

# Allegheny County Council

*County of Allegheny  
436 Grant Street  
Pittsburgh, PA 15219  
Phone (412) 350-6495  
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## Agenda Synopsis

**Tuesday, September 22, 2009**

**5:00 PM**

**Regular Meeting, Fourth Floor, Gold Room**

## County Council

*Rich Fitzgerald, President; Chuck Martoni, Vice-President; Jim Burn, Joan Cleary, John DeFazio, Matt Drozd, Jim Ellenbogen, Mike Finnerty, Nick Futules, Vince Gastgeb, Amanda Green, Bob Macey, Chuck McCullough, 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](http://www.county.allegheny.pa.us/council).*

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

**Roll Call:** Present: Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Robinson and President Fitzgerald  
Absent: Council Member Rea

**V. Proclamations/Certificates**

**5115-09** Proclamation commending Patricia Cobbs for her lifetime of service to the children of Allegheny County.

**Presented**

**5116-09** Proclamation commending the Boy Scouts and Girl Scouts of Moon Township for conducting the Flag Retirement and September 11th Remembrance Ceremony on September 19, 2009.

**Read**

**5117-09** Proclamation declaring the week from September 27th to October 3rd as "Polycystic Kidney Disease Awareness Week" in Allegheny County and commending the Pittsburgh chapter of the Polycystic Kidney Disease Foundation for hosting the 2009 Pittsburgh Walk for PKD.

**Read**

**5118-09** Proclamation honoring Patrick A. Mitchell for retiring and for his lifetime of service to our country and to Allegheny County.

**Read**

**5119-09** Certificate of Achievement honoring Matthew Anthony Novak for reaching the rank of Eagle Scout.

**Read**

**5120-09** Proclamation honoring the 100th anniversary of Moose Lodge 142 of the Borough of Elizabeth.

**Read**

5121-09 Certificate of Recognition honoring the 50th wedding anniversary of Joe and Audrey Romano.

Read

5122-09 Certificate of Recognition honoring the 50th wedding anniversary John and Bernice Bitkowski.

Read

5123-09 Certificate of Recognition honoring the 50th wedding anniversary of Donald and Kae Spark.

Read

5124-09 Certificates of Recognition honoring the 50 Women of Excellence as named by the New Pittsburgh Courier.

Read

## **VI. Public Comment On Agenda Items**

## **VII. Approval of Minutes**

5125-09 Motion to approve the Minutes of the Regular Meeting of Allegheny County Council held on August 25, 2009.

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

## **VIII. Presentation of Appointments**

**Chief Executive Dan Onorato will submit his 2010 Comprehensive Fiscal Plan and Budget Message to Council**

Presented

**Chief Executive will address Council regarding the G-20 Summit**

Presented

## IX. Unfinished Business

### Committee on Appointment Review - Second Reading

**5021-09** Appointment - Approving the appointment of Mark F. Nowak to serve as a member of the Human Relations Commission of the County of Allegheny for a term to expire on December 31, 2010.

**A motion was made that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 13 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald  
Abstentions: 1 - Council Member McCullough  
Absent: 1 - Council Member Rea

**5022-09** Appointment - Approving the appointment of Barbara Daly Danko to serve as a member of the Human Relations Commission of the County of Allegheny for a term to expire on December 31, 2012.

**A motion was made that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 13 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald  
Abstentions: 1 - Council Member McCullough  
Absent: 1 - Council Member Rea

**5023-09** Appointment - Approving the appointment of Hugh Fitzpatrick McGough to serve as a member of the Human Relations Commission of the County of Allegheny for a term to expire on December 31, 2012.

**A motion was made that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 13 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough and President Fitzgerald  
Abstentions: 1 - Council Member Robinson  
Absent: 1 - Council Member Rea

**5024-09**

Appointment - Approving the appointment of Sara Davis Buss to serve as a member of the Human Relations Commission of the County of Allegheny for a term to expire on December 31, 2012.

**A motion was made that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 13 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald

Abstentions: 1 - Council Member McCullough

Absent: 1 - Council Member Rea

**5025-09**

Appointment - Approving the appointment of Justice Cynthia Baldwin to serve as a member of the Human Relations Commission of the County of Allegheny for a term to expire on December 31, 2010.

**A motion was made that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 13 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald

Abstentions: 1 - Council Member McCullough

Absent: 1 - Council Member Rea

**5026-09**

Appointment - Approving the appointment of La'Tasha D. Mayes to serve as a member of the Human Relations Commission of the County of Allegheny for a term to expire on December 31, 2012.

**A motion was made that this matter be Passed. The motion carried by the following vote:**

**Votes:** Yes: 13 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald

Abstentions: 1 - Council Member McCullough

Absent: 1 - Council Member Rea

**5027-09**

Appointment - Approving the appointment of Michelle M. Figlar to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

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

**5028-09**

Appointment - Approving the appointment of Wendy Etheridge Smith to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

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

**5029-09**

Appointment - Approving the reappointment of Scott Federbusch to serve as a member of the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.

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

**5030-09**

Appointment - Approving the appointment of William Brooks to serve as a member of the Redevelopment Authority of Allegheny County for a term to expire on May 23, 2012.

