

Allegheny County Council

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

Tuesday, March 4, 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, 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**
- V. Proclamations/Certificates**

[3797-08](#) Proclamation paying tribute to the life and legacy of Pittsburgh Steelers broadcasting legend Myron Cope.

Sponsors: Rich Fitzgerald, Chuck Martoni, Jim Burn, Joan Cleary, John DeFazio, Matt Drozd, Jim Ellenbogen, Michael Finnerty, Nick Futules, Vince Gastgeb, Bob Macey, Chuck McCullough, Jan Rea and William Russell Robinson

[3799-08](#) Proclamation recognizing Fox Chapel Area High School students Julia Hazlet, Doug Weisband, and Kevin Pflumm for their efforts in pushing Pennsylvania lawmakers to allow 17-year-olds to vote in the primary elections.

Sponsors: Jim Burn

[3800-08](#) Proclamation recognizing Raymond "Ray" Petrick as he retires from his 30-year career as a Lieutenant with the North Fayette Volunteer Fire Department.

Sponsors: Michael Finnerty

[3801-08](#) Proclamation commending John Zelen, former state police officer and detective with the Allegheny County District Attorney's Office, for his successful career in law enforcement that spanned more than 40 years.

Sponsors: Chuck Martoni

[3813-08](#) Proclamation honoring the late Edward Fetcho, a veteran Allegheny County emergency dispatcher who, along with his wife Jane, passed away on February 22, 2008.

Sponsors: John DeFazio and Bob Macey

[3817-08](#) Proclamation recognizing the highest-ranked Pittsburgh-area professional boxer, Monty Meza-Clay, for being a champion both in the ring and in his Rankin community.

Sponsors: Chuck Martoni

[3802-08](#) Proclamation recognizing the South Park Historical Society's Green Project, which seeks to help the environment by replacing plastic shopping bags with reusable canvas bags throughout the South Park area.

Sponsors: Joan Cleary

To be entered into the Record.

3803-08

Proclamation congratulating the Clairton Volunteer Fire Department for being named the 2008 Organization of the Year by the Clairton Chamber of Commerce.

Sponsors: Joan Cleary

To be entered into the Record.

3804-08

Certificates of Achievement recognizing BSA Troop 215 Scouts Derek Dmitrzak, Brian Walsh, and Steven Miller for achieving the rank of Eagle Scout.

Sponsors: Vince Gastgeb

To be entered into the Record.

3805-08

Certificate of Recognition celebrating Tumac's Covers' 50th anniversary in business.

Sponsors: Joan Cleary

To be entered into the Record.

3806-08

Certificate of Achievement recognizing BSA Troop 368's William Douglas Samo for achieving the rank of Eagle Scout.

Sponsors: Matt Drozd

To be entered into the Record.

3807-08

Proclamation celebrating the 150th anniversary of Fawn Township.

Sponsors: Jim Burn

To be entered into the Record.

3808-08

Proclamation recognizing Steve Orosz for his long history of public service in Chalfant.

Sponsors: Chuck Martoni

To be entered into the Record.

3809-08

Proclamation congratulating Wanda Ivanco for being named Citizen of the Year 2008 by the Penn Hills Progress.

Sponsors: Nick Futules

To be entered into the Record.

3810-08

Proclamation naming March 13, 2008 "World Kidney Day" in Allegheny County.

Sponsors: Rich Fitzgerald, William Russell Robinson, Jim Burn, Jim Ellenbogen, Bob Macey, Nick Futules, Joan Cleary and Michael Finnerty

To be entered into the Record.

[3811-08](#) Certificates of Recognition honoring outgoing Presidents of the Allegheny County Chiefs of Police Association, Chief George Polnar (2006) and Chief John Mackey (2007).

Sponsors: Vince Gastgeb

To be entered into the Record.

VI. Public Comment On Agenda Items

VII. Approval of Minutes

[3790-08](#) Motion to approve the Minutes of the Regular Meeting of County Council held on January 15, 2008

VIII. Presentation of Appointments

[3767-08](#) Appointment - Approving the reappointment of Jeff McGreary to serve as a member of the Council of Friends Organization (North Park) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3768-08](#) Appointment - Approving the reappointment of John Montgomery to serve as a member of the Council of Friends Organization (North Park) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3769-08](#) Appointment - Approving the reappointment of Anita Gallagher to serve as a member of the Council of Friends Organization (North Park) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3770-08](#) Appointment - Approving the reappointment of Elaine Davis to serve as a member of the Council of Friends Organization (North Park) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3771-08](#) Appointment - Approving the reappointment of Patrick Kopnicky to serve as a member of the Council of Friends Organization (Harrison Hills) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3772-08](#) Appointment - Approving the reappointment of Mardelle Kopnicky to serve as a member of the Council of Friends Organization (Harrison Hills) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

