

# Allegheny County Council

*County of Allegheny  
436 Grant Street  
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## Agenda Synopsis

**Tuesday, December 2, 2008**

**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 Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald  
Phone: Council Member DeFazio

**V. Proclamations/Certificates**

**4485-08** Proclamation commending former Mt. Lebanon Police Chief Thomas Ogden for nearly 30 years of service.

**Presented**

**4486-08** Proclamation commending former Upper St. Clair Manager Douglas Watkins for his many years of service to the township.

**Presented**

**4487-08** Proclamation congratulating Winschel Hardware on the occasion of its 120th anniversary in business.

**Read**

**4488-08** Proclamation commending the Communities in Action for Peace Youth Dragon Boat League's "Paddlers for Peace" for their commitment to learning how to work and live together peacefully within our communities.

**Presented**

**4489-08** Proclamation encouraging parents and community members throughout Allegheny County to recognize and become educated about the potential online dangers facing children.

**Presented**

**4490-08** Certificate of Achievement recognizing the Ellis School Girls' Field Hockey Team for winning the 2008 WPIAL Class AA Championship.

**Presented**

**4491-08** Certificate of Achievement recognizing the Seton-LaSalle Catholic High School Boys' Soccer Team for winning the 2008 WPIAL and PIAA Class A

Championships.

**Presented**

**4492-08** Certificate of Achievement recognizing the North Allegheny Senior High School Girls' Volleyball Team for winning the 2008 WPIAL Class AAA Championship.

**Presented**

**4493-08** Certificate of Achievement recognizing Shady Side Academy Girls' Golf Team member Kendall Allen for winning the 2008 PIAA Western Regional Tournament.

**Presented**

**4494-08** Certificate of Achievement recognizing the Mt. Lebanon High School Girls' Soccer Team for winning the 2008 WPIAL Class AAA Championship.

**Read**

**4495-08** Certificate of Achievement recognizing the West Allegheny High School Girls' Volleyball Team for winning the 2008 WPIAL Class AA Championship.

**Read**

**4496-08** Certificate of Achievement recognizing the South Park Senior High School Girls' Soccer Team for winning the 2008 WPIAL Class AA Championship.

**Read**

**4497-08** Proclamation commending Connie McKee for her many years of service to the Borough of Millvale.

**Read**

**4500-08** Proclamation congratulating Shelley Elovitz upon his 25th anniversary at Rothman Gordon.

**Read**

**4501-08** Proclamation recognizing D. James Heatherington for 29 years of service to the Regional Chamber Alliance.

**Read**

**4502-08** Certificate of Recognition congratulating John and Lila Gdovic on the occasion of their 60th wedding anniversary.

**Read**

**4503-08** Certificate of Recognition celebrating the 125th anniversary of the McKeesport Salvation Army.

**Read**

**4504-08** Proclamation recognizing Curtis Neill for his years of service to Baldwin Emergency Medical Services.

**Read**

**4505-08** Proclamation honoring the late Lieutenant Governor Catherine Baker Knoll for her vast contributions to the Commonwealth of Pennsylvania.

*Will be presented at a later date*

**Withdrawn**

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

## **VII. Approval of Minutes**

**4499-08** Motion to approve the Minutes of the Regular Meeting of Allegheny County Council held on November 5, 2008.

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

## **IX. Unfinished Business**

### **Committee on Budget and Finance - Second Reading**

**4391-08** 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.

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

**4382-08** An Ordinance amending the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," Article 808.A, in order to reduce the rate of County taxation on the sale at retail of liquor and malt and brewed beverages within the County.

**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 Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald  
Abstentions: 2 - Council Member Futules and Council Member McCullough

**4407-08** 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, 2009 and ending December 31, 2009.

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

#### **4405-08**

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, 2009 and ending December 31, 2009.

**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 Cleary, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald  
Noes: 2 - Council Member Drozd and Council Member McCullough

#### **4406-08**

Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting the Grants, Special Accounts, and Agency Fund Budgets, by setting forth appropriations to pay said expenses during the fiscal year beginning January 1, 2009 and ending December 31, 2009.

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

**Votes:** Yes: 15 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald

### **X. Liaison Reports**

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

#### **4498-08**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, to amend and revise in part the fees and rates schedule of the Department of Parks for the use of certain County recreational and park facilities, the fees and rates schedule of the County Medical Examiner for certain services provided by the County Medical Examiner and the fees and rates schedule of the County Department of Real Estate for certain services provided by the Department of Real Estate to be effective January 1, 2009.

**Referred to the Committee on Budget and Finance****4506-08**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, providing for the conveyance of the airports located within Allegheny County known as Pittsburgh International Airport and Allegheny County Airport, including all lands, buildings, fixtures, improvements, structures, aviation equipment, rights of access, and any appurtenances pertaining thereto from the Allegheny County Airport Authority to the County of Allegheny, and for placing the same up for bid for sale to a private entity or, in the alternative, placing the rights to manage, administer and maintain the same up for bid.

**Referred to the Committee on Economic Development & Housing****4507-08**

An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," Article 808.B, "Rental Vehicle Taxation," in order to provide consistency with regard to exemptions from the County tax on the rental of certain motor vehicles within the County and the exemptions from taxes imposed by the Commonwealth on such rentals.

*Withdrawn at the request of the sponsor*

**Withdrawn****4508-08**

An Ordinance re-implementing the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," creating Article 808.B, "Rental Vehicle Taxation," to impose a County tax on the rental of certain motor vehicles within the County.

*Withdrawn at the request of the sponsor*

**Withdrawn****4509-08**

An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," creating Article 808.A, "Alcoholic Beverage Taxation," in order to provide for the imposition of a County tax on the sale at retail of liquor and malt and brewed beverages within the County.

*Withdrawn at the request of the sponsor*

**Withdrawn****4483-08**

A Resolution 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 City of McKeesport, County of Allegheny, Commonwealth of Pennsylvania, pursuant to the Local Economic Revitalization Tax Assistance Act, Pa. Stat. Ann. Tit. 72 §4722 et seq.

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

**4484-08** A Resolution 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 deteriorated areas of the Borough of Homestead, the Borough of West Homestead, and the Borough of Munhall, County of Allegheny, Commonwealth of Pennsylvania, pursuant to the Local Economic Revitalization Tax Assistance Act, Pa. Stat. Ann. Tit. 72 §4722 et seq.

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

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

**4510-08** Motion of the Council of Allegheny County pulling Bill No. 4384-08, providing for an increase in the County's Homestead Exemption, from committee for an immediate final vote.

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

**Votes:** Yes: 4 - Council Member Drozd, Council Member Gastgeb, Council Member McCullough and Council Member Rea  
Noes: 11 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald

## **XIII. Notification of Contracts**

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

## **XV. Adjournment**