

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, DECEMBER 17, 2008 at 9:00 A. M.

A. Roll Call

B. Silent Meditation

C. Approval of the Minutes/Bills

D. Citizens to be Heard

Randy Barnes, 109 Walten Point, re. "Taking the First Step for our Future Generations"

E. ORDINANCES: FOR FINAL PASSAGE:

1. Council File Ordinance #15,620, Pending Official File Ordinance #59-2008, an ordinance fixing the **tax rate** for all city purposes for the Fiscal Year 2009 (beginning on January 1, 2009 and ending on December 31, 2009), at a rate of 11.45 mills upon each dollar of assessed valuation of real estate taxable for city purposes, (said levy for debt service purposes is enacted at a tax levy rate of 1.76 mills and for real estate tax purposes at 9.69 mills).
2. Council File Ordinance #15,621, Pending Official File Ordinance #60-2008, an ordinance adopting the **General Fund** and certain other budgets for the fiscal year beginning January 1, 2009 and ending December 31, 2009) in the sum of \$59,388,497.00 to General Fund Accounts with a total of All Funds account of \$114,970,061.00.

ORDINANCES: FOR FIRST READING:

1. Council File Ordinance #15,625 an ordinance amending the Administrative Code of the City of Erie, Article 183, Erie Municipal Airport Authority by changing its name to **Erie Regional Airport Authority**.
2. Council File Ordinance #15,626 an ordinance amending the Codified Ordinances of the City of Erie, Part Eleven (**Public Health Code**), Title Three (Regulations of Board of Health), Article 1127 (Smoking Prohibited in Public Places) by repealing Article 1127 in its entirety.
3. Council File Ordinance #15,627 an ordinance appropriating the sum of **\$19,500.00** from unappropriated and anticipated revenue received from a Pennsylvania Department of Conservation and Natural Resources (DCNR) Grant (\$12,500.00) and the Lake Erie Region Conservancy (LERC) (\$7,000.00) Account #262-0725-0000-3333 Contributions and providing for the expenditure thereof by allocating said funds to Account #262-0725-0000-4041 Professional Services.

F. OLD BUSINESS

G. NEW BUSINESS

1. Resolution sponsored by Councilwoman Rubye Jenkins-Husband tributing the **Strong Vincent High School Varsity Football Team** upon completing a successful season annexing the 2008 District 10 PIAA Championship and advancing in the state tournament to the State Quarter-Final round in Class AAA.
2. Certificate of Recognition by Councilwoman Rubye Jenkins-Husband presented to **Lincoln Elementary School Choir** for Spreading Cheer thru Caroling.
3. Resolution sponsored by Councilwoman Rubye Jenkins-Husband, appointing **Namon McWilliams**, 4111 Appleberry Drive, Erie, Pa., to the Erie Regional Airport Authority for a five year term expiring on December 31, 2013.
4. Resolution sponsored by Councilman Patrick S. Cappabianca, re-appointing **Richard Wagner**, 4228 State Street, Erie, Pa. to the Zoning Hearing Board for a five year term, expiring on December 31, 2013.
5. Communication from the City Planning Commission recommending that the request received by **Hamot Medical Center** for the Waterfront Conditional Use for the development of three (3) parking lots located at the following locations:
 - a. The Southwest corner of Sassafras and West Second Streets, a proposed 54 space lot measuring approximately 100 x 250', located in a Waterfront Residential Zoning District;
 - b. Additional Parking proposed to be added to the existing PNC Bank lot, located at the Southwest corner of Peach and West Second Streets; 81 spaces in a Waterfront Commercial II Zoning District; and
 - c. Three parcels at the corners of Front, Short and Sassafras Streets; a proposed 27 space lot measuring approximately 150 x 80 feet, located in a Waterfront Residential Zoning District,be approved for the reasons listed and authorizing and directing the City Clerk to advertise for a Public Hearing to be held before City Council on Wednesday, January 7, 2009 at approximately 9:30 a.m. in regard to said request.

6. Resolution authorizing and directing the City Planning Commission to study the definition of **"Dormitory"** in the City of Erie Zoning Ordinance #80-2005 and recommend language changes altering the description of such a building.
7. Resolution authorizing and directing the proper City officials to execute a Quit Claim Deed for the property located and described as the roadway formerly known as **Keats Avenue** between Peach and West 38th Street and the portion of the alley between **Shunpike Road and Keats Avenue** for the purpose of expanding the YMCA of Greater Erie located at 38th and Cherry Streets. (Both properties have been vacated by the City of Erie at Ordinance Nos. 39-2007 and 56-2007 respectfully.)
8. Resolution authorizing and directing the Mayor and appropriate City officials to execute an agreement amending a previous agreement between the City of Erie and **Mercy Center for Women** for the use of FY2008 Emergency Shelter Grant funds, increasing the contract amount by \$2,973.00 from \$16,059.00 to \$19,032.00. (Pending Transfer of Funds)
9. Resolution authorizing and directing the Mayor and appropriate City officials to submit an application to the Pennsylvania Department of Community and Economic Development for a **Neighborhood Stabilization Program Grant**.

