

The City Council met in regular session in the Council Chambers on Wednesday, August 5, 2009 at 9:00 a.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 15, 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 24<sup>th</sup>, July 31<sup>st</sup> and August 7<sup>th</sup> 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.

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MAYOR JOSEPH SINNOTT WAS AT THE CITY COUNCIL MEETING TO PRESENT THE MID-YEAR REPORT EXCERPTS FROM HIS REMARKS FOLLOW:

Throughout the first term of my administration, we focused on finding new and innovative ways to conduct operations as a municipality so as to repair the failing financial health of the City, but also to insure that we are creating a system that will keep us from revisiting the sins of the past.

When we began the task of restoring the City's fiscal health, we were in the State's Early Intervention Program and spoke often of the looming threat of Act 47 takeover by the Commonwealth. Today, although similarly situated municipalities across Pennsylvania are still plagued by Act 47 intervention, we speak only of Act 47 as an unhappy memory. A threat from our past that we were fortunate to avoid and hope never to revisit.

We were able to achieve this stability by adopting a system-wide philosophy that simply instructs that efficiency is the way to success, even for a government entity. From this grew the ongoing pursuit of new and innovative ways of doing business, that would save money in all departments. We have continued, each year, to present bare bones budgets that focused on the core competencies that a city should provide its citizenry, and providing them in such a manner that is most cost-effective for the taxpayers of this community.

This philosophy became the mission of each and every person in the administration. Through the leadership of our directors and Bureau chiefs, we have shown that a city can live within its means and still provide top level safety and services, by controlling the cost of these operations.

Today's mid-year report shows that we continue succeed in this endeavor. It shows that with proper analysis, accurate projections and resolve to stay within its confines, a true and honest municipal budget can be accomplished. As council has been active in the monthly finance meetings, you will find no surprises in this report. It reflects the ongoing financial stability that we, as an administration and council, have been able to achieve through hard work and good decision making.

In addition, our decision to oppose the finding of the Pennsylvania Auditor General concerning the uniform service drop program proved to be a sound one with the conclusion of the litigation, in the City's favor, earlier this year. This saved the City nearly 900,000 dollars for that initial determination and several million in subsequent years.

Along with the new found efficiencies, this administration has adopted a very aggressive policy toward the pursuit of grant funding. In 2009 we applied for and received several grants to help subsidize the capital, equipment and manpower needs of our public safety and public works operations. We were also able to secure significant funding, some through the new federal stimulus program, for our economic and community development needs. They include:

- \*Energy Efficiency and Conservation Block Grant Program,  
(formula based) \$1,031,500
- \*Homeless Prevention and Rapid Re-Housing Program,  
(formula based) \$1,458,364
- \*Community Development Block Grant  
(formula based) \$953,386
- \*Foster Care Lead Demonstration Grant  
(competitive) \$164,380
- New Communities Grant for streetscape design  
(competitive) \$250,000
- Griswold Park improvements grant (PADCNR)  
(competitive) \$450,000

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|--|---------------------|
| New Communities, Elm Street Program, (PADCNR)              |                     |
| (competitive)  | \$285,000           |
| Neighborhood Stabilization Program (PADCED)                |                     |
| (competitive)  | \$3,573,870         |
| PA Smart Transportation Community Initiative Grant Penndot |                     |
| (competitive)  | \$3,350,000         |
| <b>TOTAL</b>   | <b>\$11,616,500</b> |

\* Stimulus funds

These funding sources have helped us move the agenda for Erie forward much more quickly than would otherwise have been possible. We will continue to pursue grant opportunities in all areas of our operations, as they become available. This will help us to enhance the effectiveness of our operation, with as little impact to the taxpayers as possible.

I thank you for your ongoing support of this administration as we work together to make Erie a strong, financially viable community. We will continue in our mission to make Erie a model for cities across the state of how municipalities can succeed despite the challenges facing us all.

By Mrs. Horan-Kunco, Council File Ordinance #42-2009, Pending Official File Ordinance #42-2009

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.

