

The City Council met in regular session in the Council Chambers on Wednesday, November 16, 2011 at 9:10 A.M.

Council Members present: Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco 7. Nays. 0.

On motion of Mr. Schember, Seconded by Mr. Jones, the reading of the minutes of the Meeting of November 2, 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, Winarski and Horan-Kunco. 7. Nays. 0. (Mr. Schwartz abstains on liquid fuel tax bills).

Copies of the bills under date of November 11, 2011, and November 18, 2011, were given to City Council and same adopted by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7 Nays. 0.

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By Mrs. Horan-Kunco, Council File No. 15,778, Pending Official File Ordinance No. 39-2011

An ordinance appropriating the sum of **\$35,500.00** from unappropriated and unanticipated revenues resulting from donor contributions into the City of Erie Capital Improvement Fund and providing for the expenditure thereof. City of Erie Capital Improvement Fund.

November 16, 2011. City Council on motion of Mrs. Horan-Kunco, Seconded by Mr. Jones having read Council File Ordinance 15,778, now known as Pending Official File Ordinance No. 39-2011 does hereby adopt on Final Passage by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011, Signed by the President. Attested by the City Clerk.

By Mr. Schember, Council File No. 15,779

An ordinance fixing the **tax rate** for all city purposes for the Fiscal Year 2012 (beginning on January 1, 2012 and ending on December 31, 2012).

November 16, 2011. The above ordinance will be considered at recessed meeting of November 23, 2011.

By Mr. Schember, Council File No. 15,780,

An ordinance adopting the **General Fund** and certain other budgets for the fiscal year 2012 (beginning January 1, 2012 and ending December 31, 2012).

November 16, 2011. The above ordinance will be considered at recessed meeting of November 23, 2011.

By Mr. Winarski, Council File No. 15,781,

An ordinance appropriating the sum of **\$355,680.00** from unappropriated and anticipated revenue to provide for the expenditure thereof for the construction phase of Perry Square Streetscape from North Park Row to South Park Row.

November 16, 2011. City Council on motion of Mr. Winarski, Seconded by Mr. Jones having read Council File Ordinance 15,781, does hereby adopt on First reading by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011, Signed by the President. Attested by the City Clerk

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

That the communication from Mr. Dennis G. Solensky Executive Director of the Erie Metropolitan Transit Authority **requesting the vacating** of certain streets abutting their property, being, German Street between East 14<sup>th</sup> and East 15<sup>th</sup> Streets; and also, Division Street between East 14<sup>th</sup> Street and the CSX Right-of-way, is hereby received and referred to the City Planning Commission for recommendation and report thereon.

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

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

That the proper officials are authorized to enter into a contract with Attorney Richard Perhacs to negotiate the **Act 111 Interest Arbitration** between the City of Erie and Erie Fire Fighters Local 293 in the amount not to exceed \$20,000.00.

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

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

That the Mayor and other appropriate City officials are authorized to **execute an agreement** between the City of Erie and Mullin and Lonergan Associates, Inc., 2370 York Road, Suite E-2, Jamison, PA 18929 for consulting services to prepare a housing marketing analysis of the designated NSP neighborhoods and the neighborhoods in the Community Development Impact Area to comply with the regulations of the HOME Program. The total compensation to be paid to Mullin and Lonergan Associates, Inc. under the agreement is not to exceed \$25,000.00.

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the Office of Computer and Information Systems.

<u>Transferred From</u>			<u>Transferred To</u>		
<u>Amount</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Account</u>	<u>Title</u>
\$12,000	002-0535-0000-4056	Repair & Maint	\$18,500	002--0535-0000-4041	Pro. Service
\$ 6,500	002-0535-0000-4059	Other Services			
\$18,500					

. November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the neighborhood Stabilization Program.

<u>Transferred From</u>			<u>Transferred To</u>		
<u>Amount</u>	<u>Account</u>	<u>Title</u>	<u>Amount</u>	<u>Account</u>	<u>Title</u>
\$10,000	387-1387-0000-4018	Group Ins.	\$10,000	387-1387-0000-4041	Pro. Services

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

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

That the following amounts are transferred in the Sewer Revenue Fund.

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$35,000	007-0773-0000-4077	Other Impro.	\$35,000	007-0771-0000-4033	Op. Supplies

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

That the following amounts are transferred in the Department of Public Works, Golf.

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

Transferred From			Transferred To		
Amount	Account	Title	Amount	Account	Title
\$6,000	009-0728-0000-4013	Season.Labor	\$3,350	009-0728-0000-4035	Repair.Maint
			\$ 200	009-0728-0000-4045	Communications
			\$2,450	009-0728-0000-4052	Advertising
			\$6,000		

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Seconded by Mr. Aleksandrowicz, 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. **CRUX, Inc.**, 1525 Industrial Drive, Erie, PA 16505, for a sonic wall and sonic wall installation for the Office of Computer Services, at a cost of \$15,597.00.
2. **CRUX, Inc.**, 1525 Industrial Drive, Erie, PA 16505, for two (2) EMC SANs equipment and installation and configuration of SANs equipment for the Office of Computer Services, at a cost of \$31,748.00.

