

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, JULY 2, 2008 AT 9:00 A. M.

- A. Roll Call
- B. Silent Meditation/Pledge of Allegiance
- C. Approval of the Minutes/Bills
Mr. Chris Thomas, Director for Government & Media Relations, Time Warner Cable, to discuss cable line-up changes
- D. Citizens to the Heard:
Daniel Heher, Regional Manager, Penelec, re. Tree Trimming Program
Randy Barnes, 109 Walten Point, re. "Visit Erie - Future Cancer Town USA"
- E. ORDINANCES: FOR FINAL PASSAGE:
1. Council File Ordinance #15,593, Pending Official File Ordinance #31-2008, an ordinance appropriating the sum of **\$5,000.00** from unappropriated and unanticipated revenue from Account #002-0000-0000-3338 PA DCED Grant - Fire Department and providing for the expenditure thereof by allocating said sum to Account #002-0639-0000-4033 Operating Supplies.
 2. Council File Ordinance #15,594, Pending Official File Ordinance #32-2008, an ordinance appropriating the sum of **\$85,052.23** from unappropriated and anticipated revenue from Account #231-0613-2008-3337 Insurance Fraud Prevention and providing for the expenditure thereof by allocating said sum to Account 231-0613-2008-40xx accounts.
 3. Council File Ordinance #15,595, Pending Official File Ordinance #33-2008, an ordinance appropriating the sum of **\$93,242.23** from unappropriated and anticipated revenue from Account #230-0613-2008-3337 Auto Theft Prevention and providing for the expenditure thereof by allocating said funds to Account #230-0613-2008-40xx accounts.
 4. Council File Ordinance #15,596, Pending Official File Ordinance #34-2008, an ordinance appropriating the sum of **\$107,928.00** 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 #261-0613-2008-40xx accounts.
 5. Council File Ordinance #15,597, Pending Official File Ordinance #35-2008, an ordinance amending Part One (Administrative Code), Title Nine (Commissions), Article 165 (**Urban Forest Committee**) by amending Article 165.07 (Permits Required) to add Subsection (e) (Fees) to provide for a fifty dollar (\$50.00) administrative fee for every tree removal application and to provide for a fee waiver in the case of hazardous tree removals as determined by the City Arborist; by amending Article 165.12 (a) (Noncompliance; City to do the work, cost a lien) to provide that the costs for tree replacement undertaken by the City shall not exceed four hundred dollars \$400.00, by amending Article 165.15 (Penalty), as follows: (1) by including a fine of not more than three hundred dollars (\$300.00) for violation of Article 165.07 (c) (Removal and Replacement Permit) for failing to obtain a tree removal and replacement permit, (2) by increasing the fine for violation of Article 165.10 (abuse or mutilation of trees or plants) based on the size of the damaged tree, (3) by deleting references to the "Committee" and the "City Arborist" for purposes of clarifying that only police officers may issue summary offense citations for violation to municipal ordinances pursuant to the Pennsylvania Rules of Criminal Procedure, and (4) by renumbering the "Penalty" provision from Article 165.15 to Article 165.99. (Sponsored by Councilwoman Rubye Jenkins-Husband)
- F. OLD BUSINESS
- Communication from the City Planning Commission recommending that the request submitted by Barbara Cochis and Francine Scarpino to amend Zoning Ordinance #80-2005 by changing the classification of property located at **3809 Wood Street**, from R-1 (Low Density Residential District) to C-2 (General Commercial District) be amended to consider rezoning said property to an RLB (Residential Limited Business District) designation with certain stipulations to be agreed to by the owner, and authorizing and directing the City Clerk to publish a legal advertisement scheduling a Public Hearing to be held before City Council on **Wednesday, August 6th at 10:00 a.m.** at which time and place any person may be heard concerning the said rezoning.
- G. NEW BUSINESS
1. Resolution sponsored by Councilwoman Jessica Horan-Kunco supporting and approving the efforts of the Erie Area Council of Governments to seek a grant requiring no "local match" of funds from the **Erie Community Foundation** (substantially in the form of the draft submitted herewith as Exhibit A) to undertake Phase 2 of the Erie Area Intergovernmental Project for the purpose of continuing development of shared services and functional combination of services and programs among the municipal governments and county government of Erie County.
 2. Resolution authorizing and directing the appropriate City officials to submit an application to the **Pennsylvania Department of Conservation and Natural Resources (DCNR)** for a grant in the amount of \$200,000 to implement park and plaza improvements at the City of Erie's Griswold Park (west of Peach Street between West 13th and West 14th Street).

