

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, APRIL 1, 2009 at 9:00 A. M.

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

Gary Horton, 2046 East 19th Street, and Amos Goodwine, 148 West 21st Street, re. Summer Youth Employment

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

E. ORDINANCES: FOR FINAL PASSAGE:

1. Council File Ordinance #15,639, Pending Official File Ordinance #15-2009 an ordinance appropriating the sum of **\$85,000.00** from unappropriated and anticipated revenue from Account #245-0613-0000-3911 Police Vehicle Grant and providing for the expenditure thereof by allocating said sum to Account #245-613-0000-4078 Machinery & Equipment.
2. Council File Ordinance #15,640, Pending Official File Ordinance #16-2009 an ordinance amending Part One of the Administrative Code, Title Three, Article 112 (**Rules of Council**), by amending certain sections as noted pertaining to Meetings, Executive Sessions, Agenda, Citizens to be Heard, Permanent Standing Committees and Committee Reports, etc.
3. Council File Ordinance #15,641, Pending Official File Ordinance #17-2009 an ordinance appropriating **\$7,500.00** from unappropriated and anticipated revenue from Account #259-1219-0000-3641 to be received from Highmark Blue Cross/Blue Shield and allocating said sum to Account #259-1219-0000-4552 Summer Recreation Program.

ORDINANCES: FOR FIRST READING:

1. Council File Ordinance #15,642 an ordinance appropriating the sum of **\$566.00** from unappropriated and anticipated revenue from Account #259-1219-0000-3641 Contributions (Erie Community Foundation) and providing for the expenditure thereof by allocating said sum to Account #259-1219-000-4552 Summer Recreation Program.
2. Council File Ordinance #15,643 an ordinance appropriating the sum of **\$612,146.56** from unappropriated and anticipated revenue from Account #264-0707-0000-3332 State Operating Grant-PennDOT and providing for the expenditure thereof by allocating said funds to Account #264-0707-0000-4075 Bridges and Streets.

F. OLD BUSINESS

1. Pursuant to a Public Hearing held before City Council on March 18, 2009, a resolution **approving** the request of the Erie County Public Safety Department to install a **Bayfront Surveillance System** on top of a 75' monopole to be located at the foot of the Port Access Road in a Waterfront Manufacturing Zoning District (W-M).
2. In conjunction with the above resolution, if approved, a resolution authorizing and directing the proper City officials to prepare an **Easement Agreement** between the City of Erie and Erie-Western Pennsylvania Port Authority in compliance with the City Engineer's metes and bounds description, locating a security communications tower in the Port Access Road right-of-way bordering property owned by Erie-Western Pennsylvania Port Authority at Index No. (14) 1048-100.
3. Communication from the City Planning Commission pursuant to the request of St. Paul's Neighborhood Clinic to abandon two portions of an alley which border Lot 212 and 517 West 16th Street and Lot 238 at 520 West 17th Street, with the recommendation that only the portion of the alleyway to the south of the Clinic measuring approximately 10 x 160' in length located on **Walnut Street between West 16th and West 17th Street** be closed and vacated is hereby approved by City Council and the City Solicitor is authorized and directed to prepare an ordinance effectuating said change.

G. NEW BUSINESS

1. Resolution sponsored by Councilwoman Rubye Jenkins-Husband tributing the 2008-2009 **Mercyhurst College Women's Hockey Team** upon winning six straight American League College Hockey Championships.
2. Resolution sponsored by Councilwoman Rubye Jenkins-Husband recognizing **Mercyhurst College** for their outstanding leadership in sponsoring and promoting college athletes over the years which has now resulted in their receiving the selection of the right to host the 2012 NCAA Women's Hockey Frozen Four National Championship Tournament.
3. Resolution sponsored by Councilwoman Rubye Jenkins-Husband recognizing the **Elm Street Wal-Mart's** monetary contribution to our Police and Fire Departments.

