

Allegheny County Council

*County of Allegheny
436 Grant Street
Pittsburgh, PA 15219
Phone (412) 350-6495
Fax (412) 350-6499*



Regular Meeting Agenda

Tuesday, May 6, 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, 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**
- V. Proclamations/Certificates**

- [3987-08](#) Proclamation recognizing Tom Donatelli upon his retirement from his position as the Director of the Allegheny County Public Works Department.
Sponsors: Rich Fitzgerald, Chuck Martoni, Jim Burn, Joan Cleary, John DeFazio, Matt Drozd, Jim Ellenbogen, Michael Finnerty, Nick Futules, Vince Gastgeb, Amanda Green, Bob Macey, Chuck McCullough, Jan Rea and William Russell Robinson
- [3990-08](#) Proclamation honoring the Annual Police Memorial Service on May 9, 2008 and declaring May 11- May 17, 2008 “Police Week” in Allegheny County.
Sponsors: Michael Finnerty, Chuck Martoni, Jim Burn, Bob Macey, Rich Fitzgerald, John DeFazio, Chuck McCullough, Matt Drozd, Jan Rea, Vince Gastgeb, Joan Cleary, Nick Futules, William Russell Robinson, Jim Ellenbogen and Amanda Green
- [3991-08](#) Certificate of Achievement congratulating fifth-grader Paul Luty, III for winning the nationwide Stephen Arnold Egyptian History Contest.
Sponsors: Vince Gastgeb
- [3992-08](#) Proclamation honoring CrawfordEllenbogen, LLC for being recognized by Working Mother Magazine as one of the Best Women-Owned Companies in the United States.
Sponsors: Chuck Martoni
- [3993-08](#) Proclamation commending Operation Troop Appreciation President & Founder, Kristen Holloway, and Vice-President Monica Orluk for their extensive efforts to build and sustain the morale of our deployed troops.
Sponsors: Rich Fitzgerald, Chuck Martoni, Jim Burn, Bob Macey, Michael Finnerty, Joan Cleary, Amanda Green, Jim Ellenbogen, Nick Futules, William Russell Robinson and Matt Drozd
- [3995-08](#) Proclamation congratulating John Slater for being named the 2008 Citizen of the Year by the South Hills Record.
Sponsors: Joan Cleary
- [3996-08](#) Certificate of Achievement congratulating the Bethel Park High School Girls' Swimming Team for winning the 2008 WPIAL Class AAA Championship.
Sponsors: Vince Gastgeb

[3998-08](#)

Proclamation recognizing Soka Gakkai International-USA, an American Buddhist association, who recently held their Youth Festival Day promoting “A Culture of Peace.”

Sponsors: Chuck Martoni and William Russell Robinson

[3999-08](#)

Certificate of Achievement congratulating South Park High School Diving Team member Justin Duncan for winning the 2008 WPIAL and PIAA Class AA Championships.

Sponsors: Joan Cleary

[4001-08](#)

Certificate of Achievement congratulating the Oakland Catholic High School Girls' Swimming Team for winning the 2008 WPIAL and PIAA Class AA Championships.

Sponsors: William Russell Robinson and Rich Fitzgerald

[4002-08](#)

Proclamation recognizing the U.S. District Court for the Western District of Pennsylvania upon the momentous occasion of its 190th anniversary.

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

To be entered into the Record

[4003-08](#)

Proclamation honoring District Court Chief Judge Donetta W. Ambrose, who was recently presented with The Judge Robert E. Dauer Award for Judicial Leadership & Excellence by the Amen Corner.

Sponsors: Rich Fitzgerald

To be entered into the Record

[4004-08](#)

Certificate of Recognition honoring Auberle, which dedicated its new GOAL building on April 25, 2008.

Sponsors: Bob Macey

To be entered into the Record

[4005-08](#)

Proclamation recognizing Allegheny County Labor Council honorees Kenneth Broadbent, recipient of Labor's Man of the Year Award and Joseph Pass, Sr., recipient of Labor's Preeminent Attorney Award.

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

To be entered into the Record

[4006-08](#)

Certificate of Recognition honoring Keystone Oaks High School senior Ethan Plummer, who lobbied his school to start a local chapter of the Gay-Straight Alliance, a student-led organization that helps kids fight harassment.