3. Resolution authorizing and directing the proper City officials to enter into an agreement with **Technology Council of NW Pa.**, 915 State Street, Erie, Pa., for Administrative Case Management Support through Gannon Small Business Development Center at a total cost of \$15,000.00 for the Keystone Innovative Zone (KIZ) Program which is funded through the Commonwealth's Department of Economic and Community Development through a competitive grant application that requires local match. (The City's KIZ has been awarded a grant in the amount of \$187,500 and they have requested City support of \$15,000 which was budgeted in the DECD budget this year and will provide a portion of the local match.)
4. Resolution approving a loan by the City of Erie Higher Education Building Authority to the **Lake Erie College of Osteopathic Medicine Inc.** in a sum not to exceed \$35,000,000 aggregate principal amount of its revenue bonds in one or more series, for a project to be undertaken by the college to include: (a) construction and equipping of a three-story 108,000 sq. ft. health and wellness center at the southeast corner of West 54th and Peach Streets and (b) payment of all or a portion of the costs of issuance of the Bonds, pursuant to the Authority approving said issuance of the Bonds following a public hearing held on June 19, 2008, with the further stipulation that nothing in this resolution shall be construed to pledge the credit or taxing power of the City of Erie nor shall the City of Erie be in any manner liable for any indebtedness arising out of this transaction.
5. Resolutions appointing the following two individuals as Police Officers (probationary) at the current entry-level salary of \$31,599.00:
Cheryl Frey, 1544 West 54th Street, in accordance with the Consent Decree entered into between the City of Erie and the US Department of Justice in the United States District Court for the Western District of PA, effective June 23, 2008; and
Justin Griffith, 434 East 38th Street, being #1 on the current eligibility list, effective July 2, 2008.
6. Resolution receiving the Annual Report of Municipal Authorities for the fiscal year ended December 31, 2007 and a copy of the audited financial statements for the Erie Municipal Airport Authority; City Council order placed on file in the Office of Accounts, Finance & Budget.
7. Resolution confirming the Mayor's extension of the following Enterprise Zone Loan Review Committee membership terms from September 1, 2008 as noted:
James Gehrlein, Retired President of National City Bank, for a term expiring August 31, 2009
Scott McCain, President, Erie Concrete Steel & Supply Co., for a term expiring August 31, 2011
8. 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, 2008 during "Boom Over the Bay" to be launched a minimum of 1,000 feet from the Chestnut Street pier and on August 17, 2008 during "Celebrate Erie" to be launched from the North End of Dobbins Landing. (Communication from Chief Fire Inspector Guy R. Santone is attached)

CONTRACTS:

1. **Joseph McCormick Construction Co.**, P. O. Box 176, Erie, Pa., for the 2008 proposed Milling and Asphalt Resurfacing of various City streets and the installation of Concrete Curb Ramps - II, Bid NO. 1621-08 in the sum of \$778,835.11.
2. **JCI Jones**, P. O. Box 25035, Bradenton, FL, for approximately 180 tons of Liquid Chlorine for the Bureau of Sewers at a unit price of \$487.00/ton.

PURCHASE ORDERS:

1. **Printing Concepts, Inc.**, 4982 Pacific Avenue, Erie, Pa., for Printing and Distribution of the 2008 Summer Parks & Recreation Guide in the sum of \$8,876.00.
2. **Path Master, Inc.**, 1960 Midway Drive, Twinsburg, Ohio, for the purchase of 8-16" LED Countdown Pedestrian Signals to be installed at the Bayfront Parkway/State Street intersection, in the sum of \$2,984.00.
3. **Golden Equipment**, P. O. Box 873, Mars, Pa., for a Pick-up Head for Tymco Sweeper #846 for the Bureau of Streets in the sum of \$5,399.90.
4. **Erie Bearings Co.**, 1432 East 12th Street, Erie, Pa., for a Drive for the Von Roll Belt Press for the Bureau of Sewers for \$3,782.50.

H. COMMITTEE REPORTS

I. ADJOURNMENT

