

Allegheny County Council

436 Grant Street
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Meeting Minutes - Approved

Tuesday, January 14, 2014

5:00 PM

Regular Meeting, Fourth Floor, Gold Room

County Council

John DeFazio, President; Nicholas Futules, Vice President; Tom Baker; Barbara Daly Danko; Jim Ellenbogen, Mike Finnerty; Amanda Green Hawkins; Heather Heidelbaugh; Ed Kress; Bob Macey; Chuck Martoni, Sue Means; John Palmiere; Jan Rea and William Russell Robinson - Members

Copies of all proposed legislation contained in this agenda can be viewed or obtained from the Council Clerk, Office of County Council, Room 119 Courthouse, 436 Grant Street, Pittsburgh, PA 15219 Phone: 412-350-6490, or on Council's web site: www.alleghenycounty.us/council.

I. Call To Order

II. Pledge of Allegiance

III. Silent Prayer or Reflection

IV. Roll Call

Council Members Present: 13 - Baker, Daly Danko, DeFazio, Ellenbogen, Futules, Kress, Finnerty, Macey, Martoni, Means, Palmiere, Rea and Russell Robinson

Council Members Absent: 1 - Green Hawkins

Council Members Phone: 1 - Heidelbaugh

V. Proclamations/Certificates

[7917-14](#) Proclamation honoring Mr. Mel Weinstein for his 40 years of public service benefitting Kennedy Township.

Sponsors: Council Member Finnerty, Council Member DeFazio, Council Member Ellenbogen, Council Member Futules, Council Member Green Hawkins, Council Member Kress, Council Member Macey, Council Member Martoni, Council Member Palmiere and Council Member Rea
Presented

[7918-14](#) Proclamation honoring Pittsburgh’s legendary jazz musician Roger L. Humphries and recognizing the premier of a documentary made in his honor entitled “Pass It On.”

Sponsors: Council Member Russell Robinson
Presented

[7919-14](#) Certificates of Achievement honoring the University Prep football team for winning the 2013 Pittsburgh City League football championship.

Sponsors: Council Member Russell Robinson
Presented

[7921-14](#) Proclamation thanking LifeFlight of West Penn Allegheny Health System for its 35 years of dedicated service.

Sponsors: Council Member Macey, Council Member Baker, Council Member Daly Danko, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Green Hawkins, Council Member Heidelbaugh, Council Member Kress, Council Member Martoni, Council Member Means, Council Member Palmiere, Council Member Rea and Council Member Russell Robinson
Read

[7920-14](#) Certificates of Achievement honoring the Central Catholic High School football team for winning the 2013 WPIAL Quad A football championship.

Sponsors: Council Member Daly Danko
Read

[7922-14](#) Certificates of Achievement honoring the West Allegheny High School football team for winning the 2013 WPIAL Class AAA football championship.

Sponsors: Council Member Baker and Council Member Finnerty
Read

[7923-14](#) Certificates of Achievement honoring the South Fayette High School football team for winning the 2013 WPIAL and PIAA Class AA football championships.

Sponsors: Council Member Finnerty
Read

[7924-14](#) Proclamation congratulating Mr. William Cherpak, Athletic Director and Head Football Coach at Thomas Jefferson High School for winning his 200th high school football game.

Sponsors: Council Member Palmiere
Read

[7925-14](#) Proclamation congratulating Ms. Pat Jennette, Publisher and Editor of Allegheny West Magazine upon the occasion of her retirement.

Sponsors: Council Member Finnerty
Read

[7926-14](#) Proclamations honoring August Wilson and Reverend Dr. LeRoy Patrick for their lifelong contributions to our region and for posthumously receiving 2014 Spirit of King awards.

Sponsors: Council Member Green Hawkins and Council Member Russell Robinson
Read

[7927-14](#) Proclamation honoring in memoriam Ms. Bernadette C. Turner for her significant contributions benefitting African Americans in Pittsburgh and Allegheny County.

Sponsors: Council Member Green Hawkins and Council Member Russell Robinson
Read

[7928-14](#) Certificate of Achievement awarded to George Smith, Head Coach of the McKeesport Area Senior High School football team, for being named the 2013 Daily News Coach of the Year.