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

To be entered into the Record

[4007-08](#)

Proclamation honoring the life and legacy of late District Judge Armand Martin and declaring May 3, 2008 "Armand Martin Day" in Allegheny County.

Sponsors: Bob Macey, Jim Ellenbogen and Joan Cleary

To be entered into the Record

[4008-08](#)

Proclamation commending the Pittsburgh Cares organization for its commitment to serving the residents of Allegheny County.

Sponsors: Amanda Green

To be entered into the Record

[4009-08](#)

Certificate of Achievement celebrating the Wilson Baum Agency's 75th anniversary in business.

Sponsors: Bob Macey

To be entered into the Record

[4010-08](#)

Certificate of Recognition honoring Freda Davis of Imperial, who recently celebrated her 100th birthday.

Sponsors: Michael Finnerty

To be entered into the Record

[4011-08](#)

Certificate of Achievement recognizing BSA Troop 830 scout Nicholas Yurkowski, who recently earned the rank of Eagle Scout.

Sponsors: Michael Finnerty

To be entered into the Record

[4012-08](#)

Certificate of Achievement recognizing the St. Gabriel Boys' Junior Varsity Basketball Team, who recently won the Diocesan championship.

Sponsors: Joan Cleary

To be entered into the Record

[4013-08](#)

Certificate of Achievement recognizing the St. Gabriel Girls' Junior Varsity Basketball Team, who recently won the Diocesan championship.

Sponsors: Joan Cleary

To be entered into the Record

[4014-08](#)

Proclamation commending Dr. Eugene Cutuly, who recently retired after 6 decades of service in Clairton.

Sponsors: Joan Cleary

To be entered into the Record

[4015-08](#)

Proclamation recognizing internationally renowned artist Elizabeth Catlett, who will be honored at Carnegie Mellon University with an exhibition of her work and the presentation of her long-awaited Doctor of Fine Arts degree.

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

To be entered into the Record

[4016-08](#)

Proclamation recognizing the 65th anniversary of the torpedoing of the S.S. McKeesport.

Sponsors: Bob Macey

To be entered into the Record

[4017-08](#)

Certificate of Recognition congratulating Fred and Peggie Kugler of McKeesport, who recently celebrated their 60th wedding anniversary.

Sponsors: Bob Macey

To be entered into the Record

[4018-08](#)

Certificate of Recognition congratulating Al and Elaine Harmon of Dravosburg, who recently celebrated their 50th wedding anniversary.

Sponsors: Bob Macey

To be entered into the Record

[4019-08](#)

Certificate of Recognition congratulating Anita Laurenzi of Carnegie, who recently celebrated her 100th birthday.

Sponsors: Michael Finnerty

To be entered into the Record

[4020-08](#)

Certificate of Recognition congratulating Samuel and Edna Reitz of McKeesport, who recently celebrated their 50th wedding anniversary.

Sponsors: Bob Macey

To be entered into the Record

[4021-08](#)

Proclamation honoring the life and legacy of former North Versailles Commissioner Edward "Mickey" McGuire and declaring April 27, 2008 "Mickey McGuire Day" in Allegheny County.

Sponsors: Chuck Martoni

To be entered into the Record

[4022-08](#) Certificates of Achievement recognizing BSA Troop 184 scouts Robert D. Anderson, Joshua R. Phillips, Aaron A. Reed, and Dominic Beau Zappa, who recently earned the rank of Eagle Scout.

Sponsors: Chuck Martoni

To be entered into the Record

[4023-08](#) Certificate of Recognition congratulating Gerald and Rosalie Hinerman of McKeesport, who recently celebrated their 50th wedding anniversary.

Sponsors: Bob Macey

To be entered into the Record

[4024-08](#) Certificate of Achievement recognizing the North Allegheny High School Boys' Swimming Team for winning the 2008 WPIAL Class AAA Championship.

Sponsors: Jan Rea

To be entered into the Record

[4025-08](#) Certificate of Achievement recognizing North Allegheny High School Diving Team member Connor Kuremsky for winning the 2008 WPIAL and PIAA Class AAA Championships.