August 5, 2009. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Thompson, having read Council File Ordinance #42-2009 and now known as Pending Official File Ordinance #42-2009 does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Thompson, Council File Ordinance #15,667, Pending Official File Ordinance #43-2009

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

August 5, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Schember, having read Council File Ordinance #15,667 and now known as Pending Official File Ordinance #43-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk

By Mr. Schember, Council File Ordinance #15,668, Pending Official File Ordinance #44-2009

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.

August 5, 2009. City Council on motion of Mr. Schember, Seconded by Mr. Jones, having read Council File Ordinance #15,668 and now known as Pending Official File Ordinance #44-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

By Mrs. Jenkins-Husband, Council File Ordinance #15,669, Pending Official File Ordinance #45-2009

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

August 5, 2009. City Council on motion of Mrs. Jenkins-Husband, Seconded by Mr. Thompson, having read Council File Ordinance #15,669, and now known as Pending official File Ordinance #45-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

By Mr. Aleksandrowicz, Council File Ordinance #15,670, Pending Official File Ordinance #46-2009

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.

August 5, 2009. City Council on motion of Mr. Aleksandrowicz, Seconded by Mr. Thompson, having read council File Ordinance #15,670 and now known as Pending Official File Ordinance #46-2009, does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

**WAIVE RULES**

By Mr. Thompson, Council File Ordinance #15,671

an ordinance appropriating the sum of \$1,801.00 from unappropriated and anticipated revenue from Account #241-0613-2006-3311 JAG Interest and providing for the expenditure thereof by allocating said funds to Account #241-0613-2006-4079 Office Equipment. (for the purchase of a new printer/copier/fax/scanner)

August 5, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, having read Council File Ordinance #15,671, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

**WAIVE RULES**

By Mr. Thompson, Council File Ordinance #15,672

an ordinance appropriating the sum of \$894.97 from unappropriated and anticipated revenue from Account #241-0613-2007-3361 A Interest and providing for the expenditure thereof by allocating said funds to Account #241-0613-2007-4079 Office Equipment. (for the purchase of a new printer/copier/fax/scanner)

August 5, 2009. City Council on motion of Mr. Thompson, Seconded by Mr. Aleksandrowicz, having read Council File Ordinance 15,671, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

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Councilman James Thompson recognized members of the audience who are here in the United States, specifically to visit Erie including Maria Gawlas and Caroline Gawlas, visitors from Paris, France and Joseph Conway, Johnny Whelan, Kevin Brazel, Tomas Power, Niamh Power and Aisling Power, visitors from Ireland.  
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By Mrs. Jenkins-Husband, Seconded by

WHEREAS, **Neighborhood Watch groups** have become an important and integral part of communities across the nation, the members of City Council wish to recognize our Neighborhood Watch groups for their participation in the National Night Out in conjunction with other Neighborhood Watch programs across the United States to heighten awareness for crime prevention, general support or and participation in local anti-crime programs and strengthening neighborhood and police community partnerships.

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

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

That the proper officials of the PA Department of Transportation and the City Traffic Engineer are respectfully requested to study the intersection of **West Bayfront Highway and Cranberry Street** for the feasibility of installing a traffic light at that intersection and to report their findings thereon to City Council.

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

The Honorable Councilors  
City Council of the City of Erie  
626 State Street, Erie, Pa.

July 9, 2009

Sir and Mesdames:

It's been a pleasure serving in the Erie City Zoning Hearing Board fro the past several years. However, ever since I was hired by GECAC as its Financial Literacy Educator in January of this year, I had been attending the Zoning Hears Board hearings while on leave from GECAC without pay.

Due to the pressing daytime duties that I have to perform for GECAC, I respectfully tender by resignation from the Erie City Zoning Hearing Board effective immediately.

I thank the City Council for giving me the opportunity and the privilege of serving the citizens of the City of Erie through the Erie City Zoning Hearing Board. I wish I could serve longer on the Board but most of my presentations and other important duties are performed at daytime.

