

June 7, 2011 Minutes of May 18, 2011 Reg. Mtg. apprvd. Agenda Amended. Library Fund SA & Creat. Rental Fee Line at Iroquois Ave. Branch adopted; PS Revis. Expend. & Creation of Line for Acts 78 & 56 adopted; Gen. Fund SA Rel. of Cnty Rec. Imprv. Rest. Fund Balance adopted; Health Choices Chng in Hrs & Title for Position adopted. Donated Prjtr from NWPARG adopted. Donation from High Mark Blue Cross/Blue Shield. First Rdgs: Line Item for City of Erie Client Training Grant in Adult Prob; New Line Items Due to Ct. Ord. Placements. Donated Vehicle from Friends of the Lib adopted. Creation of Collection Reimb. Line Item; New Line Item for Reass. Bureau adopted. First Rdgs: Gen. Fund SA Retire. Empl. In Oper. Admin; Reorg. in PD Ofc.; Res. Apprvg Revis. To FY CDBG adopted; Auth. to File Funds with PDCED Emerg. Shelter Grant Prgrm adopted. Joseph R. Mineo appt'd to Erie County Library Brd. Helen D. Carter-Snell to OCY Adv. Brd. Sale of Parcels from Repos. for Unsold Props apprvd.

#### ERIE COUNTY COUNCIL – Regular Meeting

Mr. Leone, Chairman, called to order a Regular Meeting of the Erie County Council at the Harborcreek Township Building, 5601 Buffalo Road, Erie, Pennsylvania at 7:00 p.m. Following the Pledge of Allegiance, the County Clerk called the roll:

#### Roll Call

Members Present: Mr. Leone, Chairman  
Mr. Fatica, Vice Chairman  
Mr. Beeman  
Mr. Cleaver  
Dr. Foust

Members Absent: Mr. Giles  
Mrs. Loll

#### Dr. Foust's Comments

Dr. Foust welcomed everyone to Harborcreek Township. He recognized the Chairman of the Board of Supervisors for the Township, Dean Pepicello, and expressed his appreciation for hosting this Council meeting.

#### Presentation of Citations to Fire Companies

Dr. Foust stated that, as everyone is aware, a huge fire occurred at the North American Powder Coatings Building on Iroquois Avenue. This was one of the most destructive fires he can remember in this township. Nine companies had to respond and sixteen were dispatched to help keep the community safe. Ron Hawryliw was the first on the scene; his son is the Chief of the Fairfield Hose Company. Any of these gentlemen can speak about the dangers of firefighting, in particular the hazards that they had to overcome with this fire and the costs of replacing their equipment which will reach into the hundreds of thousands of dollars. Dr. Foust explained that there were bursts of flames reaching 200 feet high; a fire that took hours to extinguish over days. This is a testimony to what people will do to protect their community. Dr. Foust is glad to be able to recognize these fire companies for what they do on behalf of our community. This is a testament to their public service. He handed citations to the Brookside Fire Company, the Fairfield Hose Company and the Harborcreek Fire Company.

#### Hearing of the Public

Tom Peckham, Moon Meadows Campground, invited all Council Members to see his campground. Mr. Beeman and Dr. Foust have already visited. Mr. Peckham has had many visitors over the years to his campground, no one has ever had a problem. The only people that had trouble with Moon Meadows were one or two from the Health Department. The DEP has stated that Moon Meadows is in violation of the Safe Water Drinking Act and the septic system that was installed over 40 years ago now has a potential of getting into the well. Mr. Peckham

asked that Council Members visit his campground as a group to see why the Health Department and the Department of Environmental Protection is trying to shut down a business after 40 years. He has a bill to submit for the money he lost last year through bureaucracy.

Louise Smerick, Harborcreek Township, suggested that the painting at the library be put on loan to other museums. This would help pay for the insurance. She expressed her appreciation to Council for working with employee health care benefits. She feels all levels of government need to have a more realistic plan. Ms. Smerick also stated that Pleasant Ridge Manor is a great service to the community and does provide for those who need it; however, Erie County is not in competition with other nursing homes. Erie County does not need the Taj Mahal, but does need to have the necessities to provide a good service using an existing building and adding on if necessary. She expressed her hope that Council will do more research into this issue.

#### Minutes

Dr. Foust moved to approve the minutes of the May 18, 2011 Regular Meeting. Mr. Fatica seconded, and it carried in a unanimous roll call vote.

