

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, MAY 20, 2009 at 7:30 P. M.

- A. Roll Call
- B. Silent Meditation
- C. Approval of the Minutes/Bills
- D. Citizens to be Heard

Randy Barnes, 109 Walten Point, re. "Continuous Emissions Monitoring Systems Ordinance".

E. ORDINANCES: FOR FINAL PASSAGE:

1. Council File Ordinance #15,645, Pending Official File Ordinance #21-2009, an ordinance appropriating the sum of **\$2,149,750.21** from unappropriated and unanticipated revenue from Account #460-0000-0000-3911 Debt Service Sale of Fixed Assets - and providing for the expenditure thereof by allocating said funds to Account #460-0963-0000-4895 Washington County Authority expense (\$2,125,485.34) and #4041 Professional Services (\$24,264.87).
2. Council File Ordinance #15,646, Pending Official File Ordinance #22-2009, an ordinance appropriating the sum of **\$800,000.00** from unappropriated and anticipated revenue from Account #271-0707-0000-3332 State Operating Grant - PennDOT and providing for the expenditure thereof by allocating said funds to Account #271-0707-0000-4075 Bridges and Streets. (For the construction phase of Parade Street Phase 2 from East 12th Street and East 15th Street)
3. Council File Ordinance #15,647, Pending Official File Ordinance #23-2009, an ordinance appropriating the sum of **\$164,380.00** from unappropriated and anticipated revenue from Account #338-1338-0000-3340 State Operating Grant-Department of Health and providing for the expenditure thereof by allocating said funds to various #338-1338 accounts:
#4566 St. Martin Center - \$105,994.05 #4623 Penn State - \$26,444.00
#4011 Salaries - \$19,130.98 #4016 FICA/Medicare - \$1,463.52
#4017 Pension Cont. - \$2,415.15 #4018 Group Insurance- \$5,236.51
#4021 Deferred Comp - \$259.00 #4031 Office Supplies- \$1,907.19
#4039 Consumable Items- \$900.00 #4043 Education/Trng.- \$ 629.60
4. Council File Ordinance #15,648, Pending Official File Ordinance #24-2009, an ordinance appropriating the sum of **\$63,450.00** from unappropriated and anticipated revenue from Account #262-0725-0000-3333 DCNR Conservation Development Grant (received from Skate Erie Association) and providing for the expenditure thereof by allocating said funds to Account #262-0725-0000-4072 Land & Buildings. (For the development and construction of a skate park facility at Columbus Park)

ORDINANCES: FOR FIRST READING:

1. Council File Ordinance #15,649 an ordinance appropriating the sum of **\$3,072.00** from unappropriated and anticipated revenue from Account #261-0613-2008-3336 Weed & Seed Quality of Life and providing for the expenditure thereof by allocating said funds to Account #261-0613-2008-4059 Other Services & Charges. (These funds are for the Tall Team Project, which will be an "Anti-Bullying Training Seminar" to be held in June.)
2. Council File Ordinance #15,650 an ordinance appropriating the sum of **\$93,800.00** from unappropriated and anticipated revenue; \$50,000 to be received as a Grant from the PA Department of Community and Economic Development; \$38,600.00 received earnings from the Enterprise Zone Revolving Loan Fund and \$5,200.00 program income and providing for the expenditure thereof by allocating said funds to various #316-1216-000-40xx accounts in the Enterprise Zone Program accounts.
3. Council File Ordinance #15,651 an ordinance appropriating the sum of **\$350,000.00** from unappropriated and anticipated revenue; \$250,000 to be received as a Grant from the PA Department of Community and Economic Development; \$50,000 to be received from the Erie Redevelopment Authority and \$50,000 from the Erie Downtown Improvement District and providing for the expenditure thereof by allocating said funds to Account #336-1336-0000-4041 Professional Services (\$348,000.00 and 4052 Advertising (\$2,000.00).
4. Council File Ordinance #15,652 an ordinance amending Article 934 (**Sewage and Industrial Waste Surcharges**), Sections 934.03 (Abbreviations and Definitions), 934.05 (Pretreatment of Wastewater), 934.07 (Wastewater Discharge Permit Issuance Process), 934.08 (Reporting Requirements) and 935.11 (Publication of users in significant noncompliance) of the Codified Ordinances by streamlining the City's General Pretreatment Regulations as required by the United States Environmental Protection Association.
5. Council File Ordinance #15,653 an ordinance renewing an **Erie Downtown Improvement District** (EDID) for the area shown on Exhibit "A" at the request of the Erie Downtown Partnership: An Improvement District Association a coalition of property owners, business leaders, retailers and local government and institutional representatives as provided by applicable law.

