

AGENDA FOR CITY COUNCIL MEETING OF WEDNESDAY, FEBRUARY 21, 2007 at 7:30 P.M.

- A. Roll Call
- B. Silent Meditation/Pledge of Allegiance
The East High School ROTC Colorguard will participate in the presentation of the Flag
- C. Approval of the Minutes/Bills
- D. Citizens to be Heard
- E. Jake Rouch, Executive Director of the Erie Regional Chamber & Growth Partnership will present an Activity Report for 2006.

F. ORDINANCES: FOR FINAL PASSAGE

- 1. Council File Ordinance #15,499, Pending Official File Ordinance #8-2007 an ordinance amending Article 1503, Uniform Construction Code, Section 1503.21, Standards, to adopt and incorporate by reference the **International Property Maintenance Code 2006**.
- 2. Council File Ordinance #15,500, Pending Official File Ordinance #9-2007 an ordinance amending Article 1503, Uniform Construction Code, Section 1502.77, Examinations, to allow the **International Code Council** to perform testing for journeyman and master plumbers.
- 3. Council File Ordinance #15,501, Pending Official File Ordinance #10-2007 an ordinance amending the Codified Ordinances of the City of Erie, Part One (Administrative Code), Title Seven (Employment Provisions, Pensions), Article 147 (**Police Employees' Pension Plan**), Section 147.01 (Definitions), Subsection 147.01(q) (Final Pay) by amending the definition of "Final Payment" to meet the requirements for qualification of the Pension Plan under the Internal Revenue Code and eliminating Subsection 147.10 (Partial Lump Sum Distribution Option) in accordance with the repealer adopted by City Council on December 20, 2006.
- 4. Council File Ordinance #15,502 Pending Official File Ordinance #11-2007 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 149.01 (Definitions), Subsection 149.01(o) (Final Pay) by amending the definition of "Final Pay" to meet the requirements for qualification of the Pension Fund under the Internal Revenue Code and eliminating Subsection 149.09 (Partial Lump Sum Distribution Option) in accordance with the repealer adopted by City Council on December 20, 2006.
- 5. Council File Ordinance #15,503, Pending Official File Ordinance #12-2007 an ordinance amending Codified Ordinances of the City of Erie, Part One (Administrative Code), Title Seven (Employment Provisions; Pensions), Article 145 (**Officers' and Employees' Retirement System**), Section 145.02 (Definitions), Subsection 145.02(o) (Final Pay) by amending the definition of "Final Pay" to meet the requirements for qualification of the Retirement System under the Internal Revenue Code.
- 6. Council File Ordinance #15,504, Pending Official File Ordinance #13-2007 an ordinance appropriating the sum of **\$4,563.36** from unappropriated and unanticipated revenue from Account #002-0000-0000-3672 Fire Training Reimbursement from the NWPARG Region 2 **Terrorism Task Force** for reimbursement for fire training and providing for the expenditure thereof from the General Fund by allocating said amount to Account #002-0639-0000-4043 Education & Training.
- 7. Council File Ordinance #15,505, Pending Official File Ordinance #14-2007 an ordinance appropriating the sum of **\$14,000.00** from unappropriated and unanticipated revenue from Account #015-0000-0000-3641 Contributions (from the Sisters of Mercy and Sam's Club Foundation) for the purchase of fire prevention supplies and equipment for the Bureau of Fire, the purchase of law enforcement equipment for the Bureau of Police and for Winter Maintenance Equipment for the Bureau of Streets, and providing for the expenditure thereof by allocating said sums to Account #015-0613 (0639 and 0713) 0000-4078 Machinery & Equipment.
- 8. Council File Ordinance #15,506, Pending Official File Ordinance #15-2007 an ordinance appropriating the cash balance of **\$67,535.74** from unappropriated 2003 Recycling Grant monies from Account #263-0731-2006-3334 DEP Recycling Grant-PA OPR GNT Environmental Resources and providing for the expenditure thereof by allocating said sum to Account #263-0731-2006-4078 Machinery and Equipment.

ORDINANCES: FOR FIRST READING:

- 1. Council File Ordinance #15,507 an ordinance amending Zoning Ordinance #80-2005 by allowing for the Development of **Multi-Family Dwellings** in the **C-3 Districts** to a density of one dwelling unit to every 1000 square feet of building space.
- 2. Council File Ordinance #15,508 an ordinance appropriating the sum of **\$3,200.00** from unappropriated and anticipated revenue from Account #002-0000-0000-3659 DA Weed & Seed Reimbursement and providing for the expenditure thereof by allocating said sum to Account #002-0613-0000-4059 Other Services & Charges. (2007 Erie Police General Fund)

3. Council File Ordinance #15,509
an ordinance amending Official Ordinance #26-1958, known as the Traffic Code of the City of Erie, by providing for **Stop Signs on Plymouth Street** at its intersection with Crescent Drive stopping east/west traffic and on **Virginia Avenue** at its intersection with Delaware Avenue stopping north/south traffic.

G. OLD BUSINESS

Pursuant to the provisions of Zoning Ordinance #80-2005 and the Public Hearing held before City Council on Wednesday, February 7th, a resolution approving the request from the **Erie-Western Pennsylvania Port Authority** for Waterfront Conditional Use at **Liberty Park** for the construction of a Concession Stand and restroom facilities.

H. NEW BUSINESS

1. Resolution sponsored by Council President Rubye Jenkins-Husband tributing the **Sisters of Saint Joseph, Sisters of Mercy, Sisters of Saint Benedict and Mother Mary Beth Kennedy** for their service of caring and helping to change lives in our community with health care, education and neighborhood improvement initiatives.
2. Resolution sponsored by Councilman James Thompson awarding the **East High School ROTC and Color Guard** a Certificate of Appreciation recognizing the ROTC Program which promotes and develops leadership potential and the skills necessary to work effectively as a member of a team and an understanding of the importance of high school graduation for a successful future and other advanced education and employment opportunities.
3. Resolution sponsored by Councilman James Thompson tributing **Sgt. Karar Alabsawi**, an American citizen born in Iraq who attended East High School, joined the PA. Army National Guard while in high school then volunteered to leave the Guard and join the active Army in the 1st Armored Division where he was wounded in Iraq.
4. Resolution sponsored by Councilman David González authorizing and directing the City Solicitor to prepare an amendment to Official Ordinance #73-2006, commonly known as the **Landlord Licensing Ordinance**, Section 330.05, Paragraph (a) to read... "All property owned by the Housing Authority of the City of Erie, which is inspected by an independent third party certified by the United States Department of Housing and Urban Development (HUD) to perform inspections that comply with HUD's Real Estate Assessment Center's Uniform Physical Condition Standards". (This amendment is necessary to clarify the language of Section 330.05 as presently stated.)
5. Resolution authorizing and directing the proper City officials to execute a contract between the City of Erie and **McGill, Power, Bell & Associates, LLP**, 1920 West 8th Street, Erie Pa., for preparation of the **Annual Audit and Financial Report (CAFR)** for fiscal year 2006 at \$103.00/hour, per letter of engagement submitted on February 8, 2007.
6. Resolution authorizing and directing the proper City officials to execute a contract between the City of Erie and **McGill, Power, Bell & Associates, LLP**, 1920 West 8th Street, Erie, Pa., for preparing the **Single Audit Report** package for fiscal year 2006 as per submission of their engagement letter. (The cost of these services was not available at the time this agenda was printed.)
7. Resolution authorizing and directing the proper City officials to enter into a contract with the law firm of **Knox McLaughlin Gornall & Sennett**, 120 West 10th Street for negotiation of the labor contract between the City of Erie and Erie Firefighters Local 293 which expires December 31, 2007 at a rate of \$165.00 per hour.
8. Resolution authorizing and directing the Mayor and other appropriate City officials to execute an amendment to a previous contract with the **Pennsylvania Department of Economic Development (DCED)** to allow for reprogramming of \$300,000 in grant funds which are available under the Housing and Redevelopment Assistance Program that was awarded to the City in July 2005 for the contract activity period under this contract between July 1, 2004 and June 30, 2007 to be used in the Downtown Improvement District "Impact Erie" project and to execute a Cooperation Agreement with the Redevelopment Authority of the City of Erie as a sub-recipient of the funds.

9. Resolution authorizing and directing the proper City officials to execute the necessary documentation to file an application to the Department of Conservation and Natural Resources Department for the **McClelland Park Master Site Plan** project.
10. Resolution authorizing and directing the City Treasurer to waive the interest and penalty accrued with regard to the 2006 real estate taxes due for property located at **927 West 17th Street**, owned by **Matthew James Komar** in accordance with the request received from Mary Lee Jackson of the National Multiple Sclerosis Society dated January 31, 2007. The penalty amount to be waived is \$31.89 and accrued interest is \$2.63 for a total amount of \$34.52 to be waived from his city taxes.
11. Communication from Mayor Joseph Sinnott noting that he has appointed **Thomas DeBello** to the **City Planning Commission** for a four year term of office expiring December 31, 2010, replacing Michael DeDad whose term expired December 31, 2006. City Council receive and confirm.

CONTRACTS:

1. **Stephan R. Chatman**, Aid Team Coordinator/Project Manager, for providing professional services and operations for the "Weed and Seed" Program, 1401 Wallace Street, for the City of Erie, Bureau of Police not to exceed the sum of \$66,096.67. (This amount represents the City of Erie contribution to the Weed and Seed Program through 2007 to support the grant from the Pennsylvania Commission on Crime and Delinquency)
2. **RJN Group**, 200 West Front Street, Wheaton, IL, for CASS Works Software and Implementation Services necessary for use by the Sewers Division of Collection of the City of Erie at a total cost of \$15,550.00.

PURCHASE ORDERS:

1. **Erie County Prothonotary**, Erie County Court House, 140 West Sixth Street, for the payment of Municipal Liens for the Economic and Community Development Department of the City of Erie at a total cost of \$2,553.00.
2. **Markl Supply Company**, 4029 Perrysville Highway, Pittsburgh, Pa. for fifty cases of Speer Lawman .45 caliber training ammunition for the Bureau of Police for the sum of \$7,892.50.
3. **Ace Viking Electric Motor Company**, 2222 East 30th Street, Erie, Pa., for Emergency Repairs to the Emergency Generator at the Central Fire Station for the Bureau of Fire at a total cost of \$2,090.00.
4. **Multiforce Systems Corporation**, 101 Wall Street, Princeton, NJ, for Fuelforce Hardware and Software Upgrades for the Municipal Garage at a total cost of \$5,015.00.
5. **Overhead Door Company of Greater Erie**, 2835 West 23rd Street, Erie, Pa., for two (2) overhead garage doors for the Bureau of Streets for the sum of \$7,245.00.

I. COMMITTEE REPORTS

J. ADJOURNMENT

NOTE:

The Finance Committee meeting of City Council will meet on Wednesday, February 21, 2007 in Room 500 at 10:30 a.m.