

January 8, 2008 Minutes of Nov. 13 Public Hrg & Reg Mtg and Dec. 4 Reg. Mtg. approved. Revised Tax Fee Schedule adopted; S.A. for Fifth Floor Renovation adopted; Wvr Personnel Code for Position 002320-010 adopted; Wvr Personnel Code for Position 002320-010 adopted. First Rdgs: 2007 & 2008 Appt'd Off. Salary-County Clerk; 2007 & 2008 Appt'd Off. Salary-Dir. of Adm; 2008 Appt'd Off. Salary-Dir. of Finance; 2007 & 2008 Appt'd Off. Salary – Dir. of Personnel; 2007 & 2008 Appt'd Off. Salary-PD; 2007 & 2008 Appt'd Off. Salary-Asst. PD's; 2007 & 2008 Appt'd Off. Fee Ord-Cnty Solicitor; 2007 & 2008 Cnty Council Solicitor's Retainer.

ERIE COUNTY COUNCIL – Regular Meeting

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

Members Absent: None

Also Present: Douglas R. Smith, County Clerk
Joseph P. Maloney, Council CPA
Thomas Talarico, Council Solicitor
Sean Wiley, Director of Administration
Jim Sparber, Director of Finance
Sue Ellen Pasquale, Manager of Accounting

Hearing of
The Public

Kathleen Nies, Green Township, stated she is a former county employee having been employed by the county for 20 years with the understanding that she would have health insurance. However, she has been refused. Mr. Meredith told her that he would approve the insurance on the recommendation of the Retirement Board. It was eventually determined that the Board had nothing to do with this matter. She asked where to turn and what to do.

Mr. Giles informed Ms. Nies that the Hearing of the Public is not the time for discussion, but an opportunity for Council to hear complaints or remarks. He suggested that Mr. Leone, chairman of the Retirement Board, and Mr. Talarico meet with her after the meeting.

Kenneth Przepierski, 640 East 12th Street, Erie, stated that minutes are being held back from the public. He referred to the swearing in ceremonies and noticed that no one put their hand on a bible. He wondered who will get all the contracts for the fifth floor renovations. New Business on the agenda reads like a list of raises and questioned why it states 2007 & 2008. Mr. Przepierski stated Council is waiving the Personnel Code and just using numbers for the positions. He believes problems at OCY still need to be addressed such as those training new caseworkers teaching them to outright lie to children.

Minutes

Mr. Leone moved to approve the minutes of the Public Hearing held November 13, 2007, the Regular Meeting held November 13, 2007 and the Regular Meeting held December 4, 2007. Mr. Foust seconded the motion. Mr. Leone asked Mr. Maloney, Council CPA, whether he reviewed the budget minutes of November 13th for accuracy, and Mr. Maloney replied he had adding that Mrs. Bruno did

an excellent job. Mr. Giles explained to the audience that when the budget minutes are presented, Council's accountant reviews the data to make sure the information is accurate. Mr. Foust wished to echo Mr. Maloney's comments regarding the budget minutes, noting that it was an excellent job as that is a very difficult meeting.

Mr. Giles called for a vote on the minutes, and they were approved in a unanimous roll call vote.

Finance
Committee

Mr. Mitchell reported the Finance Committee met on Thursday, January 3, 2008, and agreed to place on the agenda, Ordinance 181, 2007, a second reading of the Revised Fee Schedule in Tax Claim; Ordinance 182, Revised Revenue in the 2008 Debt Service Fund Budget and Ordinance 183, Capital Project Supplemental Appropriation for the Fifth Floor Renovation.

Personnel
Committee

Mr. Cleaver reported the Personnel Committee met on Thursday, January 3, 2008 and agreed to place on the agenda a second reading of Ordinances 184 and 185 for Personnel Code position changes adding that these are not new positions, one is for Assessment and the other for Reassessment. Also on the agenda for first readings are Ordinances 1, 2, 3, 4, 5, 6, 7, and 8, 2008. These are in reference to Official's Salary Ordinances presented by the administration.

