

Allegheny County Council

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Agenda Synopsis

Tuesday, April 8, 2014

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.

II. Pledge of Allegiance

I. Call To Order

The meeting was called to order at 5:05 PM.

III. Silent Prayer or Reflection

IV. Roll Call

Council Members Present: 17 - Baker, Danko, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Kress, Kress, Finnerty, Macey, Martoni, Martoni, Means, Palmiere, Rea and Robinson
Council Members Absent: 0

V. Proclamations/Certificates

[8162-14](#) Certificate of Recognition awarded to Ms. Dorothy Ruth Moone Beavers upon the occasion of her 100th birthday.

Sponsors: Council Member Futules

[8116-14](#) Proclamation, in recognition of Women's History Month, honoring Mt. Lebanon resident and actress Helena Ruoti.

Sponsors: Council Member Heidelbaugh

[8163-14](#) Proclamation naming the month of April 2014 "Fair Housing Month" in Allegheny County.

Sponsors: Council Member Green Hawkins, 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 Palmiere, Council Member Rea, Council Member Robinson and Chief Executive

[8164-14](#) Proclamation honoring Lighthouse Arts, Inc. and naming April 2014 "Jazz Appreciation Month" in Allegheny County.

Sponsors: Council Member Robinson and Council Member Heidelbaugh

[8117-14](#) Proclamation, in recognition of Women's History Month, honoring the Honorable Donetta W. Ambrose, Senior Judge on the United States District Court for the Western District of Pennsylvania.

Sponsors: Council Member Heidelbaugh, Council Member Green Hawkins, Council Member Finnerty and Council Member Macey

[8165-14](#) Proclamation commending Get Involved!, Inc. and naming March 25, 2014 as "Pittsburgh Service Summit Day" in Allegheny County.

Sponsors: Council Member Baker

[8166-14](#) Proclamation declaring April 13 through April 19, 2014 “Childhood Cancer Awareness Week” in Allegheny County.

Sponsors: Council Member DeFazio, Council Member Baker, Council Member Danko, 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

[8167-14](#) Proclamation honoring Chief Justice Ronald D. Castille for receiving Amen Corner’s Judge Robert E. Dauer Award for Judicial Leadership and Excellence.

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

[8168-14](#) Proclamation honoring Judge Robert E. Colville for receiving Amen Corner’s Lifetime Achievement Award.

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

[8169-14](#) Proclamation honoring Judge Kim. D. Eaton for receiving Amen Corner’s James R. McGregor Award.

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

[8170-14](#) Proclamation honoring all forensic disciplines within the Forensic Laboratory of the Allegheny County Medical Examiner’s Office for receiving accreditation on March 17, 2014 from the American Society of Crime Laboratory Directors/Laboratory Accreditation Board (ASCLD/LAB).

Sponsors: Council Member Ellenbogen, Council Member Baker, Council Member Danko, 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, Council Member Rea and Council Member Robinson

[8171-14](#) Proclamation honoring in memoriam Captain Sean Michael Ruane, from Kennedy Township, who paid the ultimate sacrifice on January 7, 2014 while instructing a U.S. Air Force Helicopter Aircrew on a Combat Search and Rescue mission.

Sponsors: Council Member Finnerty and Treasurer

[8172-14](#) Proclamation honoring in memoriam Andrew “Lefty” Palm, a United

Steelworkers union official, dedicated to preserving workers' rights and benefits.

Sponsors: Council Member Green Hawkins, Council Member DeFazio, Council Member Finnerty and Council Member Macey

[8173-14](#) Certificates of Recognition awarded to the members of the United States Submarine Veterans of the Requin Base for being inducted into the Holland Club on April 11, 2014.

Sponsors: Council Member Kress

[8174-14](#) Proclamation declaring April 6 - 12, 2014 "National Crime Victims' Rights Week" in Allegheny County.

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

[8175-14](#) Certificate of Recognition congratulating Ms. Ada Moran upon the occasion of her 100th birthday.

