

Allegheny County Council

*County of Allegheny
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Agenda Synopsis

Tuesday, January 15, 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, Brenda Frazier, Nick Futules, Vince Gastgeb, 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 Ellenbogen, Council Member Finnerty, Council Member Frazier, Council Member Futules, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald

V. Presentations and Addresses

Chief Executive Dan Onorato will present his State of the County Address.

Presented

VI. Proclamations/Certificates

[3683-08](#) Proclamation celebrating the 250th anniversary of the naming of the Pittsburgh region.

Withdrawn

[3684-08](#) Proclamation naming January 2008 “National Mentoring Month” in Allegheny County

Presented

[3685-08](#) Certificate of Achievement congratulating the Central Catholic High School Football Team for winning the 2007 WPIAL and PIAA Championships.

Presented

[3686-08](#) Proclamation recognizing the Bethel Park China Delegation Program as they embark on their 2008 program.

Presented

[3687-08](#) Certificate of Achievement congratulating the Serra Catholic High School Football Team for winning the 2007 WPIAL Championship.

Read

[3688-08](#) Proclamation recognizing the East Deer Police Department for coordinating a gift card drive to collect needed funds for a local family after a fire destroyed their home during the 2007 Holiday season.

Read

[3689-08](#) Proclamation celebrating the 100th anniversary of the annexation of Allegheny City, now known as the North Side, to the City of Pittsburgh.

Presented

[3690-08](#) Proclamation commending O'Hara Police Officer Keith Carney for his act of heroism on the night of August 11, 2007.

Read

[3691-08](#) Proclamation honoring the late Lance Corporal William R. Prom following the dedication of the Medal of Honor Plaza at Shaler Intermediate School.

Read

[3692-08](#) Certificate of Achievement congratulating the Thomas Jefferson High School Football Team for winning the 2007 WPIAL and PIAA Championships.

Read

[3693-08](#) Proclamation recognizing and congratulating Timothy J. Moury for being the longest serving President in the history of the Bethel Park Council.

Read

VII. Public Comment On Agenda Items

VIII. Approval of Minutes

[3699-08](#) Motion to approve the Minutes of the Regular Meeting of County Council held on December 4, 2007.

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

IX. Presentation of Appointments

[3666-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. Melinda Campopiano to serve as a Member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2011.

Referred to the Committee on Appointment Review

[3667-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Rev. David W. Bethea to serve as a Member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2011.

Referred to the Committee on Appointment Review

[3668-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Richard Gardner to serve as a Member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2011.

Referred to the Committee on Appointment Review

[3669-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Barbara Wolvovitz to serve as a Member of the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on January 1, 2011.

Referred to the Committee on Appointment Review

X. Unfinished Business

XI. Liaison Reports

XII. New Business - Ordinances & Resolutions

[3670-08](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the Chief Executive to execute a deed conveying the County of Allegheny's interest in a parcel to Paul and Barbara Hengelsberg.

Referred to the Committee on Economic Development & Housing

[3671-08](#) An Ordinance of the Council of the County of Allegheny adopting and approving of a proposed Allegheny County Health Department Rule and Regulation (Article II - "Needle Exchange Program for Communicable Disease Prevention and Providing Drug Treatment Opportunities").

Referred to the Committee on Health & Human Services

[3672-08](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing acceptance of a five (5) year old horse from Michael Funk, 8822 Adamsville Road, Hartstown, Pennsylvania for use by the County Police.

Referred to the Committee on Public Safety

[3673-08](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Allegheny County Code of Ordinances, Division 4, entitled "Finances," through the creation of a new Chapter 485, entitled "Gaming Revenues," in order to provide a uniform mechanism for accepting and disbursing revenues provided to the County under the terms of the Pennsylvania Racehorse Development and Gaming Act, 4 P.S. §1101 et. s

Referred to the Committee on Budget and Finance

[3674-08](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania,

authorizing the use of approximately six acres of property by the Pennsylvania Turnpike commission in North Park.