I thank the Zoning Hearing Board members for their kindness and cooperation.

Respectfully yours,  
S/ Salvador A. Parco, PhD

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

That **Mr. Glenn Duck, Jr.**, 537 Beverly Drive, Erie, Pa., 16505, is appointed to the City of Erie Zoning Board, to fill the unexpired term of Mr. Salvador A. Parco, (resigned), with said term expiring on December 31, 2011.

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember 7. Nays. 0.  
August 5, 2009. Signed by the President. Attested by the City Clerk.

To: Joseph E. Sinnott July 27, 2009  
CC: Kim Green, Director, EC & CD  
From: Thomas J. McIntire, Erie Enterprise Zone Coordinator  
Re: Enterprise Zone Loan Review Committee Membership Term Renewal and New Member Resolution for Wednesday, August 5, 2009

Mayor:

Please authorize the following Enterprise Zone Loan Review Committee new member appointment and existing member term renewal effective September 1, 2009.

- \* David Slomski, VP & Business Banking Manager, Marquette Savings Bank  
New Member Appointment - Term Ending August 31, 2012
- \* Mark Bliley, President, American Railing Systems, Inc. - Present  
Member Term Renewal - Term ending August 31, 2011

Dave Slomski, who previously assisted us as a member of the Commercial and Retail Loan Program (now dormant) has agreed to assist us with our Erie Enterprise Zone Loan Renew Committee. He has 36 years of banking experience and most recently he joined Marquette Savings Bank to help them establish a Commercial Lending Department. Dave is joining us as a replacement for James Gehrlein, who assisted us for 14 years.

Mark Bliley, President of American Railing Systems, Inc., who has been a member of our Loan Review Committee since May 2000, has again offered to participate as a member of the committee. As a business owner, Mark provides us with appropriate insight into the requests that we review.

These are two of the five individuals that assist us with the review of loan requests that come before the Erie Enterprise Zone Loan Review Committee. Mark's current term is due to expire on August 31, 2009. The addition of David Slomski and the extension of Mark Bliley's membership term ensure that we have experience and continuity in the operation of our Enterprise Zone Revolving Loan Fund. These individuals are valuable resources for our loan process.

With your concurrence. the attached resolution will be submitted for the City Council meeting scheduled for Wednesday, August 5, 2009.

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

That the resolution submitted by Mayor Joseph E. Sinnott of the term extension and/or appointment of the following individuals to the Enterprise Zone Loan Review Committee from September 1, 2009 is hereby received and confirmed by City Council:

- David Slomski**, VP Business Banking Manager, Marquette Savings Bank - New Member with a term expiring August 31, 2012
- Mark Bliley**, President, American Railing Systems Inc. - Term Extension with a term expiring August 31, 2011

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember 7. Nays. 0.  
August 5, 2009. Signed by the President. Attested by the City Clerk.

TO: Rubye Jenkins-Husband, City Council Liaison July 24, 2009  
FROM: Jason W. Sayers, P. E., Assistant City Engineer  
RE: Resolution to approve Memorandum of Understanding  
Erie County Conservation District

On the agenda for the City Council meeting of August 5, 2009 is a resolution authorizing the proper City officials to execute a Memorandum of Understanding (MOU) with the Erie County Conservation District (EDCCD).

On March 10, 2004, the Stormwater Quality Management Ordinance (Article 946, Ordinance 20-2004) received final passage by Erie City Council. The City was required to adopt this ordinance as a key component of its Municipal Separate Storm Sewer System (MS4) status. The City holds a National Pollutant Discharge Elimination System (NPDES) permit for the Pennsylvania Department of Environmental Protection (PADEP) which authorizes us to discharge stormwater into waters of the Commonwealth.