Sponsors: Council Member Macey

[8176-14](#) Certificate of Recognition awarded to Mr. and Mrs. Joseph and Patricia Lennon upon the occasion of their 50th wedding anniversary.

Sponsors: Council Member Macey

[8177-14](#) Certificates of Recognition awarded to Samuel DeMarco, John Digiacomio, Nick Tomasello and Roman Tudek for their 50-60 plus years of dedicated service to the Citizens Hose Company No. 1 Volunteer Fire Department.

Sponsors: Council Member Macey

[8178-14](#) Certificates of Recognition awarded to Lincoln Borough Police Officers Michael Mihal, Matthew Bissell, and David Barnett for their life-saving actions on February 27, 2014.

Sponsors: Council Member Macey

[8179-14](#) Certificates of Recognition awarded to Anthony M. Dalesio, Austinjit S. Khara, and Dylan R. Shumaker of Boy Scout Troop 184 for earning the rank of Eagle Scout.

Sponsors: Council Member Martoni

[8180-14](#) Proclamation honoring in memoriam Harold Young, founder and executive director of the Homewood Jazz Workshop.

Sponsors: Council Member Robinson

VI. Public Comment On Agenda Items

[8199-14](#) Authorizing the Council of Allegheny County to conduct a public hearing, pursuant to Article II.G. of the Rules of Allegheny County Council on April 15, 2014, beginning at 5:00 p.m. in the Allegheny County Courthouse Gold Room, located at 436 Grant Street in Pittsburgh, PA. Council Vice President Futules shall be the presiding officer for such public hearing.

Sponsors: Council Member Futules, Council Member Kress and Council Member DeFazio

Passed

Council Members Yes: 15 - Baker, Danko, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Kress, Finnerty, Macey, Martoni, Means, Palmiere, Rea and Robinson

Council Members Absent: 0

VII. Approval of Minutes

[8181-14](#) Motion to approve the minutes of the Regular Meeting of Allegheny County Council held on February 18, 2014

Passed

VIII. Presentation of Appointments

[8156-14](#) Approving the reappointment of Albert Geniviva to serve as a member of the Council of Friends organization (Hartwood Acres Park) for a term to expire on April 8, 2016.

Sponsors: Council Member Kress

Passed

[8157-14](#) Approving the reappointment of Janice Geniviva to serve as a member of the Council of Friends organization (Hartwood Acres Park) for a term to expire on April 8, 2016.

Sponsors: Council Member Kress

Passed

IX. Unfinished Business

Committee on Appointment Review - Second Reading

[8145-14](#) Approving the reappointment of Thomas Headley to serve as a member of the Agricultural Land Preservation Board for a term to expire on December 31, 2016.

Sponsors: Chief Executive

Passed

[8146-14](#) Approving the reappointment of Thomas Weaver to serve as a member of the Agricultural Land Preservation Board for a term to expire on December 31, 2016.

Sponsors: Chief Executive

Passed

[8147-14](#) Approving the reappointment of William Sray to serve as a member of the Agricultural Land Preservation Board for a term to expire on December 31, 2016.

Sponsors: Chief Executive

Passed

Committee on Budget and Finance - Second Reading

[8148-14](#) A Resolution of the County of Allegheny amending the 2008 Capital Budget for Allegheny County.

Sponsors: Chief Executive

Passed

Council Members Yes: 14 - Danko, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Kress, Finnerty, Macey, Martoni, Means, Palmiere, Rea and Robinson

Council Members Absent: 0

Council Members Not present: 1 - Baker

[8149-14](#) A Resolution of the County of Allegheny amending the 2011 Capital Budget for Allegheny County.

Sponsors: Chief Executive

Passed

Council Members Yes: 14 - Danko, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Kress, Finnerty, Macey, Martoni, Means, Palmiere, Rea and Robinson

Council Members Absent: 0

Council Members Yes Phone: 1 - Baker

Enactment No: 11-14-RE

[8150-14](#) A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2014 (Submission #04-14).