Referred to the Committee on Parks

3675-08

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, directing the County Solicitor to pursue a legal remedy against the Commonwealth of Pennsylvania in order to recover any revenues that may be due to the County as a result of continuing County funding of the state's court system.

Referred to the Committee on Budget and Finance

3677-08

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, establishing "Roberto Clemente Day" throughout Allegheny County on an annual basis.

Referred to the Special Committee on Government Reform

3678-08

An Ordinance directing the establishment of a Free Cell Phone Parking Zone at Greater Pittsburgh International Airport.

Referred to the Committee on Public Works

3679-08

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, repealing Ordinances Number 54-07-OR and 55-07-OR, effective March 31, 2008.

Council approved a Motion to waive the second reading of this bill

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 Gastgeb, Council Member McCullough and Council Member Rea
Noes: 10 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Frazier, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald
Abstentions: 1 - Council Member Futules

3680-08

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

3681-08

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Allegheny County Code of Ordinances, Division 4, entitled "Finances," through the creation of a new Article IX, entitled "Community College of Allegheny County Tuition Stabilization," in order to

provide a mechanism for stabilizing and/or reducing student tuitions at the Community College of Allegheny County.

Referred to the Committee on Budget and Finance

3682-08

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Section 4 of Ordinance 03-07-OR, in order to provide for an extension of the terms of appointees to the Allegheny County Citizens' Election System Advisory Panel.

Referred to the Special Committee on Government Reform

3676-08

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2008 (Submission #01-08).

Referred to the Committee on Budget and Finance

3694-08

Resolution of the County of Allegheny, Commonwealth of Pennsylvania, amending the 2008 Operating Budget, pursuant to Article VII, §7(b) 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, 2008 and ending December 31, 2008.

Council approved a Motion to waive the second reading of this bill

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

Notes: 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 Frazier, Council Member Futules, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald

XIII. New Business - Motions

3695-08

Motion of the Council of Allegheny County authorizing the Council to conduct a public hearing, pursuant to Article VII, Section 7(b) of the Home Rule Charter and §5-801.08.A(2) of the Administrative Code, on Tuesday, January 22, 2008, beginning at 5 p.m. in the Gold Room of the Allegheny County Courthouse. Council President Rich Fitzgerald or his designee shall serve as the presiding officer. The purpose of these hearings is to allow the public opportunity to comment on the proposed amendment to the 2008 operating budget before passage.

Withdrawn

3696-08

Motion of the Council of Allegheny County requiring that the Chief Executive comply with the terms of Article VII, Section 7.e. of the Home Rule Charter with respect to the 2007 fiscal year.

Referred to the Committee on Budget and Finance

3697-08

Motion of the Council of Allegheny County expressing the approval of the Council of Allegheny County for rules and regulations promulgated by the Allegheny County Treasurer to govern the collection of Allegheny County's Alcoholic Drink Tax, pursuant to the terms of Ordinance 54-07.

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 Ellenbogen, Council Member Finnerty, Council Member Frazier, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Noes: 1 - Council Member Drozd
Abstentions: 1 - Council Member Futules

3698-08

Motion expressing the approval of Council of Allegheny County for rules and regulations promulgated by the Allegheny County Treasurer to govern the collection of Allegheny County's Rental Vehicle Tax, pursuant to the terms of Ordinance 55-07.

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

Votes: Yes: 14 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Frazier, Council Member Futules, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Noes: 1 - Council Member Drozd

3700-08

Motion Expressing the Sense of Council of Allegheny County, urging the Pennsylvania General Assembly to increase the number of revenue options available to Allegheny County in order to equitably ensure that dedicated funding for mass transit within the County can be realized.

This Motion was not on the original agenda, it was introduced from the floor by Council Member Burn

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

Votes: Yes: 14 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Frazier, Council Member Futules, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Noes: 1 - Council Member Drozd

XIV. Public Comment on General Items**XV. Adjournment**