

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, DECEMBER 19, 2007 at 9:00 A.M.

A. Roll Call

B. Silent Meditation/Pledge of Allegiance

C. Approval of the Minutes/Bills

D. Citizens to be Heard

1. Randy Barnes, 109 Walten Point, re. his review of the "Facts from Tire Plant Application"
2. Dr. Frank Vento, 4640 Walten Woods Drive, re. "Water Intake and Discharge from the Tire Plant"

E. ORDINANCES: FOR FINAL PASSAGE:

1. Council File Ordinance #15,559, Pending Official File Ordinance #65-2007, an ordinance fixing the tax rate for **general government purposes** at the rate of 11.45 mills upon each dollar of assessed valuation of real estate for the fiscal year 2008 (beginning on January 1 and ending on December 31, 2008), enacted at a levy of 1.86 mills of each dollar of assessed valuation of real estate for debt service purposes and at 9.59 mills upon each dollar of assessed valuation for real estate tax purposes.
2. Council File Ordinance #15,560, Pending Official File Ordinance #66-2007, an ordinance adopting the **General Fund** and certain other budgets for the fiscal year beginning January 1, 2008 and ending December 31, 2008, with the sum of \$57,144,263.00 to General Fund Accounts and a total of All Funds account of \$110,403,139.00.
3. Council File Ordinance #15,561, Pending Official File Ordinance #67-2007, an ordinance amending the Codified Ordinances of the City of Erie, Part Three (Business Regulation and Taxation Code, Title Five (Act 511 Taxes), Article 375 (**Emergency and Municipal Services Tax**), by repealing Article 375, and enacting a new Article 375 to be entitled Local Services Tax.
4. Council File Ordinance #15,562, Pending Official File Ordinance #68-2007, an ordinance amending the Codified Ordinances of the City of Erie, Article Three (Business Regulation and Taxation Code), Article 578 (**Amusements**), Section 378.08 (Sunset Provision) by eliminating Section 378.08, thereby enacting the amusement tax permanently.

ORDINANCES: FOR FIRST READING:

1. Council File Ordinance #15,563
an ordinance appropriating the sum of **\$691,645.00** from Community Development Block Grant reprogrammed funds, Account #501-0000-0000-3301 Federal Operating Grant HUD-CDBG and providing the expenditure thereof by allocating said sum to Account #501-1245-2007-4072 Land & Buildings (\$300,000.00) in Park/Playground Improvement and 501-1252-2007-4582 ERA - Housing Rehabilitation (\$279,200.00) #4598 ERA-NRSA Rehabilitation (\$90,850.00) and #4556 Retail Development Services (\$21,595.00) in Community Development Projects.
2. Council File Ordinance #15,564
an ordinance amending the Codified Ordinances of the City of Erie, Part One (Administrative Code), Title Seven (Employment Provisions, Pensions), Article 149 (**Firefighters' Pension Fund**), Section 149.07, (Controlling Provisions of the Internal Revenue Code), Subsection 149.07(m) (Direct Rollover) and Subsection 149.07(n) EGTRRA - Required Rollover Provision) by amending said subsections in their entirety to allow the Plan to make rollovers to other qualified plans, to receive rollovers from other qualified plans and to expand the method of financing the purchase of service credit but only to the extent otherwise permitted under this Plan.

F. OLD BUSINESS

Resolution sponsored by Councilman David González authorizing and directing the proper City officials to enter into a two year contract with **ISS Facility Services**, 101 S. Mercer Street, Suite 206, New Castle, Pa., for providing Janitorial Services for the City of Erie Municipal Building for the amount of \$83,077.00 for 2007 and \$84,921,72 for 2009.

G. NEW BUSINESS

1. Resolution sponsored by Council President Rubye Jenkins-Husband tributing **Strong Vincent High School Varsity Football Team** upon completing a successful season by finishing with a record eleven wins against only three losses and winning the 2007 District 10 PIAA Championship advancing them to the state tournament in the State Semi-Final round in Class AAA.
2. Resolution sponsored by Council President Rubye Jenkins-Husband recognizing **Edison Elementary School** for being awarded the Blue Ribbon Schools Award for both excellence and equity and student achievements for the past five years. (This was a United States Department of Education Award presented to Edison School.)

