

# Allegheny County Council

*County of Allegheny  
436 Grant Street  
Pittsburgh, PA 15219  
Phone (412) 350-6495  
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## Regular Meeting Agenda

**Tuesday, April 7, 2009**

**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**
- V. Proclamations/Certificates**

[4758-09](#) Proclamation declaring April 2009 as Fair Housing Month in Allegheny County.

**Sponsors:** Rich Fitzgerald, Chuck Martoni, Joan Cleary, Matt Drozd, Jim Ellenbogen, Michael Finnerty, Nick Futules, Amanda Green, Bob Macey, William Russell Robinson, Chief Executive and John DeFazio

[4759-09](#) Certificates of Recognition honoring local chapters of the NAACP for their involvement with the national organization's 100th anniversary.

**Sponsors:** William Russell Robinson

[4760-09](#) Proclamation honoring the 50th anniversary of the vocal harmony group the Skyliners.

**Sponsors:** Bob Macey

[4761-09](#) Proclamation declaring April 2009 as Child Abuse Prevention Month in Allegheny County and recognizing A Child's Place at Mercy for their efforts to help abuse victims.

**Sponsors:** Rich Fitzgerald, Joan Cleary, Michael Finnerty, Nick Futules, Amanda Green, Chuck Martoni, Bob Macey and John DeFazio

[4762-09](#) Proclamation recognizing Brenda L. Frazier for her efforts in fighting for women's rights, which were recognized during Women's History Month last March.

**Sponsors:** Joan Cleary

[4763-09](#) Certificate of Achievement honoring the Bethel Park High School Wrestling Team for winning the WPIAL Class AAA Team Wrestling Championship.

**Sponsors:** Vince Gastgeb

[4764-09](#) Certificate of Achievement honoring Nick Carr of South Fayette High School for winning the WPIAL Class AA Wrestling Championship in the 145-pound weight class.

**Sponsors:** Vince Gastgeb

[4765-09](#) Certificate of Achievement honoring Anthony Zanetta of Keystone Oaks for winning the WPIAL and PIAA Class AA Wrestling Championship in the 119-pound weight class.

**Sponsors:** Joan Cleary and Jim Ellenbogen

[4766-09](#) Certificate of Achievement honoring Jordan Roussos of Carlynton High School for winning the WPIAL and PIAA Class AA Wrestling Championship in the 285-pound weight class.

Sponsors: Michael Finnerty

[4767-09](#) Certificate of Achievement honoring Sam Sherlock of West Mifflin High School for winning the WPIAL and PIAA Class AAA Wrestling Championship in the 125-pound weight class.

Sponsors: Bob Macey

*To be entered into the Record*

[4768-09](#) Certificate of Achievement honoring Joe Waltko of North Allegheny High School for winning the WPIAL and PIAA Class AAA Wrestling Championship in the 130-pound weight class.

Sponsors: Jan Rea

*To be entered into the Record*

[4769-09](#) Certificate of Achievement honoring Troy Reaghard of West Allegheny High School for winning the WPIAL Class AAA Wrestling Championship in the 171-pound weight class.

Sponsors: Michael Finnerty

*To be entered into the Record*

[4770-09](#) Certificate of Achievement honoring Jake Leninsky of West Allegheny High School for winning the WPIAL Class AAA Wrestling Championship in the 189-pound weight class.

Sponsors: Michael Finnerty

*To be entered into the Record*

[4771-09](#) Certificate of Achievement honoring Geoff Alexander of Shady Side Academy for winning the WPIAL Class AA Wrestling Championship in the 112-pound weight class.

Sponsors: Jim Burn

*To be entered into the Record*

[4772-09](#) Certificate of Achievement honoring Frank Martelotti of Shady Side Academy for winning the WPIAL Class AA Wrestling Championship in the 130-pound weight class.

Sponsors: Jim Burn

*To be entered into the Record*

4773-09

Certificate of Achievement honoring Dane Johnson of Shady Side Academy for winning the WPIAL and PIAA Class AA Wrestling Championship in the 140-pound weight class.

