

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, AUGUST 20, 2008 AT 7:30 P. M.

- A. Roll Call
- B. Silent Meditation/Pledge of Allegiance
- C. Approval of the Minutes/Bills
- D. Citizens to the Heard:
Randy Barnes, 109 Walten Point, re. "Council's Responsibility"

F. **ORDINANCES: FOR FINAL PASSAGE:**

1. Council File Ordinance #15,599, Pending Official File Ordinance #37-2008, an ordinance appropriating the sum of **\$5,000.00** from unappropriated and anticipated revenue to be received from Account #332-1332-0000-3363 Local Operating Unit-County of Erie for providing for the expenditures thereof by allocating said sum to Account #332-1332-0000-4561 Gannon University for the Lead Hazard Control Grant Strategic Plan Project.
2. Council File Ordinance #15,600, Pending Official File Ordinance #38-2008, an ordinance appropriating the sum of **\$50,000.00** from unappropriated and anticipated revenue from Account #328-1328-2000-3383 U.S. Conference of Mayors and providing for the expenditure thereof by allocating said sum to Account #328-1328-0000-4033 Operating Supplies (\$3,500.00); 4043 Education & Training (\$800.00); 4566 St. Martin Center (\$5,700.00) and #4576 ERA Lead Based Paint (\$40,000.00) for the Lead Conscious Landlord Program.
3. Council File Ordinance #15,601, Pending official File Ordinance #39-2008, an ordinance appropriating the sum of **\$10,500.00** from unappropriated and anticipated revenue from Account #274-0613-2008-3331 PLCB Underage Drinking Grant (\$7,620.00) and #215-0613-0000-3342 Police Drug Vice Program (\$2,880.00) and providing for the expenditure thereof by allocating said funds to Account #274-0613-2008-4006 Overtime (\$8,360.00); 4016 FICA/Medicare (\$100.00); 4021 Valic (\$300.00); 4039 Consumable Items (\$740.00); and 4059 Other Services & Charges (\$1,000.00).
4. Council File Ordinance #15,602, Pending Official File Ordinance #40-2008, an ordinance appropriating the sum of **\$50,000.00** from unappropriated and anticipated revenue from Account #245-0613-0000-3331 Police Vehicle Grant DCED and providing for the expenditure thereof by allocating said funds to Account #245-0613-0000-4078 Machinery & Equipment for the purpose of purchasing eight (8) replacement motorcycles.
5. Council File Ordinance #15,603, Pending Official File Ordinance #41-2008, an ordinance appropriating the sum of **\$65,000.00** from unappropriated and anticipated revenue from Account #273-0613-2008-3336 Weed & Seed Delinquency Program and providing for the expenditure thereof by allocating said funds to #273-0613-2008-4059 Other Services & Charges. (Weed & Seed Delinquency Program - These funds will be distributed to various agencies thru the St. Martin Center. A "Pass Thru Agreement" has been approved for St. Martin Center to act as a sub-contractor for management services for the delinquency program. The grant period is 7/1/08 to 6/30/09)
6. Council File Ordinance #15,604, Pending Official File Ordinance #42-2008, an ordinance appropriating the sum of **\$2,500,000.00** from unappropriated and unanticipated revenue from Account #460-0000-0000-3447 Erie City Water Authority Lease Extension Fee and providing for the expenditure thereof by allocating said funds to Account #460-1061-0000-4090 Debt Service (\$2,250,000.00) and #460-0963-0000-4078 Machinery & Equipment (\$250,000.00).

ORDINANCES: FOR FIRST READING:

1. Council File Ordinance #15,605
an ordinance amending the Uniform Construction Code of the City of Erie, Article 1502, **Fees and Licensing**, by declaring Unlicensed Contracting to be a Summary Offense and providing a penalty for violations.

G. **OLD BUSINESS**

Resolution appointing **Sarah Schardt**, 2442 Golf Club Road, Erie, Pa., as a Probationary Patrol Officer commencing December 22, 2008 and contingent upon the successful completion of all other necessary requirements, she being No. 1 on the current Eligibility List and nominated by Chief Stephen Franklin. (This resolution was Tabled at the last City Council meeting.)

Resolution authorizing and directing the City Clerk to re-schedule and re-advertise a Public Hearing regarding a request to rezone property located at **3809 Wood Street**, from R-1 (Low Density Residential District) to that of C-2 (General Business District) with a recommendation from the City Planning Commission to consider rezoning said property to an RLB (Residential Limited Business District) designation with certain stipulations to be agreed to by the owner, to be held before City Council on **Wednesday, September 17, 2008** at 8:00 p.m. in the Council Chambers at which time and place any person may be heard concerning the said rezoning. (At the request of Barbara Cochis and Francine Scarpino for use of a professional counseling center.)