Sponsors: Council Member Macey
Read

[7929-14](#) Certificate of Recognition honoring Mr. Joseph Walters, of West Mifflin,

for his service in World War II and congratulating him upon the occasion of his 100th birthday.

Sponsors: Council Member Macey
Read

[7930-14](#) Proclamation thanking Ms. Jo Ellen Kenney for her 35 years of dedicated service as the Director of the Carnegie Library of McKeesport.

Sponsors: Council Member Macey
Read

[7931-14](#) Certificate of Recognition awarded to Mr. and Mrs. John and Barbara Hart upon the occasion of their 60th wedding anniversary.

Sponsors: Council Member Macey
Read

[7932-14](#) Certificate of Recognition awarded to Mr. and Mrs. Haven (Barry) and Patricia Stanley upon the occasion of their 50th wedding anniversary.

Sponsors: Council Member Macey
Read

[7933-14](#) Proclamation congratulating The Honorable Lavina F. Kerklo upon the occasion of her retirement after 32 years of service as a Council Member of Liberty Borough.

Sponsors: Council Member Macey
Read

[7934-14](#) Proclamation congratulating The Honorable Edward R. Slater upon the occasion of his retirement after 50 years of service as a Council Member and Mayor of Liberty Borough.

Sponsors: Council Member Macey
Read

[7935-14](#) Proclamation honoring the 16th Annual Summit Against Racism hosted by the Black and White Reunion.

Sponsors: Council Member Russell Robinson
Read

[7936-14](#) Proclamation honoring the 2014 Martin Luther King, Jr. Leadership Awardees presented by Coro Pittsburgh.

Sponsors: Council Member Russell Robinson
Read

[7937-14](#) Certificate of Recognition awarded to singer Ms. Michele Bensen for her contributions to Pittsburgh's legendary community of jazz artists.

Sponsors: Council Member Russell Robinson

Read

[7938-14](#) Certificate of Recognition awarded to The Honorable Mark Brentley, Sr. for his service as a member of the Pittsburgh Board of Public Education.

Sponsors: Council Member Russell Robinson

Read

[7939-14](#) Certificate of Recognition awarded to The Honorable Thomas Sumpter for his service as Vice-President and President of the Pittsburgh Board of Public Education.

Sponsors: Council Member Russell Robinson

Read

[7940-14](#) Certificate of Recognition awarded to The Honorable Sharene Shealey, former President of the Pittsburgh Board of Public Education.

Sponsors: Council Member Russell Robinson

Read

[7941-14](#) Proclamation thanking Reverend Dr. William H. Curtis, Senior Pastor of Mt. Ararat Baptist Church, for his spiritual leadership and service.

Sponsors: Council Member Russell Robinson and Council Member Green Hawkins

Read

[7942-14](#) Proclamation honoring Reverend Dr. Honorable James E. Simms of St. Paul Baptist Church upon the occasion of his retirement.

Sponsors: Council Member Russell Robinson

Read

[7943-14](#) Proclamation thanking The Honorable James "Jim" Ferlo, former member and president of Pittsburgh City Council and member of the Pennsylvania State Senate, for his commitment and dedication to public service.

Sponsors: Council Member Russell Robinson and Council Member Green Hawkins

Read

[7944-14](#) Proclamation welcoming the new president of The Ellis School, Ms. Robin O. Newham.

Sponsors: Council Member Russell Robinson

Read

[7945-14](#) Proclamation welcoming the 10th president of Carlow University, Ms. Suzanne K. Mellon.

Sponsors: Council Member Russell Robinson

Read

VI. Public Comment On Agenda Items

No speakers presented on agenda items.

VII. Approval of Minutes

- [7946-14](#) Motion to approve the minutes of the Regular Meeting of Allegheny County Council held on December 3rd, 2013.
Passed

VIII. Presentation of Appointments

- [7947-14](#) Approving the appointment of Kristen Normile to serve as a member of the Council of Friends organization (South Park) for a term to expire on January 14, 2016.

Sponsors: Council Member Means

Passed

- [7948-14](#) Approving the appointment of Heather Sims to serve as a member of the Council of Friends organization (South Park) for a term to expire on January 14, 2016.

