

Allegheny County Council

*County of Allegheny
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Agenda Synopsis

Wednesday, November 4, 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.

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 Futules, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: Council Member Green

V. Proclamations/Certificates

5188-09 Proclamation honoring the career of George J. Sacco and acknowledging the Township of O'Hara's dedication of George J. Sacco Park.

Read

5189-09 Certificate of Recognition honoring the 60th birthday of Ned Massimiani.

Read

5190-09 Certificate of Achievement honoring Christopher Coppola for earning the rank of Eagle Scout.

Read

5191-09 Proclamation recognizing the 20th anniversary of the founding of the Montour Trail.

Read

5192-09 Proclamation honoring John Vento for receiving the Lifetime Achievement Award from the Democratic Committee.

Read

5193-09 Proclamations honoring Karen Davidson, Alexandra Taylor, Kathleen Joyce and Jamie Collins of Riverview School District for painting a patriotic mural in the Borough of Verona.

Read

5194-09 Certificate of Achievement honoring Kristopher Cummings for earning the rank of Eagle Scout.

Read

5195-09 Proclamation honoring the career of Mr. Dale Colby and recognizing his retirement from the Mt. Lebanon Municipal Commission.

Read

5196-09 Proclamation honoring Reverend Katrina Organ for being named the first female pastor of Beulah Baptist Church.

Read

5197-09 Proclamation recognizing the 90th anniversary of the Semper Fidelis Club.

Read

5198-09 Certificate of Recognition honoring the 100th anniversary of the Homeville Volunteer Fire Company.

Read

5199-09 Certificate of Recognition honoring the 105th anniversary of the Clairton Public Library.

Read

5200-09 Certificate of Recognition honoring the 50th wedding anniversary of James and Blanche Puckey.

Read

5201-09 Certificate of Recognition honoring the 60th wedding anniversary of Artur and Magdalena Idler.

Read

5202-09 Certificate of Recognition honoring the 60th wedding anniversary of Steve and Marjorie Katich.

Read

5203-09 Proclamation commending the community service of Ralph and Mimi Falbo.

Read

5204-09 Proclamation honoring Reverend Dr. James E. Simms' 35th pastoral anniversary at St. Paul Baptist Church.

Read

VI. Public Comment On Agenda Items**VII. Approval of Minutes**

5187-09 Motion to approve the Minutes of the Regular Meeting of Allegheny County Council held on October 6, 2009.

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

VIII. Presentation of Appointments

5178-09 Communication from Chief Executive Dan Onorato submitting his recommendation of Stephan A. Broadus for appointment to the Human Relations Commission of the County of Allegheny for a term to expire on December 31, 2010.

Referred to the Committee on Appointment Review

IX. Unfinished Business**Committee on Budget and Finance - Second Reading**

3819-08 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 480, entitled "Essential Services and Tax Exempt Verification Certification," in order to provide for a tax exempt certification and essential services fee for certain properties within the County for which an exemption from the real property tax is claimed.

**A motion was made that this matter be Amended and Passed for Chief Executive Signature.
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 Futules, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Abstentions: 1 - Council Member Drozd
Absent: 1 - Council Member Green

5135-09

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 491, entitled "Community College of Allegheny County Appropriations," in order to provide a mechanism for adjusting the County's annual budgetary appropriation to the Community College of Allegheny County in order to keep pace with rising inflationary costs.

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

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

5136-09

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #17-09).

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

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

5156-09

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #18-09).

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

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

Committee on Parks - Second Reading**5134-09**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the use of county owned real property, namely, a house and surrounding property located in Boyce Park, by FAMILY LINKS, INC.

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

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

Committee on Economic Development & Housing - Second Reading

5154-09 An Ordinance approving the sale of certain real property owned by the County of Allegheny, Pennsylvania to a development group comprised of: Massaro Properties LLC; Langholz Wilson Ellis, Inc.; Kratsa Properties; and Tasso Katselas Associates, Inc. for the sale price of \$4,900,000.00 for the purpose of demolishing the current building located thereon and constructing a new development including a hotel, office building, and parking garage.

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

Votes: Yes: 11 - Council Member Burn, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Gastgeb, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald

Noes: 1 - Council Member Cleary

Abstentions: 1 - Council Member Futules

Absent: 2 - Council Member Green and Council Member Macey

X. Liaison Reports**XI. New Business - Ordinances & Resolutions**

5179-09 An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, establishing the tax levy upon all real property subject to taxation within the limits of Allegheny County.

Referred to the Committee on Budget and Finance

5180-09 A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting an Operating Budget pursuant to Article IV, §2 and Article VII, §4 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, 2010 and ending December 31, 2010.

Referred to the Committee on Budget and Finance

5181-09 Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting a Capital Budget pursuant to Article IV, §2 and Article VII, §4 of the Home Rule Charter by setting forth appropriations to pay the expenses for capital expenditures during the fiscal year beginning January 1, 2010 and ending December 31, 2010.

Referred to the Committee on Budget and Finance

5182-09

Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting the Grants Budget, Special Accounts Budget, and Agency Fund Budget, by setting forth appropriations to pay said expenses during the fiscal year beginning January 1, 2010 and ending December 31, 2010.

Referred to the Committee on Budget and Finance

5183-09

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #19-09).

Referred to the Committee on Budget and Finance

5184-09

Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Administrative Code of Allegheny County, 801, entitled "Comprehensive Fiscal Plan," §5-801.05, entitled "Public Hearings," through the creation of a new Subsection A, providing for an annual public budget workshop session, to be conducted by Council prior to holding public hearings on the proposed budget for any fiscal year.

Referred to the Committee on Budget and Finance

5185-09

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Part 2, Article 215 of the Administrative Code, by adding a new § 5-215.05 to provide for the explicit extension of the County's policies for participation by disadvantaged business enterprises to the Retained County Agencies recognized in §5-215.01 of the Administrative Code.

Referred to the Committee on Government Reform

5205-09

An Ordinance of the County of Allegheny County, Commonwealth of Pennsylvania, amending and conforming Article 210 of the Administrative Code entitled "Assessment Standards and Practices" to: comply with the Pennsylvania Supreme Court's decision in Clifton, et al. v. Allegheny County and Pierce, et al. v. Allegheny County by providing a methodology to equalize base year values through periodic, computer assisted, countywide reassessments; phase-in increases to property assessments so as to protect property owners from the undue financial burden of such increases; and to preclude the County and local taxing bodies from obtaining "windfall" property tax revenues as a result of any adjustments to the base year system.

This bill was not on the original agenda. Council approved a Motion to place it on the agenda.

Referred to the Committee on Government Reform

XII. New Business - Motions

- 5186-09 Motion of the Council of Allegheny County amending the Allegheny County Council Policy Governing Access to Public Records.
A motion was made that this matter be Passed. The motion carried unanimously.

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