

Allegheny County Council

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



Agenda Synopsis

Tuesday, September 23, 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.

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

V. Proclamations/Certificates

4350-08 Proclamation commending the efforts of Randy Castriota, Larry Chisholm, and Ruth Clanagan to deter kids from lives of crime through their work with The Gym of Future Champs.

Presented

4351-08 Proclamation declaring September 22, 2008 "Family Day" in Allegheny County.

Read

4352-08 Proclamation recognizing the 10th anniversary of the 4 Kids Early Learning Network.

Read

4353-08 Certificate of Recognition congratulating George and Barbara Kolocin on the occasion of their 50th wedding anniversary.

Read

4354-08 Certificate of Recognition congratulating Donald and Jane Brookshire on the occasion of their 50th wedding anniversary.

Read

4355-08 Certificate of Recognition congratulating Joseph and Mary Sas on the occasion of their 60th wedding anniversary.

Read

4356-08 Proclamation recognizing the 150th anniversary of Peace Lutheran Church.

Read

4357-08 Proclamation celebrating the dedication of Eaton Corporation Electrical Group's expanded headquarters and declaring September 29, 2008 "Eaton Corporation Electrical Group Day" in Allegheny County.

Read

4358-08 Certificate of Recognition congratulating Frank and Josephine Dorazio on the occasion of their 60th wedding anniversary.

Read

4359-08 Proclamation commending David A. McCulloch for earning the Bethel Park 2008 Volunteer of the Year award.

Read

4360-08 Certificate of Recognition celebrating the 40th anniversary of Bidwell Training Center.

Read

4361-08 Certificate of Recognition congratulating James and Jane Walker on the occasion of their 50th wedding anniversary.

Read

4362-08 Proclamation declaring September 19, 2008 "Couples of Distinction Day" in Allegheny County.

Read

VI. Public Comment On Agenda Items

VII. Approval of Minutes

4333-08 Motion to approve the Minutes of the Regular Meeting of Allegheny County Council held on August 26, 2008.

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

VIII. Presentation of Appointments

4334-08 Communication from Chief Executive Dan Onorato submitting his recommendation of William F. Sray for appointment to the Agricultural Land Preservation Board for a term to expire on December 31, 2010.

Referred to the Committee on Appointment Review

4335-08 Communication from Chief Executive Dan Onorato submitting his recommendation of William B. Youngblood for reappointment to the Allegheny County Board of Health for a term to expire on January 11, 2012.

Referred to the Committee on Appointment Review

4336-08 Communication from Chief Executive Dan Onorato submitting his recommendation of Gregory K. Peaslee for appointment to the Community College of Allegheny County Board of Directors.

Referred to the Committee on Appointment Review

IX. Unfinished Business**Committee on Appointment Review - Second Reading**

4220-08 Appointment - Approving the reappointment of Laurie Aronoff Mulvey to serve as a member of the Community Services Advisory Council for a term to expire on December 31, 2009.

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

4221-08 Appointment - Approving the reappointment of Jack Wise to serve as a member of the Redevelopment Authority of Allegheny County for a term to expire on May 23, 2013.

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 Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald
Noes: 1 - Council Member McCullough
Absent: 1 - Green

4222-08 Appointment - Approving the reappointment of Jacques L Moye, Sr. to serve as a member of the Allegheny County Sanitary Authority for a term to expire on December 31, 2012.

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

4223-08 Appointment - Approving the appointment of Stuart Neil Fisk to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2010.

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

4224-08 Appointment - Approving the appointment of R. Lindsay Hargrove to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2010.

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

4225-08 Appointment - Approving the appointment of Dr. William Geisler to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2010.

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

4226-08 Appointment - Approving the reappointment of James M. Flynn to serve as a member of the Allegheny County Board of Health for a term to expire on January 11, 2012.

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

4228-08 Appointment - Approving the reappointment of Rev. Ricky Burgess to serve as a member of the Allegheny County Board of Health for a term to expire on January 11, 2012.

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

4229-08 Appointment - Approving the appointment of Donald Burke, M.D. to serve as a member of the Allegheny County Board of Health for a term to expire on January 11, 2012.

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

4230-08 Appointment - Approving the reappointment of Ronald S. Graziano to serve as a member of the Plumbing Advisory Board for a term to expire on December 31, 2009.

