

Allegheny County Council

436 Grant Street
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Agenda Synopsis

Tuesday, February 3, 2015

5:00 PM

Regular Meeting, Fourth Floor, Gold Room

County Council

John DeFazio, President; Nicholas Futules, Vice President; Tom Baker; Jim Ellenbogen, Mike Finnerty; Amanda Green Hawkins; Heather Heidelbaugh; Terri Klein; 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

The meeting was called to order at 5PM.

II. Pledge of Allegiance

III. Silent Prayer or Reflection

IV. Roll Call

Council Members Present: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Phone: 1 - Robinson

V. Proclamations/Certificates

[8755-15](#) Proclamation honoring Mr. Warren S. Finkel upon the occasion of his retirement from Allegheny County after 45 years of dedicated service to the Budget and Finance Department.

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

[8756-15](#) Proclamation congratulating KDKA-TV reporter Ms. Mary Robb Jackson upon the occasion of her retirement after 40 years of delivering the news to the residents of Western Pennsylvania.

Sponsors: Council Member Macey, Council Member Means, Council Member Baker, Council Member 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 Palmiere, Council Member Rea and Council Member Robinson

[8757-15](#) Proclamation congratulating Pink Steel for earning second place in the world and first place in the nation at the International Breast Cancer Paddlers' Commission Participatory Dragon Boat Festival in Sarasota, Florida on October 24-26, 2014.

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

[8758-15](#) Certificates of Achievement awarded to the 2014-2015 Ellis School Girls' Field Hockey Team in recognition of winning the WPIAL Class AA Girls'

Field Hockey Championship.

Sponsors: Council Member Danko, Council Member Green Hawkins and Council Member Heidelbaugh

[8759-15](#) Proclamation recognizing the Pennsylvania Center for Women and Politics of Chatham University for hosting the 4th annual Ready to Run™ Campaign Training for Women and proclaiming January 31, 2015 as Ready to Run™ Day in Allegheny County.

Sponsors: Council Member Baker, Council Member DeFazio, Council Member Finnerty, Council Member Futules, Council Member Green Hawkins, Council Member Heidelbaugh, Council Member Kress, Council Member Macey, Council Member Martoni, Council Member Means, Council Member Palmiere and Council Member Rea

[8760-15](#) Proclamation recognizing the 2014-2015 Duquesne Women's Basketball Team for their dedication in the classroom and on the court.

Sponsors: Council Member Baker and Council Member Finnerty

[8761-15](#) Certificates of Achievement awarded to the 2014-2015 Pittsburgh Brashear High School Football Team for winning the City League Football Championship.

Sponsors: Council Member Ellenbogen

[8762-15](#) Proclamation naming the month of February "Black History Month" in Allegheny County.

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

[8763-15](#) Certificate of Recognition awarded to Mr. and Mrs. Howard and Jessie Gonzales upon the momentous occasion of their 50th wedding anniversary.

Sponsors: Council Member Macey

[8764-15](#) Certificate of Recognition awarded to Benjamin Benson, Carmen Carulli, Wayne Harper, Darryl Roher, and Walter Zamosky recognizing their 50 plus years of dedicated service to the Fire Department of North Versailles.

Sponsors: Council Member Macey

[8765-15](#) Proclamation honoring the Jefferson Hills Volunteer Fire Company 885 and the Jefferson Hills Area Ambulance Association for saving a resident's life on October 2, 2014.

Sponsors: Council Member Palmiere

[8766-15](#) Certificate of Recognition awarded to Mr. and Mrs. Felix and Carol Bucci

upon the momentous occasion of their 69th wedding anniversary.

Sponsors: Council Member Palmiere

[8767-15](#) Certificates of Achievement awarded to the 2014-2015 North Allegheny Senior High School boys' cross country team for winning the PIAA Class AAA boys' cross country championship.

Sponsors: Council Member Rea

[8768-15](#) Certificates of Achievement awarded to the 2014-2015 North Allegheny Senior High School girls' field hockey team for winning the WPIAL Class AAA girls' field hockey championship.

Sponsors: Council Member Rea

[8769-15](#) Certificates of Achievement awarded to the 2014-2015 North Allegheny Senior High School girls' tennis team for winning the PIAA and WPIAL Class AAA girls' team tennis championships.

Sponsors: Council Member Rea

VI. Public Comment On Agenda Items

Nineteen speakers presented. For further information, contact the Chief Clerk of Allegheny County Council.

VII. Approval of Minutes

[8770-15](#) Motion to approve the minutes of the Regular Meeting of Allegheny County Council held on January 6, 2015
Passed

VIII. Presentation of Appointments

[8751-15](#) Approving the reappointment of Eva Bednar to serve as a member of the Allegheny County Mental Health/Intellectual Disability Advisory Board for a term to expire on December 31, 2017.

Sponsors: Chief Executive

Referred

[8752-15](#) Approving the reappointment of Kurt Kondrich to serve as a member of the Allegheny County Mental Health/Intellectual Disability Advisory Board for a term to expire on December 31, 2017.

