

Allegheny County Council

*County of Allegheny
436 Grant Street
Pittsburgh, PA 15219
Phone (412) 350-6495
Fax (412) 350-6499*



Regular Meeting Agenda

Tuesday, October 24, 2006

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, Bob Macey, Rich Nerone, 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**
- II. Pledge of Allegiance**
- III. Silent Prayer or Reflection**
- IV. Roll Call**
- V. Proclamations/Certificates**

[2820-06](#) Proclamation recognizing the Baldwin-Whitehall High School Marching Band for their participation in the nationally broadcast Macy's Day Parade in New York City this Thanksgiving.

Sponsors: Joan Cleary

[2830-06](#) Certificate of Recognition welcoming the County Commissioners Association of Pennsylvania and commending their accomplishments with Pennsylvania's sixty-seven counties.

Sponsors: Rich Fitzgerald

[2821-06](#) Certificate of Achievement awarded to the North Park, South Park, Deer Lakes, Harrison Hills, White Oak, Boyce, Settler's Cabin, Hartwood, and Round Hill Council of Friends to the Park for their dedication and contributions to enhancing the quality of life for residents of Allegheny County.

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

[2822-06](#) Proclamation recognizing the Wounded Warrior Project and their contribution towards helping injured service members recover and transition into civilian life.

Sponsors: Chief Executive, Rich Fitzgerald, Joan Cleary, William Russell Robinson, Michael Finnerty, Susan Caldwell, Vince Gastgeb, Bob Macey, Matt Drozd, Jim Burn and Chuck Martoni

[2823-06](#) Proclamation recognizing the efforts of the University of Pittsburgh's Institute of Politics and celebrating the 10th Anniversary of the Annual Elected Officials Retreat.

Sponsors: Rich Fitzgerald, Bob Macey, Chuck Martoni, Susan Caldwell, Joan Cleary, Brenda Frazier, William Russell Robinson and Michael Finnerty

[2824-06](#) Proclamation celebrating the 100th Anniversary of the Holy Trinity Serbian Orthodox Cathedral and recognizing November 3-5, 2006 as Serbian Orthodox Heritage Weekend in Pittsburgh.

Sponsors: Rich Fitzgerald and Joan Cleary

2825-06

Certificate of Achievement recognizing the Urban League of Pittsburgh's National Achievers Society inductees for their achievements in school and the community.

Sponsors: Brenda Frazier and William Russell Robinson

To be entered into the record

2826-06

Proclamation remembering the life and legacy of the late Dr. Curtis L. Walker, the first African-American Deputy Superintendent for the Pittsburgh Public Schools.

Sponsors: Brenda Frazier and William Russell Robinson

To be entered into the record

2827-06

Proclamation celebrating the Fourth Annual Charity Fido Ball on October 21, 2006 to benefit the White Oak Animal Safe Haven.

Sponsors: Bob Macey

To be entered into the record

2828-06

Proclamation honoring the life and memory of the late Councilman Edward "Scratchy" Szalankiewicz for his devotion to the community of Port Vue.

Sponsors: Bob Macey

To be entered into the record

2829-06

Certificate of Achievement recognizing the Pittsburgh Chapter of the American Society for Industrial Security awardees for Law Enforcement Appreciation Night on October 11, 2006 at Heinz Field.

Sponsors: Vince Gastgeb

To be entered into the record

VI. Public Comment On Agenda Items

VII. Unfinished Business

Committee on Budget and Finance - Second Reading

2795-06

An Ordinance authorizing the incurring of nonelectoral debt by the issuance of adjustable rate demand general obligation bonds, Series C-58A and C-58B, in an aggregate principal amount not to exceed \$50,000,000. Ordinance of the County of Allegheny, Pennsylvania (the "County") (1) authorizing the incurring of nonelectoral debt in an aggregate principal amount not to exceed \$50,000,000 through the issuance of adjustable rate demand general obligation bonds, Series C-58A and adjustable rate demand general obligation bonds, Series C-58B, for the purpose of providing funds to pay a portion of the County's costs of various bridge and road projects approved in the Allegheny County capital budget and capitalized interest with respect thereto to the extent the County deems appropriate; (2) finding a private sale by negotiation to be in the best interest of the County; (3) approving a maximum interest rate and maximum maturity date for the bonds; (4) authorizing certain officials to accept a proposal for the purchase of bonds; (5) appointing a trustee, paying agent, remarketing agent, tender agent, registrar and sinking fund depository; (6) authorizing the execution of trust indentures, providing the terms of the bonds, provisions for the payment and security therefore, including a sinking fund and other funds, and the form of bonds; (7) covenanting to pay debt service; (8) pledging full faith, credit and taxing power for the payment of the bonds; (9) establishing sinking funds; (10) appropriating the bond proceeds; (11) ratifying prior advertisement and directing further advertisement; (12) appointing various professionals; (13) authorizing the preparation, certification and filing of an application and debt statement with the department of community and economic development; (14) authorizing approval of preliminary official statements, if any, and final official statements; (15) providing for investment of funds; (16) authorizing the execution of agreements to provide a letters of credit to support payments on the bonds; (17) authorizing the taking of certain actions with respect to continuing disclosure; (18) authorizing and directing the preparation, execution and delivery of all other required documents and the taking of all other required action; and (19) repealing inconsistent ordinances or any parts thereof.