Sponsors: Jan Rea

To be entered into the Record

[4026-08](#) Proclamation recognizing Swissvale Police Chief Henry "Jim" Ohrman upon the occasion of his retirement.

Sponsors: Chuck Martoni

To be entered into the Record

[4027-08](#) Certificate of Achievement recognizing the Shady Side Academy Boys' Swimming Team for winning the 2008 WPIAL Class AA Championship.

Sponsors: Jim Burn

To be entered into the Record

[4028-08](#) Proclamation declaring May 6, 2008 "Nurses Day" in Allegheny County

Sponsors: Joan Cleary

To be entered into the Record

VI. Public Comment On Agenda Items

VII. Approval of Minutes

[3997-08](#) Motion to approve the Minutes of the Regular Meetings of Council held on March 4 and March 18, 2008.

VIII. Presentation of Appointments

- [3951-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Robert J. Wilson for appointment to the Authority for the Improvements in Municipalities for a term to expire on December 31, 2010.
Sponsors: Chief Executive
- [3952-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Jacques L. Moye for reappointment to the Allegheny County Sanitary Authority for a term to expire on December 31, 2012.
Sponsors: Chief Executive
- [3953-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Sally Griffith Cimini for appointment to the Personnel Board for a term to expire on December 31, 2010.
Sponsors: Chief Executive
- [3954-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Constance L. Yarris for reappointment to the Regional Asset District Board for a term to expire on December 31, 2011.
Sponsors: Chief Executive
- [3955-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Janice Palmer for appointment to the Agricultural Land Preservation Board for a term to expire on December 31, 2010.
Sponsors: Chief Executive
- [3956-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Thomas G. Bigley for reappointment to the Plumbing Advisory Board for a term to expire on December 31, 2010.
Sponsors: Chief Executive
- [3957-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Jerome W. Valenti for reappointment to the Plumbing Advisory Board for a term to expire on December 31, 2010.
Sponsors: Chief Executive
- [3958-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of John J. Auciello for reappointment to the Plumbing Advisory Board for a term to expire on December 31, 2010.
Sponsors: Chief Executive

[3959-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Anthony H. Costa for reappointment to the Plumbing Advisory Board for a term to expire on December 31, 2010.

Sponsors: Chief Executive

[3961-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Charles L. Desmone for reappointment to the Plumbing Advisory Board for a term to expire on December 31, 2010.

Sponsors: Chief Executive

[3962-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Regis R. Claus for reappointment to the Plumbing Advisory Board for a term to expire on December 31, 2010.

Sponsors: Chief Executive

[3963-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of David P. Mazzocco for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3966-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of James T. Cobb, Jr. for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3968-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Chester R. Babst, III for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3969-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of James E. Barrick for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3970-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Kate Tomayko for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3973-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Louis A. Naugle for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3974-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. Walter Goldberg for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3975-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Robert W. Orchowski for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3976-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Daniel K. Bricmont for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31, 2008.

Sponsors: Chief Executive

[3978-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Erin Dalton for reappointment to the Juvenile Detention Board of Advisors for a term to expire on December 31, 2010.

Sponsors: Chief Executive

[3979-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Andrew R. Quinn for reappointment to the Southwestern Pennsylvania Commission for a term to expire on December 31, 2011.

Sponsors: Chief Executive

[3980-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Mark C. Schneider for reappointment to the Southwestern Pennsylvania Commission for a term to expire on December 31, 2011.

Sponsors: Chief Executive

[3981-08](#)

Communication from Chief Executive Dan Onorato submitting his recommendation of Alexander M. Dow for reappointment to the Community Services Advisory Council for a term to expire on December 31, 2009.

Sponsors: Chief Executive

[3982-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Laura Richeson Zinski for reappointment to the Community Services Advisory Council for a term to expire on December 31, 2009.

Sponsors: Chief Executive

[3983-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Laurie Aronoff Mulvey for reappointment to the Community Services Advisory Council for a term to expire on December 31, 2009.

Sponsors: Chief Executive

[3984-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Cynthia Moore for reappointment to the Community Services Advisory Council for a term to expire on December 31, 2009.

Sponsors: Chief Executive

[3985-08](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. Oladoyin Desalu for reappointment to the Community Services Advisory Council for a term to expire on December 31, 2009.