TRANSFERS:

1. In the Emergency Shelter Grant, the sum of **\$2,973.00** from Account #506-1254-2008-4567 Snider House to Account #506-1254-2008-4521 Mercy Center for Women. (Snider House has moved its facilities outside the City)
2. In the Department of Public Works, Bureau of Refuse & Recycling, the sum of **\$50,000.00** from #008-0731-0000-4098 Contingency Account with \$45,447.58 being transferred to Salaries & Wages; \$4,226.21 to FICA-Medicare Taxes and \$326.21 to Savings Plan in 0731 accounts.
3. In the Department of the 2008 Police Civilians General Fund Account, the sum of **\$32,586.00** from Account #002-0603-0000-4011 Salaries with \$31,110.00 being transferred to Overtime and \$1,476.00 to Shift Differential.
4. In the 2008 Police General Fund Account, the sum of **\$171,969.00** from Salaries and Repair & Maintenance Services with \$148,000.00 to Overtime; \$12,000.00 to Shift Differential; \$8,348.00 to Repair & Maintenance Supplies and \$3,621.00 to Education & Seminars.
5. The sum of **\$13,000.00** from #002-0639-0000-4024 Tool Allowance with \$10,000.00 being transferred to 4076 Overtime Wages and \$3,000 to Repair & Maintenance Supplies in the Department of Public Safety, Bureau of Fire.
6. In the Department of Public Works, Bureau of Parks, the sum of **\$41,118.00** from eighteen various accounts with \$86.00 being transferred to Overtime; \$12,484.00 to Seasonal Wages; \$20,357.00 to Operating Supplies; \$6,340.00 to Repair & Maintenance Supplies; \$39.00 to Postage; \$139.00 to Advertising and 1,673.00 to Rentals.
7. In General Government, Bureaus of Streets, Paint & Sign, Garage, Radio and Parks, the sum of **\$197,481.62** from Account #002-0963-0000-4098 General Government, with various sums being transferred to Salaries, FICA/Medicare and Deferred Compensation in #0713; 0715; 0719; 0720 and 0725 accounts.
8. In the Department of Public Works, Bureau of Public Buildings, the sum of **\$7,129.00** from Other Services, with \$14.00 being transferred to #002-0723-0000-4031 Office Supplies; \$6,069.00 to Operating Supplies and \$1,046.00 to Repair & Maintenance Supplies.
9. The sum of **\$6,007.00** from #002-0205-0000-4011 Wages & Salaries, with \$5,970.00 to Overtime Wages and \$37.00 to Shift Differential in the Department of Public Works, Property Maintenance.
10. In the Department of Public Works, Golf, the sum of **\$17,438.24** from Machinery & Equipment, to seven various accounts including Seasonal Wages, Savings Plan, Operating Supplies, Professional Services, Communications, Rental and Other Services.
11. The sum of **\$16,830.00** from six various 0713 accounts in the Bureau of Streets, with the entire amount being transferred to #002-0713-0000-4041 Professional Services.
12. The sum of **\$14,813.00** from seven various accounts, with \$2,223.00 being transferred to Overtime; \$8,898.00 to Seasonal Wages; \$329.00 to FICA/Medicare and \$3,363.00 to Operating Supplies in the Bureau of Streets, Paint & Sign Division.
13. In the Sewer Revenue Fund, the sum of **\$100,000.00** from #007-0771 (and 0773)-0000-4098 Contingency Account with a total of \$50,000.00 being transferred to Salaries, FICA and Deferred Compensation in 0771 accounts and \$50,000.00 to #0773 in the same accounts.

CONTRACTS:

1. **Union Metal Corporation**, 1432 Maple Avenue, Canton, Ohio, for Traffic Signal Supports, Mast Arms, Strain Pole & Pedestals Equipment, Parade Street Revitalization and Streetscape for the sum of \$72,280.00.
2. **Electrical and Mechanical Systems**, 316 Cherry Street, Erie, Pa. for the Emergency Replacement of the Boiler and Infra-red Heaters at Engine #13 (East 28th Street) for the Bureau of Fire at a total cost of \$30,995.00, inclusive of all supplies. (This amount will be reimbursed through a Grant to the City of Erie by the PA Department of Community and Economic Development)

PURCHASE ORDERS:

1. **American Test Center**, P. O. Box 408, River Fall, WI, for testing and inspection of a bucket truck (\$425.00); manlift truck (\$400.00) and 4 fire trucks (\$2,100.00) for the Bureau of Fire at a total cost of \$2,925.00.
2. **David Milano Construction**, 1827 West 36th Street, Erie, Pa., for Storm and Sanitary Sewer Repairs at various locations for the sum of \$14,369.05 (Material Costs Only) for the Bureau of Sewers (Wastewater Treatment Plant).

H. COMMITTEE REPORTS

I. ADJOURNMENT