4. Resolution sponsored by Councilman Patrick Cappabianca appealing the City of Erie Zoning Hearing Board's ruling on the validity of the **smoke stack provision** of the City of Erie Zoning Code.
5. Resolution sponsored by Councilwoman Jessica Horan-Kunco, authorizing and directing the City Clerk to advertise for a **Public Hearing** to be held on Wednesday, **April 15, 2009** at 8:00 p.m. to consider extending the Sunset provisions of the **Downtown Improvement District Ordinance** and possible amendments thereto.
6. Resolution sponsored by Councilwoman Rubye Jenkins-Husband supporting the **Youth Workforce Investment Program** in President Obama's stimulus plan for youth-to-work programs and authorizing and directing the City Clerk to forward said resolution to Ronald Steele, Executive Director of GECAC.
7. Resolution sponsored by Councilwoman Rubye Jenkins-Husband respectfully requesting the City Traffic Engineer to conduct a traffic study for **Stop Signs** on **East 8th Street** intersecting with Pennsylvania Avenue and Brandes Streets and to report the findings thereon to City Council. (Neighbors report speeding and accidents in the area.)
8. Resolution sponsored by Councilman James Thompson stating that due to the recent decision of the Zoning Hearing Board that **unilaterally invalidated Section 205(f)** of the **City of Erie Zoning Ordinance**, the City Council does hereby reinstate said section until a formal Study Session can be held to obtain a legally valid interpretation of the actions and ramifications of the Zoning Hearing Board decision as it applies to all other sections and parts of Section 205 being Lot, Yard and Height requirements of the City of Erie Zoning Ordinance.
9. Resolution authorizing and directing the proper City officials to execute necessary documents effectuating the **extension** of the loan maturity date of March 20, 2009, allowing for the continuation of quarterly interest payments for 12 more months followed by a 60 month amortization of a loan previously granted to **Nickel Plate Mills, Inc.** in the sum of \$20,000.00 at an interest rate of 2.25% per annum. These loan funds were originally made available through the City of Erie Urban Development Action Grant Fund on March 20, 2006, requiring quarterly interest payments and a balloon payment of the principal amount on March 20, 2009.
10. Resolution appointing **David P. Madurski**, 3309 Washington Avenue, Erie, Pa., being #1 on the current Police Civil Service Eligibility List as a Probationary Patrolman, effective April 6, 2009.

CONTRACTS:

1. **Day Automotive Resources**, 1600 Golden Mile Highway, Monroeville, Pa., for a Ford F-250 4x4 with power lift gate, for the Bureau of Sewers in the sum of \$24,360.00. (COSTAR purchase)
2. **A & H Equipment Co.**, 1124 McLaughlin Run Road, Bridgeville, Pa., for two (2) Compactor Packer Bodies for the Bureau of Refuse at a cost of \$118,791.20 (\$59,395.60 each).

PURCHASE ORDERS:

1. **Pirrello Enterprises**, 721 Parade Street, Erie, Pa., for Microfilming Services of 2007 Accounts Payable Files for the City of Erie Finance Department, for the sum of \$2,029.63.
2. **Miller Brothers Fencing Co.**, 201 East 14th Street, Erie, Pa., for installing a Baseball Backstop for Joseph Wronek Field at 12th & Hess Avenue for the Bureau of Parks, for the sum of \$5,408.90.
3. **Turfsource**, 517 Parker Road, Sarver, Pa., for a pre-owned Locke Rough Mower, for the Bureau of Parks, (Golf) for the sum of \$5,500.00.
4. **The Door Company**, 2002 West 16th Street, Erie, Pa., for all parts required for the installation of two doors at the Municipal Garage for the Parks & Recreation Bureau, at a total cost of \$2,494.60.
5. **SBM Electronics, Inc.**, 628 California Avenue, Erie, Pa., for the Annual Racal Maintenance agreement for the City of Erie Police Department for the sum of \$3,495.00, to be effective from 2/28/09 to 2/27/10.
6. **WSG & Solutions**, 160 Commerce Drive, Suite 400, Montgomeryville, Pa., for twenty (20) Grit Buckets for the Bureau of Sewers for \$9,568.00.
7. **Bucks Fabrication**, 3547 Perry Highway, Hadley, Pa., for two (2) roll-off Ash Cans for the Bureau of Sewers, in the sum of \$9,766.00.

- H. **COMMITTEE REPORTS**
I. **ADJOURNMENT**

NOTE: City Council has scheduled a Study Session on Thursday, April 2, 2009 at 5:00 p.m. in the Council Chambers to discuss operations of The Erie Zoo and at 6:00 p.m. for discussion of the Downtown Improvement District Ordinance and possible amendments thereto.