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

**5031-09**

Appointment - Approving the appointment of Joan C. Rogers to serve as a member of the Allegheny County Area Agency on Aging Advisory Board for a term to expire on December 31, 2011.

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

**5032-09**

Appointment - Approving the appointment of Mavis Rainey to serve as a member of the Allegheny County Port Authority for a term to expire on December 31, 2009.

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

**5033-09**

Appointment - Approving the appointment of Joseph Brimmeier to serve as a member of the Community College of Allegheny County Board of Directors for a term to expire on December 31, 2011.

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

**5070-09**

Appointment - Approving the appointment of Timothy H. Johnson to serve as a member of the Minority Business Enterprise Advisory Committee for a term to expire on December 31, 2011.

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

**5071-09**

Appointment - Approving the appointment of Marc Little to serve as a member of the Minority Business Enterprise Advisory Committee for a term to expire on December 31, 2012.

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

**5072-09**

Appointment - Approving the appointment of Iftikhar Malik to serve as a member of the Minority Business Enterprise Advisory Committee for a term to expire on December 31, 2010.

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

**Committee on Economic Development & Housing - Second Reading**

**5086-09** An Ordinance approving the sale of certain real property owned by the County of Allegheny, Pennsylvania to a development group comprised of: Massaro Properties LLC; Langholz Wilson Ellis, Inc.; Kratsa Properties; and Tasso Katselas Associates, Inc. for the sale price of \$4,900,000.00 for the purpose of demolishing the current building located thereon and constructing a new development including a hotel, office building, and parking garage.

**Amended and Referred to the Committee on Economic Development & Housing**

**X. Liaison Reports****XI. New Business - Ordinances & Resolutions**

**5110-09** Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 307, entitled "Operations of County Council," §307.08, entitled "Conduct of business," in order to provide for the attendance of the Chief Executive at regular County Council meetings on a quarterly basis.

**A motion was made that this matter be 2nd Reading waived & Passed for Chief Executive Signature. The motion carried by the following vote:**

**Votes:** Yes: 13 - Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Robinson and President Fitzgerald  
Absent: 2 - Council Member Burn and Council Member Rea

**5111-09** An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania authorizing the County Controller and Division of Purchasing and Supplies to conduct an Internet auction of the contents of the County Warehouse and former Coroner and Crime Lab equipment and furniture.

**Referred to the Committee on Government Reform**

**5112-09** An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, permitting PGH Productions, Inc., to use certain County-owned real property in connection with filming a motion picture.

**Referred to the Committee on Government Reform**

**5113-09** A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #16-09).

**Referred to the Committee on Budget and Finance**

**5128-09**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, establishing the tax levy upon all real property subject to taxation within the limits of Allegheny County.

*This bill was not on the original agenda. Council approved a Motion to place it on the agenda.*

**Referred to the Committee on Budget and Finance**

**5129-09**

A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting an Operating Budget pursuant to Article IV, §2 and Article VII, §4 of the Home Rule Charter, by setting forth appropriations to pay the expenses of conducting the public business of Allegheny County and for meeting debt charges for the fiscal year beginning January 1, 2010 and ending December 31, 2010.

*This bill was not on the original agenda. Council approved a Motion to place it on the agenda.*

**Referred to the Committee on Budget and Finance**

**5130-09**

Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting a Capital Budget pursuant to Article IV, §2 and Article VII, §4 of the Home Rule Charter by setting forth appropriations to pay the expenses for capital expenditures during the fiscal year beginning January 1, 2010 and ending December 31, 2010.

*This bill was not on the original agenda. Council approved a Motion to place it on the agenda.*

**Referred to the Committee on Budget and Finance**

**5131-09**

Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting the Grants Budget, Special Accounts Budget, and Agency Fund Budget, by setting forth appropriations to pay said expenses during the fiscal year beginning January 1, 2010 and ending December 31, 2010.

*This bill was not on the original agenda. Council approved a Motion to place it on the agenda.*

**Referred to the Committee on Budget and Finance**

## **XII. New Business - Motions**

**5126-09**

Motion expressing the Sense of Council of Allegheny County urging Shubh Hotels, LLC, owner of the Downtown Pittsburgh Hilton Hotel, to bargain with its employees through their designated collective bargaining representative.

*This bill was not on the original agenda. Council approved a Motion to place it on the agenda.*

**A motion was made that this matter be Amended and Passed as Amended. The motion carried unanimously.**

**5127-09** Motion expressing the Sense of Council of Allegheny County urging the General Assembly to reform the real estate property tax and provide a Safe Harbor Alternative for counties from periodic countywide reassessments by permitting counties to adopt a state established schedule of values per square foot for designated land and improvement types in lieu of property assessments.

*This bill was not on the original agenda. Council approved a Motion to place it on the agenda.*

**Referred to the Committee on Government Reform**

### **XIII. Notification of Contracts**

**5114-09** Communication from County Manager Jim Flynn submitting a summary of Executive Actions relating to contracts for the month of August, 2009.

**Received and Filed**

### **XIV. Public Comment on General Items**

### **XV. Adjournment**