

# **Allegheny County Council**

*County of Allegheny  
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## **Agenda Synopsis**

**Tuesday, February 6, 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](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 Caldwell, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Fawcett, 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

**V. Proclamations/Certificates**

**3023-07** Certificate of Achievement awarded to Upper St. Clair High School Football Team for winning both the 2006 PIAA and WPIAL Class AAAA Football Championship.

*Will be presented at a later date*

**Withdrawn**

**3024-07** Proclamation honoring Ms. Cynthia Richey, Director of the Mt. Lebanon Public Library, for earning the 2006 New York Times Librarian Award.

**Presented**

**3025-07** Proclamation celebrating the 40th anniversary of the founding of Freedom House Ambulance Service, Pittsburgh's African-American ambulance service, and the nation's first paramedics.

**Read**

**VI. Public Comment On Agenda Items****VII. Presentations and Addresses**

Doug Straley, Development Manager for the Sports and Exhibition Authority, addressed Council relative to the recent floor collapse at the David L. Lawrence Convention Center.

*This presentation was not on the original agenda*

**VIII. Presentation of Appointments**

**3026-07** Communication from Chief Executive Dan Onorato submitting his recommendation of Ann Ostergaard for reappointment to the Authority for the Improvements in Municipalities for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review****3027-07**

Communication from Chief Executive Dan Onorato submitting his recommendation of Rev. Maurice Doss for reappointment to the Allegheny County Jail Oversight Board for a term to expire on December 31, 2009.

**Referred to the Committee on Appointment Review****3028-07**

Communication from Chief Executive Dan Onorato submitting his recommendation of M. Gayle Moss for appointment to the Allegheny County Jail Oversight Board for a term to expire on December 31, 2009.

**Referred to the Committee on Appointment Review****3029-07**

Communication from Chief Executive Dan Onorato submitting his recommendation of Donald F. Smith, Jr. for reappointment to the Redevelopment Authority of Allegheny County for a term to expire on May 23, 2011.

**Referred to the Committee on Appointment Review****3030-07**

Communication from Chief Executive Dan Onorato submitting his recommendation of David Y. Miller for reappointment to the Southwestern Pennsylvania Commission for a term to expire on December 31, 2009.

**Referred to the Committee on Appointment Review****3031-07**

Communication from Chief Executive Dan Onorato submitting his recommendation of Steven B. Silverman for appointment to the Personnel Board for a term to expire on December 31, 2009.

**Referred to the Committee on Appointment Review****3032-07**

Communication from Chief Executive Dan Onorato submitting his recommendation of Deborah D. Booker for appointment to the Allegheny County Housing Authority for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review****IX. Unfinished Business****Special Committee on Government Reform - Second Reading****2513-06**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, providing for the creation of an Allegheny County Citizens' Election System Advisory Panel in order to identify, anticipate, and remedy any issues arising from the implementation of a new voting system in Allegheny County.

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

**Votes:** Yes: 14 - Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Fawcett, Council Member Finnerty, Council Member Frazier, Council Member Lestitian, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald  
Not present: 1 - Council Member Rea

**2901-06**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania directing that a referendum question amending Article III, Section 2 of the Allegheny County Home Rule Charter, pursuant to the Home Rule Charter and Optional Plans Law and Second Class County Charter Law, be placed on the May, 2007 Municipal Primary ballot. (Sheriff)

*Amended by substitution*

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

**Votes:** Yes: 15 - Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Fawcett, 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

**2967-06**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, directing that a referendum question amending Article III, Section 2 of the Allegheny County Home Rule Charter, pursuant to the Home Rule Charter and Optional Plans Law and Second Class County Charter Law, be placed on the May, 2007 Municipal Primary ballot. (Treasurer)

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

**Votes:** Yes: 4 - Council Member Drozd, Council Member Fawcett, Council Member Gastgeb and Council Member Rea  
Noes: 11 - Council Member Burn, Council Member Caldwell, Council Member Cleary, Council Member DeFazio, Council Member Finnerty, Council Member Frazier, Council Member Lestitian, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald

**Committee on Budget and Finance - Second Reading****2990-07**

An Ordinance of the County of Allegheny, Pennsylvania, authorizing the incurrence of nonelectoral debt by the issuance of: (1) one or more series of General Obligation Refunding Notes, Series C-59, in an aggregate principal amount not to exceed \$77,430,000 ("C-59 Notes") and (2) one or more series of General Obligation Notes, Series C-60 in an aggregate principal amount not to exceed \$63,875,000 ("C-60 Notes", along with C-59 Notes are collectively, the "Notes").

