

Allegheny County Council

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Agenda Synopsis

Tuesday, March 21, 2023

5:00 PM

Regular Meeting, Fourth Floor, Gold Room

County Council

Patrick Catena - President; Olivia Bennett, Jack Betkowski, Samuel DeMarco, III, Tom Duerr, Suzanne Filiaggi, Nick Futules, Bethany Hallam, Paul Klein, Bob Macey, Michelle Naccarati-Chapkis, John Palmiere, Robert Palmosina, Anita Prizio, and DeWitt Walton - Members

I. Call To Order

II. