

February 19, 2008

ERIE COUNTY COUNCIL – Public Hearing on Modification to Erie County’s FY 2007 CDBG Program

Mr. Giles, Chairman, called to order a public hearing on a modification to Erie County’s FY 2007 CDBG Program at 6:00 p.m. in the Erie County Council Chambers, Erie County Courthouse.

February 19, 2008

Members Present: Mr. Giles, Chairman  
Mr. Cleaver, Vice Chairman  
Mr. Fatica  
Mr. Foust  
Mr. Leone  
Mrs. Loll  
Mr. Mitchell

Members Absent: None

Also Present: Douglas R. Smith, County Clerk  
Joseph Berdis, Planner IV, Department of Planning

Public  
Hearing

Mr. Berdis, Planner IV, with the Department of Planning, stated that the purpose of this hearing was to take comments on the County’s proposal to modify its FY 2007 CDBG Program. Mr. Berdis explained that a modification is triggered when a grantee desires to add or delete an activity in a given fiscal year. In this case, the County desires to add a new activity to the 2007 program known as the Wattsburg Borough Arsenic Removal Project. This project will provide for the purchase of water treatment equipment to remove high levels of arsenic from Wattsburg Borough’s public water system. Cost of the project is anticipated to be \$40,000 which will be paid with residual FY 2007 funds totaling \$28,424.59 as well as residual FY 2006 funds totaling \$13,075.83. Mr. Berdis stated there are two resolutions before Council this evening for adoption to allow for the allocation of the residual monies for the new project. He asked for any comments or questions.

Adjournment

There being no further business, the public hearing adjourned at 6:02 p.m.

February 19, 2008

Minutes of Feb. 5, 2008 Reg. Mtg. approved. Agenda amended. Gen. Fund SA for PHMC Grant to Microfilm Crim. Docket Books adopted; Gen. Fund Rev. Exp. For Assess. & Reassess. Due to Transfer of Personnel Btwn Bureaus adopted; Gen. Fund SA for Drug Forf. Acct in DA Ofc adopted; Gen. Fund SA for Law Enforce. Grant in DA Ofc adopted; Dental Sealant Grant adopted; Donation of Mass Casualty Incident Response Trailer adopted; Donation of Closed Equipment Trailer adopted; Donation of Cargo Trailer with Animal Response Equip. adopted; Dom. Rel. SA for Sheriff Per Diem in Dom. Rel. adopted; Gen. Fund SA for Sheriff Per Diem in Temp. Dom. Rel. Location adopted; Wvr Pers. Code for Promotion of Sec. in MDJ Mack’s Ofc. adopted; Gen. Fund SA for Grant from Regional Cntr for Work Force Excellence to Fund Comm. College App. Adopted; Gaming Fund SA for Comm. College Plan from Unrest. Gaming Funds adopted; Revision to FY 2006 CDBG Program adopted; Modification to FY 2007 CDBG Program adopted; Requesting Action by Gen. Assembly to Allow Conveyance of Six Mile Creek Park adopted; In Sprt of NW Pa Comm. College Steering Committee adopted. Gen. Fund SA for Promotion of Juv. Prob. Spvr failed;

Gen. Fund SA for Merit Increase for Prison Maint. Wrkrs failed. First Rdgs: PH Rev. Exp. For Creation of Temp Staff Line Items to Cover for Switchboard Recep; Amending Ord. 157, 2007. Kathy DeSante reappt'd. to Library Brd; Rate Incr. for Council Acctg Firm approved; Underwriter for 2008 Bond Issue Rel. to Airport Runway Ext. Prjct approved.

ERIE COUNTY COUNCIL – Regular Meeting

Mr. Giles, Chairman, called to order a Regular Meeting of Erie County Council at 7:00 p.m. in Council Chambers, Erie County Courthouse, Erie, Pennsylvania. Following the Pledge of Allegiance, the County Clerk called the roll:

Members Present: Mr. Giles, Chairman  
Mr. Cleaver, Vice Chairman  
Mr. Fatica  
Mr. Foust  
Mr. Leone  
Mrs. Loll  
Mr. Mitchell

Also Present: Doug Smith, County Clerk  
Joseph P. Maloney, Council CPA  
Thomas Talarico, Council Solicitor  
James Sparber, Director of Finance  
Sue Ellen Pasquale, Manager of Accounting

Hearing of  
The Public

Louise Smerick, 3305 Saltsman Road, Harborcreek Township, spoke regarding the community college stating the public has concerns and questions and has not yet seen a working plan. People have reservations about this college because they are unaware of what is happening. She asked Council to table the hiring of a consultant until a working plan is presented to the public. She feels the steering committee is a great idea and offered suggestions to Council such as providing a forum to inform the public and allow concerns to be voiced; review current educational resources; consider other locations other than Summit Township such as I-90, Exit 32 in Harborcreek; and to create a better plan before pushing ahead to the “2009 deadline.” She cautioned Council that before approving more expenses, a better plan is needed.

Maria Foster, 2301 Peach Street, Erie, stated that recently she found out that the Office of Children and Youth was started in October 1968 by the Erie Regional Directors and asked if that was County Council. She also found out that all the money collected from SSI and the Support Office goes to the County so this has been nothing but revenue for the county. She referred to prior county budgets pointing out various line items providing money to the county. This county created OCY with the collaboration of the state, yet Ms. Foster stated that Council says there is nothing they can do about it. If Council helped to create it, Council can disband it. This is about money from adoptions, from the federal government, and state government.

Andrew McDonald, Ann Arbor, Michigan, is before Council again on behalf of his son. OCY is still keeping his son away from him alleging he is not the father of the child. However, his name is on the birth certificate and he has filed an acknowledgement of paternity. OCY wants the mother to find someone else as the baby’s father. She is being coerced, and OCY is trying to scare her. Mr. McDonald has done everything he was supposed to do, but nothing is happening. He signed an acknowledgment putting his paternity on record, and now OCY is talking about fraud. He has stepped forward to acknowledge his son, but OCY will not let him.

Minutes

Mr. Leone moved to approve the minutes of the Regular Meeting of February 5, 2008; Mr. Foust seconded, and it carried in a unanimous roll call vote.

Finance  
Committee

Mr. Mitchell reported the Finance Committee met on Thursday, February 14, 2008 and placed on the agenda for second readings Ordinance 15 which is microfilm for the Clerk of Courts;

Ordinance 16, expenditures for assessment and reassessment due to transfer of personnel between bureaus; Ordinance 17, dealing with the forfeiture account in the District Attorneys' Office and creation of new line items which is basically a bookkeeping item; Ordinance 18 which is the appropriation for law enforcement in the District Attorney's Office and creation of a new line item; Ordinance 18 dealing with the dental sealant grant from the Department of Health; Ordinance 20, the donation of a mass casualty incident response trailer; Ordinance 21, the donation of a closed equipment trailer for our emergency response program; Ordinance 22, the donation of a cargo trailer for animal response equipment. These are all being donated and will be housed in the public safety building. Also on the agenda for a second reading is Ordinance 23, a supplemental appropriation for transfer for sheriff per diems to the Domestic

Finance  
Committee

Relations Office. Under New Business, the Committee agreed to place on the agenda first readings of Ordinance 29, Public Health Fund revised expenditures for creation of a switchboard receptionist; Ordinance 30, a grant from Regional Center for Workforce Excellence to fund the community college application; Ordinance 31, First 2008 Gaming Fund Budget supplemental appropriation for community college plan from unrestricted gaming funds and the creation of a new line item; Ordinance 32, amending Ordinance 157 of 2007, General Fund Budget changes in particular assessment office fees to establish a government and non-profit rate policy for GIS data request. Also on the agenda is Resolution 6, approving a revision to Erie County's FY 2006 Community Block Grant Program and Resolution 7 which deals with the 2007 Community Block Grant Program; a public hearing was held earlier regarding this issue. Resolution 8 requests action by the General Authority to allow for the conveyance of Six Mile Creek Park from Erie County to Harborcreek Township. Resolution 9 is a resolution in support of the Northwest Pennsylvania Community College steering committee. Also on the agenda is the possible reappointment of Kathy DeSante to the Erie County Library Board, a possible motion for change in hourly rate for the Council accounting firm and a possible motion to approve the underwriter for the 2008 bond issue relating to the airport runway extension project. These bids were opened earlier in the day and that information has been provided to Council.