The ordinance requires the City to receive, review, and approve all Erosion and Sedimentation Control Plans for Regulated Earth Disturbance activities. Since the adoption of the ordinance, the Bureau of Engineering has had a working arrangement with the Erie County Conservation District to ensure that these duties have been performed. Recently, the District has asked each of the Erie County MS4 municipalities to formalize the working arrangement by executing a Memorandum of Understanding.

The Memorandum of Understanding is critical to the city's ongoing MS4 program. It ensures that the city can continue to use the valuable services of the Erie County Conservation District. It also prevents the City from having to duplicate the District's existing program and incur the cost that such program development would require.

**MEMORANDUM OF UNDERSTANDING BETWEEN THE ERIE COUNTY CONSERVATION DISTRICT  
AND THE CITY OF ERIE**

This memorandum has been prepared jointly and agreed upon by each party for the following purposes:

To serve as a point commitment by the signatory parties to control accelerated erosion and to prevent sediment pollution to the waters of the Commonwealth which may result from the conducting of earth disturbance activities in the City of Erie.

To serve as a basis for stating the role of each party in administering the provisions of the City of Erie Stormwater Quality Management Ordinance No. 20-2004 (Article 946,), which regulates erosion and sediment pollution control (the "Ordinance")

1. In carrying out the intent of this Memorandum, the Erie County Conservation District ("District") shall:

A. Provide to Municipality a listing of its plan review fees for inclusion or use by Municipality in the Ordinance and promptly notify Municipality of any changes in the plan review fee schedule.

B. Receive, review, and approve all erosion and sedimentation control plans (Plan) for projects disturbing one (1) acre or more of earth disturbance and or all projects requiring Post Construction Stormwater approval and or measures, solely or as part of a larger common plan of development, as required under the Ordinance and complete an initial review of the Plan within thirty (30) calendar days of its receipt. Reviews of second and third Plan submissions (revisions) will be completed within thirty (30) calendar days of their receipt.

C. Within five (5) working days of completion, notify the applicant and Municipality of all adequate Plan reviews, as well as all determinations of inadequate Plan reviews. The district will also notify the applicant and Municipality that a Plan will not be further reviewed after the third Plan submission; due to wholly inadequate information and/or a failure of the applicant to develop a Plan in compliance with PA DEP Chapter 102 Erosion and Sediment Control Rules and Regulations.

D. Upon request, provide all applicants with the PA DEP Erosion and Sediment Control Program Manual and related forms, worksheets, checklists, etc., necessary to successfully prepare a Plan.

E. Upon the request from Municipality and/or upon receipt of a request from a third party, inspect ongoing earth disturbance projects and complete a standard PA DEP Earth Disturbance Inspection Report (EDIR). In conjunction with this responsibility, the District shall:

1. Advise Municipality of all third party complaints within ten (10) calendar days of their receipt. The source of the complaint shall remain anonymous in accordance with Pa DEP policy.

2. Provide a copy of all EDIRs to the affected earthmover and Municipality with five (5) calendar days of their completion.

F. Serve as the repository for all approved Plans, complaints, EDIRs, correspondence, etc., that involve earthmoving activities. All such information, except the complaint forms shall be contained in a filing system which shall be available for inspection by Municipality officials at any time, or by third parties according to the District's policy.

G. Commit the necessary staff time, and provide all information necessary to assist the Municipality in conduction enforcement proceedings if provided for in the Ordinance.

II. In carrying out the intent of this Memorandum, Municipality shall:

A. Retain a sufficient quantity of the district's Erosion and Sediment Control Plan Review Applications, and Review Fee Schedule, and issue such forms to all parties for projects that require such a review in accordance with the provisions of the Ordinance. The Municipality shall provide instructions to have the Plans submitted to the District.

B. Inform all citizens, builders, contractors, and developers that all earth disturbance activities, including clearing and grubbing, requires appropriate erosion and sedimentation control measures; regardless of necessary plan approval.

