

May 3, 2011 Minutes of April 19, 2011 Reg. Mtg. apprvd. PH SA Grant for West Nile Prgrm adopted; PH SA Beach Grant Prgrm adopted; PS HAZMAT/LPEC Grant adopted. First Rdg. MH/MR SA for Share of Asst Acctg Mgr, C&Y SA for Share of Asst Acctg Mgr, D&A SA for Share of Asst Acctg Mgr. Ct. Ordrd Reimb of Solicitor Time, HC Revis. Expend. to Reflect New Cnty HC Model, Gen Fund SA to Reflect New Cnty Model; PH SA Creation of Position & Line Items for Injury Prevent. Grant; Salary for Pt-Time Asst PD. In Sprt of Funding For Growing Greener II adopted; In Sprt of Boys & Girls Club of Erie Brd of Dir. Lifetime Nominees adopted; Three Yr Agrmt Btwn Erie Cnty & MacDonald, Illig, Jones & Britton Law Firm for Lien Free Tax Sales adopted. Labor Agrmt Btwn Erie Cnty & Pa Social Svcs Union Local 668 apprvd. Sale of Parcel from Repos. apprvd.

ERIE COUNTY COUNCIL – Regular Meeting

Mr. Leone, 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, Erie, Pennsylvania. Following the Pledge of Allegiance, Mrs. Loll recited a prayer.

Roll Call

The County Clerk called the roll:

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

Members Absent: Mr. Giles

Also Present: Douglas R. Smith, County Clerk
Joseph P. Maloney, Council CPA
Thomas Talarico, Council Solicitor
Wally Knox, Assistant County Solicitor
Ron DiNicola, Assistant County Solicitor
Sue Ellen Pasquale, Manager of Accounting

Minutes

Dr. Foust moved to approve the minutes of the Regular Meeting held on April 19, 2011. Mr. Cleaver seconded, and it carried in a unanimous roll call vote.

Finance Committee

Dr. Foust reported that Council met as the Finance Committee on Thursday, April 28, 2011 and agreed to place Ordinances 36, 37, and 38 on the agenda for second readings and to place Ordinances 40, 41, 42, and 43 on the agenda for first readings. The Committee also agreed to place the possible adoption of Resolutions 19, 20 and 21 on the agenda as well as the possible approval of the sale of a parcel from the Repository for Unsold Properties.

Personnel Committee

Mr. Cleaver reported the Personnel Committee met on April 28, 2011 and agreed to put Ordinance 39 on the agenda for a second reading as well as Ordinances 44, 45, 46, and 47 for first readings. Also on the agenda is the possible approval of the labor agreement between the County of Erie and the Pennsylvania Social Services Union Local 668, SEIU, AFL-CIO, Prison Unit.

Mr. Leone's Comments

Mr. Leone wished to comment on Resolution Number 21, 2011, "Three Year Agreement Between The County Of Erie And The Law Firm Of MacDonald, Illig, Jones & Britton, LLP For Lien Free Tax Sales." He had indicated previously that he felt this RFP was flawed and still believes that to be true.

He believes information that was received with respect to costs was not correct. One of the items specifies a \$91,000 difference; however, Mr. Leone finds a \$16,000 difference in the first 20 properties to which reference is made. Mr. Leone also has a problem with the percentage of payments. This is somewhat confusing and Mr. Leone would like to ask additional questions, but obviously will not be able to do that.

If Erie County wants to save money in this area, Mr. Leone suggested doing these sales in-house like other counties. At present, Mr. Joseph is employed through Tax Claim. He is very familiar with the tax lien procedure. He also works for the Quinn firm and he certainly has the knowledge needed to employ this concept. This concept is no more than clerical paperwork; however an attorney needs to be present. The study that was completed should have shown how much the county would save if this was done in-house. Mr. Leone expressed concern about the conflict of interest with the banks. If in fact, this firm represents a bank, he asked if that would influence its decision based on the fact that the bank wants to recover their mortgage in these homes. Mr. Leone believes that this RFP should have been done strictly on a bid basis for money and nothing else.

PH SA for
State Grant
For West Nile

Mr. Smith gave a second reading of Ordinance Number 36, 2011, "Second 2011 Public Health Fund Budget Supplemental Appropriation For An Additional \$1,323 State Grant For West Nile Program." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 5-1, Mr. Beeman voting no.

PH SA for Beach
Grant Prgrm

Mr. Smith gave a second reading of Ordinance Number 37, 2011, "Third 2011 Public Health Fund Budget Supplemental Appropriation For An Additional \$111,473 For Beach Grant Program." Dr. Foust moved to adopt; Mrs. Loll seconded, and it carried in a roll call vote of 5-1, Mr. Beeman voting no.