Sponsors: Jim Burn

*To be entered into the Record*

4774-09

Certificate of Achievement honoring Matthew Cunningham of Shady Side Academy for winning the WPIAL Class AA Wrestling Championship in the 160-pound weight class.

Sponsors: Jim Burn

*To be entered into the Record*

4775-09

Certificate of Achievement honoring Roman San Doval of Shady Side Academy for winning the WPIAL Class AA Wrestling Championship in the 189-pound weight class.

Sponsors: Jim Burn

*To be entered into the Record*

4776-09

Proclamation commending William Gelzhiser of Pleasant Hills for his life-saving efforts on January 27, 2009.

Sponsors: Joan Cleary

*To be entered into the Record*

4777-09

Proclamation honoring the Massaro Family for their community service and for receiving the Ad Lucem Award from La Roche College.

Sponsors: Joan Cleary and Jan Rea

*To be entered into the Record*

4778-09

Certificate of Achievement commanding Zachary Kevin Parks for reaching the rank of Eagle Scout.

Sponsors: Vince Gastgeb

*To be entered into the Record*

4779-09

Proclamation recognizing Neighborhood Academy as a landmark school in Allegheny County.

Sponsors: Amanda Green

*To be entered into the Record*

4780-09

Certificate of Recognition honoring the 50th wedding anniversary of Mr. and Mrs. Huey.

Sponsors: Bob Macey

*To be entered into the Record*

[4781-09](#) Certificate of Recognition honoring the 50th wedding anniversary of Mr. and Mrs. Campbell.

Sponsors: Bob Macey

*To be entered into the Record*

[4782-09](#) Certificate of Recognition honoring the 50th wedding anniversary and community service efforts of Mr. and Mrs. Oberle.

Sponsors: Joan Cleary

*To be entered into the Record*

[4783-09](#) Certificate of Recognition honoring the 60th wedding anniversary of Mr. and Mrs. Cunningham.

Sponsors: Bob Macey

*To be entered into the Record*

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

## **VII. Presentation of Appointments**

[4748-09](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Reverend Dr. William H. Curtis for reappointment to the Sports and Exhibition Authority of Pittsburgh and Allegheny County for a term to expire on December 31, 2013.

Sponsors: Chief Executive

[4749-09](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. James H. McLemore for reappointment to the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.

Sponsors: Chief Executive

[4750-09](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Mr. Scott Federbusch for reappointment to the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.

Sponsors: Chief Executive

## VIII. Unfinished Business

### Committee on Appointment Review - Second Reading

[4616-09](#) Appointment - Approving the appointment of Joyce Murray to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

[4618-09](#) Appointment - Approving the reappointment of Jack Shea to serve as a member of the Allegheny County Sanitary Authority for a term to expire on December 31, 2013.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

[4619-09](#) Appointment - Approving the reappointment of Evelyn Benzo to serve as a member of the Allegheny County Housing Authority for a term to expire on December 31, 2013.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

[4620-09](#) Appointment - Approving the reappointment of Eddie Edwards to serve as a member of the Allegheny County Port Authority for a term to expire on December 31, 2013.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4621-09

Appointment - Approving the reappointment of James Dodaro to serve as a member of the Allegheny County Port Authority for a term to expire on December 31, 2013.

Sponsors: Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

4622-09

Appointment - Approving the reappointment of Dr. Helen Cahalane to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

Sponsors: Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

4623-09

Appointment - Approving the reappointment of Avis B. Kotovsky to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

Sponsors: Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4624-09

Appointment - Approving the reappointment of Dr. Mary Carrasco to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

Sponsors: Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4625-09

Appointment - Approving the reappointment of Georgia C. Hernandez to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4626-09

Appointment - Approving the reappointment of Lisa M. Coluatti to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4627-09

Appointment - Approving the reappointment of Dr. Diego Chaves-Gnecco to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