Personnel  
Committee

Mr. Cleaver reported the Personnel Committee met on February 14, 2008 and agreed to place on the agenda four items for second readings: Ordinance 24, a supplemental appropriation for Sheriff per diems for temporary Domestic Relations location; Ordinance 25, a waiver for promotion of secretary in MDJ Mack's Office; Ordinance 26, a promotion of Juvenile Probation Supervisor from CS-I to CS-II; and Ordinance 27, an appropriation for a merit increase for prison maintenance workers.

Corry High  
School Wins  
State Title

Mr. Mitchell announced that the Corry High School *We The People* team won the state title for the third year in a row. This is a contest involving other high schools across Pennsylvania dealing with Constitutional Law asking very detailed questions. Mr. Mitchell believes this is a remarkable accomplishment considering the students only hold a nine week session dealing with the course, working after school and on weekends. Mr. Mitchell pointed out that some of the schools these students compete against have a full curriculum in constitutional law.

Mental Health  
Grant

Mr. Giles distributed a NACo brief called *Mental Health Diversion Grants* to members of Council and explained that Erie County was one of five counties in the country to receive a grant from NACo to begin the analysis of the connection between mental illness and the correctional population. This was a competitive grant process and Mr. Giles believes Erie County was funded for two reasons. One is for the unique proposal itself which starts with the idea of an in depth root cause analysis, which means the idea is to find out why people come back so frequently and then stay so long within the jail setting. The other reason Erie County has secured this grant is because of the team currently in place including individuals such as Bill McCarthy, individuals from Probation such as Jeff Shaw, the Care Management people as well as the Mental Illness people. Hopefully, this blend of people will provide Erie County with a tool when moving forward in trying to capture financial resources whether from the Second Chance Act, which is reportedly going to be funded once Congress is done, or the Reentry Act, which would then focus on individuals coming out of correctional settings and going back into the community, or with PCCD funding. Mr. Giles explained that this process will take almost an entire year to be completed, but will yield a work product that, in turn, will yield other resources. An issue

Interoperability  
Policy Academy

brought up in the Prison Overcrowding Task Force meeting is that a larger number of people are being incarcerated for longer periods of time, often for routine issues, yet being housed in an expensive facility. When these individuals can be diverted from this situation and receive appropriate treatments for substance abuse, mental illness or mental retardation, a progressive solution can be found. Mr. Giles noted he is excited about this project since this began last year and now resources can be allocated to this issue.

Mr. Giles further reported that Erie County was the recipient of another competitive grant through NACo. The Interoperability Policy Academy was a four day intensive program which Mr. Giles attended along with Joe Weindorf, Director of the Department of Public Safety; Ann Bloxdorf, Chief of Operations for Public Safety; Abdul Osman, Chief Information Officer of Public Safety; John Grappy, Erie County 911 Coordinator; and Brad Gleason, Program Manager of Public Safety. Mr. Giles was particularly impressed with Mr. Osman's knowledge of IT issues. One of the items presented to the various teams was to rate their county in terms of how their county stands on governance, standard operating procedures, technology, training exercise and usage. Interestingly enough, no one jurisdiction set the goal line and no one jurisdiction was stuck at first base. With respect to challenges that were submitted, Mr. Giles noted that Erie County has fragmented systems with 48 frequencies countywide and an aging network infrastructure. The goal is have one public safety answering point. These types of challenges are formidable, but with the support and interest can be overcome. A large amount of money has been expended to create the Public Safety building, a large and handsome facility. Mr. Giles feels this is an exciting opportunity for training for volunteer firemen and paid emergency responders as well.

