

The City Council met in regular session in the Council Chambers on Wednesday, October 19, 2011 at 7:30 P.M.

Council Members present: Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz and Horan-Kunco 6. Nays. 0. Mr. Winarski arrived at 7:40 P.M.

On motion of Mr. Jones, Seconded by Mr. Schwartz, the reading of the minutes of the Meeting of October 5, 2011 were dispensed with and same adopted with copies furnished to the members of City Council by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, and Horan-Kunco. 6. Nays. 0. (Mr. Schwartz abstains on liquid fuel tax bills).

Copies of the bills under date of October 14, 2011, and October 21, 2011, were given to City Council and same adopted by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schwartz, Schember, and Horan-Kunco. 6 Nays. 0.

By Mr. Cappabianca, Council File No. 15,775, Pending Official File Ordinance No. 36-2011.

An ordinance appropriating the sum of **\$64,790.00** from unappropriated and anticipated revenue and providing for the expenditure thereof. 2011 Justice Assistance Grant.

October 19, 2011. City Council on motion of Mr. Cappabianca, Seconded by Mr. Winarski having read Council File Ordinance 15,775, now known as Pending Official File Ordinance No. 36-2011 does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski, and Horan-Kunco. 7. Nays. 0.

October 19, 2011. Signed by the President. Attested by the City Clerk.

By Mr. Schwartz, Council File No. 15,776

An ordinance **amending the Codified Ordinances** of the City of Erie, Title Three Administrative Code, Article 113 (Mayor), Section 113.08 (Compensation of Mayor) by increasing the annual compensation of the Mayor of the City of Erie from \$65,000.00 to \$95,000.00 commencing the first Monday in January 2014.

A proposed amendment by Mr. Cappabianca, Seconded by Mrs. Horan Kunco, Resolved, etc.

That the compensation of the Mayor of the City of Erie be raised from \$65,000.00 to \$69,500.00.

October 19, 2011. City Council on motion of Mr. Cappabianca, Seconded by Mrs. Horan-Kunco having read Council File Ordinance 15,776, **failed to adopt** as amended on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, and Horan-Kunco. 3. Nays. 4. Council Members Jones, Schember, Schwartz and Winarski.

October 19, 2011. Signed by the President. Attested by the City Clerk.

October 19, 2011. City Council on motion of Mr. Schwartz, Seconded by Mr. Winarski having read Council File Ordinance 15,776, does hereby adopt by yeas Council Members Jones, Schember, Schwartz and Winarski. 4. Nays 3. Council Members Aleksandrowicz, Cappabianca and Horan-Kunco.

October 19, 2011, Signed by the President. Attested by the City Clerk.

By Mr. Schwartz, Council File No. 15,777

An ordinance approving the plan of the Erie Sewer Authority for the issuance of an aggregate amount not to exceed **\$29,950.00 Variable Rate Demand Revenue Refunding Bonds**, series of 2011 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 Variable Rate Demand Revenue Refunding Bonds and the source of such payments; repealing all inconsistent ordinances and providing that the ordinance is effective immediately.

To: Mr. James Klemm, City Clerk Oct.19, 2011
 From: Joseph Schember, City Council Member
 RE: Abstention from Voting – Council File Ordinance No. 15,777.
 Please be advised that, because I am currently an employee of PNC Bank and it is my understanding that PNC Bank (or its affiliates) may receive a distinct pecuniary benefit from its involvement in this matter, I abstain from voting on it. Although my duties at PNC are unrelated to the work PNC would perform on this matter, I will not participate in it in order to avoid any conflict of interest. Please reflect the contents of this memorandum in the minutes of any meeting in which action is taken on this matter.

October 19, 2011. City Council on motion of Mr. Schwartz, Seconded by Mr. Cappabianca having read Council File Ordinance 15,777, does hereby adopt on First Reading by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schwartz, Winarski, and Horan-Kunco. 6. Nays. 0. Mr. Schember abstains.
 October 19, 2011. Signed by the President. Attested by the City Clerk.