Revised Fee
Schedule
In Tax Claim

Mr. Smith gave a second reading of Ordinance Number 181, 2007, "2008 Revised Fee Schedule in Tax Claim." Mr. Leone moved to adopt; Mr. Cleaver seconded, and it carried in a unanimous roll call vote.

Revised Revenue
2008Debt Svc
Fund

Mr. Smith gave a second reading of Ordinance Number 182, 2007, "Revised Revenue in the 2008 Debt Service Fund Budget." Mr. Leone moved to adopt; Mr. Cleaver seconded, and it carried in a unanimous roll call vote.

S.A. for Fifth Fl.
Renovations

Mr. Smith gave a second reading of Ordinance Number 183, 2007, "2007 Capital Projects Fund Supplemental Appropriation for Fifth Floor Renovation in the Erie County Courthouse." Mr. Mitchell moved to adopt; Mrs. Loll seconded.

Mr. Cleaver moved to amend the ordinance to eliminate the Contingency Fund of \$462,405 and also to amend the face sheet of the ordinance and County Executive Certificate to read \$1,734,898. Mr. Mitchell seconded, and it carried in a roll call vote of 6-0-1, Mr. Leone abstaining.

Mr. Giles called for a vote on the ordinance, as amended, and it carried in a roll call vote of 6-0-1, Mr. Leone abstaining.

Wvr. Personnel
Code Position
002370-002

Mr. Smith gave a second reading of Ordinance Number 184, 2007, "2007 General Fund Waiver of a Section of the Personnel Code for Position Number 002370-002." Mr. Cleaver moved to adopt; Mr. Fatica seconded.

Mr. Foust moved to amend the ordinance with the addition of a paragraph as follows:

BE IT FURTHER ENACTED that the waiver of Section 11AJ of the Personnel Code is valid through May 1, 2008.

Mr. Fatica seconded the motion to amend, and it carried in a unanimous roll call vote.

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

Wvr. Personnel
Code Position
002320-010

Mr. Smith gave a second reading of Ordinance Number 185, 2007, "2007 General Fund Waiver of a Section of the Personnel Code for Position Number 002320-010." Mr. Cleaver moved to adopt; Mrs. Loll seconded.

Mr. Foust moved to amend the ordinance with the addition of a paragraph as follows:

BE IT FURTHER ENACTED that the waiver of Section 11AJ of the Personnel Code is valid through May 1, 2008.

Mr. Foust explained that this amendment on these ordinances is for the individuals taking these positions who must get a particular certification. They are being given 90 days to receive the certification or they will not be qualified for the position. He noted that this was at the administration's request.

Mr. Fatica seconded the motion to amend, and it carried in a unanimous roll call vote.

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

First Rdgs.

Mr. Smith gave first readings of the following ordinances:

Ordinance Number 1, 2008, "2007 and 2008 Appointed Official's Salary Ordinance County Clerk"

Ordinance Number 2, 2008, "2007 and 2008 Appointed Official's Salary Ordinance Director of Administration"

Ordinance Number 3, 2008, "2008 Appointed Official's Salary Ordinance – Director of Finance"

Ordinance Number 4, 2008, "2007 and 2008 Appointed Official's Salary Ordinance Director of Personnel"

First Rdgs.

Ordinance Number 5, 2008, "2007 and 2008 Appointed Official's Salary Ordinance Public Defender"

Ordinance Number 6, 2008, "2007 and 2008 Appointed Official's Salaries Ordinance – Assistant Public Defenders"

Ordinance Number 7, 2008, "2007 and 2008 Appointed Official's Fee Ordinance County Solicitor"

Ordinance Number 8, 2008, "2007 & 2008 County Council Solicitor's Retainer"

Adjournment

There being no further business, the meeting was adjourned at 7:23 p.m.

Ann M. Bruno, Council Secretary
