

Allegheny County Council

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



Agenda Synopsis

Tuesday, November 17, 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

5218-09 Proclamation honoring the career of Mr. John Moon and his retirement from the Pittsburgh Emergency Medical Services Bureau.

Presented

5219-09 Certificates of Achievement honoring Bishop Canevin's boys golf team for winning the Division II WPIAL Boys Golf Team Championship.

Presented

5220-09 Certificate of Achievement honoring Ms. Nadia Luttner of Fox Chapel High School for winning the WPIAL Girls Golf Individual Championship.

Presented

5221-09 Certificates of Recognition honoring the students and chaperones who participated in the Power of Youth program.

Presented

5222-09 Proclamation naming November "Diabetes Awareness Month" in Allegheny County and acknowledging the efforts of the University of Pittsburgh Diabetes Institute for raising diabetes awareness.

Presented

5223-09 Proclamation honoring Yunnan Provincial Library's 100th anniversary.

Read

5224-09 Certificate of Recognition honoring Springdale Volunteer Fire Department's 100th anniversary.

Read

5225-09 Proclamation honoring Mr. Joe Scarillo for his 10 years of service to Bethel Park's youth sports programs.
Read

5226-09 Certificates of Recognition honoring Andrew S. Leonhard and Samuel M. Furlong of Boy Scout Troop 228 for earning the rank of Eagle Scout.
Read

5227-09 Proclamation honoring the Aero Club of Pittsburgh's 100th anniversary.
Read

5228-09 Certificate of Recognition honoring the 70th anniversary of Sylvester and Nettie Ferenz.
Read

5229-09 Proclamation honoring McKeesport Kane Regional Center's 25th anniversary.
Read

5230-09 Certificate of Recognition honoring Thomas G. Walk of Boy Scout Troop 99 for earning the rank of Eagle Scout.
Read

5231-09 Proclamation honoring the Town of McCandless' three volunteer fire departments in conjunction with the McCandless Fire and Rescue Annual Appreciation Dinner and Banquet.
Read

5232-09 Certificates of Recognition honoring the recipients of Talk Magazine's Minority Achiever Awards.
Read

5233-09 Certificates of Recognition honoring New Pittsburgh Courier's 50 Men of Excellence.
Read

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

5217-09 Motion to approve the Minutes of the Regular Meeting of Allegheny County Council held on October 20, 2009.

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

VIII. Presentation of Appointments**IX. Unfinished Business**

5208-09 Communication from Chief Executive Dan Onorato returning with his veto Council Bill No. 5154-09, entitled, "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." which he submitted to Council on November 6, 2009.

Received and Filed

5209-09 Communication from Chief Executive Dan Onorato returning with his veto Council Bill No. 3819-08, entitled, "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." which he submitted to Council on November 6, 2009.

Received and Filed

Committee on Budget and Finance - Second Reading

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.

Held

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.

Held

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.

Held

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.

Held

5183-09 A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #19-09).

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

X. Liaison Reports

XI. New Business - Ordinances & Resolutions

5210-09 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 2nd Reading waived & Passed for Chief Executive Signature. The motion carried by the following vote:

Votes: Yes: 10 - Council Member Burn, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Gastgeb, Council Member Macey, Council Member Martoni, Council Member Rea, Council Member Robinson and President Fitzgerald
Noes: 3 - Council Member Cleary, Council Member Drozd and Council Member McCullough
Abstentions: 1 - Council Member Futules
Absent: 1 - Council Member Green

5211-09

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the terms of Bill No. 3819-08, which provided for the implementation of a County fee for essential services provided to certain tax-exempt entities, in order to clarify the use to which revenues raised by the essential services fee could be put.

No Action Taken

5212-09

An Ordinance amending the terms of Bill No. 5154-09, which authorized the sale of County-owned real property located at 3333 Forbes Avenue in the City of Pittsburgh, in order to alter the manner in which the County is to administer the proceeds of such sale.

No Action Taken

5213-09

An Ordinance amending the terms of Bill No. 5154-09, which authorized the sale of County-owned real property located at 3333 Forbes Avenue in the City of Pittsburgh, in order to alter the manner in which the County is to administer the proceeds of such sale.

No Action Taken

5214-09

An Ordinance establishing an Allegheny County "Rainy Day" Special Reserve Fund and providing for the administration of revenues placed into such fund.

Referred to the Committee on Budget and Finance

5215-09

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #20-09).

Referred to the Committee on Budget and Finance

XII. New Business - Motions

5216-09

Motion of the Council of Allegheny County pulling Bill No. 5205-09, 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, from committee for an immediate final vote.

A motion was made that this matter be Passed. The motion failed by the following vote:

Votes: Yes: 1 - Council Member McCullough

Noes: 13 - 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 Rea, Council Member Robinson and President Fitzgerald

Absent: 1 - Council Member Green

XIII. Public Comment on General Items

XIV. Adjournment