**Erie County Participates in Interoperability Policy Academy**

Joseph Giles, Chairman, Erie County Council; Joe Weindorf, Director, Department of Public Safety; Ann Bloxdorf, Chief of Operations, Public Safety; Abdul Osman, Chief Information Officer, Public Safety; John Grappy, Erie County 911 Coordinator; and Brad Gleason, Program Manager, Public Safety recently participated in an Interoperability Policy Academy to discuss ways to strengthen local and regional emergency first responder communications policies and procedures. The Academy, held February 7-8 in Nashville, Tenn., was sponsored by the National Association of Counties (NACo) and the National League of Cities (NLC).

"The ability of local first responders to communicate with each other as well as neighboring counties and cities in real time is incredibly important during an emergency," Giles said, "Disasters in recent years have made this crystal clear."

Featured speakers included: National Association of EMS Officials Program Director Kevin McGinnis, who is the Vice Chair of the SAFECOM Executive Committee; Dereck Orr, Law Enforcement Communications Manager of the National Institute for Standards and Technology; and Michael Paddock of Grants Office LLC. Representatives from the U.S. Department of Homeland Security also participated.

"Effective emergency response communications are not just about radios," said McGinnis, who has a long history of involvement with communications interoperability at the local level. "It's about building professional relationships, training, practicing, and working together as a team to protect communities. The Academy is an important step toward achieving these important objectives."

NACo and NLC partnered to offer the Academy because local governments are at the forefront of the country's focus on emergency response. All expenses for Academy participants were covered through a grant that NACo received from the U.S. Department of Homeland Security.

More information about the Academy is available at [www.naco.org](http://www.naco.org).

Agenda Amended

Mr. Foust moved to amend the agenda to waive first readings of Ordinance 30, 2008, "Twelfth 2008 General Fund Budget Supplemental Appropriation for Grant from Regional Center for Workforce Excellence to Fund Community College Application" and Ordinance Number 31, 2008, "First 2008 Gaming Fund Budget Supplemental Appropriation for Community College Plan from Unrestricted Gaming Funds and the Creation of a New Line Item." Mr. Leone seconded, and it carried in a unanimous roll call vote.

Grant to Microfilm Criminal Docket Bks.	Mr. Smith gave a second reading of Ordinance Number 15, 2008, "Second 2008 General Fund Budget Supplemental Appropriation for PHMC Grant to Microfilm Criminal Docket Books in Clerk of Courts and Creation of New Line Items." Mr. Leone moved to adopt; Mr. Cleaver seconded, and it carried in a unanimous roll call vote.
Rev. Expenditures For Assessment & Reassessment	Mr. Smith gave a second reading of Ordinance Number 16, 2008, "2008 General Fund Budget Revised Expenditures for Assessment and Reassessment Due to Transfer of Personnel Between Bureaus." Mr. Cleaver moved to adopt; Mr. Fatica seconded, and it carried in a unanimous roll call vote.
Drug Forf. Acct. in DA Ofc.	Mr. Smith gave a second reading of Ordinance Number 17, 2008, "Third 2008 General Fund Budget Supplemental Appropriation for Drug Forfeiture Account in District Attorney Office and Creation of New Line Items." Mr. Leone moved to adopt; Mrs. Loll seconded, and it carried in a unanimous roll call vote.
Law Enforce. Grant in DA	Mr. Smith gave a second reading of Ordinance Number 18, 2008, "Fourth 2008 General Fund Budget Supplemental Appropriation for Law Enforcement Grant in District Attorney Office and Creation of New Line Items." Mr. Leone moved to adopt; Mrs. Loll seconded, and it carried in a unanimous roll call vote.
Dental Sealant Grant adopted	Mr. Smith gave a second reading of Ordinance Number 19, 2008, "Fifth 2008 General Fund Budget Supplemental Appropriation for Dental Sealant Grant and Creation of New Line Items." Mr. Leone moved to adopt; Mrs. Loll seconded, and it carried in a unanimous roll call vote.
Donation of Mass Casualty Trailer	Mr. Smith gave a second reading of Ordinance Number 20, 2008, "Sixth 2008 General Fund Budget Supplemental Appropriation for Donation of a Mass Casualty Incident Response Trailer from NWPA Emergency Response Group." Mr. Leone moved to adopt; Mrs. Loll seconded, and it carried in a unanimous roll call vote.
Donation of Closed Equip. Trailer	Mr. Smith gave a second reading of Ordinance Number 21, 2008, "Seventh 2008 General Fund Budget Supplemental Appropriation for Donation of a Closed Equipment Trailer from NWPA Emergency Response Group." Mr. Mitchell moved to adopt; Mrs. Loll seconded, and it carried in a unanimous roll call vote.
Donation of Cargo Trailer	Mr. Smith gave a second reading of Ordinance Number 22, 2008, "Eighth 2008 General Fund Budget Supplemental Appropriation for Donation of Cargo Trailer with Animal Response Equipment from NWPA Emergency Response Group." Mr. Fatica moved to adopt; Mr. Leone seconded, and it carried in a unanimous roll call vote.
Dom. Rel. SA For Sheriff Per Diems	<p>Mr. Smith gave a second reading of Ordinance Number 23, 2008, "First 2008 Domestic Relations Fund Budget Supplemental Appropriation and Transfer for Sheriff Per Diems in Temporary Domestic Relations Location." Mr. Cleaver moved to adopt; Mr. Foust seconded.</p> <p>Mr. Foust moved to amend the ordinance to add a sentence: "These positions will expire August 1, 2008," and to change the amount from \$56,048 to \$28,024. Mr. Fatica seconded the motion to amend, and it carried in a unanimous roll call vote.</p> <p>Mr. Giles called for a vote on the ordinance, as amended, and it carried in a vote of 5-2, Mr. Leone and Mrs. Loll voting no.</p>