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

3. **Groff Tractor & Equipment, Inc**, 6779 Carlisle Pike, Mechanicsburg, PA 17060, for a Vogele 5103-2 Vision 8' Wheeled Paver, for the Bureau of Streets for \$279,000.00.

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schwartz, Winarski and Horan-Kunco. 6. Nays 0. Mr. Schember abstains

November 16, 2011. Signed by the President. Attested by the City Clerk.

By Mr. Schember, Seconded by Mr. Winarski, 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. **Malin, Berguist & Company, LLP**, 2402 West 8<sup>th</sup> Street, Erie, PA 16505, for the required audit of the Streetscape Master Plan Grant, for the Department of Economic and Community Development , at a total cost of \$3,000.00.
2. **CRUX, Inc.**, 1525 Industrial Drive, Erie, PA 16505, to exchange migration to virtual server for the Office of Computer Services, at a cost of \$6,000.00.
3. **James B. Schwab Co.**, 2901 West 22<sup>nd</sup> Street, Erie, PA 16506 for a stitcher for the Print Shop for the Office of Reproduction , at a total cost of \$6,250.00.

4. **Dibble Tree Service, Inc.**, 9470 Wattsburg Road, Erie, PA 16509, for the removal of trees and stumps at various locations throughout the city of Erie for the Bureau of Public Works, at a cost of \$6,575.00.
5. **Eni USA R & M Co. Inc.** – Cabot PA, PO Box 7247-7028, Philadelphia, PA 19170-7028 for motor oil and hydraulic oil for the Municipal Garage at a total amount of \$3,069.61.
6. **Telog Instruments, Inc**, 830 Canning Parkway, Victor, NY 14564 for a telemetry monitoring system at Perry's Landing Lift Station for the Bureau of Sewers at a total amount of \$2,360.00.
7. **Telog Instruments, Inc**, 830 Canning Parkway, Victor, NY 14564 for a flow monitoring sensor for the Bureau of Sewers at a total amount of \$3,720.00.
8. **David Milano Construction**, 2202 Zimmerly Road, Erie, PA 16506 for materials only for performing installation and repair services for the Bureau of Sewers as follows: See Attached - \$2,262.31 (Material Costs Only), See Attached - \$2,006.62 (Material Costs Only). See Attached - \$3,744.81 (Material Costs Only). Total Cost - \$8,013.74.

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays 0.

November 16, 2011. Signed by the President. Attested by the City Clerk.

### **WAIVE RULES**

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

That the proper City officials are hereby authorized and directed to issue an agreement to Day Fleet Sales, 1600 Golden Mile Highway, Monroeville, PA 15146, for fifteen (16) Chevy Impala Police 4DR sedans, for the Bureau of Police at a total cost of \$265,350.00 (\$17,690 each).

November 16, 2011. City Council adopt by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schwartz, Winarski and Horan-Kunco. 6. Nays 1. Mr. Aleksandrowicz. Mr. Schember abstains

November 16, 2011. Signed by the President. Attested by the City Clerk.

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November 16, 2011. City Council on motion of Mr. Schember, Seconded by Mr. Jones recessed at 10:29 A.M. and reconvene on Wednesday November 23, 2011 at 9:00 A.M. by yeas Council Members Aleksandrowicz, Cappabianca, Jones, Schember, Schwartz, Winarski and Horan-Kunco. 7. Nays. 0.

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President of City Council

Attest:

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

### **To Members of City Council,**

My name is Howard Klinzing and I live on East 29<sup>th</sup> Street in Erie.

The purpose for this letter is because I am not able to attend the meetings when they are held. So I would like to voice my words via this letter. I watch the meetings when they are on T.V.

I have two big complaints. My first complaint is about the raise for the mayor. I have seen citizens come up to speak against it. They have made some good points as to why the raise should not have been approved. I mean come on a \$30,000 dollar raise is a little steep, but then again certain ones on council do not think so. I have also heard that a certain councilman said he would not take the job of mayor for anything less than 70 or 75 thousand. My answer to that is fine do not run. There are other likely candidates who would run for the office of mayor considering the finances for the city.

My second big gripe has to do with the way certain members of council either chit chat with other members or get up and leave for whatever reason when it is time for the citizens to be heard.

My case in point was during the meeting on 11-2-11 one citizen came to the podium to speak and shortly after her started to talk he stopped and asked if his time could start over because councilman Schember was talking to someone else on the panel. He asked if he could have everyone's attention and Council President Horan-Kunco said and I quote "it doesn't matter how many of us are listening just go ahead and talk." I was under the impression that as elected officials you are supposed to listen. Evidently I am wrong. You are supposed to represent the citizens. Somewhere along the way certain members of council have lost the meaning of being elected officials. Some still do represent the citizens of Erie. There are 3 to be exact. The others in my opinion have become nothing but glorified yes men. I will continue to watch the meetings on T.V. Let us hope that someday you wake up and truly represent the citizens of this city and do something good for it.

Respectfully,

Mr. Howard Klinzing