H. NEW BUSINESS

1. Resolution sponsored by Councilwoman Rubye Jenkins-Husband repealing **Article 1127** of the Codified Ordinances of the City of Erie, "Smoking Prohibited in Public Places" Ordinance based on State Law.
2. Resolution authorizing and directing the proper City officials to enter into a contract with the Knox, McLaughlin, Gornall & Sennett Law Firm for negotiation of the labor contract between the City and Lodge No. 7 of the Erie **Fraternal Order of Police** that expires December 31, 2008. The service will be provided at a rate of \$165.00 per hour not to exceed \$25,000.00.
3. Resolution authorizing and directing the Mayor and other appropriate City officials to execute an agreement between the City of Erie and **Gannon University** for the preparation of a strategic plan for the Lead Hazard Control Grant in a sum not to exceed \$5,000.00.
4. Resolution authorizing and directing the Mayor and other appropriate City officials to execute an agreement between the City of Erie and **St. Martin Center** in the amount of \$5,700.00 to be used for training purposes related to the Lead Conscious Landlord Program.
5. Resolution authorizing and directing the Mayor and other appropriate City officials to execute an agreement between the City of Erie and the **Erie Redevelopment Authority** for the Lead Conscious Landlord Program in the sum of \$40,000.00.
6. Resolution authorizing and directing the proper City officials to execute a Quit Claim Deed for the transfer of city-owned property located at **232 East 22nd Street**, Index # (18) 5009-137, to the Redevelopment Authority of the City of Erie (RACE) for the consideration of \$1.00, with RACE being responsible for the payment of any and all transfer taxes and/or recording costs. (This parcel is located between two lots previously acquired by RACE)
7. Resolution approving the proposed Repository Sale of property known as **2121 Reed Street**, Index # (18) 050-029.0-117.00 by the Erie County Tax Claim Bureau to Deacon Martin Eisert for Holy Trinity Church in the amount of \$250.00.
8. Resolution authorizing Change Order #1 on the contract of **Mayer Brothers Construction Company, Inc.**, 1902 Cherry Street, Erie, Pa., for the 2008 Curb Ramps Project 1, Bid 1612-08, increasing the amount of the contract by \$877.69 for Curb Ramp Layout; Sidewalk Removal; Standard Concrete Sidewalk, etc. from \$236,412.98 to \$237,290.67.

TRANSFERS:

1. In the Community Development Block Grant, the sum of **\$325.00** from #501-1264-2007-4020 Workers Compensation with \$290.00 being transferred to 4011 Salaries; \$27.00 to 4016 FICA/Medicare and \$8.00 to 4021 Deferred Compensation.
2. In the Community Development Block Grant, the sum of **\$7,875.00** from #501-1251-2007-4041 Professional Services to 4011 Salaries.
3. In the Community Development Block Grant, the sum of **\$8,200.00** from #501-1253-2007-4018 Group Insurance (\$5,800.00) and Worker Compensation (\$2,400.00) with \$7,800.00 being transferred to 4011 Salaries and \$400.00 to 4016 FICA/Medicare.
4. In the Community Development Block Grant, the sum of **\$15,200.00** from #501-1251-2001-4041 Professional Services to 4011 Salaries.
5. In the Community Development Block Grant, the sum of **\$41,250.00** from #501-1251-2002-4041 Professional Services (\$41,199.64) and 4039 Consumable Items (\$50.36) to 4011 Salaries.
6. In the Community Development Block Grant, the sum of **\$26,985.62** from various 501-1251-2006-40xx accounts, with \$667.85 being transferred to 4011 Salaries; \$26,040.41 to 4018 Group Insurance and \$277.36 to 4021 Deferred Compensation.

CONTRACTS:

Resolutions authorizing the Mayor and City Controller to execute contracts between the City of Erie and the following individuals and/or companies:

1. **United Survey, Inc.**, 25145 Broadway Avenue, Oakwood Village, Ohio, for the 2008 Cured-in-Place Pipe Relining Project, Bid No. 1624-08, in the amount of \$234,297.00.

2. **St. Martin Center**, 1701 Parade Street, Erie, Pa, for the sub-contractor management service of the Delinquency Prevention Program for the Bureau of Police at a total cost of \$65,000.00. for the grant period of 7/1/08 to 6/30/09. (Pending approval of the second appropriation reading.)
3. **Glacier Computer**, 10 Northern Blvd., Amherst, NH., for Mobile Data Terminals, Internal UPS, Cables, etc., for the three new Police Cruisers (\$4,959.66 each) for the Bureau of Police at a total cost of \$14,878.98. (State Contract)
4. **David Milano Construction Co.**, 1827 West 36th Street, Erie, Pa., for performing Repairs to the Storm Drain & Sanitary Sewer Repair at various locations for the sum of \$23,842.39 (Material Costs Only) for the Bureau of Sewers/Wastewater Treatment Plant.

PURCHASE ORDERS:

Resolutions authorizing and directing the City Purchasing Agent to issue purchase orders to the following individuals and/or companies:

1. **Spring City, % LaFace & McGovern Associates, Inc.**, 5330 Enterprise Blvd., P. O. Box 515, Bethel Park, Pa., for a Light Pole on State Street between 9th & 10th Streets, for the Bureau of Traffic Engineering for the sum of \$4,715.00.
2. **Andritz Separation, Inc.**, Dept. 0312, P. O. Box 120312, Dallas, Texas, for Repairs to two Belt Filter Press Rolls for the Bureau of Sewers for the sum of \$4,531.93.
3. **Bucks Fabricating**, 3547 Perry Highway, Hadley, Pa., for a Roll Off Container/Ash Can for the Bureau of Sewers for the sum of \$5,476.00.
4. **Ace Viking**, 2222 East 30th Street, Erie, Pa., for two (2) Baldor Drives, for the Bureau of Sewers for the sum of \$6,224.00.
5. **Bucks Fabricating**, 3547 Perry Highway, Hadley, Pa., for a special design Roll-off Grit Can for the Bureau of Sewers for the sum of \$9,278.00.

I. COMMITTEE REPORTS

J. ADJOURNMENT

NOTE: A Study Session is scheduled for Thursday, August 21, 2008 at 5:00 p.m. regarding the recommendations of the City of Erie Planning Commission concerning proposed amendments to the City of Erie Zoning Ordinance and discussion on establishing proposed fees when public safety vehicles are requested on various calls and situations.

The Finance Committee will meet on Wednesday, August 27, 2008 at 10:30 a.m. in Room 500.