Sponsors: Chief Executive

IX. Unfinished Business

Committee on Budget and Finance - Second Reading

[3909-08](#) A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2008 (Submission #06-08).

Sponsors: Chief Executive

Legislative History

4/15/08	County Council	Referred
4/23/08	Committee on Budget and Finance	Affirmatively Recommended

Committee on Economic Development & Housing - Second Reading

[3906-08](#) An Ordinance Authorizing the County of Allegheny to convey approximately 10.6071 acre lot of excess land along Green Commons Road in Scott Township to Senterra Building and Development, Inc., a private developer of property.

Sponsors: Chief Executive

Legislative History

4/15/08	County Council	Referred
4/23/08	Committee on Economic Development & Housing	Affirmatively Recommended

[3907-08](#)

A Resolution providing for a program of temporary exemption from county real property taxes for improvements, including repairs, construction, or reconstruction, made on industrial, commercial or business property in a deteriorated area in the Township of Findlay, County of Allegheny County, Commonwealth of Pennsylvania, pursuant to the Local Economic Revitalization Tax Assistance Act, Pa. Stat. Ann. Tit. 72 §4722 et seq.

Sponsors: Chief Executive

Legislative History

4/15/08	County Council	Referred
4/23/08	Committee on Economic Development & Housing	Affirmatively Recommended

[3908-08](#)

A Resolution providing for a program of temporary exemption from county real property taxes for improvements, including repairs, construction, or reconstruction, made on industrial, commercial or business property in a deteriorated area in the Municipality of Monroeville, County of Allegheny, Commonwealth of Pennsylvania, pursuant to the Local Economic Revitalization Tax Assistance Act, Pa. Stat. Ann. Tit. 72 §4722 et seq.

Sponsors: Chief Executive

Legislative History

4/15/08	County Council	Referred
4/23/08	Committee on Economic Development & Housing	Affirmatively Recommended

X. Liaison Reports

XI. New Business - Ordinances & Resolutions

[3960-08](#)

An Ordinance of the County of Allegheny, Pennsylvania, authorizing the incurrence of nonelectoral debt by the issuance of its General Obligation Bonds, Series C-61, in an aggregate principal amount not to exceed \$53,435,000 ("C-61 Bonds" or the "Bonds").

Sponsors: Chief Executive

[3964-08](#)

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 of 1964, as amended.

Sponsors: Chief Executive

[3965-08](#)

A Ordinance of the Council of the County of Allegheny ratifying amendments to Allegheny County Health Department Rules and Regulations pursuant to Section 12011 of the Local Health Administration Law, 16 P.S. §12001 et seq.

Sponsors: Chief Executive

[3967-08](#)

An Ordinance authorizing the County of Allegheny to convey excess real estate located on the Montour Trail to adjacent landowners

Sponsors: Chief Executive

[3988-08](#)

An Ordinance amending the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," Article 203, "County Authorities," in order to clarify the County's relation to the authorities designated as "County Authorities" within the Code.

Sponsors: Chuck McCullough

[3989-08](#)

An Ordinance amending the Allegheny County Code of Ordinances, Division 1, entitled "Administrative Code," Article 808.A, "Alcoholic Beverage Taxation," §5-208A.02 in order to reduce the rate of the County's tax on the sale at retail of liquor and malt and brewed beverages within the County, as well as to clarify the permissible uses of revenues raised from the County's alcoholic beverage and rental vehicle taxes.

Sponsors: Chuck McCullough

[3994-08](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Ordinance No. 07-06, the existing schedule of facility and recreational rates and fees for the use of County recreational and park facilities.

Sponsors: Nick Futules and Bob Macey

[3971-08](#)

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 (the "Authority") by the issuance of the Authority's tax-exempt or taxable bonds, a portion of which may be issued as commercial paper, to be issued in one or more series, in the aggregate principal amount not in excess of \$350,000,000, 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

[3972-08](#)

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2008 (Submission #07-08).

Sponsors: Chief Executive

XII. New Business - Motions

XIII. Notification of Contracts

[4000-08](#)

Communication from County Manager Jim Flynn submitting a summary of Executive Actions relating to contracts for the months of February and March, 2008.

Sponsors: County Manager

XIV. Public Comment on General Items

XV. Adjournment