Gen. Fund SA  
Sheriff Per Diems  
in Temp.Dom.  
Rel. Location

Mr. Smith gave a second reading of Ordinance Number 24, 2008, "Ninth 2008 General Fund Budget Supplemental Appropriation for Sheriff Per Diems in Temporary Domestic Relations Location." Mr. Cleaver moved to adopt; Mr. Foust seconded.

Gen. Fund SA  
Sheriff Per Diems  
in Temp.Dom.  
Rel. Location

Mr. Foust moved to amend the ordinance to add a sentence: "These positions will expire August 1, 2008," and to change the amount from \$56,048 to \$28,024. Mr. Fatica seconded the motion to amend, and it carried in a unanimous roll call vote.

Mr. Giles called for a vote on Ordinance Number 24, 2008, as amended, and it carried in a roll call vote of 5-2, Mr. Leone and Mrs. Loll voting no.

Wvr. Pers. Code  
For Promotion of  
Sec. in MDJ Mack's

Mr. Smith gave a second reading of Ordinance Number 25, 2008, "2008 General Fund Waiver of Section 9F 2 of the Personnel Code for Promotion of Secretary in MDJ Mack's Office." Mr. Cleaver moved to adopt; Mr. Foust seconded.

Mr. Leone stated that he had previously voted not to go beyond starting rates and will continue to be consistent as far as that area is concerned. He believes District Judge Mack does an excellent job, but will vote no for this particular ordinance.

Mr. Giles called for a vote on the ordinance, and it carried in a roll call vote of 6-1, Mr. Leone voting no.

Gen. Fund SA for  
Promotion of Juv.  
Prob. Spvsr. Fails

Mr. Smith gave a second reading of Ordinance Number 26, 2008, "Tenth 2008 General Fund Budget Supplemental Appropriation for Promotion of Juvenile Probation Supervisor from CS-I to CS-II." Mr. Mitchell moved to adopt; Mr. Foust seconded.

Mr. Giles informed the audience for clarity that as Council passes the ordinances for signatures, at times members are a little more distracted. If a member does not vote for a particular ordinance, the ordinance is not signed by that member, and this can cause a slight diversion.

Mr. Giles then called for the roll call vote on Ordinance Number 26, 2008, and it failed in a vote of 3-4, Mr. Mitchell, Mr. Foust and Mr. Giles voting yes.

Merit Incr. for Prison  
Maint. Wrkrs. Fails

Mr. Smith gave a second reading of Ordinance Number 27, 2008, "Eleventh 2008 General Fund Budget Supplemental Appropriation for Merit Increase for Prison Maintenance Workers."