4674-09

Appointment - Approving the reappointment of Senator Sean Logan to serve as a member of the Sports and Exhibition Authority of Pittsburgh for a term to expire on December 31, 2013.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4681-09

Appointment - Approving the reappointment of Eva Bednar to serve as a member of the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

4682-09

Appointment - Approving the reappointment of Richard Jevon to serve as a member of the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4683-09

Appointment - Approving the reappointment of Linda Ehrlich to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

4684-09

Appointment - Approving the reappointment of Susan Gove to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

4685-09

Appointment - Approving the reappointment of Kathleen Musante DeWalt, Ph.D to serve as a member of the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4686-09

Appointment - Approving the appointment of Ronald J. Seyko to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2011.

**Sponsors:** Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Held in Committee
4/1/09	Committee on Appointment Review	Affirmatively Recommended

4687-09

Appointment - Approving the reappointment of David W. Minnotte to serve as a member of the Allegheny County Airport Authority for a term to expire on December 31, 2013.

**Sponsors:** Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

4688-09

Appointment - Approving the reappointment of Jeffrey Letwin to serve as a member of the Allegheny County Port Authority for a term to expire on December 31, 2013.

**Sponsors:** Chief Executive

Legislative History

3/3/09	County Council	Referred
3/26/09	Committee on Appointment Review	Affirmatively Recommended

**Committee on Government Reform - Second Reading**

4695-09 An Ordinance of the County of Allegheny authorizing the County to enter into an intergovernmental cooperation agreement with the City of Pittsburgh under which the County will provide purchasing and procurement services on behalf of the City.

**Sponsors:** Chief Executive

**Legislative History**

3/17/09	County Council	Referred
3/26/09	Committee on Government Reform	Held in Committee
4/2/09	Committee on Government Reform	Affirmatively Recommended

4729-09 Motion Expressing the Sense of Council of Allegheny County supporting the Employee Free Choice Act, which would authorize the National Labor Relations Board to certify a union as the bargaining representative when a majority of employees voluntarily sign authorizations designating that union to represent them, provide for first contract mediation and arbitration, and establish meaningful penalties for violations of a worker's freedom to choose a union.

**Sponsors:** John DeFazio, Rich Fitzgerald, Amanda Green, Joan Cleary, Jim Ellenbogen, Michael Finnerty, Nick Futules, Bob Macey, Chuck Martoni, Jim Burn and William Russell Robinson

**Legislative History**

3/17/09	County Council	Referred
3/26/09	Committee on Government Reform	Affirmatively Recommended

4162-08 An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," Article 203, entitled "County Authorities," through the creation of a new Section 5-203.10 governing lobbying activities by the County's authorities.

**Sponsors:** Matt Drozd and Vince Gastgeb

**Legislative History**

7/1/08	County Council	Referred
3/26/09	Committee on Government Reform	Released from the Committee

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

4699-09 A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #05-09).

**Sponsors:** Chief Executive

**Legislative History**

3/17/09	County Council	Referred
3/24/09	Committee on Budget and Finance	Affirmatively Recommended

**Committee on Economic Development & Housing - Second Reading**

[4696-09](#) An Ordinance Of The County Of Allegheny, Commonwealth Of Pennsylvania, Authorizing The Conveyance of The County Of Allegheny's Interest In A Parcel To The American Ukrainian Citizens Club.

**Sponsors:** Chief Executive

**Legislative History**

3/17/09	County Council	Referred
3/24/09	Committee on Economic Development & Housing	Affirmatively Recommended

[4697-09](#) An Ordinance authorizing the development of certain portions of County owned property known as the Kane Regional Center-Ross and the transfer of the County's interest in such property to the developer in phases through deed or ground lease

**Sponsors:** Chief Executive

**Legislative History**

3/17/09	County Council	Referred
3/24/09	Committee on Economic Development & Housing	Affirmatively Recommended

**Committee on Public Safety - Second Reading**

[4660-09](#) An Ordinance authorizing the County of Allegheny to acquire the Municipal Courts Building located at 1st Avenue, City of Pittsburgh, County of Allegheny, PA 15219 Block & Lot No. 0002-P-00299 from the Commonwealth of Pennsylvania for One (\$1.00) Dollar.