**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 DeFazio, 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  
Noes: 1 - Council Member Drozd  
Not present: 1 - Council Member Fawcett

### **Committee on Health & Human Services - Second Reading**

#### **2987-07**

An Ordinance of the County of Allegheny amending Article XXI of the Allegheny County Health Department's Rules and Regulations, "Air Pollution Control Regulations and Addition to State Implementation Plan," modifying Sections 2105.21, 2107.11 and 2108.03, which will allow the measurements of opacity for coke ovens to include any continuous opacity monitoring system.

**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  
Not present: 2 - Council Member DeFazio and Council Member Fawcett

## **X. Liaison Reports**

*Council Member DeFazio announced that he has scheduled a meeting of his Committee - Special Committee on Transportation - for 5:00 PM Tuesday February 13, 2007 to discuss the proposed Port Authority fare and service changes.*

## **XI. New Business - Ordinances & Resolutions**

#### **3018-07**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Ordinance No. 55-05-OR, which authorized the County to enter into a purchasing Services Agreement with the City of Pittsburgh under the Pennsylvania Intergovernmental Cooperation Act for the purpose of jointly cooperating in the performance and exercise of certain governmental functions in the area of providing purchasing services.

**Referred to the Special Committee on Government Reform**

#### **3022-07**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, establishing County Policy for the rental/lease of Exhibit Buildings at the South Park Fairgrounds.

**Referred to the Committee on Parks**

#### **3033-07**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing a lease to the Borough of Plum, for a term beginning March 1, 2007 and terminating March 1, 2106, which permits the use of County owned land located in the Borough of Plum, County of Allegheny, Commonwealth of Pennsylvania.

**Referred to the Committee on Parks****3034-07**

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," Chapter 205, entitled "Allegheny County Jail," by the creation of a new Article II, entitled "Employment of Prisoners", and providing guidelines for the employment of inmates at the Allegheny County Jail for the improvement of highways within the County.

**Referred to the Committee on Public Safety****3035-07**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Division 1 of the Allegheny County Code of Ordinances, Article 1013, §5-1013.09, entitled "Standards of conduct," to include language that prohibits the Sheriff or Treasurer of Allegheny County from engaging in any political activity while holding office.

**Referred to the Special Committee on Government Reform****3036-07**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Ordinance No. 14-01, approved February 6, 2001, broadening the qualifications of the Longtime Senior Citizen Owner/Occupant Tax Relief Program, by providing for a thirty percent (30%) discount on the gross or face amount of Allegheny County real property taxes.

**Referred to the Committee on Budget and Finance****3037-07**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Allegheny County Code of Ordinances to include a new Chapter 271, entitled "Allegheny County Utility Infrastructure Web Site."

**Referred to the Committee on Public Works****3019-07**

A Resolution authorizing the Allegheny County Police Training Academy to apply for and to accept a grant from the Municipal Police Officers' Education and Training Commission (MPOETC) and agreeing to adhere to all rules, regulations and training standards established by MPOETC.

**Referred to the Committee on Public Safety****3020-07**

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2007 (Submission #02-07).

**Referred to the Committee on Budget and Finance****3021-07**

A Resolution approving a Project for the benefit of West Penn Allegheny Health System, Inc. and certain members of an obligated group, including Allegheny General Hospital, Allegheny Medical Practice Network, Allegheny Specialty

Practice Network, Allegheny-Singer Research Institute, Canonsburg General Hospital, Alle-Kiski Medical Center, The Western Pennsylvania Hospital, The Western Pennsylvania Hospital Foundation, and West Penn Corporate Medical Services, Inc. (collectively, the "Obligated Group"), to be financed by the Allegheny County Hospital Development Authority by the issuance of one or more series, from time to time, of the Authority's Health Facilities Revenue Bonds (West Penn Allegheny Health System), Series 2007 (or similar designation) (collectively, the "West Penn Bonds") to be issued in the approximate amounts described below, provided that the taxing power of the County of Allegheny, Pennsylvania, shall not be obligated in any way with respect to the West Penn Bonds and determining that the purpose of the financing will be to benefit the health and welfare of the citizens of Allegheny County, Pennsylvania.

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

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

### **3039-07**

Motion Expressing the Sense of Council of Allegheny County urging the Governor of Pennsylvania to reconsider raising the state sales tax from 6 percent to 7 percent in order to fund the Commonwealth's 2007-08 budget, which would increase the tax rate in Allegheny County to 8 percent, and which would create a hardship on businesses, taxpayers and consumers.

*This Motion was introduced at the meeting and was not on the original agenda*

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

### **3040-07**

Motion of the Council of Allegheny County amending the Rules of Council for Allegheny County Council to provide for limitations in the confirmation process for nominees for appointment to the County's boards, authorities, commissions, agencies and nonprofit corporations and associations.

*This Motion was introduced at the meeting and was not on the original agenda*

**Referred to the Executive Committee**

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

## **XIV. Adjournment**