

May 18, 2011 Minutes of May 3, 2011 Reg Mtg. apprvd. Agenda amended. MH/MR SA Share of Asst Acctg Mgr DHS adopted; C&Y SA Share of Asst Acctg Mgr DHS adopted; D&A SA Share of Asst Acctg Mgr DHS adotped; Gen Fund SA Reimb. Solicitor Time adopted; Health Choices Additional Positions adopted; Gen Fund SA HC Additional Positions adopted; Creation of Postion for Injury Preven. Grant adopted; Appt'd Off. Salary Pt Time PD adopted. First Rdgs: Lib. SA & Creation of Rental Fee Line Item at Iroquois Branch; D&A Revis Rev. &Expend.; PS Revis. Epend & Line Item for COPS grant; PS SA; PS SA for US Dept. Justice Grant; PS Creation of New Utility Line Items; PH SA for OPANAC grant; Gen Fund SA for Release of Cnty Record Improve. Rest. Fund Balance; Health Choices Decrease in Hrs & Changes in Title for Position; Apprvg Health Choices Agrmt Btwn Cnty & Comm. Care Behav. Health Org. adopted; Exon Taxes & Fees on parcel adopted; In Sprt of Exon. of Fees on Parcel adopted. Sale of Parcel from Repository apprvd.

#### ERIE COUNTY COUNCIL – Regular Meeting

Mr. Leone 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 stated that she wished to do something a little different in way of a prayer before the meeting. Memorial Day will be celebrated soon and Flag Day is in June.

#### Prayer or Invocation

Mrs. Loll stated that she would like to honor the memory of those who have finished their course and now rest from their labors and gave their lives for us to be free. This tells us of the reason service men and women fought and died for us. It is a symbol of all that we are and what we stand for; it is the Pledge of Allegiance as done by Red Skelton. Mrs. Loll then read the Pledge of Allegiance as done by Red Skelton.

#### Moment of Silence

Mr. Giles asked for a moment of silence of honor of Bob Michel who passed away on May 9, 2011. Mr. Michel served as Sheriff of Erie County for 16 years and also served as President of the Pennsylvania State Association of Sheriffs. He showed strong leadership by providing the extra training bill that was passed by the state years ago to make sure that the quality of sheriffs and deputies met a certain standard.

#### Roll Call

The County Clerk called the roll:

Members Present: Mr. Leone, Chairman  
Mr. Fatica, Vice Chairman  
Mr. Beeman  
Mr. Cleaver  
Dr. Foust  
Mr. Giles (via telephone)  
Mrs. Loll

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

#### Minutes

Mr. Giles moved to approve the minutes of the May 3, 2011 Regular Meeting. Dr. Foust seconded, and it carried in a unanimous roll call vote.

#### Finance Committee

Dr. Foust reported that the Council met as the Finance Committee on May 12, 2011 and agreed to remove from the table Ordinances 2 and 3, and to place Ordinances 40, 41, 42, and 43 on the

agenda for second readings. Ordinances 48, 49, 50, 51, 52, 53, and 54 were placed on the agenda for second readings and to possibly move Ordinances 49, 50, 51 and 53 to second readings. Also on the agenda is the possible adoption of Resolutions 22, 23 and 24, 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 May 12, 2011 and agreed to place Ordinances 44, 45, 46 and 47 on the agenda for second readings and Ordinance 55 for a first reading.

Mr. Giles'  
Report

Mr. Giles submitted the following report for inclusion in the minutes:

#### **NEWS RELEASE**

##### **GILES PARTICIPATES IN HISTORIC WHITE HOUSE SUMMIT TO DISCUSS COUNTY GOVERNMENT ISSUES**

Joe Giles, Erie County Councilman, and fellow county officials from across the country holding leadership positions within the National Association of Counties (NACo), participated in an historic five-hour White House Summit on May 3, 2011 to discuss at length critical issues of concern to county government and the communities they serve. The highlight of the summit was an appearance and remarks by President Obama and Vice-President Biden.

Leading the in-depth policy discussions were four cabinet secretaries representing the leaders of the federal government's domestic policy agenda: Secretary Kathleen Sebelius, Health and Human Services; Secretary Janet Napolitano, Homeland Security; Secretary Ray LaHood, Transportation; and Secretary Shaun Donovan, Housing and Urban Development. Also leading in the discussion was Administrator Lisa Jackson, Environmental Protection Agency.

"This was an extraordinary opportunity for each of us to speak in depth, at length and directly with key federal leadership concerning issues that affect our communities and our country said Giles. We are all grateful for this invitation and opportunity to discuss issues important to Erie County and other counties in Pennsylvania."

Most of the other county officials invited by the White House, about 90 in total, chair or vice-chair NACo's 13 policy steering committees and subcommittees.

The summit was divided into three separate session discussions led by a cabinet secretary or his/her designee.