3773-08

Appointment - Approving the reappointment of Cynthia Maleski to serve as a member of the Council of Friends Organization (Harrison Hills) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

3774-08

Appointment - Approving the reappointment of Tom Nehrer to serve as a member of the Council of Friends Organization (Harrison Hills) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

3775-08

Appointment - Approving the reappointment of Susan Vertosik to serve as a member of the Council of Friends Organization (Harrison Hills) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

3776-08

Appointment - Approving the reappointment of Mary McMasters to serve as a member of the Council of Friends Organization (Settler's Cabin) for a term to expire on March 4, 2010.

Sponsors: Michael Finnerty

3777-08

Appointment - Approving the reappointment of Nancy Mills to serve as a member of the Council of Friends Organization (Settler's Cabin) for a term to expire on March 4, 2010.

Sponsors: Michael Finnerty

3778-08

Appointment - Approving the reappointment of Janice Vinci to serve as a member of the Council of Friends Organization (Settler's Cabin) for a term to expire on March 4, 2010.

Sponsors: Michael Finnerty

3779-08

Appointment - Approving the reappointment of Lawrence Lennon, P.E. to serve as a member of the Council of Friends Organization (Settler's Cabin) for a term to expire on March 4, 2010.

Sponsors: Michael Finnerty

3780-08

Appointment - Approving the reappointment of Roger Horgan to serve as a member of the Council of Friends Organization (Settler's Cabin) for a term to expire on March 4, 2010.

Sponsors: Michael Finnerty

[3781-08](#) Appointment - Approving the appointment of Bob Kopler to serve as a member of the Council of Friends Organization (Hartwood) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3782-08](#) Appointment - Approving the reappointment of Charlene Campbell to serve as a member of the Council of Friends Organization (Hartwood) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3783-08](#) Appointment - Approving the reappointment of Angie Kazmeraski to serve as a member of the Council of Friends Organization (Boyce) for a term to expire on March 4, 2010.

Sponsors: Nick Futules

[3784-08](#) Appointment - Approving the reappointment of Sally Foster to serve as a member of the Council of Friends Organization (Hartwood) for a term to expire on March 4, 2010.

Sponsors: Jim Burn

[3785-08](#) Appointment - Approving the reappointment of Gerald J. Aufman, Jr. to serve as a member of the Council of Friends Organization (North Park) for a term to expire on March 4, 2010.

Sponsors: Jan Rea

[3786-08](#) Appointment - Approving the reappointment of Joe Catanese to serve as a member of the Council of Friends Organization (Deer Lakes) for a term to expire on March 4, 2010.

Sponsors: Jan Rea

[3787-08](#) Appointment - Approving the reappointment of Richard J. Mackey to serve as a member of the Council of Friends Organization (Boyce Park) for a term to expire on March 4, 2010.

Sponsors: Nick Futules

[3788-08](#) Appointment - Approving the reappointment of Paul Dern to serve as a member of the Council of Friends Organization (Boyce Park) for a term to expire on March 4, 2010.

Sponsors: Nick Futules

[3789-08](#) Appointment - Approving the reappointment of Michelle "Mickey" Trapolsi Underwood to serve as a member of the Council of Friends Organization (South Park) for a term to expire on March 4, 2010.

Sponsors: Jim Ellenbogen

[3791-08](#) Appointment - Approving the reappointment of Rachel Sack to serve as a member of the Council of Friends Organization (Deer Lakes Park) for a term to expire on March 4, 2010.

Sponsors: Jan Rea

[3792-08](#) Appointment - Approving the reappointment of Sam Sack to serve as a member of the Council of Friends Organization (Deer Lakes Park) for a term to expire on March 4, 2010.

Sponsors: Jan Rea

IX. Unfinished Business

Committee on Government Reform - Second Reading

[3734-08](#) An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," through the creation of a new Article 705, entitled "Naming Rights," in order to establish uniform County policies for the disposition of naming rights relative to County property.

Sponsors: Jim Burn, Matt Drozd, Brenda Frazier, Michael Finnerty, Rich Fitzgerald, Nick Futules, Bob Macey and William Russell Robinson

Legislative History

2/5/08	County Council	Referred
2/26/08	Committee on Government Reform	Affirmatively Recommended

[3763-08](#) An Ordinance amending the Allegheny County Code of Ordinances, Division 4, entitled "Finances," Chapter 475, entitled "Taxation," Section 475-50.1, entitled "Homestead status reevaluation schedule," in order to clarify the ability of the Allegheny County Controller to provide information to the Chief Assessment Officer regarding properties which are partially exempted from taxation due to application of the homestead exemption under the terms of the Homestead Property Exclusion Program Act (Act 50 of 1998, 53 P.S. §8581 et. seq.).