HAZMAT/LEPC
Grant

Mr. Smith gave a second reading of Ordinance Number 38, 2011 "Second 2011 Public Safety Fund Budget Supplemental Appropriation And Creation Of New Line Items For A \$1,998 HAZMAT/LPEC Grant." Dr. Foust moved to adopt; Mr. Cleaver seconded.

Mr. Fatica moved to amend the Ordinance and the Exhibit to correctly read "HAZMAT/LEPC." Dr. Foust seconded the motion to amend, and it carried in a unanimous roll call vote.

Mr. Leone called for a vote on Ordinance Number 38, 2011 and it carried in a roll call vote of 5-1, Mr. Beeman voting no.

Planning Fund Revis.
Expend. for Upgrade
Of Position

Mr. Smith gave a second reading of Ordinance Number 39, 2011, "2011 Planning Fund Budget Revised Expenditures Of \$1,209 For Upgrade Of Position 066010-006." Mrs. Loll moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 5-1, Mr. Beeman voting no.

First Readings

Mr. Smith gave first readings of the following ordinances:

Ordinance Number 40, 2011, "First 2011 MH/MR Fund Budget Supplemental Appropriation Of \$531 For Share Of Assistant Accounting Manager Of DHS"

Ordinance Number 41, 2011, "Second 2011 Children & Youth Services Fund Budget Supplemental Appropriation Of \$10,244 For Share Of Assistant Accounting Manager Of DHS"

Ordinance Number 42, 2011, "First 2011 Drug & Alcohol Abuse Fund Budget Supplemental Appropriation Of \$89 For Share Of Assistant Accounting Manager Of DHS"

Ordinance Number 43, 2011, "Ninth 2011 General Fund Budget Supplemental Appropriation And Creation Of New Line Item For Court Ordered \$3,000 Reimbursement Of Solicitor Time"

Ordinance Number 44, 2011, "2011 Health Choices Fund Budget Revised Expenditures Of \$70,767 For Additional Positions Needed To Reflect New County Health Choices Model"

Ordinance Number 45, 2011, "Tenth 2011 General Fund Budget Supplemental Appropriation Of \$49,258 For Additional Health Choices Positions Needed To Reflect New County Model And Creation Of New Line Items"

Ordinance Number 46, 2011, "Fourth 2011 Public Health Fund Budget Supplemental Appropriation Of \$47,703, Creation Of A Position And Creation Of New Line Items For Injury Prevention Grant"

Ordinance Number 47, 2011, "2011 Appointed Official's Salary Ordinance Part Time Assistant Public Defender"

In Sprt of
Grwng Greener

Mr. Smith gave a first reading of Resolution Number 19, 2011, "In Support Of Funding For Growing Greener II." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 5-1, Mr. Beeman voting no.

In Sprt of Boys
& Girls Club
Lifetime
Nominees

Mr. Smith gave a second reading of Resolution Number 20, 2011, "In Support Of The Boys And Girls Club Of Erie Board Of Directors Lifetime Nominees." Dr. Foust moved to adopt; Mr. Cleaver seconded, and it carried in a unanimous roll call vote.

Three Yrg Agrmt
Btwn Erie Cnty
& MacDonald,
Illig, Jones &
Britton

Mr. Smith gave a reading of Resolution Number 21, 2011, "Three Year Agreement Between The County Of Erie And The Law Firm Of MacDonald, Illig, Jones & Britton, LLP For Lien Free Tax Sales." Mr. Cleaver moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 5-1, Mr. Leone voting no.

Labor Agrmt
Btwn Erie Cnty
& Pa Social
Svcs Union

Dr. Foust moved to approve the Labor Agreement between County of Erie and Pennsylvania Social Services Union Local 668, SEIU, AFL-CIO. Mr. Fatica seconded.

Mr. Cleaver wished to commend everyone involved in the labor negotiations for recognizing the County's financial dilemma and agreeing, as the other unions have, to take a pay freeze for the first and second year of the contract.

Mr. Leone called for a vote on the agreement and it carried in a roll call vote of 5-1, Mr. Beeman voting no.

Sale of Parcel
From Repository

Dr. Foust moved to approve Sale of Parcel from Repository for Unsold Properties at Index Number 47-011-027.2-007.95. Mrs. Loll seconded, and it carried in a unanimous roll call vote.

Adjournment

There being no further business, the meeting adjourned at 7:17 p.m.

Ann M. Bruno, Council Secretary