#### Finance Committee

Dr. Foust reported the Finance Committee met on June 2, 2011 and agreed to place Ordinances 48, 52 and 54 on the agenda for a second reading and Ordinances 56 and 57 for first readings. Discussions were held to move those ordinances to second readings. Also on the agenda are Ordinances 58, 59, 60 and 61 along with Resolutions 25, 26, 27 and 28. The possible appointments of Joseph R. Mineo to the Erie County Library Board and Helen D. Carter-Snell to the Children and Youth Advisory Board, along with the possible approval of the sale of parcels from the repository for unsold properties have been placed on tonight's agenda.

#### Personnel Committee

Mr. Cleaver reported the Personnel Committee met on June 2, 2011 and agreed to place Ordinance 55 on the agenda for a second reading along with Ordinances 62, 63 and 64 for first readings.

#### Mr. Fatica's Report

Mr. Fatica reported that he had a conference call yesterday with the County Commissioner's Association of Pennsylvania regarding the human services budget. He was advised that the state budget will be released within the next week or two. The Human Services Development Fund has been restored somewhat, but certainly, when it comes time to discuss the county budget in October, Council will have a clearer picture of where Erie County stands with this money. This is of paramount interest to everyone due to the changing over to the new insurance provider and the County assuming somewhat of a risk for this new insurance.

#### Mr. Beeman's Report

Mr. Beeman reported that he has been in contact with three nursing homes, Abington Crest, Luther Square and Twinbrook. All advised him that they have the room for and are interested in having more residents. Mr. Beeman asked them to speak at a meeting, but they refused stating it would be a waste of time.

#### Creation of Rental Fee Line Item at Iroquois Lib.

Mr. Smith gave a second reading of Ordinance Number 48, 2011, "Fifth 2011 Library Fund Budget Supplemental Appropriation Of \$50 And Creation Of Rental Fee Line Item At Iroquois Avenue Branch." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a unanimous roll call vote.

#### Creation of New Utility Line Items For Acts 78 & 56

Mr. Smith gave a second reading of Ordinance Number 52, 2011, "2011 Public Safety Fund Budget Revised Expenditures Of \$3,826 And Creation Of New Utility Line Items For Acts 78 and 56." Mr.

Fatica moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 4-1, Mr. Beeman voting no.

County Record  
Improve. Rest.  
Fund

Mr. Smith gave a second reading of Ordinance Number 54, 2011, "Eleventh 2011 General Fund Budget Supplemental Appropriation Of \$246,218 For Release Of County Record Improvement Restricted Fund Balance." Mr. Cleaver moved to adopt; Dr. Foust seconded.

Dr. Foust explained that this ordinance involves money that is collected from fees throughout the year and can only be used for the improvement of records at the courthouse.

Mr. Leone called for a vote on the ordinance and it carried in a roll call vote of 4-1, Mr. Beeman voting no.

Health Choices  
Revis. Expend.

Mr. Smith gave a second reading of Ordinance Number 55, 2011, "2011 Health Choices Fund Budget Revised Expenditures Of \$10,685 For Decrease In Hours And Change In Title For Position Number 000105-001." Mr. Cleaver moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 4-1, Mr. Beeman voting no.

Agenda  
Amended

Dr. Foust moved to amend the agenda to include Ordinances 56, 57, 60 and 61 for second readings. Mr. Cleaver seconded, and it carried in a unanimous roll call vote.

Donated Prjctr  
From NW PA ERG

Mr. Smith gave a second reading of Ordinance Number 56, 2011, "Fourth 2011 Public Safety Fund Budget Supplemental Appropriation Of A Donated Projector With A Value Of \$256 From The NW PA Emergency Response Group." Dr. Foust moved to adopt; Mr. Cleaver seconded, and it carried in a unanimous roll call vote.

Donation From  
High Mark Blue  
Cross/Blue Shield

Mr. Smith gave a second reading of Ordinance Number 57, 2011, "Sixth 2011 Public Health Fund Budget Supplemental Appropriation Of \$1,200 And Creation Of New Line Item For Donation From High Mark Blue Cross/Blue Shield." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a unanimous roll call vote.

First Rdgs.

Mr. Smith gave first readings of the following ordinances:

Ordinance Number 58, 2011, "Twelfth 2011 General Fund Budget Supplemental Appropriation Of \$3,489 And Creation Of New Line Item For City Of Erie Client Training Grant In Adult Probation"

Ordinance Number 59, 2011, "2011 Children & Youth Services Fund Budget Revised Expenditures And Creation Of New Line Items Due To Court Ordered Placements"

Donated Vehicle  
From Friends of  
The Library

Mr. Smith gave a second reading of Ordinance Number 60, 2011, "Thirteenth 2011 General Fund Budget Supplemental Appropriation Of A \$10,000 Donated Vehicle From Friends Of The Library And Creation Of New Line Items." Mr. Cleaver moved to adopt; Mr. Fatica seconded, and it carried in a unanimous roll call vote.

