

Allegheny County Council

County of Allegheny
436 Grant Street
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Committee Meeting Minutes

Tuesday, June 19, 2007

5:00 PM

Regular Meeting, Fourth Floor, Gold Room

County Council

Rich Fitzgerald, President; Chuck Martoni, Vice-President; Jim Burn, Susan Caldwell, Joan Cleary, John DeFazio, Matt Drozd, Dave Fawcett, Mike Finnerty, Brenda Frazier, Vince Gastgeb, William E. Lestitian, Bob Macey, Jan Rea, and William Russell Robinson - Members

Copies of all proposed legislation contained in this agenda can be viewed or obtained from the Chief Clerk, Office of County Council, Room 119 Courthouse, 436 Grant Street, Pittsburgh, PA 15219 Phone: 412-350-6495, or on Council's web site: www.county.allegheny.pa.us/council.

I. Call To Order

Summary: *The meeting was called to order at 5:00 PM*

II. Pledge of Allegiance**III. Silent Prayer or Reflection****IV. Roll Call**

Roll Call: Present: Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member Drozd, Council Member Finnerty, Council Member Frazier, Council Member Lestitian, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: Council Member DeFazio and Council Member Fawcett

V. Proclamations/Certificates**3286-07**

Proclamation thanking the Kiva Han Coffeehouse for serving as a pioneer in the industry by voluntarily enacting a non-smoking policy over five years ago.

Sponsors: William Russell Robinson and Rich Fitzgerald

Action: Presented

3285-07

Proclamation recognizing The Carlton Restaurant for choosing to remain a smoke-free fine dining establishment for its workers and patrons.

Sponsors: Brenda Frazier, Susan Caldwell, Jim Burn, Joan Cleary, John DeFazio, Matt Drozd, Dave Fawcett, Michael Finnerty, Rich Fitzgerald, Vince Gastgeb, William E. Lestitian, Bob Macey, Chuck Martoni, Jan Rea and William Russell Robinson

Action: Presented

3304-07

Certificate of Achievement awarded to the North Allegheny High School Boys' Volleyball Team for winning the 2007 WPIAL AAA Boys' Volleyball Championship.

Sponsors: Jan Rea, John DeFazio and Dave Fawcett

Action: Presented

3283-07

Certificate of Achievement awarded to the Upper St. Clair High School Boys' Tennis Team for winning the 2007 WPIAL AAA Team Tennis Championship.

Sponsors: Vince Gastgeb

Action: Presented

[3282-07](#) Certificate of Achievement awarded to the Mt. Lebanon High School Marching Band for receiving numerous awards in the Fiesta-Val Music Competition in Atlanta, Georgia.

Sponsors: Vince Gastgeb

Action: Presented

[3287-07](#) Proclamation congratulating the Monroeville Chess Club upon the momentous occasion of its 11th Anniversary Celebration and thanking the Club for teaching our youth the values of hard work, concentration and commitment.

Sponsors: Brenda Frazier and Chuck Martoni

Action: Presented

[3288-07](#) Proclamation recognizing the Baldwin High School Roller Hockey Team for winning their first Tier III 2007 American Athletic Union National High School In-Line Championship in Anaheim, California.

Sponsors: Joan Cleary

Action: Read

[3289-07](#) Proclamation congratulating Reverend Robert W. Herrmann, Pastor of the Holy Trinity Parish, upon the momentous occasion of his retirement.

Sponsors: Michael Finnerty and Treasurer

Action: Read

[3290-07](#) Proclamation honoring ITC (SW) David J. Ringhand (USN) for his exceptional leadership, dedication and commitment to serving our country and community.

Sponsors: Rich Fitzgerald, John DeFazio and Dave Fawcett

Action: Read

[3291-07](#) Certificate of Achievement awarded to the 2007 Allegheny County Marbles Tournament winners, King Shane Ireland, Runner-up Vinnie Studeny, Queen Alexandra Bauer and Runner-up Penelope Bauer.

Sponsors: Rich Fitzgerald, John DeFazio and Dave Fawcett

Action: Read

[3292-07](#) Proclamation recognizing the Heart of Gold Foundation for Sarcoidosis for raising funds and regional awareness of Sarcoidosis through the Kenneth Glen Dixon, Sr. Walk/Run for Sarcoidosis on June 10, 2007.

Sponsors: William Russell Robinson

Action: Read

[3293-07](#) Proclamation recognizing Major Scott Kolar, Plum High School Air Force JROTC Instructor, for earning the Air Force Junior ROTC Air Education and Training Command's Outstanding Instructor Award.

Sponsors: Susan Caldwell

Action: Read

[3294-07](#) Proclamation thanking The Businessmen, a talented and entertaining band, for their efforts in raising over \$200,000 to support various charities.

Sponsors: Susan Caldwell

Action: Read

[3295-07](#) Certificate of Achievement awarded to Patrick McShane, an Upper St. Clair High School student-athlete, for earning the Male Athlete of the Year Award from The Almanac.