C. Forward all questions pertaining to the preparation of Plans and Applications to this District.

D. Forward all third party complaints about ongoing earth disturbance projects to the District for its inspection.

E. Upon notification by the district, withhold any subdivision and/or land development approval sand/or issuance of permits including Building and Occupancy permits when and where it has been determined that an applicant has failed to secure an adequate Plan review from the District, or that a site is in continued violation

(all deadlines for voluntary compliance have expired) of Chapters 92, 102, and 102 of the PA Code.

F. Within ten (10) working days of receipt of notice from the district that a site is in continued violation (all deadlines for voluntary compliance have expired) issue a Notice of Violation to the earthmover and/or property owners, as specified in Article 946.15 of Ordinance No. 20-2004. Thereafter, the municipality shall promptly initiate and complete the penalty and enforcement provisions contained in article 946.16 of Ordinance No. 20-2004. Copies of all documents, findings and actions will be sent to the District.

II. This Memorandum of Understanding shall become effective immediately. It shall be reviewed periodically, as the need arises by either or both parties, and may be amended by mutual consent of both parties. This Memorandum of Understanding may be terminated at any time, by either party, following a thirty (30) day written notice to the other party.

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

That the proper City officials are authorized and directed to execute the Memorandum of Understanding with the **Erie County Conservation District**, 1927 Wager Road, Erie, Pa., which will serve as a joint commitment by the signatory parties to control accelerated erosion and to prevent sediment pollution to the waters of the Commonwealth which may result from the conducting of earth disturbance activities in the City of Erie. The MOU shall serve as a basis for stating the role of each party in administering the provisions of the City of Erie Stormwater Quality Management Ordinance #20-2004 (Article 946) that regulates erosion and sediment pollution control.

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

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

That the proper City officials are authorized and directed to enter into an Easement Agreements with **Sunesys, LLC**, 185 Titus Avenue, Warrington, Pa., for the installation of an underground conduit containing a fiber optic cable system to be installed in Washington Place between Top Road and Tower Lane. The utility project will provide service to Lake Erie College of Osteopathic Medicine (LECOM) property. In addition to the standard permit fees, Sunesys, LLC will pay the City of Erie a one-time fee of two dollars (\$2.00) per linear foot of right-of-way used.

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 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 **Bertrand's Bistro**, tenant of 18 North Park Row, City Index #(17) 4002-100, in compliant with the attached City Engineer's metes and bounds description locating an outside dining area (tables and chairs) in the North Park Row right-of-way. The dining area will protrude eight feet (8') into the North Park Row right-of-way. An adequate width of sidewalk will remain for pedestrian travel.)

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7 Nays. 0.

August 5, 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 **Thomas A. Dworzanski**, owner of 508-510 State Street, Index #(17) 4002-101, locating a canopy and support poles in the State Street right-of-way. (This canopy will protrude ten feet (10') into the right-of-way and the support posts will be placed seven feet (7') into the right-of-way. The canopy will have adequate clearance above the public sidewalk)

(All requests for Easement Agreements are required to furnish a bond saving the City of Erie harmless from any liability)

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the 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. **Sprint**, 683 Peach Street, Erie, Pa., for cell phone services for two years for the City of Erie at unit pricing per government contract.
2. **Bob Ferrando World**, Rt. 20, Girard, Pa., for (2) 4x4 Ranger XLT Trucks for the Bureau of Parks for the sum of \$37,208.00.
3. **Russell Standard Corporation**, P. O. Box 86, Union City, Pa.. 16438, for the proposed Reclaiming and Recycling of Roads and Streets: Walker Boulevard, Genesee Avenue an East 19th Street for the sum of \$46,433.04. (COG)
4. **Rohrer Trucking**, 3180 Route 6N, Waterford, Pa., for the Demolition for 5 properties: 304 East 22<sup>nd</sup> Street, 4038 Warsaw; 1237 Buffalo Road; 1202 East 21st Street and 1801 Buffalo Road, for the Department of Economic & Community Development, for the sum of \$30,350.00.
5. **McCormick Structural Systems, Inc.**, 1345 West 12th Street, Erie, Pa., for the Demolition of 5 properties: 540 West 17th Street; 2304 French Street; 1231 Buffalo Road, 2014 Buffalo Road, 802-04 Wayne Street, for the Department of Economic & Community Development, for the sum of \$30,950.00.
6. **Vineyard Oil & Gas**, 10299 West Main Road, North East, Pa., for a one year contract extension for approximately 99,000 mcf of Natural Gas for the Wastewater Treatment Plant, the Erie Zoo and various City accounts at the quote price of \$.57 cents per D/th plus the daily NYMEX price until August 31, 2010. The NYMEX price will fluctuate during the course of the contract and the delivery price shall remain as quoted.