Mr. Giles called for a motion to adopt; there being no motion to adopt, the ordinance failed.

First Reading

Mr. Smith gave a first reading of Ordinance Number 29, 2008, "2008 Public Health Fund Budget Revised Expenditures for Creation of New Temporary Staff Line Items to Cover for Switchboard Receptionist."

Gen. Fund SA for  
Grant to Fund  
Comm. College

Mr. Smith gave a second reading of Ordinance Number 30, 2008, "Twelfth 2008 General Fund Budget Supplemental Appropriation for Grant from Regional Center for Workforce Excellence to Fund Community College Application." Mr. Leone moved to adopt; Mr. Foust seconded.

Mr. Giles noted for the record that all the settings regarding this issue both in Finance and Caucus has been open to the public; discussion has been valid. The request for second reading is because of the fact that this is a grant from the Workforce Excellence. He referred to comments made earlier by Ms. Smerick. Mr. Giles spent two hours earlier today with consultants involved in this subject. This

process is guided largely by the state's requirements in order to secure the licensing and approval by the state. There are a whole series of events regarding the public throughout the county from the general public at large to the business community. There are a series of requirements that will involve public participation and public hearings. Mr. Giles is encouraged by the fact that as Council moves along with the agenda regarding the establishment of a steering committee, with the County Executive's support and cooperation, this will provide for a variety of individuals to be involved in this process. Not one member on this Council has completely endorsed any plan or item. Mr. Giles believes it is open for discussion and an in depth analysis as to the needs of the community and how the best design can be achieved with the most cost effectiveness. Dr. Pierce, who was the head of the American Association of Community Colleges and is now retired, is willing to step up to the plate to assist with the planning process. Mr. Giles appreciates the public's concerns and explained that part of the establishment of the steering committee was to ensure that a broader spectrum of people become engaged in this matter. It is important that this County end up with the best possible product in the best possible way. As this issue moves forward, Mr. Giles hopes to move forward together.

Mr. Giles called for a vote on Ordinance Number 30, 2008, and it carried in a unanimous roll call vote.

Gaming Fund SA  
For Comm.  
College Plan

Mr. Smith gave a second reading of Ordinance Number 31, 2008, "First 2008 Gaming Fund Budget Supplemental Appropriation for Community College Plan from Unrestricted Gaming Funds and the Creation of a New Line Item." Mr. Leone moved to adopt; Mr. Foust seconded.

Mr. Giles explained that when Council adopted the two year study on how Erie County can best utilize the restricted and unrestricted money from the gaming revenues, part of the plan incorporated or set aside money for consultant fees. The money to hire a consultant was already in the existing plan adopted in December; therefore, this is in accordance with Council's and the County Executive's approved plan for the use of unrestricted monies from the gaming revenue. Mr. Giles pointed out that the discussion held at the finance meeting and in caucus along with the current discussions in this evening's meeting have all been done in accordance with the Sunshine Law in terms of the engagement and discussion of this issue.

Mr. Giles then called for a vote on Ordinance Number 31, 2008, and it carried in a unanimous roll call vote.

First  
Reading

Mr. Smith gave a first reading of Ordinance Number 32, 2008, "Amending Ordinance 157, 2007, '2007 General Fund Budget Changes in Particular Assessment Office Fees' to Establish a Governmental and Non-Profit Rate Policy for GIS Data Requests."

Apprv. Revision  
To FY 2006 CDBG

Mr. Smith gave a reading of Resolution Number 6, 2008, "Resolution Approving a Revision to Erie County's FY 2006 Community Development Block Grant Program." Mr. Mitchell moved to adopt; Mr. Foust seconded, and it carried in a unanimous roll call vote.

Auth. Mod. to  
FY 2007 CDBG

Mr. Smith gave a reading of Resolution Number 7, 2008, "Resolution Authorizing a Modification to Erie County's FY 2007 Community Development Block Grant Program." Mr. Mitchell moved to adopt; Mr. Fatica seconded, and it carried in a unanimous roll call vote.

