

# **Allegheny County Council**

*County of Allegheny  
436 Grant Street  
Pittsburgh, PA 15219  
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## **Agenda Synopsis**

**Tuesday, March 3, 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](http://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, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald

**V. Proclamations/Certificates**

**4665-09** Proclamation recognizing UPMC Passavant Hospital for their participation in the 13th Annual North Hills Festival of Lights.

**Presented**

**4666-09** Proclamation honoring CCAC alumnus Carlos T. Carter for proactively serving Allegheny County.

**Presented**

**4668-09** Certificate of Achievement recognizing the North Allegheny High School Marching Band's participation in the 44th Presidential Inauguration Ceremony.

**Presented**

**4669-09** Proclamation honoring the Allegheny County chapter of the National Association of Women in Construction and declaring from March 1st through March 7th as "Woman in Construction Week" in Allegheny County.

**Presented**

**4670-09** Proclamation recognizing the 100th anniversary of the Shadyside Academy Junior School.

**Presented**

**4671-09** Proclamation recognizing the Save Darfur Coalition for their efforts to bring attention to the tragedies in Darfur.

**Presented**

**4667-09** Proclamation celebrating the 35th anniversary of the Greater Pittsburgh Golden Retriever Club.

**Read**

[4672-09](#) Proclamation commending CAPA alumnus Chris Garver for his world-renowned artistic abilities.

**Read**

[4673-09](#) Certificate of Achievement honoring Justin E. Lis for being named an Eagle Scout.

**Read**

[4675-09](#) Proclamation recognizing the Center for Victims of Violence and Crime for their services to the community and declaring February 25, 2009 as “Peace-it-Together Community Initiative Day” in Allegheny County.

**Read**

[4676-09](#) Proclamation commending the LJS Group for creating statewide minority-focused publications over their 47-year history.

**Read**

[4677-09](#) Certificate of Recognition commending William and Sally Richards' 50th wedding anniversary.

**Read**

[4679-09](#) Certificate of Recognition commending Don and Doris Kapolka for their 50th wedding anniversary.

**Read**

[4680-09](#) Certificate of Recognition commending Carl and Lorraine Zajicek's 65th wedding anniversary.

**Read**

## **VI. Public Comment On Agenda Items**

## **VII. Approval of Minutes**

[4662-09](#) Motion to approve the Minutes of the Regular Meeting of Allegheny County Council held on February 3, 2009.

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

## **VIII. Presentation of Appointments**

[4616-09](#) Communication from Chief Executive Dan Onorato submitting his recommendation of Joyce Murray for appointment to the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31,

2011.

**Referred to the Committee on Appointment Review**

**4617-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. James H. McLemore for reappointment to the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

**4618-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Jack Shea for reappointment to the Allegheny County Sanitary Authority for a term to expire on December 31, 2013.

**Referred to the Committee on Appointment Review**

**4619-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Evelyn Benzo for reappointment to the Allegheny County Housing Authority for a term to expire on December 31, 2013.

**Referred to the Committee on Appointment Review**

**4620-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Eddie Edwards for reappointment to the Allegheny County Port Authority for a term to expire on December 31, 2013.

**Referred to the Committee on Appointment Review**

**4621-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of James Dodaro for reappointment to the Allegheny County Port Authority for a term to expire on December 31, 2013.

**Referred to the Committee on Appointment Review**

**4622-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. Helen Cahalane for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

**4623-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Avis B. Kotovsky for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

**4624-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. Mary Carrasco for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

- 4625-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Georgia C. Hernandez for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.  
**Referred to the Committee on Appointment Review**
- 4626-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Lisa M. Coluatti for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.  
**Referred to the Committee on Appointment Review**
- 4627-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Dr. Diego Chaves-Gnecco for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.  
**Referred to the Committee on Appointment Review**
- 4664-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Reverend Dr. William H. Curtis for reappointment to the Sports and Exhibition Authority of Pittsburgh for a term to expire on December 31, 2013.  
**Referred to the Committee on Appointment Review**
- 4674-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Senator Sean Logan for reappointment to the Sports and Exhibition Authority of Pittsburgh for a term to expire on December 31, 2013.  
**Referred to the Committee on Appointment Review**
- 4678-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Mr. Scott Federbusch for reappointment to the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.  
**Referred to the Committee on Appointment Review**
- 4681-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Eva Bednar for reappointment to the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on December 31, 2011.  
**Referred to the Committee on Appointment Review**
- 4682-09**      Communication from Chief Executive Dan Onorato submitting his recommendation of Richard Jevon for reappointment to the Allegheny County Mental Health/Mental Retardation Advisory Board for a term to expire on

December 31, 2011.