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.  
August 5, 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 hereby 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. **Eaton Corporation**, 8809 Six Forks Road, 4<sup>th</sup> Floor, Raleigh, NC for a Hardware Maintenance Agreement for the Primary Battery Backup for the computer data center for three years starting 8/17/09 and ending 8/16, 2012 for the Computer Service Department of the City of Erie at a total cost of \$3,785.00.
  2. **Bitting Recreation, Inc.**, P. O. Box 8445, Harrisburg, Pa., for a replacement Slide Bedway, for the Bureau of Parks, for the sum of \$3,462.31.
  3. **Champion Ford**, 2502 West 26<sup>th</sup> Street, Erie, Pa., for an Engine for the Bureau of Police, for the sum of \$2,682.98.
  4. **Ikon Office Solutions**, P. O. Box 802558, Chicago, IL., for a one year Maintenance Agreement for a Cannon IR330S in Central Records, for the Bureau of Police for the sum of \$3,119.42.
  5. **Commonwealth of Pennsylvania**, PA State Police, Enterprise Network System, 1800 Elmerton Avenue, Harrisburg, Pa., for the annual recurring data circuit lease for NCIS/ Clean System, for the Bureau of Police for the sum of \$3,500.00.
  6. **Ikon Office Solutions**, P. O. Box 802558, Chicago, IL, for a new Ricoh MP 3350 MFC Copier and one 1) year Maintenance Agreement for the Police Operations area, for the Bureau of Police at a total cost of \$5,365.00. (State Contract COSTAR)
- For the Wastewater Treatment Plant for the Bureau of Sewers:**
7. **ACE Viking Co.**, 2222, East 30<sup>th</sup> Street, for one (1) 30 HP Baldor Inverter Drive for the sum of \$3,132.00. (This drive will replace the drive on the #4 Return Activated Sludge pump drive when it is rebuilt this month.)
  8. **Erie Bearings Co.**, 1432 East 12th Street, Erie, Pa., for two (2) Transmissions for the East Primary Tanks for the sum of \$5,165.63.
  9. **PMC Inc**, 110 West Road, Suite 213, Towson, MD, for eight (8) Sprockets for the East Primary Tanks for the sum of \$5,955.00.
  10. **ACE Viking Co.**, 2222 East 30<sup>th</sup> Street, Erie, Pa., for one (1) 124 HP Baldor Inverter Drive for the sum of \$7,181.00. (This drive will replace the drive on the #9 Return Activated Sludge pump drive when it is rebuilt this month.)
  11. **ACE Viking Co.**, 2222 East 30<sup>th</sup> Street, Erie, Pa., for two (2) 40 HP Baldor Drives for the sum of \$7,448.00. (These drives will replace the drives on the Belt Press Sludge feed pumps)
- For the Sewer Maintenance Division of the Bureau of Sewers:**
12. **Miller Pump**, 9910 Peach Street, Waterford, Pa., for the emergency purchase of a Pump for the Greengarden Lift Station for the Sewer Maintenance Division at a cost of \$3,570.00. (The failing of this pump required the immediate purchase of a replacement. If the on-line pump would fail, we would have to terminate sewer service to an industrial park.)