Sponsors: Council Member Means

Passed

- [7949-14](#) Approving the reappointment of Victor Diaz to serve as a member of the Allegheny County Industrial Development Authority, Allegheny County Hospital Development Authority, the Allegheny County Higher Education Building Authority and the Residential Finance Authority, administered collectively through the Finance and Development Commission, for a term to expire on December 31, 2018.

Sponsors: Chief Executive

Referred

- [7950-14](#) Approving the reappointment of State Senator Wayne Fontana to serve as a member of the Sports and Exhibition Authority of Pittsburgh and Allegheny County, for a term to expire on December 31, 2018.

Sponsors: Chief Executive

Referred

- [7951-14](#) Approving the reappointment of Dr. Ellen Stewart to serve as a member of the Allegheny County Board of Health, for a term to expire on January 12, 2017.

Sponsors: Chief Executive

Referred

- [7952-14](#) Approving the reappointment of Mr. Anthony Ferraro to serve as a

member of the Allegheny County Board of Health, for a term to expire on January 12, 2017.

Sponsors: Chief Executive
Referred

[7953-14](#) Approving the reappointment of Dr. Edith Shapira to serve as a member of the Allegheny County Board of Health, for a term to expire on January 12, 2017.

Sponsors: Chief Executive
Referred

[7954-14](#) Approving the reappointment of Dr. Lee Harrison to serve as a member of the Allegheny County Board of Health, for a term to expire on January 12, 2017.

Sponsors: Chief Executive
Referred

[7955-14](#) Approving the appointment of Dr. Elayne Arrington to serve as a member of the Community College of Allegheny County Board of Trustees, for a term to expire on December 31, 2016.

Sponsors: Chief Executive
Referred

[7956-14](#) 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, 2018.

Sponsors: Chief Executive
Referred

[7957-14](#) Approving the reappointment of David Minnotte to serve as a member of the Allegheny County Airport Authority, for a term to expire on December 31, 2018.

Sponsors: Chief Executive
Referred

IX. Unfinished Business

X. Liaison Reports

XI. New Business - Resolutions & Ordinances

[7958-14](#) A resolution amending the New Home Construction/Improvement Program Resolution enacted May 23, 1996 by the Board of Commissioners of Allegheny County at Agenda No. 700-96, subsequently amended by Resolutions Nos. 22-00, 6-01, 61-02, 04-04-RE, 49-05-RE, 07-08-RE, and 25-09-RE by providing for the

continuation of the Allegheny County New Home Construction/Improvement Exemption Program.

Sponsors: Council Member Martoni, Council Member Kress and Council Member Macey
Referred by Chair

[7959-14](#) A resolution amending the New Home Construction/Improvement Program Resolution enacted May 23, 1996 by the Board of Commissioners of Allegheny County at Agenda No. 700-96, subsequently amended by Resolutions Nos. 22-00, 6-01, 61-02, 04-04-RE, 49-05-RE, 07-08-RE, 25-09-RE and 30-11-RE.

Sponsors: Council Member Kress and Council Member Macey
Referred by Chair

[7960-14](#) A Resolution of the County of Allegheny amending the 2014 Capital Budget for Allegheny County.

Sponsors: Council Member Russell Robinson
Referred by Chair

[7961-14](#) A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2014 (Submission #1-14).

Sponsors: Chief Executive
Referred by Chair

Enactment No: 01-14-RE

[7962-14](#) A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting the Transportation Element of Allegheny Places, Allegheny County's Comprehensive Plan.

Sponsors: Chief Executive
Referred by Chair

[7963-14](#) A Resolution of the County Council of Allegheny County creating the Westport Tax Increment Financing District and authorizing related actions.

Sponsors: Chief Executive
Referred by Chair

[7964-14](#) A Resolution of the County Council of Allegheny County amending the Potato Garden Run Tax Increment Financing Plan and authorizing related actions.

Sponsors: Chief Executive
Referred by Chair

[7965-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 311, entitled "Official Actions of County Council," §5-311.04,

entitled "Consideration," in order to clarify the applicability of the law of Allegheny County as it relates to the consideration of ordinances and resolutions by County Council.

Sponsors: Council Member Russell Robinson
Referred by Chair

[7966-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Administrative Code of Allegheny County, Article 303, entitled "Organization of Council," through the creation of a new §5-303.04, entitled "Council Caucuses," and providing for the creation and function of caucuses.