**Sponsors:** Chief Executive

**Legislative History**

3/3/09	County Council	Referred
3/25/09	Committee on Public Safety	Affirmatively Recommended

**Executive Committee - Second Reading**

[4634-09](#) Motion of the Council of Allegheny County approving an Allegheny County Council Policy Governing Access to Public Records.

**Sponsors:** Chuck Martoni

**Legislative History**

2/17/09	County Council	Referred
3/31/09	Executive Committee	Affirmatively Recommended

**IX. Liaison Reports**

**X. New Business - Ordinances & Resolutions**

[4740-09](#) An Ordinance authorizing the County of Allegheny to clear the right-of-way for, and to acquire by condemnation certain parcels of land for this project, and to take such further action as may be necessary under applicable law, including the Eminent Domain Code.

Sponsors: Chief Executive

[4741-09](#) An Ordinance authorizing the County of Allegheny to sell a 4.23 acre parcel of excess land for the amount of \$461,070.00, plus a \$1000.00 administrative fee, to Parkway Park Associates, and refund to the Pennsylvania Department of Transportation the sum of \$461,070.00 representing the Bayer Corporation approved donation credit for construction of Settler's Cabin Interchange.

Sponsors: Chief Executive

[4742-09](#) An Ordinance authorizing the County of Allegheny to convey real property interests to the City of Pittsburgh.

Sponsors: Chief Executive

[4743-09](#) An Ordinance authorizing the County of Allegheny to sell a 0.787± acre parcel of excess land at the intersection of Hulton Road (SR 2082 and SR 2058) and Coxcomb Road (SR 2083, formerly LR 677) in Plum Borough, to T. D. Holdings, LLC. for consideration in the amount of \$5,000.00, upon approval by Pennsylvania Department of Transportation.

Sponsors: Chief Executive

[4744-09](#) An Ordinance authorizing the County of Allegheny to sell excess rights-of-way and easements to Pennsylvania Department of Transportation, for Mt. Nebo Road in Ohio Township and for Greensburg Pike in North Versailles Borough.

Sponsors: Chief Executive

[4751-09](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the disposition of a county-owned vehicle to the Spring Garden Fire Company, Reserve Township Station 240, for use in providing emergency services.

Sponsors: Jim Burn

[4752-09](#) An Ordinance of the Council of the County of Allegheny, Commonwealth of Pennsylvania, amending the Allegheny County Code of Ordinances, Chapter 435, entitled "Minority Business Enterprise Program," §435-3, entitled "Advisory Committee," in order to clarify the organizational structure of the County's MBE Advisory Committee.

Sponsors: William Russell Robinson

[4753-09](#)

An Ordinance of the Council of the County of Allegheny approving the M/W/DBE participation policy of the Port Authority of Allegheny County.

Sponsors: Chuck Martoni, Michael Finnerty, Bob Macey, William Russell Robinson, Amanda Green, Matt Drozd, Jim Ellenbogen and Rich Fitzgerald

[4745-09](#)

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.

Sponsors: Chief Executive

[4746-09](#)

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #06-09).

Sponsors: Chief Executive

[4754-09](#)

A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, Designating the month of April 2009 as "Child Abuse Prevention Month" in Allegheny County.

Sponsors: Joan Cleary, Michael Finnerty, William Russell Robinson, Rich Fitzgerald, Vince Gastgeb and Bob Macey

## **XI. New Business - Motions**

[4756-09](#)

Motion of the Council of Allegheny County to convene a working group, with representation from the Executive and Legislative branches of County of Allegheny, to review and, as appropriate, revise Allegheny County's existing facilities master plan.

Sponsors: Jim Burn

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

## **XIII. Adjournment**