Sponsors: Chief Executive

Passed

Council Members Yes: 14 - Danko, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Kress, Finnerty, Macey, Martoni, Means, Palmiere, Rea and Robinson

Council Members 0

Absent:

Council Members Yes 1 - Baker

Phone:

Enactment No: 12-14-RE

X. Liaison Reports**XI. New Business - Ordinances & Resolutions**[8182-14](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the leasing of the County's interests in the oil, natural gas and other hydrocarbons from all formations deeper than six hundred and fifty feet (650') above the top of the Tully Formation underlying Deer Lakes Park on the condition that no drilling activity to extract oil, natural gas and other hydrocarbons shall be conducted anywhere on the surface of Deer Lakes Park.

Sponsors: Chief Executive

A motion was made to hold a public hearing regarding drilling under Deer Lakes Park.

Vote: Motion passed 15-0.

Referred by Chair

Enactment No: 05-14-OR

[8183-14](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 311, entitled "Official Actions of County Council," §5-311.04, entitled "Consideration," in order to clarify the requirement that all ordinances and resolutions be acted upon in either the affirmative or negative within 90 days of submittal.

Sponsors: Council Member Heidelbaugh

Referred by Chair

[8184-14](#)

A Resolution of the County of Allegheny adopting and authorizing financing of a project by the Authority for Improvements in Municipalities on behalf of Blind & Vision Rehabilitation Services of Pittsburgh (the "Borrower") as desirable for the health, safety, and welfare of the people in Allegheny County.

Sponsors: Chief Executive

Referred by Chair

Enactment No: 17-14-RE

[8185-14](#) A Resolution of the County of Allegheny amending the 2012 Capital Budget for Allegheny County.

Sponsors: Chief Executive

Referred by Chair

Enactment No: 13-14-RE

[8186-14](#) A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2014 (Submission #05-14).

Sponsors: Chief Executive

Referred by Chair

Enactment No: 14-14-RE

[8187-14](#) A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, authorizing formulation of policies governing the permitting of vendors conducting sales on the Roberto Clemente Bridge or any such other County-owned bridge suitable for such activity.

Sponsors: Council Member Kress

Referred by Chair

XII. New Business - Motions

[8189-14](#) Amending Article II of the Rules of Council for Allegheny County Council through the creation of a new Section F.11., in order to provide a standardized rule governing participation in all standing committees.

Sponsors: Council Member Heidelbaugh

Referred by Chair

[8190-14](#) Censuring Council Member Michael Finnerty for committing eight separate violations of the Rules of Council and Robert's Rules of Order during the course of the March 26, 2014 meeting of the Committee on Budget and Finance, which, in the judgment of Council, undermine the ability of Council to function as an effective legislative body while simultaneously reducing the transparency of Council's proceedings, jeopardizing the public's faith in the impartiality and independence of Council and violating the standards established by the Allegheny County Ethics Code, and additionally requiring the Executive Committee to conduct a public meeting to determine Mr. Finnerty's fitness to continue in the role of Chairman of the Committee on Budget and Finance, and authorizing the delivery of a formal written apology for Mr. Finnerty's conduct to the Allegheny County Controller.

Sponsors: Council Member Heidelbaugh and Council Member Robinson

Referred by Chair

[8200-14](#) Censuring Council Member Heather Heidelbaugh for remarks made during the course of the March 26, 2014 meeting of the Committee on Budget and Finance which, in the judgment of Council, violate the standards established by the Rules of Allegheny County Council and the Allegheny County Ethics Code.

Sponsors: Council Member Finnerty

Referred by Chair

[8201-14](#) Authorizing the hiring of legal counsel in order to conduct an independent legal review and analysis of the proposed lease of the County's interests in the oil, natural gas and other hydrocarbons from all formations deeper than six hundred and fifty feet (650') above the Tully Formation underlying Deer Lakes Park.

Sponsors: Council Member Means

Referred by Chair

XIII. Public Comment on General Items

XIV. Adjournment

The meeting was adjourned at 10:16 PM.