Session I: Breaking the Cycle of Jail & Poverty: A County Perspective

Session II: Infrastructure and Sustainable Communities; and

Session III: Health Reform Implementation, Medicaid and Medicare

Attached is the formal, detailed schedule.

Giles said it was an honor to be invited by the White House to participate in this meeting. Giles was impressed by the depth of understanding about the role and responsibility of county government as clearly articulated by President Obama. According to Giles, President Obama stressed repeatedly that local government, county government in particular, knows firsthand the impact and importance of public service in the everyday lives of our citizens. Before President Obama concluded the meeting, he greeted each participant individually and indicated his commitment to continue this open dialogue with each cabinet represented at the meeting.

Giles indicated that this was an excellent opportunity to thank Laurie Robinson, Deputy Attorney General, for her long and distinguished career with the Department of Justice. Giles shared with her a few stories about the Adult Drug Court in Erie. He told her this was the tenth anniversary of our local drug court. The stories of lives and families impacted by the local court moved the deputy. In fact, this court would not have had the local success without the resources, funding and training provided by Robinson and the Department of Justice.

Giles said "This White House meeting provided the forum to detail the many successful opportunities and continued challenges facing Erie County and counties in general."

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Mr. Giles' Report

**WHITE HOUSE COUNTY OFFICIALS MEETING**

TUESDAY, MAY 3, 2011 • 1:00-5:30 PM SOUTH COURT AUDITORIUM

**Welcome and Overview**

David Agnew, *Deputy Director, White House Office of Intergovernmental Affairs*

**Session I: Breaking the Cycle of Jail & Poverty**

**Moderator**

Ron Sims, *Deputy Secretary, U.S. Department of Housing and Urban Development*

**Speakers**

Laurie Robinson, *Assistant Attorney General, U.S. Department of Justice* Pamela Hyde,

*Administrator, Substance Abuse and Mental Health Services Administration,*

*U. S. Department of Health and Human Services* John Linton, *Director,*

*Office of Correctional Education, U.S. Department of Education*

**Brief Remarks**

Kathleen Sebelius, *Secretary, U. S. Department of Health and Human Services*

Janet Napolitano, *Secretary, U.S. Department of Homeland Security*

**Vice President Joe Biden**

**Session II: Infrastructure & Sustainable Communities**

**Moderator**

Valerie Jarrett, *Senior Advisor to the President*

**Speakers**

Ray LaHood, *Secretary, U.S. Department of Transportation* Shaun Donovan,

*Secretary, U.S. Department of Housing and Urban Development*

Lisa Jackson, *Administrator, U.S. Environmental Protection Agency*

**Break Session III: Health Reform Implementation & Medicaid**

**Moderator**

Cecilia Munoz, *Director, White House Office of Intergovernmental Affairs*

**Speakers**

Cindy Mann, *Deputy Administrator and Director, Center for Medicaid, CHIP and*

*Survey 6-Certification, Centers for Medicare and Medicaid Services, U.S. Department*

*of Health and Human Services* Jeanne Lambrew, *Deputy Assistant to the President for*

*Health Policy, White House Domestic Policy Council*

**Closing Remarks**

Agenda Amended

Dr. Foust moved to amend the agenda to include Ordinances 49, 50, 51 and 53 as second readings. Mr. Fatica seconded, and it carried in a unanimous roll call vote.

Mr. Leone's  
Comments

Mrs. Leone acknowledged Alicia Goodwine in the audience. Ms. Goodwine is the granddaughter of Amos Goodwine and she is taking a government class. Mr. Leone explained the process followed for adopting ordinances and resolutions.

Ord. 2, 2011  
Removed from Table

Dr. Foust moved to remove Ordinance Number 2, 2011, "First 2011 Domestic Relations Fund Budget Supplemental Appropriation For Change In IV-D Revenue Calculation" from the table. Mr. Cleaver seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

Dom Rel SA for  
Change in IV-D Calc.

Mr. Smith gave a reading of Ordinance Number 2, 2011, "First 2011 Domestic Relations Fund Budget Supplemental Appropriation For Change In IV-D Revenue Calculation." Mr. Giles moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 6-1; Mr. Beeman voting no.

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Ord. 3, 2011  
Removed from  
Table

Dr. Foust moved to remove Ordinance Number 3, 2011 "First 2011 General Fund Budget Supplemental Appropriation For Transfer To Domestic Relations Fund Budget For Change In IV-D Grant Revenue Calculation" from the table. Mr. Cleaver seconded, and it carried in a roll call vote of 6-1 Mr. Beeman voting no

Gen. Fund SA  
For Change in  
IV-D Grant  
Rev. Calc.