F. OLD BUSINESS

G. NEW BUSINESS

1. Resolution sponsored by Council President Joseph Schember recognizing students Bianca Viegas, Oscar Villegas, Torin McLaurin, Timothy Reynoso, Allyssa Bille, Jeneva Dillion and Tyrone Holmes, from the **Diehl School CHAMPS Program** who participated in creating a youth newsletter based upon their life experiences in the City of Erie, which was part of the Weed and Seed's continuing effort to bridge the gap between the youth of our city and law enforcement.
2. Resolution sponsored by Councilman Patrick Cappabianca supporting the U.S. Congress and the **National Bi-Centennial Celebration of the War of 1812**, proposed S. 518/HR. 1389, the Star Spangled Banner and the War of 1812 Bi-Centennial Commission Act, and the application of the Jefferson Educational Society's submission for a grant of \$350,000.00 to plan and carry out a City of Erie and Erie County War of 1812 celebration which would involve a number of Erie organizations and citizens. The Jefferson Educational Society intends to also seek monies from the Commonwealth and from the Erie community to create a memorable series of events and authorizing and directing the City Clerk to forward copies of this resolution to the appropriate area representatives.
3. Resolution authorizing and directing the proper City officials to enter into the Municipal Services and Bond Guarantee agreement between the City of Erie and the **Erie Parking Authority** including but not limited to the payment by the Erie Parking Authority of the sum of \$500,000.00 to be made in four equal installments of \$125,000.00 on the 1st day of April, July, and October and the 31st day of December in mutual exchange of services as fully set forth in the agreement provided for by the City, to be effective from January 1, 2009 with an ending date of December 31, 2012.
4. Resolution approving a Substantial Amendment to the City's FY 2008 Annual **Consolidated Plan** for the inclusion of the Community Development Block Grant Recovery Act Funds (CDBG-R) in the amount of **\$953,386.00** and authorizing the City's Department of Economic and Community Development to file same with the U. S. Department of Housing and Urban Development on or before June 5, 2009.
5. Communication from Mayor Joseph E. Sinnott notifying City Council that he has appointed **David A. Brennan** to the Planning Commission replacing Jeffrey Johnson for an appointment beginning May 1, 2009 and ending December 2010; City Council receive and confirm.
6. Resolution submitted pursuant to the provisions of Official Ordinance #30-1968 granting permission to Zambelli's of New Castle to conduct a **pyrotechnic display** on **July 4, 2009** during the "Boom Over the Bay" to be launched a minimum of 1,000 feet from the Chestnut Street pier and also on **August 16, 2009** during "CelebrateErie" to be launched from the North End of Dobbins Landing. (Communication from the Chief Fire Inspector is attached to the resolution)

REPOSITORY SALES:

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

1. Michael Neal, for purchase of **2228 Parade Street**, #(18)050-014.0-202.00
2. Svetlana Kostenko of SK Investment Solutions LLC, for purchase of Lot 2, 40 x 140 in the **Norwood Subdivision**, #(18)051.030.0-209.00
3. Svetlana Kostenko of SK Investment Solutions LLC for the purchase of Lot 1, 40x140 in the **Norwood Subdivision** #(18)051.030.0-208.00
4. Serena Small of S & E Platinum Enterprises, LLC for the purchase of 313 Poplar Street, 31 x 145 #(17)040-021.1-126.00
5. Serena Small of S & E Platinum Enterprises, LLC for the purchase of **550 East 14th Street**, 26.67 x 105 #(15)020-028.0-234.0
6. Ann Russell and Alicia Woodard, for the purchase of **653 Hess Avenue** (#14) 011-011.0-231.00

TRANSFERS:

1. In the 2008 PSN Grant (Project Safe Neighborhood), the sum of **\$6,822.75** from #267-0613-2008-4039 Consumable Items (\$4,322.75) and 4059 Other Services & Charges (\$2,500.00) to #267-0613-2008-4006 Overtime (Saturation Patrols).