13. **A & H Equipment**, 1124 McLaughlin, Bridgeville, Pa., for Nozzles for the Vactor Truck for the Sewer Maintenance Division for the sum of \$3,875.00. (These nozzles are on the jetter that cleans the sewer and opens up blockages.)
  14. **National Conveyors Co.**, 33 Nicholson Road, East Granby, CT, for the purchase of Replacement Bag Filters for the Incinerator Ash System for the Sewer Maintenance Division for the sum of \$4,324.80.
- For the Bureau of Sewers:**
15. **Kappe Associates**, 100 Wormans Hill Court, Frederick, MD, for Repair Parts for Incinerator Scrubber Water Pump for the sum of \$4,908.60. (This will allow Plant personnel to totally rebuild one of the pumps, rather than purchase a new pump.)
  16. **Lenny's Machine Co.**, 10047 Keystone Drive, Lake City, Pa., for a Chlorine Water Pump, for the sum of \$5,899.99. (This pump is part of the chlorine disinfection system. This is a permit required operation at the Plant)
  17. **David Milano Construction**, 1827 West 36<sup>th</sup> Street, Erie, Pa., for Repair services in Installing Storm Manhole & 3 Catch Basins at 722 Chestnut Street for the sum of \$6,746.49. (Material Costs Only)
  18. **William T. Spaeder Co.**, 1602 East 18th Street, Erie, Pa., for the installation of new Sprockets and Chain in Grit Chamber #1 for the sum of \$9,500.00. (The grit tanks are critical to the Plant's daily operation and also to meeting the Plant's NPDES Permit requirements)
  19. **Flow Media, Inc.**, P. O. Box 401, Carnegie, Pa., for an Eastech Accuron 7700 area velocity Flow Meter for the sum of \$9,625.00. (This will replace an aging meter currently at the Plant.)
  20. **Parsons Penn Glass**, 2817 Pine Avenue, Erie, Pa., for Replacement Windows in the lobby of the Administration Building, at a total cost of \$9,884.00. The windows presently cannot be opened when the air conditioning fails causing a very warm working environment. Also every time it rains heavily along with a west wind, they leak. The water actually covers half the floor in the lobby causing an unsafe condition to exist. Four companies were asked to submit quotes.)
  21. **David Milano Construction**, 1827 West 36<sup>th</sup> Street, Erie, Pa., for Material Costs Only, for
    - (1) Blacktop Winter Cuts at 330 East 2<sup>nd</sup> for \$5,817.00
    - (2) Landscaping in backyards from winter repairs at 432 East 7<sup>th</sup> Street; 615 East 7<sup>th</sup> Street, 801 East 7<sup>th</sup> Street; 1013 East 4<sup>th</sup> Street, 1040 East 6<sup>th</sup> Street, 1341 East 7<sup>th</sup> Street; 1303 Atkins Street; 1820 Fairmont Parkway and 2230 Woodlawn at a total cost of \$5,730.58
    - (3) Repair Sanitary Connection at 1814 Cascade Street @ \$2,660.70.

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

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

That the communications from various City Authorities submitted pursuant to Act 339 listing the names, positions and salaries of their employees for the first six months of 2009 is hereby received by the City Council and ordered placed on file in the Office of Accounts, Finance and Budget:

|   |                              |
|---|------------------------------|
| Erie County Convention Center Authority | Erie Redevelopment Authority |
| Erie Metropolitan Transit Authority     | Erie Airport Authority       |
| Erie-Western PA. Port Authority         | Erie City Water Authority    |
| Erie Park Authority/Zoological Society  | Erie Housing Authority       |
| Erie Parking Authority                  |                              |

August 5, 2009. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

August 5, 2009. Signed by the President. Attested by the City Clerk.

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August 5, 2009. City Council on motion of Mr. Aleksandrowicz, Seconded by Mr. Thompson, adjourned at 12:00 noon by yeas Council Members Aleksandrowicz, Cappabianca, Horan-Kunco, Jenkins-Husband, Jones, Thompson and Schember. 7. Nays. 0.

Attest:

\_\_\_\_\_  
President of City Council

\_\_\_\_\_  
City Clerk