Mr. Smith gave a second reading of Ordinance Number 3, 2011 "First 2011 General Fund Budget Supplemental Appropriation For Transfer To Domestic Relations Fund Budget For Change In IV-D Grant Revenue Calculation." Mr. Giles moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

MH/MR SA  
Share of Asst  
Acctg Mgr

Mr. Smith gave a second reading of Ordinance Number 40, 2011, "First 2011 MH/MR Fund Budget Supplemental Appropriation Of \$531 For Share Of Assistant Accounting Manager Of DHS." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

C&Y SA Share  
Of Asst Acctg  
Mgr

Mr. Smith gave a second reading of Ordinance Number 41, 2011, "Second 2011 Children & Youth Services Fund Budget Supplemental Appropriation Of \$10,244 For Share Of Assistant Accounting Manager Of DHS." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

D&A SA for  
Share of Asst  
Acctg Mgr

Mr. Smith gave a second reading of Ordinance Number 42, 2011, "First 2011 Drug & Alcohol Abuse Fund Budget Supplemental Appropriation Of \$89 For Share Of Assistant Accounting Manager Of DHS." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

Gen Fund SA  
Reimb. Solicitor  
Time

Mr. Smith gave a second reading of 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." Mr. Giles moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

Health Choices  
Rev. Expend.  
Additional  
Positions

Mr. Smith gave a second reading of 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." Mr. Fatica moved to adopt; Mr. Giles seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

Gen. Fund SA  
Health Choices  
Positions

Mr. Smith gave a second reading of 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." Mr. Fatica moved to adopt; Mr. Giles seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

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PH SA Creation  
Of Pos. & New  
Line Items

Mr. Smith gave a second reading of 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." Mr. Giles moved to adopt; Mr. Cleaver seconded.

Mr. Fatica moved to amend the ordinance to include the following language:

**BE IT FURTHER ENACTED**, that when the grant expires, the position will be eliminated.

Mrs. Loll seconded the motion and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

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

Appt'd Off Salary  
Pt-Time Asst PD

Mr. Smith gave a second reading of Ordinance Number 47, 2011, "2011 Appointed Official's Salary Ordinance Part Time Assistant Public Defender." Mr. Giles moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

First Rdg.

Mr. Smith gave a first 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."

D&A Revis.  
Expend.

Mr. Smith gave a second reading of Ordinance Number 49, 2011, "2011 Drug & Alcohol Fund Budget Revised Revenue And Expenditures of \$144,133." Mr. Giles moved to adopt; Mr. Cleaver seconded, and it carried in a roll call vote of 6-1.

PS Revis. Expend.

Mr. Smith gave a second reading of Ordinance Number 50, 2011, "2011 Public Safety Fund Budget Revised Expenditures Of \$35,200 And Creation Of New Line Item For COPS Grant 2008CKWX0190." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

Creation of New Line  
Items for Dept. of  
Justice Grant

Mr. Smith gave a second reading of Ordinance Number 51, 2011, "Third 2011 Public Safety Fund Budget Supplemental Appropriation Of \$500,000 And Creation Of New Line Items For US Department Of Justice Grant 2009CKWX0115." Mr. Giles moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

First Rdg

Mr. Smith gave a first 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."

Creation of New  
Line Items for  
OPANAC Grant

Mr. Smith gave a second reading of Ordinance Number 53, 2011, "Fifth 2011 Public Health Fund Budget Supplemental Appropriation Of \$13,426 And Creation Of New Line Items For OPANAC Grant." Mr. Giles moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

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First Rdgs.

Mr. Smith gave first readings of the following ordinances:

Ordinance Number 54, 2011, "Eleventh 2011 General Fund Budget Supplemental Appropriation Of \$246,218 For Release Of County Record Improvement Restricted Fund Balance"

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"

Agrmt Btwn  
Erie Cnty &  
Comm. Care  
Behv. Health

Mr. Smith gave a reading of Resolution Number 22, 2011, "Approving Health Choices Behavioral Health Agreement Between The County Of Erie And Community Care Behavioral Health Organization." Dr. Foust moved to adopt; Mr. Fatica seconded, and it carried in a roll call vote of 6-1, Mr. Beeman voting no.

Exon. Fees on  
Parcel

Mr. Smith gave a reading of Resolution Number 23, 2011, "Exonerating Taxes And Related Fees On Parcel Number 42-015-076.0-006.00." Mr. Giles moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 6-1, Mr. Cleaver voting no.

Exon.of Cnty.  
Fees on Parcel

Mr. Smith gave a reading of Resolution Number 24, 2011, "In Support Of Exoneration Of County Fees On Parcel 18-050-072.0-109.00." Mr. Giles moved to adopt; Dr. Foust seconded, and it carried in a roll call vote of 6-1, Mr. Cleaver voting no.

Sale of Parcels  
From Repos.

Dr. Foust moved to approve the sale of parcel from Repository for Unsold Properties at Index No. 15-020-035.0-106.00. Mr. Cleaver seconded, and it carried in a roll call vote of 6-1, Mr. Cleaver voting no.

Adjournment

There being no further business, the meeting adjourned at 7:25 p.m.

Ann M. Bruno, Council Secretary

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