

AGENDA FOR THE CITY COUNCIL MEETING OF WEDNESDAY, OCTOBER 3, 2007 at 9:00 A. M.

A. Roll Call

B. Silent Meditation/Pledge of Allegiance

C. Approval of the Minutes/Bills

Jon Tushak, City Engineer, for a presentation on the Parade Street Scap  
Project at the request of Council President Rubye Jenkins-Husband

D. Citizens to be Heard

Matthew J. Hersch, 3856 Beech Avenue, re. Glenwood Hills street conditions  
Randy Barnes, re. Public Safety

E. ORDINANCES: FOR FINAL PASSAGE:

1. Council File Ordinance #15,544  
an ordinance amending Zoning Ordinance #80-2005, by changing the  
classification of property located at **857 East 9<sup>th</sup> Street**, from M-1 (Light  
Industrial District) to that of C-1 (Local Business District) for the Erie  
Federal Credit Union including a 3,000 sq.ft. branch office and drive-thru  
service.
2. Council File Ordinance #15,545  
an ordinance amending Zoning Ordinance #80-2005, by revising **Section 405.10**  
to require a Petition to Rezone to include the 500 foot radius notification  
as required for notice prior to a public hearing; revising the definitions  
of Auto Repair and Service Garage to allow the sale of not more than five  
(5) vehicles; (current allotment of 4 vehicles is in violation of State  
Code for Automotive Dealers which requires five) and clarifying Section  
205.26 to allow for an addition to infringe into side and rear setback  
areas for non-conforming use.

ORDINANCES: FOR FIRST READING:

1. Council File Ordinance #15,548  
an ordinance appropriating the sum of **\$13,000.00** from Fund Balance #460-  
0000-0000-3001 (Debt Service Fund Balance) and providing for the expenditure  
thereof by allocating said funds to #460-0963-0000-4802 Debt Service Print  
Shop Capital Lease Payment.
2. Council File Ordinance #15,549  
an ordinance partially closing and vacating a public alleyway between **Keats  
Avenue and Shunpike Road.**
3. Council File Ordinance #15,550  
an ordinance amending the Business Regulation and Taxation Code of the City  
of Erie, Article 381, Local Economic Revitalization Tax Assistance (**LERTA**)  
by identifying target and non-target areas, with 10 year residential  
property benefit in target areas and 7 years in non-target areas, providing  
a 50% abatement for all new commercial industrial improvements, with  
additional abatement for job creation, a 5 year 90% abatement for all  
additions/alterations to existing structures, establishing an Appeals Board  
and a five year sunset provision.

F. OLD BUSINESS

Communication from the City Planning Commission recommending approval of a  
request for Waterfront Conditional Use from the Erie Port Authority for the  
construction of a Restroom/Concession Stand facility to be located at the **East  
Avenue Boat Launch** and authorizing and directing the City Clerk to advertise  
notice of a Public Hearing to be held on Wednesday, October 17, 2007 at approx-  
imately 8:00 p.m.

G. NEW BUSINESS

1. Resolution sponsored by Council President Rubye Jenkins-Husband tributing  
**Ada Lawrence**, a former teacher, counselor with the School District of the  
City of Erie and a descendant of one of the first African American families  
in Erie whose roots date back to the 1800's, in anticipation of her 87<sup>th</sup>  
birthday celebration on October 21, 2007.
2. Resolution sponsored by Councilman Patrick Cappabianca tributing **James J.  
Rutkowski, Sr.** on the occasion of his receiving the Archbishop Gannon Medal  
of Distinction from Gannon University and for his civic and charitable  
endeavors.
3. Resolution sponsored by Councilman Patrick Cappabianca tributing **Robert  
"Charlie" Rutkowski**, for his outstanding contribution to the John Kanzius  
Cancer Project in manufacturing the instrument for transmittal of the  
cancer eating radio wave designed by John Kanzius.
4. Resolution sponsored by Councilman Patrick Cappabianca issuing a  
certificate of Recognition to **James J. Rutkowski, Jr.**, for his  
accomplishments and achievements in the manufacturing industry.
5. Resolution sponsored by Councilwoman Jessica Horan-Kunco respectfully  
requesting the **Erie Renewable Energy, LLC** to prepare an Environmental  
Impact Statement (EIS) addressing the operation of the proposed waste tire  
to energy facility to be located on the site of the former south yard of  
the International Paper Co. and the possible environmental outcomes that  
this facility would generate.

