

- A. Roll Call
- B. Silent Meditation/Pledge of Allegiance
- C. Approval of the Minutes/Bills
- D. Citizens to be Heard  
David Stepp, 1024 West 11<sup>th</sup> Street, re. African American Historical Art Museum

E. **ORDINANCES: FOR FINAL PASSAGE:**

1. Council File Ordinance #15,522, Pending Official File Ordinance #31-2007 an ordinance appropriating the sum of **\$28,956.01** from Park Project Fund Balance Account #272-0725-0000-3111 and providing for the expenditure thereof by allocating said sum to #272-0725-0000-4035 Repair & Maintenance Supplies (\$14,956.01) and 4056 Repair & Maintenance Services (\$14,000.00).
2. Council File Ordinance #15,523, Pending Official File Ordinance #32-2007 An ordinance appropriating the sum of **\$225,000.00** from unappropriated revenue from Account #013-0000-0000-1213 Liquid Fuels Tax Fund and providing for the expenditure thereof by allocating the said sum to Account #013-1291-0000-4078 Machinery & Equipment.
3. Council File Ordinance #15,524, Pending Official File Ordinance #33-2007 an ordinance amending Part Nine of the Codified Ordinances, Streets, Utilities and Public Services, by adding a new Article 947, **Non-Use Aquifer**, regulating water wells and requiring connections to the public water supply in order to comply with current state regulations.

**ORDINANCES: FOR FIRST READING:**

1. Council File Ordinance #15,525 an ordinance appropriating the sum of \$3,647,12.00 from unappropriated and anticipated revenue from Account #501-0000-0000-3301 Federal Operating Grant HUD; \$720,381.00 reprogrammed funds from previous Community Development Block Grant (CDBG) and \$20,000.00 from 3699 Miscellaneous Sources for a total of **\$4,387,503.00** and providing for the expenditure thereof by allocating said funds to various accounts in the Thirty-Third Year (CDXXXIII) projects, for the Curb Cut Project; Sidewalk/Site Improvement Project; Tree Removal and Replacement Project; Park/Playground Improvement Project, Economic and Community Development; Community Development Projects; Community Improvement Projects; Summer Recreation Program; Demolition Projects and Community Policing Project.
2. Council File Ordinance #15,526 an ordinance appropriating the sum of **\$1,003,723.00** from unappropriated and anticipated revenue to be received from Account #505-0000-0000-3305 Federal Operating Grant HUD HOME Program and providing for the expenditure thereof by allocating said funds to various 505-1239-2007-40xx 44xx and 45xx accounts.
3. Council File Ordinance #15,527 an ordinance appropriating the sum of **\$156,934.00** from unappropriated and anticipated revenue to be received from the U. S. Department of Housing and Urban Development, Account 506-0000-0000-3306 and providing for the expenditure thereof by allocating said funds to various 506-1254-2007-40xx 44xx and 45xx accounts.
4. Council File Ordinance #15,528 an ordinance appropriating the sum of **\$49,200.00** from unappropriated and anticipated revenue to be received from the Erie School District (\$40,000.00) and the Erie Housing Authority (\$9,200.00), Account #259-1219-2007-3641 Contributions and providing for the expenditure thereof by allocating said funds to Account #259-1219-2007-4552 Summer Recreation Program.
5. Council File Ordinance #15,529 an ordinance amending Official Ordinance #26-1958 known as the Traffic Code of the City of Erie by providing for the installation of **Stop Signs** at 32 various locations upon the request of the City Traffic Engineer.
6. Council File Ordinance #15,530 an ordinance closing and vacating **Keats Avenue** which extends from the south line of Peach Street to the north line of West 38<sup>th</sup> Street to provide for the expansion of the Glenwood Branch of the YMCA.

F. **OLD BUSINESS**

Communication from the City Planning Commission notifying City Council of the following recommendations with regard to Zoning Ordinance amendments and authorizing and directing the City Clerk to advertise notice of Public Hearings relative to same to be held on Wednesday, July 11, 2007 commencing at approximately 9:30 a.m.:

1. A recommendation to approve the request of Vernon Brown for the rezoning of property located on and around **1909 Franklin Avenue** from R-1 (Low Density Residential District) to that of C-2 (General Commercial District) for the construction of a retail plaza conditioned upon a favorable letter being received from the Erie Housing Authority and the two abutting neighboring properties.
2. A recommendation of approval of a request of BEST and Port Harbor Homes for Waterfront Conditional Use approval for the development of a single-family dwelling located at **434 East 2<sup>nd</sup> Street** which will be an owner occupied dwelling unit on a very small 32.9' x 60' lot.