Sponsors: Vince Gastgeb

Action: Read

[3296-07](#) Certificate of Achievement awarded to Sarah Dunleavy, a Bethel Park High School student-athlete, for earning the Female Athlete of the Year Award from The Almanac.

Sponsors: Vince Gastgeb

Action: Read

[3297-07](#) Certificate of Achievement awarded to Justin Pratt, a Bethel Park High School student-athlete, for earning the Waldie/Shaeffer Award from The Almanac.

Sponsors: Vince Gastgeb

Action: Read

[3298-07](#) Certificate of Recognition awarded to Jennifer Findle, Samantha Jones, Molly McCann, and Jennifer Rudolph for raising funds to make improvements to South Park.

Sponsors: Vince Gastgeb

Action: Read

[3299-07](#) Certificate of Recognition awarded to the White Oak Chamber of Commerce, the Borough of White Oak and Irwin Bank for its efforts in creating the new White Oak Farmer's Market.

Sponsors: Bob Macey

Action: Read

3300-07 Certificate of Achievement awarded to Ms. Mary Bell for her outstanding career as a real estate agent and for opening her own agency Kaybrook Real Estate on June 22, 2007.

Sponsors: Bob Macey

Action: Read

3301-07 Proclamation recognizing and thanking Dr. Janet Simon, Superintendent of the Western Pennsylvania School for Blind Children, upon the momentous occasion of her retirement.

Sponsors: William E. Lestitian

Action: Read

3302-07 Certificate of Achievement awarded to the Springdale Jr./Sr. High School Baseball Team for winning the 2007 WPIAL A Baseball Championship.

Sponsors: Susan Caldwell

Action: Read

3303-07 Certificate of Achievement awarded to the Sewickley Academy Boys' Tennis Team for winning the 2007 WPIAL AA Boys' Tennis Team Championship.

Sponsors: Matt Drozd, John DeFazio and Dave Fawcett

Action: Read

3305-07 Certificate of Achievement awarded to the Montour High School Boys' Volleyball Team for winning the 2007 WPIAL AA Boys' Volleyball Championship.

Sponsors: Michael Finnerty, John DeFazio and Dave Fawcett

Action: Read

3306-07 Certificate of Achievement awarded to the West Allegheny High School Baseball Team for winning the 2007 WPIAL AAA Baseball Championship.

Sponsors: Michael Finnerty, John DeFazio and Dave Fawcett

Action: Read

3307-07 Certificate of Achievement awarded to the North Catholic High School Baseball Team for winning the 2007 WPIAL AA Baseball Championship.

Sponsors: Jim Burn, John DeFazio and Dave Fawcett

Action: Read

3308-07 Certificate of Achievement awarded to the Quaker Valley High School Girls' Track Team for winning the 2007 WPIAL AA Girls' Team Track Championship.

Sponsors: Matt Drozd, John DeFazio and Dave Fawcett

Action: Read

VI. Public Comment On Agenda Items

VII. Presentation of Appointments

3280-07 Appointment - Approving the appointment of Robert Larko to serve as a member of Allegheny County Citizens' Election System Advisory Panel for a term to expire on December 31, 2007.

Sponsors: Rich Fitzgerald

Action: A motion was made that this matter be Passed. The motion carried unanimously.

VIII. Unfinished Business

Committee on Appointment Review - Second Reading

3179-07 Appointment - Approving the appointment of Dr. Katherine D. Seelman to serve as a member of Area Agency on Aging Advisory Council for a term to expire on December 31, 2009.

Sponsors: Chief Executive

Action: A motion was made that this matter be Passed. The motion carried unanimously.

3180-07 Appointment - Approving the appointment of Chris Weis to serve as a member of Allegheny County Mental Health/Mental Retardation Advisory for a term to expire on December 31, 2009.

Sponsors: Chief Executive

Action: A motion was made that this matter be Passed. The motion carried unanimously.

Committee on Economic Development & Housing - Second Reading

3148-07 An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, granting authority to the County of Allegheny to convey its interest in a strip of land, approximately 2.57 feet x 145 feet situated in the Borough of West View and in the School District of North Hills that is jointly owned by the County of Allegheny, Borough of West View and the School District of North Hills to Christine L. Boyd, formerly known as Christine L. Fecik and Douglas G. Boyd, husband and wife.

Sponsors: Chief Executive

Action: A motion was made that this matter be Passed for Chief Executive Signature. The motion carried by the following vote:

Votes: Yes: 13 - Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member Drozd, Council Member Finnerty, Council Member Frazier, Council Member Lestitian, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: 2 - Council Member DeFazio and Council Member Fawcett

3185-07

An Ordinance Of The County Of Allegheny, Commonwealth Of Pennsylvania Authorizing The Conveyance of the County Of Allegheny's Interest In A Parcel To TPG Associates.