3. Resolution sponsored by Council President Rubye Jenkins-Husband, authorizing the proper City officials to enter into an agreement with the County of Erie, Millcreek Township and the Erie Airport Authority regarding the **Erie Runway Extension Project:**
 - (a) to expand the Airport Board membership from 5 to 9 members, with the City of Erie appointing 5 and the County appointing 4 members; (b) the conveyance of the Erie Golf Course by the City to the Township and payment by the County and/or the Authority of the golf course improvement loan incurred by the City in the amount of \$2,210,000.00 in conjunction with a right-of-way by the Township in favor of the Authority to the property adjacent to the runway are to be considered material terms of the collaborative plan arrived at by the governmental bodies, and (c) with the understanding that Erie County will provide funding for the local share of the Erie Airport Runway Project.
4. Resolution sponsored by Councilman Curtis Jones, appointing **Ronald Desser**, 1660 West 39th Street, Erie, Pa., to the City of Erie Zoning Hearing Board for a term of five years, expiring on December 31, 2012. (Replacing Mike Alberico due to term limits)
5. Resolution sponsored by Councilman James Thompson, appointing **Ann DeMarco**, 1056 West 25th Street, Erie, Pa., to the Erie City Water Authority for a five year term expiring on the first Monday of January 2013, replacing Yvonne Gersims whose term has expired.
6. Resolution authorizing and directing the proper City officials to enter into an agreement between the City of Erie, the Erie Sewer Authority, the Township of Lawrence Park and **General Electric Company**, allowing General Electric Company to discharge pre-treated industrial wastewater into the City's sewer system as per agreement.
7. Resolution authorizing and directing the proper City officials to execute the **Consent Assessment of Civil Penalty** between the City of Erie, Erie Sewer Authority and the Pennsylvania Department of Environmental Protection whereby the City and the Authority agree to pay the assessment of a civil penalty of \$20,300.00 for alleged violation under Section 8 of the Air Pollution Control Act.
8. Resolution authorizing the Mayor and City Controller to execute an agreement between the City of Erie and **Mullin & Lonergan Associates, Inc.**, 2370 York Road, Suite E-2, Jamison, Pa., for on-going technical services for the Department of Economic and Community Development for a total compensation not to exceed \$16,000.00.
9. Resolution authorizing and directing the Mayor and other appropriate City officials to execute the necessary agreements with sub-recipients to carry out the following **Lead Hazard Control Grant Projects:**

507-1242-2007-4414	Hispanic American Council	\$ 16,310
"	4415 JFK Center	4,560
"	4416 MLK Center	4,560
"	4417 Sisters of St. Joseph	4,560
"	4418 St. Martin Center	46,510
"	4423 Applied Services	67,500
"	4435 BTW Center	14,310
"	4441 Erie County Health Dept.	2,500
"	4585 ERA - Relocation	147,000
"	4600 ERA - Clearance Exam	46,350
"	4601 ERA - Other Direct Services	297,410
"	4602 ERA - Inspections Risk Assess	116,100
"	4603 ERA - Lead Hazard	1,647,000
"	4604 ERA - Quality Control	7,200
10. Resolution authorizing and directing the proper City officials to enter into an Agreement with **Ann McDonald** for stenography services for the Zoning Hearing Board from January 1, 2008 through December 31, 2008 at a fee of \$135.00 for each regularly scheduled meeting (up to 5 hours) for Zoning Hearing Board meetings commencing at 1:00 p.m. until their conclusion, with extra hourly fees for special meetings to be billed at \$27.00 per hour (portal to portal) and original transcript per page to be billed at \$2.50 per original page and copies of transcript per page to be billed at \$1.75 per copy page and evening billed at \$85.00 for the hour and one-half and \$40.00 per hour thereafter.

11. Resolution authorizing and directing the proper City officials to execute an Easement Agreement between the City of Erie and **Black Interests Limited Partnership**, owner of Index #(14) 1006-215, in compliance with the attached City metes and bounds descriptions locating portions of an existing building that extends into the French Street right-of-way and the East 2nd Street right-of-way.
12. Resolution authorizing and directing the proper City officials to enter into a contract with **Burt Hill**, 650 Smithfield Street, Suite 600, Pittsburgh, Pa., to provide professional Design Services for the **Perry Square Renovation Project**, which will include the development of a Master Plan and bid specifications for electrical and lighting upgrades for Perry Square, establishing set hourly rates for additional work as directed for a sum not to exceed \$55,000.00 to be drawn from Economic and Community Development Account #501-1245-2007-4072.

CONTRACTS:

1. **Five Star International**, P. O. Box 64006, Baltimore, MD, for a Core Change, etc., for the Municipal Garage for the sum of \$10,255.30.

PURCHASE ORDERS:

1. **Walter Drane Co.**, Tower East Suite 420, 20600 Chagrin Blvd, Cleveland, Ohio, for 25 sets of Replacement Pages for the Codified Ordinances and CD ROM in Word for the Office of the City Clerk at a total cost of \$3,525.00.
2. **Fire & Police Selections, Inc.**, 193 Blue Ravine Road, Suite 27, Folsom, CA, for Civil Service Firefighter Test Materials for the Bureau of Fire and Human Resources, Division of Civil Service, for the sum of \$6,294.14.
3. **Michael Fahey**, Erie Fire Department, 311 Marsh Street, Erie, Pa., for proctoring the Civil Service Firefighter Test, for the Bureau of Fire and Human Resources, Division of Civil Service, for the sum of \$2,737.50.
4. **Five Star International**, P. O. Box 64006, Baltimore, MD., for a Transmission to Repair Streets #881 for the Bureau of Streets, at a cost of \$2,850.00.
5. **Robinson Pipe Cleaning**, P. O. Box 396, Eighty Four, Pa., for Emergency Cleaning of the 20" Sewer Line on South Shore Drive, for the Bureau of Sewers, in the amount of \$2,992.50.
6. **William T. Spaeder Co.**, 1602 East 18th Street, Erie, Pa., for the Emergency Repair of all Ferric Chloride Piping, for the Bureau of Sewers for the sum of \$4,487.50.
7. **ONEX, Inc.**, 2225 Colonial Avenue, Erie, Pa., for Emergency Repair of Drop Holes in Incinerator #1, for the Bureau of Sewers in the sum of \$8,531.00.

H. COMMITTEE REPORTS**I. ADJOURNMENT**