**G. NEW BUSINESS**

1. Resolution sponsored by Council President Rubye Jenkins-Husband authorizing and directing the proper City officials to execute an agreement between the City of Erie and the **YMCA of Greater Erie** regarding their Glenwood Branch facility for abandonment of the public right of way of Keats Avenue in exchange for a payment of \$20,000 to the City of Erie.
2. Resolution sponsored by Councilman Patrick Cappabianca respectfully requesting the City Traffic Engineer to study the feasibility of installing **Stop Signs on West 16<sup>th</sup> and Poplar Streets** due to the dangerous conditions that exist for the children that play in Columbus Park.
3. Resolution sponsored by Councilman Patrick Cappabianca respectfully requesting the City Traffic Engineer to study the feasibility of establishing a four-way Stop intersection at **West 19<sup>th</sup> & Liberty Streets** and to review the on-street parking situation for proper sight clearance in this area and to report her findings thereon to City Council.
4. Resolution sponsored by Councilman Patrick Cappabianca authorizing and directing the City Solicitor to file an Appeal with Commonwealth Court objecting to the ruling of Erie County Court of Common Pleas Judge John Bozza in reference to the case involving **Invest Erie** vs. The City of Erie.
5. Resolution sponsored by Councilwoman Jessica Horan-Kunco receiving the Petition submitted by Karen Norfolk, 2744 East 42<sup>nd</sup> Street, Erie, Pa., and nine others requesting the **re-naming of the 2700 block of East 42<sup>nd</sup> Street** to "Lilac Circle" and referring same to the City Planning Commission for recommendation and report thereon.
6. Resolution authorizing and directing the City Solicitor to prepare an ordinance declaring that it is desirable for the health, safety and welfare of the people of the City of Erie for the City of Erie Higher Education Building Authority to undertake a project for Gannon University and approving the issuance of Bonds by the Authority to finance such project in an aggregate principal amount not to exceed **\$23,000,000.00, without imposing any liability on the City of Erie or its citizens or taxpayers with respect to the Bonds**, which are to be used for
  - A. (i) Renovations to Zurn Science Center, (ii) renovations to Beyer Hall, (iii) site and infrastructure improvements and other miscellaneous capital improvements to existing facilities of the University and acquisition of capital equipment for use in or in connection with the University's facilities; (iv) funding capitalized interest on the Bonds; (v) funding a debt service reserve fund for the Bonds; and (vi) payment of certain costs of issuing the Bonds.
  - B. Location of Project Gannon University Campus, which is located south of West 3<sup>rd</sup> Street, north of West 9<sup>th</sup> Street, east of Chestnut Street and west of State Street, with the administrative office located at 109 University Square in the City of Erie, Erie County, Pennsylvania. Zurn Science Center is located at 143 West 7<sup>th</sup> Street in the City of Erie and Beyer Hall is located at 628 Peach Street in the City of Erie.
7. Resolution authorizing and directing the proper City officials to issue payments in the following amounts representing the City's share of plaintiff's legal fees relating to the recent settlement of the federal lawsuit on **PennDot ADA curb ramps** (PennDot and Meadville are paying separate fees):

Herberle & Finnegan, PLLC	- \$ 27,988.94
Elderkin Law Firm	- \$ 5,625.84
Megan Buffington	- \$ 4,502.78
8. Resolution for Plan Revision for New Land Development submitted pursuant to Section 5 of the Act of January 24, 1966, P. L. 1535, No. 537, known as the "Pennsylvania Sewage Facilities Act", as amended, providing for Sewer Tap-Ins at a parcel of land identified as the **Mercantile Building**, 14th & State Streets for the Erie Redevelopment Authority, land developer.
9. Resolution authorizing and directing the proper City officials to execute an Easement Agreement between the City of Erie and the **Glenwood Association** for the placement of approximately 20 street identification signs at or near the various intersections located with the Association's boundaries as set forth in Exhibit "A".
10. Resolution authorizing and directing the proper City officials to execute an Easement Agreement between the City of Erie and the **YMCA**, 311 West 10<sup>th</sup> Street, Index (16) 3004-215, in compliance with the Engineer's metes and bounds description locating an Identification Sign in Peach Street right of way.

