4075. Please contact me at extension 1377 if you have any questions.

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

That Change Order #1 on the contract of **Russell Standard Corporation**, P. O. Box 86, Union City, Pa., for the 2008 proposed Milling and Asphalt Resurfacing of various City Streets and Installation of Concrete Curb Ramps-1, adding the sum of \$15,737.84, due to the adjustment from estimated plan quantities to actual field quantities and the increase of the milling and resurfacing quantities a total of 5,868 SY, thereby increasing the amount of the contract from \$844,585.86 to \$860,323.70.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

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

That the following amounts are transferred in the 2008 Weed & Seed Grant:

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$ 212.69	261-0613-2008-4016	FICA	8,863.65	261-0613-2008-4006	Overtime
140.76	"	4021 Valic			
2,495.18	"	4033 Operating Supplies			
3,054.09	"	4056 Repair & Maint. Services			
2,960.04	"	4059 Other Services & Charges			
<u>\$ 8,863.65</u>					

(This transfer is necessary to close out the grant as it expired 6/30/09. Modifications were made throughout the grant period and this transfer will move funds into the appropriate expenditure accounts)

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

By Mr. Aleksandrowicz, Seconded by Mr. Thompson, 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 charging same to the respective Budget Code Numbers:

1. **Sunguard Pentamation**, 3 West Broad Street, Bethlehem, PA, for new hardware, software and training for the new automated system designed for the collection of all employee timecard related data for the Computer Service Department of the City of Erie at a total cost of \$35,133.00.
2. **Dave Hallman Chevrolet, Inc.**, 1925 State Street, Erie, Pa., for (2) 1/2 ton Silverado 4x4 Trucks for the Bureau of Parks for the sum of \$45,400.00. (To replace two of the six trucks that were destroyed by the flood that occurred on June 30, 2009.)

3. **Bob Ferrando World**, Rt. 20, Girard, Pa. for (2) 3/4 ton Ford F250 4x4 Trucks for the Bureau of Parks for the sum of \$45,809.00. (To replace two of the six trucks that were destroyed by the flood that occurred on June 30, 2009.)
4. **Bank Capital Services Corporation**, 1853 Highway 315, Pittston, Pa., for a four year lease of a 2009 Chevrolet Traverse 4x4, for the Insurance Fraud Investigation Unit, Bureau of Police, at a total cost of \$31,075.68 (16 quarterly payments @ \$1,042.23 each) plus a \$300 documentation fee for a term of 7/25/09 to 4/25/12.
5. **XL Excavating, Inc.**, P. O. Box 9736, Erie, Pa., lowest of four bids received for the East 7th Street Storm Sewer Project, Bid #1638-09 for the sum of \$89,033.19. This project will construct a separate storm sewer in East 7th Street from East Avenue to the cul-de-sac just west of Perry Street. The project will (1) Separate two (2) City storm inlets and area parking lot inlets from the combined sewer; (2) Alleviate sewer backups in area basements and (3) improve storm drainage.
6. **Tom Tushak, Inc.**, 318 Mechanic Street, Girard, Pa. for the 2009 Curb and Sidewalk Replacement at various locations, Bid #1637-09, for the sum of \$21,315.45, lowest of two bids received.
7. **Guzik Concrete & Masonry**, RD 2, Box 2740, Union City, Pa., for the 2009 Curb Ramps Project, Bid 1639-09, lowest of four bidders in the sum of \$334,181.38.
8. **William T. Spaeder Co.**, 1602 East 18th Street, Erie, Pa., lowest of three bidders for the Mill Creek Litter Trap, Bid #1635-09, in the amount of \$74,490.00. (The project is being funded by a Department of Environmental Protection Growing Greener reimbursement grant.)
9. **Russell Standard Corporation**, P. O. Box 86, Union City, Pa., for the 2009 Proposed Milling and Asphalt Resurfacing of various City Streets and installation of Concrete Curb Ramps, lowest of three bids in the sum of \$1,033,344.28.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays 0.

July 15, 2009. Signed by the President. Attested by the Acting 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 charging same to the respective Budget Code Numbers:

1. **CDW-Government**, 75 Remittance Drive, Suite 1515, Chicago, Illinois for PC Replacement in Payroll and Human Resources for the Computer Service Department for the sum of \$4,913.00.
2. **William J. Miller, Esq.**, 106 Rampart Lane, Ligonier, Pa., for Arbitration Services for the City Solicitor's Office for \$2,103.70.
3. **Michael E. Zobrak**, 1227 Pleasant Street, Aliquippa, Pa., for Arbitration Services for the City Solicitor's Office for \$5,063.83.
4. **Traffic Detectors & Signs**, 7521 Forest Hill, Youngstown, Ohio, for Repairs to broken Loop Detectors at the intersection of: East 26th and Wayne Streets; East 26th and Brandes Streets; West 12th & Cherry Streets and West 32nd & Pittsburgh Avenue, for the Traffic Engineering Division for the sum of \$9,350.00.
5. **Leo's Pneumatics & Hydraulics, Inc.**, 1821 Franklin Avenue, Erie, Pa., for a Commercial Cylinder for Tandem #1003 for the Bureau of Streets, at a cost of \$2,024.12.
6. **Vulcan Signs**, 408 East Berry Avenue, P. O. Box 1850, Foley, AL, for Sign Faces and Aluminum Sign Blanks for the Bureau of Streets for \$3,261.57.
7. **High Tread International Ltd.**, 490 Ohio Street, Lockport, NY, for Tire Disposal for the Bureau of Refuse at a cost of \$5,400.00.

July 15, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

July 15, 2009. Signed by the President. Attested by the Acting City Clerk.

July 15, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, adjourned at 10:05 p.m. by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Attest:

President of City Council

(Acting) City Clerk