

# Allegheny County Council

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## Agenda Synopsis

Tuesday, April 22, 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](http://www.alleghenycounty.us/council).*

## I. Call To Order

*The meeting was called to order at 5:01 PM.*

## II. Pledge of Allegiance

## III. Silent Prayer or Reflection

## IV. Roll Call

**Council Members Present:** 20 - Baker, DeFazio, Ellenbogen, Futules, Green Hawkins, Heidelbaugh, Kress, Kress, Finnerty, Kress, Kress, Macey, Martoni, Martoni, Martoni, Martoni, Means, Palmiere, Rea and Robinson

**Council Members Absent:** 1 - Danko

## V. Proclamations/Certificates

[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

[8206-14](#) Proclamation honoring the Honorable John DeFazio, the Honorable Charles Martoni and Bill Cardille for being inducted into Pittsburgh's Keystone State Wrestling Alliance (KSWA) Hall of Fame Class of 2014.

**Sponsors:** Council Member Danko, Council Member Baker, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Green Hawkins, Council Member Kress, Council Member Macey, Council Member Means, Council Member Palmiere, Council Member Rea and Council Member Robinson

[8207-14](#) Proclamation recognizing Reverend Glenn G. Grayson of the Hill District's Wesley Center AME Zion Church for being honored by the White House as a "Champion of Change."

**Sponsors:** Council Member Green Hawkins, Council Member Robinson, Council Member Danko, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Heidelbaugh, Council Member Macey, Council Member Means, Council Member Palmiere and Council Member Rea

[8208-14](#) Certificates of Achievement awarded to the Brookline Regional Catholic School girls' basketball team for winning the 2014 Girls' Junior Varsity Diocesan Championship.

**Sponsors:** Council Member Heidelbaugh, Council Member Green Hawkins, Council Member Means, Council Member Rea, Controller and Council Member Ellenbogen

[8209-14](#) Proclamation honoring in memoriam James V. Cunningham, Sr. for his professional excellence and contributions as a professor of the University of Pittsburgh's Graduate School of Social Work.

**Sponsors:** Council Member Robinson, Council Member Green Hawkins, Council Member Finnerty, Council Member Macey, Council Member Martoni and Council Member Means

[8118-14](#) Proclamation honoring in memoriam M.J. Tocci for her professional excellence, mentorship and contributions to Greater Pittsburgh and Allegheny County.

**Sponsors:** Council Member Heidelbaugh

[8213-14](#) Certificate of Achievement awarded to Austin Wayne Reese of Boy Scout Troop 181 for earning the rank of Eagle Scout.

**Sponsors:** Council Member Baker

[8214-14](#) Proclamation recognizing Women Rock, scheduled for April 24, 2014 at Grey Box Theatre to celebrate the women of Dress for Success Pittsburgh and Lawrenceville for their contributions to the community.

**Sponsors:** Council Member Baker and Council Member Green Hawkins

[8215-14](#) Proclamation naming April 28, 2014 as "Workers Memorial Day" in Allegheny County.

**Sponsors:** Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Green Hawkins, Council Member Kress, Council Member Macey, Council Member Palmiere and Council Member Robinson

[8216-14](#) Certificate of Recognition awarded to Ms. Mary Carlson upon the occasion of her 103rd birthday.

**Sponsors:** Council Member Finnerty

[8217-14](#) Proclamation thanking the Honorable Thomas Sray for his many years of dedicated service to South Fayette Township.

**Sponsors:** Council Member Finnerty

[8218-14](#) Certificate of Achievement awarded to Maria Lohman, of Chartiers Valley High School, for winning her second straight PIAA girls' diving championship.

**Sponsors:** Council Member Finnerty

[8219-14](#) Proclamation declaring April 2014 as "Child Abuse Prevention Month" in Allegheny County and recognizing A Child's Place at Mercy for providing abused children in this region with dedicated and caring services and support.

**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

[8220-14](#) Certificate of Achievement awarded to Cody Joshua Miller of Boy Scout Troop 99 for earning the rank of Eagle Scout.

**Sponsors:** Council Member Macey

[8221-14](#) Certificates of Recognition presented to Ms. Barbara A. Pollard and Ms. Toni Rust for their many years of dedicated service to the Allegheny County Department of Human Services, Office of Behavioral Health.

**Sponsors:** Council Member Palmiere

## VI. Public Comment On Agenda Items

*A motion was made by Mr. Macey to allow Congressman Murphy and Representative Kortz to speak with the six agenda speakers. Motion passed 14-0.*

*A motion was made by Ms. Heidelbaugh to move non-agenda speakers to agenda item speakers. Motion passed 14-0.*

## VII. Approval of Minutes

[8222-14](#) Motion to approve the minutes of the Regular Meeting of Allegheny County Council held on March 4th, 2014.  
**Passed**

## VIII. Presentation of Appointments

[8202-14](#) Approving the appointment of Mark Foerster to serve as a member of the Allegheny County Housing Authority, for a term to expire on December 31, 2018.

**Sponsors:** Chief Executive

**Referred**

[8204-14](#) Approving the reappointment of Sylvia Wilson to serve as a member of the Allegheny County Sanitary Authority, for a term to expire on December 31, 2016.

**Sponsors:** Chief Executive

**Referred**

[8205-14](#) Approving the reappointment of Susan Davis to serve as a member of the Allegheny County Mental Health/Intellectual Disability Advisory Board, for a term to expire on December 31, 2015.