Sponsors: Michael Finnerty, Rich Fitzgerald, Jim Burn, Joan Cleary, John DeFazio, Matt Drozd, Jim Ellenbogen, Nick Futules, Vince Gastgeb, Bob Macey, Chuck Martoni, Chuck McCullough, Jan Rea and William Russell Robinson

Legislative History

2/19/08	County Council	Referred
2/26/08	Committee on Government Reform	Affirmatively Recommended

Committee on Budget and Finance - Second Reading

[3758-08](#) A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2008 (Submission #03-08).

Sponsors: Chief Executive

Legislative History

2/19/08	County Council	Referred
2/26/08	Committee on Budget and Finance	Affirmatively Recommended

Committee on Economic Development & Housing - Second Reading

[3716-08](#) 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 Wall Borough.

Sponsors: Chief Executive

Legislative History

2/5/08	County Council	Referred
2/26/08	Committee on Economic Development & Housing	Affirmatively Recommended

[3752-08](#) A Resolution approving a project for the benefit of the Pauline Auberle Foundation (the "Foundation") to be financed by the Authority for Improvements in Municipalities by the issuance of a Note(s) through the Authority, in an aggregate principal amount not to exceed \$2,000,000, provided that the taxing power of the County of Allegheny, Pennsylvania, shall not be obligated in any way with respect to the Note, and determining that the purpose of the financing will be to benefit the health and welfare of the citizens of Allegheny County, Pennsylvania.

Sponsors: Chief Executive

Legislative History

2/19/08	County Council	Referred
2/26/08	Committee on Economic Development & Housing	Affirmatively Recommended

[3755-08](#)

A Resolution approving a Project for the benefit of Point Park University (the "University") to be financed by the Allegheny County Higher Education Building 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 \$35,000,000, 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.

Sponsors: Chief Executive

Legislative History

2/19/08	County Council	Referred
2/26/08	Committee on Economic Development & Housing	Affirmatively Recommended

Committee on Health & Human Services - Second Reading

[3746-08](#)

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 Section 2104.02, which will change the particulate emissions limitations for the US Steel Clairton Works' Coke Screening #3 process.

Sponsors: Chief Executive

Legislative History

2/19/08	County Council	Referred
2/27/08	Committee on Health & Human Services	Affirmatively Recommended

X. Liaison Reports

XI. New Business - Ordinances & Resolutions

[3794-08](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Allegheny County Code of Ordinances, Division 4, entitled "Finances," by the creation of a new Article 490 entitled "Financing Fees," in order to establish a process for reviewing the County's fees for certain financing activities.

Sponsors: William Russell Robinson

[3795-08](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the transfer of the County Bureau of Weights and Measures as an office under the County Chief Executive ("Chief Executive") to an office within and under the purview of the Office of the County Controller ("Controller").

Sponsors: Controller, Chief Executive and Rich Fitzgerald

3796-08

A Resolution Approving a Project for the benefit of Carnegie Mellon University (the “University”) to be financed by the Allegheny County Higher Education Building 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 to exceed \$135,000,000 including required reserves (if any) and costs of issuance, 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.

Sponsors: Chief Executive

3798-08

A Resolution approving a Project for the benefit of the University of Pittsburgh Medical Center (“UPMC”) to be financed by the Allegheny County Hospital Development 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 \$500,000,000, 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.

Sponsors: Chief Executive

XII. New Business - Motions

3814-08

Motion of the Council of Allegheny County directing Council's solicitor to file suit against the Allegheny County Airport Authority in order to determine the appropriate disposition of the proceeds from the sale of certain U.S. Airways stock by the Authority.

Sponsors: Chuck McCullough

3815-08

Motion of the Council of Allegheny County authorizing the Committee on Economic Development and Housing to conduct a public hearing, pursuant to Article II.G. of the Rules of Allegheny County Council on Wednesday, March 26, 2008, beginning at 5 p.m. in the Gold Room of the Allegheny County Courthouse. Council President Rich Fitzgerald or his designee will serve as the presiding officer.

Sponsors: William Russell Robinson and Chuck McCullough

3816-08

Motion Expressing the Sense of the Council of Allegheny County regarding continued deliberation on and discussion of Bill No. 3663-08, treating the proposed County Essential Services Fee.

Sponsors: Chuck McCullough

XIII. Notification of Contracts

[3793-08](#) Communication from County Manager Jim Flynn submitting a summary of Executive Actions relating to contracts for the months of December 2007 and January 2008.

Sponsors: County Manager

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