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

4231-08 Appointment - Approving the reappointment of Thomas G. Bigley to serve as a member of the Plumbing Advisory Board for a term to expire on December 31, 2010.

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

4232-08 Appointment - Approving the reappointment of Charles L. Desmone to serve as a member of the Plumbing Advisory Board for a term to expire on December 31, 2010.

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

4301-08 Appointment - Approving the appointment of Amy R. Schrempf to serve as a member of the Property Assessment Appeals & Review Board for a 3 year term commencing upon the date of the approval of this appointment.

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

Committee on Budget and Finance - Second Reading

4322-08 A Resolution of the County of Allegheny amending the 2006 Capital Budget for 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, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: 1 - Green

4324-08 A Resolution of the County of Allegheny amending the 2008 Capital Budget for 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, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: 1 - Green

4325-08 A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2008 (Submission #12-08).

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, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: 1 - Green

X. Liaison Reports

XI. New Business - Ordinances & Resolutions

4337-08 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.

Referred to the Committee on Budget and Finance

4338-08 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. Establishment of the Allegheny County Department of Aviation.

Referred to the Committee on Government Reform

4339-08 An Ordinance amending the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," Article 203, "County Authorities," in order to clarify the County's relation to the authorities designated as "County Authorities"

within the Code.

Referred to the Committee on Government Reform

4340-08

An Ordinance of Allegheny County, Pennsylvania, directing that the Allegheny County Board of Elections conduct a random sample audit of software installed on the County's voting machines and generate a written report of the results of such audit no later than October 21, 2008, and directing that similar audits be performed in future election years.

Referred to the Committee on Government Reform

4341-08

An Ordinance amending the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," Article 808.A, in order to establish the rate of County taxation on the sale at retail of liquor and malt and brewed beverages within the County at eight percent (8%).

Referred to the Committee on Budget and Finance

4342-08

An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 8, entitled "Health Department Regulations," through the creation of a new Chapter 885, entitled "Nutritional Information Posting," in order to require the public availability of nutritional information for various restaurants operating within Allegheny County.

Referred to the Committee on Health & Human Services

4343-08

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2008 (Submission #13-08).

Referred to the Committee on Budget and Finance

4344-08

A Resolution approving a Project for the benefit of UPMC, doing business as the University of Pittsburgh Medical Center (UPMC), to be financed by the Allegheny County Hospital Development Authority (the "Authority") by the issuance of the Authority's tax-exempt or taxable bonds, to be issued in one or more series, in the aggregate principal amount not in excess of \$650,000,000, provided that the taxing power of the County of Allegheny, Pennsylvania, shall not be obligated in any way with respect to the Bonds (hereinafter defined), 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

4345-08

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.

Referred to the Committee on Budget and Finance

4346-08

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.

Referred to the Committee on Budget and Finance

4347-08

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.

Referred to the Committee on Budget and Finance

XII. New Business - Motions

4348-08

Motion of the Council of Allegheny County calling upon the Allegheny County Manager to perform, beginning immediately, a study to determine what mineral rights Allegheny County owns on any parcels within the County and the feasibility and economic value of conveying those mineral rights to other parties for development.

Referred to the Committee on Government Reform

4349-08

Motion of the Council of Allegheny County pulling Bill No. 3854-08, providing for certain exemptions from the County's tax on vehicle rentals, 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: 3 - Council Member Drozd, Council Member McCullough and Council Member Rea
Noes: 9 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Finnerty, Council Member Futules, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald

Absent: 1 - Green

Not present: 2 - Council Member Ellenbogen and Council Member Gastgeb

4364-08

Motion Expressing the Sense of the Council of Allegheny County calling upon the Chief Executive to submit, as part of the comprehensive fiscal plan for 2009, a reduction in the alcoholic drink tax rate and/or the car rental tax rate; or in lieu thereof, a reduction in the real property tax millage rate of at least .10 (1/10) mills and/or an increase in the Homestead Exemption of at least \$5,000 (i.e. from \$15,000 to \$20,000 per eligible residential property).

This Motion was made from the Floor, it was not on the original Agenda.

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

Votes: Yes: 3 - Council Member Drozd, Council Member McCullough and Council Member Rea
Noes: 9 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Finnerty, Council Member Futules, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald
Absent: 1 - Green
Not present: 2 - Council Member Ellenbogen and Council Member Gastgeb

XIII. Public Comment on General Items

XIV. Adjournment