Sponsors: Chief Executive

Referred

[8753-15](#) Approving the reappointment of Theresa Edwards to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to

expire on December 31, 2017.

Sponsors: Chief Executive

Referred

[8754-15](#)

Approving the reappointment of Valerie J. Ketter to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2017.

Sponsors: Chief Executive

Referred

IX. Unfinished Business

Committee on Budget and Finance - Second Reading

[8737-15](#)

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

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 2-15-RE

[8738-15](#)

A Resolution of the County of Allegheny amending the 2013 Capital Budget for Allegheny County.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 3-15-RE

Committee on Government Reform - Second Reading

[8659-14](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, supplementing the Administrative Code of Allegheny County, Part 7, "Properties" and creating a new Article 707, entitled "County Parks", to

enact a hold on drilling and exploration for natural gas on Allegheny County park land, with the exception of Deer Lakes Park.

Sponsors: Citizens of Allegheny County

Brought out of Committee

Council Members No: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Committee on Parks - Second Reading

[8695-15](#) Ordinance of the County of Allegheny granting authorization to demolish the North Park Horse Barn located on McKinney Road.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 1-15-OR

[8728-15](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing an Agreement to extend a lease with the Amateur Astronomers Association of Pittsburgh (AAP), for the continued operation and maintenance of Wagman Observatory in Deer Lakes Park.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 2-15-OR

[8729-15](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, permitting the use by Allegheny County Budo-Kai for the operation and management of Martial Arts Center.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 3-15-OR

[8730-15](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing an Agreement between the County of Allegheny and Family Links, Inc. for leasing of a house and surrounding property located in Boyce Park.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 4-15-OR

[8731-15](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing an extension of an agreement with the GATEWAY RADIO CONTROL SOCIETY for the operation and management of the Model Aircraft Field located in Boyce Park.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 5-15-OR

Committee on Economic Development & Housing - Second Reading

[8739-15](#) A Resolution of the Council of Allegheny County, Pennsylvania, made pursuant to the Local Economic Revitalization Tax Assistance Act ("LERTA"), Pa. Stat. Ann. tit. 72, § 4722 et seq. (1995), as amended,

providing for: a program of temporary exemption from increases in Allegheny County Real Property Taxes, for specified time periods, resulting from improvements made by an owner of property located within a specific geographic area within the City Of Pittsburgh, County Of Allegheny, Commonwealth of Pennsylvania, previously determined to be a deteriorated area; establishing a schedule for exempting increases in Allegheny County property taxes resulting from such improvements; and prescribing the requirements and procedures by which an owner of property located within the deteriorated area can secure the temporary exemption resulting from such improvements.

Sponsors: Chief Executive

Passed

Council Members Yes: 11 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Finnerty, Kress, Macey, Martoni, Palmiere and Rea

Council Members No: 2 - Heidelbaugh and Means

Council Members Absent: 1 - Danko

Council Members Yes Phone: 1 - Robinson

Enactment No: 4-15-RE

8740-15

A Resolution of the Council of Allegheny County, Pennsylvania, made pursuant to the Local Economic Revitalization Tax Assistance Act ("LERTA"), Pa. Stat. Ann. tit. 72, § 4722 et seq. (1995), as amended, providing for: a program of temporary exemption from increases in Allegheny County Real Property Taxes, for specified time periods, resulting from improvements made by an owner of property located within a specific geographic area within Findlay Township, County Of Allegheny, Commonwealth Of Pennsylvania, previously determined to be a deteriorated area; establishing a schedule for exempting increases in Allegheny County property taxes resulting from such improvements; and prescribing the requirements and procedures by which an owner of property located within the deteriorated area can secure the temporary exemption resulting from such improvements.

Sponsors: Chief Executive

Passed

Council Members Yes: 12 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members No: 1 - Heidelbaugh

Council Members Absent: 1 - Danko

Council Members Yes 1 - Robinson
Phone:

Enactment No: 5-15-RE

Committee on Public Works - Second Reading

[8733-15](#) An Ordinance authorizing the County of Allegheny to acquire by condemnation certain temporary construction easement areas from three parcels required to construct lateral support facilities for Homestead-Duquesne Road at Franklin Street in Munhall Borough (5147-0207), and to take such further action as may be necessary under applicable law, including the Eminent Domain Code.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes 1 - Robinson
Phone:

Enactment No: 6-15-OR

[8734-15](#) An Ordinance authorizing the County of Allegheny to acquire by condemnation a certain drainage easement area from a parcel of land of Ernest M. Pido and Catherine Beauchamp required to construct a replacement storm sewer along West Run - Homestead & Duquesne Connecting Road, also known as East 22nd Avenue Extension, in Munhall Borough (5331-0002), and to take such further action as may be necessary under applicable law, including the Eminent Domain Code.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members Absent: 1 - Danko

Council Members Yes 1 - Robinson
Phone:

Enactment No: 7-15-OR

[8735-15](#) An Ordinance authorizing the County of Allegheny to acquire by condemnation temporary construction easement areas from parcels of land of Walter J. Davic required to construct lateral support facilities for Painters Run Road east of McMillan Road, Site 1, and of William Raymond Siedle

(1/2 interest) and Daniel F. Vanzin and Catherine Vanzin (1/2 interest) required to construct lateral support facilities for Painters Run Road at Essen Hill Road, Site 2, both sites being in Upper St. Clair Township (6242-0206), and to take such further action as may be necessary under applicable law, including the Eminent Domain Code.