CONTRACTS:

1. **Grindline Concrete Skatepark Design & Construction**, 4619 - 14th Avenue SW, Seattle, Washington, to construct a Skatepark Facility in Columbus Park, lowest of two qualified bidders in the sum of \$124,630.00.
2. **J. F. K. Center**, 2021 East 20th Street, Erie, Pa., for the Summer Recreation Program (Spoon's Court Summer Basketball) in the sum of \$15,000.00.
3. **Y.M.C.A. of Greater Erie**, 31 West 10th Street, Erie, Pa., for the Summer Recreation Program in the sum of \$97,500.00.
4. **Eddie's Collectibles**, 1039 West 18th Street, Erie, Pa., for City Towing services for the Bureau of Police per Codified Ordinance, Section 527.04, at various unit prices depending on service rendered.
5. **McMillens Towing**, 513-519 East 18th Street, Erie, Pa., for City Towing Services for the Bureau of Police per Codified Ordinance, Section 527.04, at various unit prices depending on service rendered.

PURCHASE ORDERS:

1. **Sirius Computer Solutions**, 220 Penn Avenue, 3rd Floor, Scranton, Pa., for an Annual Hardware Maintenance Agreement for the RS-6000 Computer for the Bureau of Computer Services in the amount of \$3,548.52.
2. **Matthew Bender & Co.**, P. O. Box 7247-0178, Philadelphia, Pa. for Assorted Law Handbooks and Updates for the Bureau of Police at a total cost of \$2,521.45.
3. **Markl Supply Co.**, 4029 Perrysville Highway, Pittsburgh, Pa., for 20 cases of .45 caliber Training Ammunition for the Bureau of Police for the sum of \$4,179.60.
4. **Kappe Associates**, 4268 Northern Pike, Monroeville Pa., for a replacement Belt Press Washwater Pump for the Bureau of Sewers for the sum of \$2,260.00. (This pump supplies the water that cleans the excess polymer and sludge from the belt so that they dewater properly)
5. **Ohmart Vega**, 4170 Rosslyn Drive, Cincinnati, Ohio, to Calibrate the Incinerator Cake Weight Scales for the Bureau of Sewers, in the amount of \$3,800.00. (This calibration can only be performed by trained factory staff)
6. **EMA**, 5220 Langford Park Drive, Suite A, Norcross, GA, for a replacement controller - final effluent Water System for the Bureau of Sewers in the sum of \$5,320.00. (Using this system saves the plant from using City water for cleaning and process water saving resulting in money saved)
7. **SEEPEX, % PCF Sales Corp.**, Twin Towers, Suite 195, 4955 Stubenville Pike, Pittsburgh, Pa., for Raw Sludge Pump Parts for the Bureau of Sewers in the sum of \$9,013.33. (There are currently eight pumps which use the parts requested and we must have an inventory of these parts on hand if one of the pumps breaks down)
8. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for performing Repair Services for the Bureau of Sewers for installing 2 Catch Basins & Raise Manholes @ 1550 West 31st Street for the sum of \$2,025.45 (Material Costs only).
9. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for performing repair services for the Bureau of Sewers in installing a Manhole at 815 West 27th Street, for the sum of \$3,511.22 (Material Costs Only)
10. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for performing Repair Services in installing a new sewer connection for Sanitary Sewer Main/Rebuilding Sanitary Manhole fillet at 1729 Bayview Drive for the sum of \$8,180.05 (Material Costs Only) and Repairs to a 6" Sanitary Connection at 313 Eagle Point Blvd., for the sum of \$3,860.84. (Material Costs Only)

H. COMMITTEE REPORTS**I. ADJOURNMENT****NOTE:**

1. A City Council Study Session has been scheduled for Thursday, **May 21, 2009** at **6:30 p.m.** to discuss the status of the CEMS Ordinance.
2. The Finance Committee will meet in Room 500 on Wednesday, **May 27, 2009** at **10:30 a.m.**