Sponsors: Council Member Russell Robinson
Referred by Chair

[7967-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Article 912 of the Administrative Code of Allegheny County, entitled "E-Verification," to ensure that labor performed pursuant to any contracts to which the County is a party or involves County property is not undertaken by individuals who lack employment authorization under federal law, as defined by 8 U.S.C. §1324a(h)(3).

Sponsors: Council Member Russell Robinson
Referred by Chair

[7968-14](#) An Ordinance amending the Administrative Code of Allegheny County, Article 801, entitled "Comprehensive Fiscal Plan," §5-801.09, entitled "Restrictions on expenditures," in order to establish a process for authorizing expenditures from the County's general fund.

Sponsors: Council Member Russell Robinson
Referred by Chair

[7969-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Administrative Code of Allegheny County, Part 7, "Properties" Article 701, entitled "Grounds, Properties and Buildings," in order to establish a procedure for entering and enacting County contracts relating to land use.

Sponsors: Council Member Russell Robinson
Referred by Chair

[7970-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing Division 1 of the Allegheny County Code of Ordinances, entitled "Administrative Code," Article 801.09, entitled "Restrictions on expenditures," in order to enforce limitations on bonuses funded by County appropriations.

Sponsors: Council Member Russell Robinson

Referred by Chair

[7971-14](#) An Ordinance amending and supplementing the Administrative Code of Allegheny County, Article 705, entitled "Naming Rights," §5-705.03, entitled "Sponsorship Policy," in order to establish a codified distribution of any revenues derived from the sale of sponsorship naming rights.

Sponsors: Council Member Russell Robinson

Referred by Chair

[7972-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 905, entitled "Nonformal Procurement," §5-905.03, entitled "Procurement of professional services," in order to clarify the role of the Allegheny County Professional Services Review Committee and the process by which its members are appointed.

Sponsors: Council Member Russell Robinson

Referred by Chair

[7973-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Administrative Code of Allegheny County, Article 905, entitled "Nonformal Procurement," §5-905.03, entitled "Procurement of professional services," and establishing a process to allow for the identification of contracts subject to review by the Professional Services Review Committee pursuant to §5-903.03 of the Administrative Code of Allegheny County in order to render the review process for such professional services contracts more efficient.

Sponsors: Council Member Russell Robinson

Referred by Chair

[7974-14](#) An Ordinance establishing an Allegheny County "Rainy Day" Fund and providing for the administration of revenues placed into such fund.

Sponsors: Council Member Russell Robinson

Referred by Chair

[7975-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Administrative Code of Allegheny County, Article 207, entitled "New Board of Property Appeals Assessment and Review," §5-207.07, entitled "Powers and duties," in order to require the review of appraisals submitted during the course of residential assessment appeals prior to issuing a verdict in such appeal.

Sponsors: Council Member Kress and Council Member Macey

Referred by Chair

[7976-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Administrative Code of

Allegheny County, Article 207, entitled "New Board of Property Appeals Assessment and Review," §5-207.06, entitled "Rules and regulations for appeals," in order to establish a mechanism for electronic and/or regular mail filing of appeals and submission of appraisal evidence.

Sponsors: Council Member Kress and Council Member Macey

Referred by Chair

[7977-14](#)

An Ordinance, amending Ordinance No. 41-09-OR enacted November 17, 2009 approving the sale of certain real property owned by the County of Allegheny, Pennsylvania known as 3333 Forbes Avenue and identified as Block and Lot 28-J-97 to an ownership/development group for the sale price of \$4,900,000.00, for the purpose of restating the composition of the ownership group and the scope of the proposed development on the property.

Referred by Chair

Enactment No: 01-14-OR

XII. New Business - Motions

[7982-14](#)

A Resolution of the County of Allegheny amending the 2014 Operating Budget for Allegheny County.

Sponsors: Council Member Russell Robinson

Referred by Chair

XIII. Notification of Contracts

[7978-14](#)

Executive Actions for all Departments from 12-1-13 through 12-31-13 to be received and filed.

Received and Filed

XIV. Public Comment on General Items

23 speakers presented on non-agenda items.

XV. Adjournment

The meeting was adjourned at 7:45 PM.