Sponsors: Chief Executive

Passed

Council Members Yes: 13 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

Council Members 1 - Danko

Absent:

Council Members Yes 1 - Robinson

Phone:

Enactment No: 8-15-OR

X. Liaison Reports

XI. New Business - Ordinances & Resolutions

[8771-15](#) An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, to amend and supplement Article 1013 of Division 1 of the Code of Allegheny County entitled "Administrative Code," Section 1013.09.N., entitled "Misuse of county resources" in order to clearly establish rules prohibiting the use of County owned vehicles to travel to or from partisan political events.

Sponsors: Council Member Heidelbaugh

Referred by Chair

[8772-15](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 203, entitled "County Authorities," §5-203.02, entitled "Appointments to County authorities," in order to limit the appointment of County employees and County Council Members to the governing boards of authorities.

Sponsors: Council Member Heidelbaugh

Referred by Chair

[8773-15](#) Ordinance of the County of Allegheny authorizing the transfer of custody of certain County records to the Historical Society of Western Pennsylvania to allow for their maintenance and preservation at no cost to the County under preservation guidelines established by the Society of American Archivists and for public access to these records at the Senator John Heinz History Center

Sponsors: Chief Executive

Referred by Chair

Enactment No: 13-15-OR

[8774-15](#)

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2015 (Submission #02-15).

Sponsors: Chief Executive

Referred by Chair

Enactment No: 6-15-RE

[8775-15](#)

A Resolution of the Council of Allegheny County, Pennsylvania, made pursuant to the Local Economic Revitalization Tax Assistance Act ("LERTA"), Pa. Stat. Ann. tit. 72, § 4722 et seq. (1995), as amended, providing for: a program of temporary exemption from increases in Allegheny County Real Property Taxes, for specified time periods, resulting from improvements made by an owner of property located within a specific geographic area within the City Of Pittsburgh, County Of Allegheny, Commonwealth of Pennsylvania, previously determined to be a deteriorated area; establishing a schedule for exempting increases in Allegheny County property taxes resulting from such improvements; and prescribing the requirements and procedures by which an owner of property located within the deteriorated area can secure the temporary exemption resulting from such improvements.

Sponsors: Chief Executive

Referred by Chair

Enactment No: 7-15-RE

XII. New Business - Motions[8776-15](#)

Authorizing the Council's Executive Committee to select from responsible bidders and select a proposal to provide in-house information technology (I.T.) services to the office of Allegheny County Council.

Sponsors: Council Member Futules and Council Member Danko

Referred[8777-15](#)

Pulling Bill No.8228-14, a Resolution of the County of Allegheny, Commonwealth of Pennsylvania, urging the Pennsylvania General Assembly to enact a with all deliberate speed an act authorizing the governing bodies of counties of the second class to provide by ordinance for the implementation of tax provisions to allow for a property tax freeze for qualifying senior citizens, from committee for an immediate and final vote.

Sponsors: Council Member Heidelbaugh

The motion to pull was made by Council Member Heidelbaugh and properly seconded, however, it failed by the following votes: Yes: Baker, Ellenbogen, Heidelbaugh, Kress,

Means, Rea
No: Finnerty, Futules, Macey, Martoni, Palmiere, DeFazio
Defeated due to lack of second

Council Members Yes: 6 - Baker, Ellenbogen, Heidelbaugh, Kress, Means and Rea

Council Members No: 7 - DeFazio, Futules, Green Hawkins, Finnerty, Macey, Martoni and Palmiere

Council Members Absent: 1 - Danko

Council Members Phone: 1 - Robinson

[8778-15](#) A Motion urging the Pennsylvania General Assembly to oppose Senate Bill 4/House Bill 173 when either comes before them.

Sponsors: Council Member Finnerty, Council Member Martoni, Council Member Macey, Council Member Kress, Council Member DeFazio and Council Member Futules
Passed

Council Members Yes: 8 - DeFazio, Ellenbogen, Futules, Green Hawkins, Finnerty, Macey, Palmiere and Rea

Council Members No: 1 - Heidelbaugh

Council Members Abstain: 2 - Baker and Means

Council Members Absent: 1 - Danko

Council Members Not present: 1 - Robinson

[8779-15](#) Amending Article IV, Rule D of the Rules of Council for Allegheny County Council, entitled "Tax Increment Financing (TIF) and establishing a new Rule E within Article IV, entitled "Local Economic Revitalization Tax Assistance (LERTA)" in order to provide clear guidance for the factors to be considered by the Council prior to approving TIF and/or LERTA proposals.

Sponsors: Council Member Heidelbaugh
Referred by Chair

XIII. Public Comment on General Items

One speaker attended. For further information contact the Chief Clerk of Allegheny County Council.

XIV. Adjournment

The meeting was adjourned at 8:23 PM.