**Sponsors:** Chief Executive

Referred

**IX. Unfinished Business**

**Committee on Budget and Finance - Second Reading**

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

**Sponsors:** Chief Executive

**Passed**

**Council Members Yes:** 12 - Baker, DeFazio, Green Hawkins, Heidelbaugh, Kress, Finnerty, Kress, Macey, Martoni, Means, Palmiere and Rea

**Council Members** 2 - Danko and Martoni

**Absent:**

**Council Members Not present:** 3 - Ellenbogen, Futules and Robinson

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

**Passed**

**Council Members Yes:** 11 - Baker, DeFazio, Green Hawkins, Heidelbaugh, Kress, Finnerty, Macey, Martoni, Means, Palmiere and Rea

**Council Members** 1 - Danko

**Absent:**

**Council Members Not present:** 3 - Ellenbogen, Futules and Robinson

Enactment No: 14-14-RE

**Committee on Economic Development & Housing - Second Reading**

[7962-14](#) A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting the Transportation Element of Allegheny Places, Allegheny County's Comprehensive Plan.

**Sponsors:** Chief Executive

**Passed**

**Council Members Yes:** 11 - Baker, DeFazio, Green Hawkins, Heidelbaugh, Kress, Finnerty, Macey, Martoni, Means, Palmiere and Rea

**Council Members** 1 - Danko

**Absent:**

**Council Members Not present:** 3 - Ellenbogen, Futules and Robinson

Enactment No: 15-14-RE

## X. Liaison Reports

## XI. New Business - Ordinances & Resolutions

[8223-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 203, entitled "County Authorities," §5-203.02, entitled "Appointments to County authorities," in order to render the procedure to be followed when appointing individuals to serve on the governing boards of the enumerated County authorities consistent with applicable law.

**Sponsors:** Council Member Heidelbaugh

**Referred by Chair**

[8224-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, granting authority to the County of Allegheny to transfer a parcel of property to Kenneth and Christine Gulick in Frazier Township in exchange for Kenneth and Christine Gulick transferring a parcel of property of equal or greater value in Frazier Township adjoining Deer Lakes Park to the County of Allegheny.

**Sponsors:** Chief Executive

**Referred by Chair**

Enactment No: 10-14-OR

[8225-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the acceptance of a donation from the Pittsburgh Penguins Foundation and Highmark for the construction of deck hockey facilities to be located in the County's North Park and Settlers Cabin Park.

**Sponsors:** Chief Executive

**Referred by Chair**

Enactment No: 12-14-OR

[8226-14](#) An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the extension of a Lease with Oliver Miller Homestead Associates to continue the establishment and operation of historical property in the County's South Park known as the Oliver Miller Homestead.

**Sponsors:** Chief Executive

**Referred by Chair**

Enactment No: 13-14-OR

[8227-14](#) An Ordinance of the County of Allegheny, Pennsylvania, authorizing the incurrance of nonelectoral debt by the issuance of: (i) one or more series of

General Obligation Refunding Bonds, Series C-73, or by other such name(s) as designated by the County, in an aggregate principal amount not to exceed \$165,000,000 (the "C-73 Bonds") and (ii) one or more series of General Obligation Bonds, Series C-74, or by such other name(s) as designated by the County, in an aggregate principal amount not to exceed \$82,000,000 (the "C-74 Bonds" and collectively with the C-73 Bonds, the "Bonds").

**Sponsors:** Chief Executive

**Referred by Chair**

Enactment No: 06-14-OR

[8228-14](#)

A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, urging the Pennsylvania General Assembly to enact a with all deliberate speed an act authorizing the governing bodies of counties of the second class to provide by ordinance for the implementation of tax provisions to allow for a property tax freeze for qualifying senior citizens.

**Sponsors:** Council Member Heidelbaugh

**Referred by Chair**

[8229-14](#)

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2014 (Submission #06-14).

**Sponsors:** Chief Executive

**Referred by Chair**

Enactment No: 16-14-RE

## XII. New Business - Motions

*A motion was made by Ms. Means to supply Council with the Deer Lakes RFP from the Administration, the Manager and Solicitor referring to Huntly and Huntly and Range Resources and the response to the RFP, in order that Council can make an informed decision on the leasing of of County land according to Council's constitutional duty.*

*Solicitor, Jack Cambest stated that the rules were silent as to motions for the writing requirement but practice requires a motion to be in writing and that a motion to suspend the rules would have to be made and passed before considering Ms. Means motion for the RFP.*

*A motion was made to suspend the practice so that the motion could be heard even though the motion was not in writing.*

*A motion was made by Ms. Heidelbaugh to table the motion until the Council is able to obtain the Open Record Documents pursuant to an open records request disclosed by Mr. McKain. from Mr. Szefi., to supply Council with the RFP by Ms. Means. Mr. Macey seconded the motion. The motion to table was successful with the following votes: No: Baker; Yes: Finnerty, Green Hawkins, Heidelbaugh, Kress, Macey, Martoni, Means, Palmiere, Rea, DeFazio; Not present: Danko, Ellenbogen, Futules, Robinson.*

[8230-14](#) Amending Article II of the Rules of Council for Allegheny County Council through the creation of a new Section F.5., in order to encourage committee meeting participation by adjusting the rule governing quorums at committee meetings.

**Sponsors:** Council Member Heidelbaugh

**Referred**

[8231-14](#) 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 by telephone in all committees of Council.

**Sponsors:** Council Member Heidelbaugh

**Referred**

### **XIII. Notification of Contracts**

[8232-14](#) Communication reflecting the approved Executive Actions from 3-1-14 to 3-31-14 to be received and filed.

**Sponsors:** Chief Executive

**Received and Filed**

### **XIV. Public Comment on General Items**

*59 speakers presented and were allowed to speak during Public Comment on Agenda items due to Ms. Heidelbaugh's motion.*

### **XV. Adjournment**

*The meeting was adjourned at 9:38 PM.*