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

That the proper city officials are authorized and directed to enter into a negotiated **Renewal Agreement** between the County of Erie, the School District of the City of Erie, the City of Erie (“the Taxing Bodies”) and UPMC Hamot Medical Center for the purpose of renewing the PILOT agreement between UPMC Hamot and the Taxing Bodies for the years 2012, 2013, 2014, 2015 and 2016 and subsequent years under the terms of the original agreement.

October 19, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.
 October 19, 2011. Signed by the President. Attested by the City Clerk.

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

That the proper City officials are authorized and directed to enter into an **Easement Agreement** with Mercyhurst College, 501 East 38th Street, Erie, PA 16546 for proposed softball field accommodations at Index No. (18) 5373-300. The left-outfield area (East 35th Street) and right-field temporary bleacher area (East 36th Street) would extend into City rights-of-way in accordance with the “Easement Sketch”, as prepared by Urban Engineers, Inc.

October 19, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.
 October 19, 2011. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the Office of Personnel – Civil Service.

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$5,191.90	002-0521-0000-4059	Other Svcs	\$5,191.90	002-0521-0000-4041	Professional Svcs.

October 19, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.
 October 19, 2011. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the Bureau of Streets.

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$15,000.00	002-0713-0000-4047	Heat/Lights	\$15,000.00	002-0713-0000-4056	Repair/ Maint.

October 19, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

October 19, 2011. Signed by the President. Attested by the City Clerk.

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

That the Mayor and City Controller are authorized and directed to execute contracts between the City of Erie and the following individuals and/or companies for goods and/or services as noted and the City Council does hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. **U.S. Municipal.** PO Box 574 Huntingdon, PA 16652, for plows for the Bureau of Streets, at a cost of \$62,000.00.
 October 19, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Winarski and Horan-Kunco. 6. Nays 0. Mr. Schwartz abstains on liquid fuel tax funds.
 October 19, 2011. Signed by the President. Attested by the City Clerk.
2. **Jim Brozell Construction,** 9298 Peach Street, Waterford, PA 16441 for the 2011 Curb and Sidewalk Replacement, Various Location, Bid No. 1667-11, in the amount of \$19,604.00. (Only bid received).
 October 19, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.
 October 19, 2011. Signed by the President. Attested by the City Clerk.

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

That the Purchasing Agent is authorized and directed to issue purchase orders to the following individuals and/or companies for goods and/or services as noted and the City Council does hereby ratify and confirm the said transactions which are to be charged to the respective Budget Code Numbers, viz:

1. **A. W. Farrell & Son, Inc.** 3761 East Lake Rd, Dunkirk, NY, 14048 for roof repairs at Engine #8 Firehouse, in the amount of \$2,900.00.
2. **Michael Fahey,** for Fire CPAT Proctor 153 hours @\$25/hour for the Office of Human Resources at a total cost of \$3,825.00.
3. **Energy Absorption Systems,** P.O. Box 951716, Dallas, TX 75395-1716 for 250 curb delineators with base in the amount of \$7,227.50.
4. **CDW-G,** 300 North Milwaukee Avenue, Vernon Hills, IL 60061, for NetApp SAN Support for 2011-2012, for the office of Computer Systems and Services at a total cost of \$3,633.37.
5. **Al Xander Co.,** PO Box 98, Corry, PA 16407-0098, for one (1) Tote Intercool for Glycol for the Bureau of Sewers at a total cost of \$3,295.00.
6. **Baycrete, Inc.,** PO Box 8085, Erie, PA 16505 for 61 cubic yards of concrete, for the Bureau of Sewers at a total cost of \$7,510.85. (Other Quote: Anthony - \$7,961.50).

October 19, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

October 19, 2011. Signed by the President. Attested by the City Clerk.

 October 19, 2011. City Council on motion of Mr. Jones, Seconded by Mr. Schwartz, adjourned at 9:10 P.M. by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 6. Nays. 0. Mr. Schember left at 9:00 P.M.

 President of City Council

Attest:

 City Clerk