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Budget and Finance	Affirmatively Recommended

2803-06

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2006 (Submission #10-06).

Sponsors: Chief Executive

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Budget and Finance	Affirmatively Recommended

Committee on Economic Development & Housing - Second Reading[2796-06](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, granting authority to the County of Allegheny to convey its interest in a parcel of property situated in Hampton in North Park.

Sponsors: Chief Executive

Legislative History

10/10/06	County Council	Referred
10/17/06	Committee on Economic Development & Housing	Affirmatively Recommended

Committee on Health & Human Services - Second Reading[2797-06](#)

An Ordinance amending Section 880-1, et seq., of the Allegheny County Code of Ordinances by deleting the restriction applicable to within fifteen feet of the entrance to any Enclosed Area where smoking is prohibited.

Sponsors: Chief Executive

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Health & Human Services	Amended and Affirmatively Recommended as Amended

[2798-06](#)

An Ordinance amending Section 880-1, et seq., of the Allegheny County Code of Ordinances by adding an exemption for "Drinking Establishments."

Sponsors: Chief Executive

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Health & Human Services	Amended and Affirmatively Recommended as Amended

[2799-06](#)

An Ordinance amending Section 880-1, et seq., of the Allegheny County Code of Ordinances by modifying the Section to provide for "Volunteer Organizations."

Sponsors: Chief Executive

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Health & Human Services	Amended and Affirmatively Recommended as Amended

2800-06

An Ordinance amending Section 880-1, et seq., of the Allegheny County Code of Ordinances by deleting the restriction applicable to certain properties adjacent to health care facilities.

Sponsors: Chief Executive

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Health & Human Services	Amended and Affirmatively Recommended as Amended

2801-06

An Ordinance amending Section 880-1, et seq., of the Allegheny County Code of Ordinances by providing for a review and analysis of the economic impact of Ordinance No. 23-06-OR after the one-year anniversary of the Ordinance's effective date.

Sponsors: Chief Executive

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Health & Human Services	Amended and Affirmatively Recommended as Amended

2802-06

An Ordinance amending Section 1 of Ordinance Number 23-06-OR, approved by Council on September 26, 2006 and signed by the Chief Executive on October 4, 2006, by placing additional information in the Legislative Findings.

Sponsors: Susan Caldwell

Legislative History

10/10/06	County Council	Referred
10/19/06	Committee on Health & Human Services	Affirmatively Recommended

Unfinished Business - Motions

2812-06

Motion of the Council of Allegheny County urging the Members of the Pennsylvania General Assembly to vote in favor of Senate Resolution 337, introduced by Senator Orie, and the companion House Resolution introduced by Representative Turzai limiting the Commonwealth's further expenditures on the North Shore Connector Project.

Sponsors: Jan Rea

Legislative History

10/10/06	County Council	Held
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VIII. Liaison Reports

IX. New Business - Ordinances & Resolutions[2817-06](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania authorizing the use of County owed real property by Voice Stream Pittsburgh for the purpose of placing a cellular antenna on top of the County Office Building.

Sponsors: Chief Executive

[2831-06](#)

An Ordinance of the Allegheny County Council amending the Allegheny County Code of Ordinances, Division 8, entitled "Health Department Regulations," by amending Section 880-2, entitled "Smoking Prohibited," to require that steps be taken to protect the health of employees and the public when present in areas to which the provisions of the County smoke free legislation do not apply.

Sponsors: Vince Gastgeb

[2832-06](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the County to acquire certain properties in fee simple absolute and certain easements situate in the County of Allegheny, Pennsylvania, located adjacent to the Ohio, Monongahela, Allegheny, and Youghiogheny Rivers for the purpose of creating a countywide riverfront park.

Sponsors: Dave Fawcett and Jim Burn

[2818-06](#)

A Resolution of the County of Allegheny amending the Operating Budget for 2006, as previously amended by other resolution(s) of County Council.

Sponsors: Chief Executive

[2819-06](#)

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2006 (Submission #11-06).

Sponsors: Chief Executive

X. New Business - Motions**XI. Notification of Contracts**[2833-06](#)

Communication from County Manager Jim Flynn submitting a summary of Executive Actions relating to contracts for August and September, 2006.

Sponsors: County Manager

XII. Public Comment on General Items**XIII. Adjournment**