Lib. SA Collec.  
Reimb. Line Item

Mr. Smith gave a second reading of Ordinance Number 61, 2011, "Sixth 2011 Library Fund Budget Supplemental Appropriation Of \$2,520 And Creation Of Collection Reimbursement

Line Item.” Mr. Cleaver moved to adopt; Dr. Foust seconded, and it carried in a unanimous roll call vote.

First Readings

Mr. Smith gave first readings of the following ordinances:

Ordinance Number 62, 2011, “2011 General Fund Budget Revised Expenditures Of \$20,000 And Creation Of A New Line Item For Reassessment Bureau”

Ordinance Number 63, 2011, “Fourteenth 2011 General Fund Budget Supplemental Appropriation Of \$13,533 From Retirement Of Employee In Operations Administration”

Ordinance Number 64, 2011, “Fifteenth 2011 General Fund Budget Supplemental Appropriation Of \$33,805 For Reorganization In Public Defender’s Office”

Revis. To 2009  
CDBG Prgrm

Mr. Smith gave a reading of Resolution Number 25, 2011, “Resolution Approving A Revision To Erie County’s FY 2009 Community Development Block Grant Program.” Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 4-1, Mr. Beeman voting no.

Auth. for App.  
For Funds with  
Pa DCED

Mr. Smith gave a reading of Resolution Number 26, 2011, “Authorization to File Application for Funds with The Pennsylvania Department of Community and Economic Development Emergency Shelter Grant Program.” Mr. Cleaver moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 4-1, Mr. Beeman voting no.

District  
Rev.Comm.

Mr. Smith gave a reading of Resolution Number 27, 2011, “Appointing The Erie County District Revision Commission.” Mr. Fatica moved to adopt; Dr. Foust seconded.

Dr. Foust stated that this is a strong group of people who will work on the redistricting decision and he wished them the best of luck.

Dr. Foust moved to amend the exhibit to include the name of Evan Tucker. Mr. Fatica seconded, and it carried in a unanimous roll call vote.

Mr. Leone announced the names of the appointments to the District Revision Commission: Tom Hutzelman, Gregory Karle, Roger Richards, James Walczak, and Evan Tucker.

Dr. Foust further announced that he appointed James Walczak; Thomas Hutzelman was appointed by Mr. Fatica and Mrs. Loll; Gregory Karle was appointed by Mr. Cleaver; Roger Richards was appointed by Fiore Leone; and Mr. Giles appointed Evan Tucker.

Mr. Leone called for a vote on the resolution, as amended, and it carried in a unanimous roll call vote.

Appointments  
Approved

Dr. Foust moved to approve the appointment of Joseph R. Mineo to the Erie County Library Board and Helen D. Carter-Snell to the Children & Youth Advisory Board. Mr. Fatica seconded and it carried in a unanimous roll call vote.

Parcel  
Market. Plan

Mr. Smith gave a reading of Resolution Number 28, 2011, “In Support Of Administration’s Parcel Marketing Plan.” Dr. Foust moved to adopt; Mr. Fatica seconded.

Mr. Cleaver asked if this dealt with parcels of land going on the market for \$1 per bid. Mr. Sparber explained that this is the first phase; there are several categories of properties. The plan is starting

with county owned properties that pre-date the tax sale process. Mr. Sparber further explained that some of the properties are small, for example, 27 feet wide by 50 feet long. These are properties that the county took over years ago when someone couldn't pay their taxes and have languished for decades, never appearing on tax sale lists. The county has incurred expenses on them by keeping them on the books. The county is now trying to make an effort to get them back onto the tax rolls.

Mr. Leone called for a vote on the resolution, and it carried in a roll call vote of 4-1, Mr. Leone voting no.

Sale of Parcels  
From Repos.  
Apprvd

Dr. Foust moved to approve the sale of parcels from the Repository for Unsold Properties at Index Numbers: 07-023-042.0-018.00 and 18-050-014.0-106.00. Mr. Cleaver seconded, and it carried in a unanimous roll call vote.

Adjournment

There being no further business, the meeting adjourned at 7:30 p.m.

Ann M. Bruno, Council Secretary

\*\*\*\*\*