**Referred to the Committee on Appointment Review**

**4683-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Linda Ehrlich for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

**4684-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Susan Gove for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

**4685-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Kathleen Musante DeWalt, Ph.D for reappointment to the Children Youth and Families Advisory Committee for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

**4686-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Ronald J. Seyko for appointment to the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2011.

**Referred to the Committee on Appointment Review**

**4687-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of David W. Minnotte for reappointment to the Allegheny County Airport Authority for a term to expire on December 31, 2013.

**Referred to the Committee on Appointment Review**

**4688-09**

Communication from Chief Executive Dan Onorato submitting his recommendation of Jeffrey Letwin for reappointment to the Allegheny County Port Authority for a term to expire on December 31, 2013.

**Referred to the Committee on Appointment Review**

## **IX. Unfinished Business**

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

**4632-09**

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #03-09).

**A motion was made that this matter be Passed for Chief Executive Signature. The motion carried by the following vote:**

**Votes:** Yes: 15 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald

**Enactment No: 05-09-RE**

### **Committee on Government Reform - Second Reading**

#### **4517-08**

An Ordinance of the County of Allegheny authorizing the County to enter into a cooperation agreement with the City of Pittsburgh, School District of Pittsburgh and Pittsburgh Water and Sewer Authority pursuant to the Pennsylvania Intergovernmental Cooperation Act for the purpose of jointly cooperating in the collection of Delinquent Taxes.

**A motion was made that this matter be Passed for Chief Executive Signature. The motion carried by the following vote:**

**Votes:** Yes: 15 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald

**Enactment No: 08-07-OR**

### **Committee on Parks - Second Reading**

#### **4628-09**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the short-term use of County owned real property by the Western Pennsylvania Humane Society.

**A motion was made that this matter be Passed for Chief Executive Signature. The motion carried by the following vote:**

**Votes:** Yes: 15 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Council Member Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald

**Enactment No: 09-09-OR**

### **Committee on Public Safety - Second Reading**

#### **4174-08**

An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 2, entitled "County Government Operations," through the creation of a new Chapter 280, entitled "Group Home Registration Program," in order to provide a uniform mechanism for establishing compliance of group home service providers with applicable local ordinances.

**Amended and Referred to the Committee on Public Safety**

**4425-08**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the acceptance of donations of personal property by the Allegheny County Police.

**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 Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald  
Not present: 1 - Council Member Futules

**Enactment No: 07-09-OR**

**4629-09**

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the Allegheny County Sheriff's Office to accept a donation of personal property by the Pittsburgh campus of the International Academy of Design and Technology.

**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 Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald  
Not present: 1 - Council Member Futules

**Enactment No: 10-09-OR**

**X. Liaison Reports****XI. New Business - Ordinances & Resolutions****4660-09**

An Ordinance authorizing the County of Allegheny to acquire the Municipal Courts Building located at 1st Avenue, City of Pittsburgh, County of Allegheny, PA 15219 Block & Lot No. 0002-P-00299 from the Commonwealth of Pennsylvania for One (\$1.00) Dollar.

**Referred to the Committee on Public Safety**

**4661-09**

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #04-09).

**Referred to the Committee on Budget and Finance**

**XII. New Business - Motions****4663-09**

Motion of the Council of Allegheny County amending the Rules of Council for Allegheny County Council to establish Rules pertaining to the establishment and activities of caucus entities comprised of Members of Allegheny County Council.



**Referred to the Executive Committee****4689-09**

Motion of the Council of Allegheny County requesting that the Commonwealth of Pennsylvania act to distribute any federal funding received through the recently enacted economic stimulus package, which allocates revenue for infrastructure improvement, in a fashion that prioritizes road and bridge infrastructure within Allegheny County above the North Shore Connector project.

*This Motion was presented from the floor by Council Member Drozd, it was not on the original agenda.*

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

**Votes:** Yes: 3 - Council Member Drozd, Council Member Gastgeb and Council Member Rea  
Noes: 11 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Council Member Futules, Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald  
Abstentions: 1 - Council Member McCullough

**XIII. Public Comment on General Items****XIV. Adjournment**