Sponsors: Chief Executive

Action: **A motion was made that this matter be Passed for Chief Executive Signature. The motion carried by the following vote:**

Votes: Yes: 11 - Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member Finnerty, Council Member Frazier, Council Member Lestitian, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald
Noes: 2 - Council Member Drozd and Council Member Gastgeb
Absent: 2 - Council Member DeFazio and Council Member Fawcett

3213-07

An Ordinance of the County of Allegheny Amending Ordinance No. 23636, as amended, to extend the applicability of said Ordinance to any eligible improvement, construction or reconstruction for which a building permit is issued on or before April 29, 2021.

Sponsors: Chief Executive

Action: **A motion was made that this matter be Passed for Chief Executive Signature. The motion carried by the following vote:**

Votes: Yes: 13 - Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member Drozd, Council Member Finnerty, Council Member Frazier, Council Member Lestitian, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: 2 - Council Member DeFazio and Council Member Fawcett

3242-07

Resolution of the County of Allegheny providing for a program of temporary exemption from county real property taxes for improvements, including repairs, construction, or reconstruction, made on industrial, commercial or business property in a deteriorated area in the Township of Stowe, County of Allegheny County, Commonwealth of Pennsylvania, pursuant to the Local Economic Revitalization Tax Assistance Act, Pa. Stat. Ann. Tit. 72 §4722 et seq.

Sponsors: Chief Executive

Action: **A motion was made that this matter be Passed for Chief Executive Signature. The motion carried by the following vote:**

Votes: Yes: 13 - Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member Drozd, Council Member Finnerty, Council Member Frazier, Council Member Lestitian, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: 2 - Council Member DeFazio and Council Member Fawcett

IX. Liaison Reports

X. New Business - Ordinances & Resolutions**3276-07**

An Ordinance of the Council of the County of Allegheny adopting and approving of a proposed Allegheny County Health Department Rule and Regulation (Article II - "Needle Exchange Program for Communicable Disease Prevention and Providing Drug Treatment Opportunities").

Sponsors: Chief Executive

Action: Referred to the Committee on Health & Human Services

3279-07

An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 5, entitled "Health and Sanitation," through the creation of a new Chapter 580, entitled "Allegheny County Certified Smoke Free Program," in order to provide a means for the County's residents to identify nonsmoking food or beverage establishments, workplaces, and other facilities.

Sponsors: Rich Fitzgerald, Jim Burn, Susan Caldwell, Joan Cleary, John DeFazio, Matt Drozd, Michael Finnerty, Brenda Frazier, William E. Lestitian, Jan Rea, William Russell Robinson, Vince Gastgeb, Bob Macey, Chuck Martoni and Dave Fawcett

Action: Referred to the Committee on Health & Human Services

3281-07

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Allegheny County Code of Ordinances, Division 2, entitled "County Government Operations," by the addition of a new Chapter 275, entitled "Residence Requirements; Registered Sex Offenders," in order to augment the provisions of Pennsylvania's Megan's Law and better provide for the safety of the County's residents.

Sponsors: Vince Gastgeb, Jim Burn, Joan Cleary, Matt Drozd, Michael Finnerty, Bob Macey, Chuck Martoni, Susan Caldwell, Jan Rea and William Russell Robinson

Action: Referred to the Committee on Public Safety

3273-07

Resolution approving a project and declaring the financing of such project by the Allegheny County Higher Education Building Authority on behalf of Duquesne University of the Holy Spirit as desirable for the health, safety and welfare of the people in the county.

Sponsors: Chief Executive

Action: Referred to the Committee on Economic Development & Housing

3274-07

Resolution adopting the Northfield Site Phase I Tax Increment Financing Plan presented by the Redevelopment Authority of Allegheny County, creating the Northfield Site Phase I Tax Increment Financing District and authorizing related agreements.

Sponsors: Chief Executive

Action: Referred to the Committee on Economic Development & Housing

3275-07

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2007 (Submission #09-07).

Sponsors: Chief Executive

Action: Referred to the Committee on Budget and Finance

3277-07

A Resolution of the Council of the County of Allegheny adopting and authorizing financing of a project by the Allegheny County Hospital Development Authority on behalf of UPMC as desirable for the health, safety, and welfare of the people in Allegheny County.

Sponsors: Chief Executive

Action: Referred to the Committee on Economic Development & Housing

3310-07

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, providing for the creation of an Allegheny County Assessments Advisory Panel in order to identify, anticipate, and remedy issues pertaining to the system of property assessment utilized in Allegheny County.

Sponsors: Matt Drozd

Summary: *Not on original agenda. Motion was passed to allow this to be introduced from the floor.*

Action: Referred to the Special Committee on Government Reform

XI. New Business - Motions

XII. Notification of Contracts

3278-07

Communication from County Manager Jim Flynn submitting a summary of Executive Actions relating to contracts for the months of April and May, 2007.

Sponsors: County Manager

Action: A motion was made that this matter be Received and Filed. The motion carried unanimously.

XIII. Public Comment on General Items

XIV. Adjournment

Summary: *The meeting adjourned at 6:30 PM*