6. Resolution authorizing the proper City officials to enter into an agreement with **Andrew Flatley Web Designs** for professional services in providing the City of Erie Computer Department (IT) with creation and organization of the City of Erie web site, to be paid on a contracted basis at the rate of \$40/hr. not to exceed \$10,000.00.
7. Resolution of City Council authorizing the release of **\$181,975.34** from the Water Reserve Fund quarterly interest payments to the Capital Project Fund with proper documentation and authorizing and directing the proper City officials to notify Morgan Stanley to release said monies in the amount stated.
8. Resolution authorizing and directing the Mayor and proper City officials to enter into an agreement with the U. S. Department of Housing and Urban Development for a **Lead Based Paint Hazard Control Program Grant** in the sum of \$3,000,000.00.
9. Resolution authorizing and directing the proper City officials to enter into Articles of Agreement with the **Erie Federal Credit Union** for the sale of approximately 1.523 acres of land located between East 9<sup>th</sup> and East 10<sup>th</sup> Streets on the east side of the Bayfront Highway in Erie, Pa., having Erie County Tax Parcel Nos. (15) 2038-100, (15) 2043-123; (15) 2043-124; (15) 2043-127, (15) 2043-128 for the purchase price of \$273,300.00.
10. Resolution authorizing and directing the proper City officials to prepare an Easement Agreement between the City of Erie and **Gerard and Susan Jaskiewicz**, owners of 19 West Lakeview Boulevard, Index (18) 5346-401, in compliance with the City Engineer's metes and bounds description locating an elevated walkway in the West Lakeview Boulevard right-of-way.
11. Resolution for Plan Revision for New Land Development submitted pursuant to Section 5 of the Pennsylvania Sewage Facilities Act, for Sewer Tap-Ins requested by **Hamot Medical Center**, and developer, for the development of a parcel of land identified as Bayview Medical Office Building, West 2<sup>nd</sup> and Peach Streets.
12. **PROPOSED REPOSITORY SALES OF PROPERTY:**
  1. **1025 East 4<sup>th</sup> Street**, Index #(14) 010-036.0-211.00 to David Abrams for the sum of \$250.00.
  2. **548 East 14<sup>th</sup> Street**, Index #(15) 020-028.0-233.00 to David Abrams for the sum of \$280.00.
  3. **517 East 13<sup>th</sup> Street**, Index #(15) 020-028.0-214.00 to Joseph Balbuza for the sum of \$500.00.

**TRANSFERS:**

1. In the Department of Public Safety, Bureau of Police, the sum of **\$26,995.50** from various accounts to #002-0613-0000-4056 Repair & Maintenance Services.
2. In the Department of Economic and Community Development, Economic Development Project, the sum of **\$4,982.38** from Professional Services to #306-1306-2002-4033 Operating Supplies (\$1,027.16) and 4043 Transportation/Seminars (\$3,955.22).

**CONTRACTS:**

1. **Executive Pulse, Inc.**, 11 East Fourth Street, Erie, Pa., for a Software License Agreement to provide web hosting, system maintenance and normal and customary system upgrades for the Rental Licensing Software Package, at an annual fee of \$5,000 through 6/30/08, \$7,500 7/1/08 through 3/31/09 and \$10,000 for each successive year, starting April 1st of each year.
2. **New World Systems**, 888 W Big Beaver, Suite 600, Troy, Michigan for a one year (11/1/07-10/31/08) Maintenance Agreement for the AS400 Computer Aided Dispatch System, for the Bureau of Police for the sum of \$56,680.00.

**PURCHASE ORDERS:**

1. **Tom Tushak, Inc.**, 318 Mechanic Street, Girard, Pa., for proposed Curb Ramps at 402 Park Way, southwest corner, they being the lowest of three (3) bids received, for the sum of \$2,726.00.
2. **Northwest Restoration, Inc.**, 4460 Phyllis Drive, Erie, Pa., for proposed Deck Joint Repairs at the McBride Viaduct (East Avenue Bridge), they being the lowest of two bids received (4 bids solicited), for the sum of \$9,400.00.
3. **Gary's Auto Sales & Service**, 1118 Buffalo Road, Erie, Pa., for a 2000 GMC Safari AWD for the Bureau of Police, Accident Investigation Unit for the sum of \$4,000.00.
4. **Interstate Chemical Co.**, P. O. Box 1600, 2797 Freeland Road, Hermitage, Pa., for three (3) Totes of Intercool (glycol) for the Bureau of Sewers for the sum of \$8,289.00.
5. **A. R. Beatty**, 5251 Kuhl Road, Erie, Pa., for parts and labor to repair Streets Vehicle #1385 for the sum of \$2,416.71.