Req. Gen. Assem.  
Allow Convey.  
Of Six Mile Creek  
Park to Harborcreek

Mr. Smith gave a reading of Resolution Number 8, 2008, "Requesting Action by the General Assembly to Allow the Conveyance of Six Mile Creek Park from Erie County to Harborcreek Township." Mr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a unanimous roll call vote.

Sprt of NW PA  
Comm. College  
Steering Comm.

Mr. Smith gave a reading of Resolution Number 9, 2008, "In Support of the Northwest Pennsylvania Community College Steering Committee." Mr. Fatica moved to adopt; Mr. Leone seconded.

Sprt of NW PA  
Comm. College  
Steering Comm.

Mr. Giles wished to extend gratitude to the County Executive for working in a spirit of cooperation to reach this point. This is a big challenge ahead for everyone. An issue that came up in discussions with Dr. Pierce, the administration and finance was the idea of marketing; however, it was felt that this was something that was farther down the road. This issue is a work in progress. Mr. Giles reported in his meeting with Dr. Pierce today that the time frame looks more reasonable than initially expected, perhaps 2010 and not December 2009 due to all the mandates required by the state. This is a daunting task, but worth the effort as it moves forward.

Mr. Foust wished to reiterate Mr. Giles comments regarding the state requirements. Until the goals required by the state are met, this matter cannot go forward and be finalized. For this reason there must be as much planning and input as possible.

Mr. Giles added that the state is watching in the sense that there was a community college of sort at one point that didn't work for some reason, and he believes the state is anxiously waiting to see if a community college can be created that can be endorsed and supported.

Mr. Giles also asked for a motion to amend this resolution on page 2 to reflect that the committee members listed as consultants should not have voting rights due to their function as consultants, either paid or volunteer. These members from page 2 are:

- c) Dr. William Garvey
- d) Dr. David Pierce (AACC Consultant)
- e) David Van Amburg

Mr. Leone moved to amend; Mr. Fatica seconded, and it carried in a unanimous roll call vote.

Mr. Giles called for a vote on Resolution Number 9, 2008, as amended, and it carried in a unanimous roll call vote.

Kathy DeSante  
Reappt'd. to  
Library Brd

Mr. Cleaver moved to reappoint Kathy DeSante to the Erie County Library Board. Mr. Leone seconded, and it carried in a unanimous roll call vote.

Hourly Rate Incr.  
For Council Acct.  
Firm Apprvd.

Mr. Mitchell moved to approve the hourly rate increase for Council's accounting firm. Mr. Fatica seconded, and it carried in a unanimous roll call vote.

Mr. Giles noted that this was the first rate increase since 2003.

Underwriter Aprvd.  
For 2008 Bond Issue  
Rel. to Airport Runway

Mr. Foust moved to approve Wachovia for the 2008 Bond Issue Related to the Airport Runway Extension Project. Mr. Leone seconded.

Mr. Maloney reported that six proposals were submitted ranging from \$2.65 to \$4.75 per \$1,000. The 2.65 is a very good rate and the underwriter has agreed that costs are all inclusive and the County will not pay any of the costs of bond counsel, underwriter's counsel or the printing of the bonds. Mr. Giles asked about the convention center bond issue, and Mr. Maloney replied that the bond counsel in this matter appointed by the administration did a very good job in getting a set fee, much less than was done in previous bond issues.

Mr. Leone noted that, at times, bond issues take a great deal of work. Mr. Maloney has done an excellent job as far as checking total costs. Many times, there are additional fees for legal

Underwriter Aprvd.  
For 2008 Bond  
Issue Rel. to  
Airport Runway

expenses and printing fees; however, this is all inclusive in this particular proposal and Mr. Leone believes that is a good rate.

Mr. Giles asked who else was involved in this discussion and Mr. Maloney noted that Mr. Sparber, Director of Finance, and Ms. Pasquale, Manager of Accounting. Mr. Giles extended his gratitude to them as well.

Mr. Giles called for a vote on the motion to approve the Underwriter for the 2008 Bond Issue Related to the Airport Runway Extension Project, and it carried in a unanimous roll call vote.

Adjournment

There being no further business, the meeting adjourned at 8:10 p.m.

Ann M. Bruno, Council Secretary

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