

Allegheny County Council

*County of Allegheny
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Agenda Synopsis

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**

Roll Call: Present: Council Member Burn, Council Member Cleary, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Phone: Council Member DeFazio

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.

Presented

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.

Presented

3991-08 Certificate of Achievement congratulating fifth-grader Paul Luty, III for winning the nationwide Stephen Arnold Egyptian History Contest.

Will be introduced at a later date

Withdrawn

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.

Presented

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.

Presented

3995-08 Proclamation congratulating John Slater for being named the 2008 Citizen of the Year by the South Hills Record.

Presented

3996-08 Certificate of Achievement congratulating the Bethel Park High School Girls'

Swimming Team for winning the 2008 WPIAL Class AAA Championship.

Presented

3998-08

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

Presented

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.

Presented

4001-08

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

Read

4002-08

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

Read

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.

Read

4004-08

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

Read

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.

Read

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.

Read

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.

Read

4008-08

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

Read

4009-08

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

Read

4010-08

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

Read

4011-08

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

Read

4012-08

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

Read

4013-08

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

Read

4014-08

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

Read

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.

Read

4016-08

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

Read

4017-08

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

Read

- [4018-08](#) Certificate of Recognition congratulating Al and Elaine Harmon of Dravosburg, who recently celebrated their 50th wedding anniversary.
Read
- [4019-08](#) Certificate of Recognition congratulating Anita Laurenzi of Carnegie, who recently celebrated her 100th birthday.
Read
- [4020-08](#) Certificate of Recognition congratulating Samuel and Edna Reitz of McKeesport, who recently celebrated their 50th wedding anniversary.
Read
- [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.
Read
- [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.
Read
- [4023-08](#) Certificate of Recognition congratulating Gerald and Rosalie Hinerman of McKeesport, who recently celebrated their 50th wedding anniversary.
Read
- [4024-08](#) Certificate of Achievement recognizing the North Allegheny High School Boys' Swimming Team for winning the 2008 WPIAL Class AAA Championship.
Read
- [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.
Read
- [4026-08](#) Proclamation recognizing Swissvale Police Chief Henry “Jim” Ohrman upon the occasion of his retirement.
Read
- [4027-08](#) Certificate of Achievement recognizing the Shady Side Academy Boys' Swimming Team for winning the 2008 WPIAL Class AA Championship.
Read

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

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

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.
Referred to the Committee on Appointment Review

[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.
Referred to the Committee on Appointment Review

[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.
Referred to the Committee on Appointment Review

[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.
Referred to the Committee on Appointment Review

[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.
Referred to the Committee on Appointment Review

[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.
Referred to the Committee on Appointment Review

- [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.
Referred to the Committee on Appointment Review
- [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.
Referred to the Committee on Appointment Review
- [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.
Referred to the Committee on Appointment Review
- [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.
Referred to the Committee on Appointment Review
- [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.
Referred to the Committee on Appointment Review
- [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.
Referred to the Committee on Appointment Review
- [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.
Referred to the Committee on Appointment Review
- [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.
Referred to the Committee on Appointment Review
- [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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee of the Whole

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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.

Referred to the Committee on Appointment Review

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).

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 Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Not present: 1 - Council Member DeFazio

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.

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 Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Not present: 1 - Council Member DeFazio

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.

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 Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Not present: 1 - Council Member DeFazio

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.

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 Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Not present: 1 - Council Member DeFazio

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”).

Referred to the Committee on Budget and Finance

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.

Referred to the Committee on Public Works

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.

Referred to the Committee on Health & Human Services

3967-08

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

Referred to the Committee on Parks

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.

Referred to the Committee on Government Reform

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.

Referred to the Committee on Budget and Finance

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.

Referred to the Committee on Parks

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.

Referred by Chair to the Committee on Economic Development & Housing

3972-08

A Resolution of the County of Allegheny amending the Grants and Special

Accounts Budget for 2008 (Submission #07-08).

Referred to the Committee on Budget and Finance

4029-08

A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, designating May 17, 2008 as “Child Passenger Safety Day” in Allegheny County.

This bill was not on the original agenda. Council approved a Motion to place it on the agenda then approved another Motion to waive the second reading of the bill.

A motion was made that this matter be 2nd Reading waived & Passed for Chief Executive Signature. The motion carried by the following vote:

Votes: Yes: 14 - Council Member Burn, Council Member Cleary, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Council Member Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Not present: 1 - Council Member DeFazio

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.

A motion was made that this matter be Received and Filed. The motion carried unanimously.

XIV. Public Comment on General Items

XV. Adjournment