11. Resolutions approving the proposed **Repository Sales** of the following properties by the Erie County Tax Claim Bureau:
  - 1) 643 East 18<sup>th</sup> Street, Index #18-050-024.0-208.00, 32 x 140, to Al Pol for the sum of \$600.00
  - 2) 1517 Buffalo Road, Index #18-051-013.0-215.00, 30 x 135, to Gerald Price for the sum of \$250.00
  - 3) 2228 Parade Street, Index #18-050-014.0-202.00, 27.5 x 135, to Gerald Price for the sum of \$250.00
  - 4) 2230 Parade Street, Index #8-050-014.0-201.00 18 x 82, 12 x 24, to Gerald Price for the sum of \$250.00.

**CONTRACTS:**

1. **F. Taylor Tree Service, Inc.**, 9353 Route 20, Ripley, NY, for the removal of fifty-six (56) Trees and Stumps for the Department of Economic and Community Development as part of the City of Erie's Urban Forest Management Program at a total cost of \$21,150.00.
2. **Mayer Brothers Construction Co.**, 1902 Cherry Street, Erie, Pa., for proposed Sidewalk and Curb Replacement at 15-29 West 5<sup>th</sup> Street for the sum of \$19,821.75.
3. **Moise Waltner**, Tall Team Coordinator, for providing professional services and operations for the "Weed and Seed" Program, 1401 Wallace Street, for the Bureau of Police, for a sum not to exceed the sum of \$13,600.00.
4. For supplying of Superpave Paving Materials loaded on City owned trucks per COG Bid dated April 19, 2007 for the Bureau of Streets at unit prices quoted:
 

9.5mm Wearing Course Cover	19mm Wearing Course Cover
<b>Joseph McCormick</b> - \$52.50 per ton	<b>Joseph McCormick</b> - \$50.00 per ton
<b>Russell Standard</b> - \$51.00 per ton	<b>Russell Standard</b> - \$49.00 per ton
<b>Mayer Brothers</b> - \$48.75 per ton	<b>Mayer Brothers</b> - \$46.00 per ton
5. **A & H Equipment Co.**, P. O. Box 337, Bridgeville, Pa., for Street Equipment Sweeper Parts for the Bureau of Streets for the sum of \$10,000.00.
6. **Golden Equipment**, P. O. Box 873, Mars, Pa., for Street Equipment Sweeper Parts for the Bureau of Streets for the sum of \$10,000.00.
7. **A & H Equipment Co.**, P. O. Box 337, Bridgeville, Pa., for two new 3-ton Trucks, Model 7400 SFA 4x2, for the Bureau of Streets for the sum of \$92,844.51 each or a total of \$185,689.02.
8. **A & H Equipment Co.**, P. O. Box 337, Bridgeville, Pa., for a new Tandem Truck, Model 7400 SBA 6x4 for the Bureau of Streets for the sum of \$110,443.11.
9. **Walsh Equipment, Inc.**, 796 Unionville Road, Prospect, Pa., for a new JCB426ZX Wheel Loader with RB Coupler & Bucket for the Bureau of Streets at a cost of \$83,657.92.
10. **Bobcat of Erie**, Paragon Equipment LLC, 9 Circuit Street, Waterford, Pa., for a new S330 Bobcat Skid-steer Loader to replace Streets Vehicle #1134 at a cost of \$16,973.00.

**PURCHASE ORDERS:**

1. **Pirrello Enterprises**, 900 State Street, Suite 220, Erie, Pa., for Microfilming 2005 Records for the Bureau of Finance for the sum of \$3,936.28.
2. **Traffic Detectors and Signs**, 7521 Forest Hill, Youngstown, Ohio, for repairs to the broken Loop Detectors at the intersections at East Lake Road & Hammermill Road, East 38<sup>th</sup> & Wallace, West 38<sup>th</sup> & Greengarden and West 38<sup>th</sup> & Elmwood for the Bureau of Engineering for the sum of \$9,730.00.
3. **Bobcat of Erie**, Paragon Equipment LLC, 9 Circuit Street, Waterford, Pa., for parts and labor to repair Streets Vehicle #1035 for the sum of \$3,791.77.
4. **RAM Industrial**, P. O. Box 748 Leesport, Pa., for one 4" FLYGT Pump for the Bureau of Sewers for the sum of \$5,488.00.
5. **RAM Industrial**, P. O. Box 748, Leesport, Pa., for one 6" FLYGT Pump for Bureau of Sewers for the sum of \$7,201.52.
6. **Paragon Print Systems**, 2021 Paragon Drive, Erie, Pa., for 150,000 Traffic/Parking Tickets for the Bureau of Police for the sum of \$6,297.00.

**H. COMMITTEE REPORTS****I. ADJOURNMENT**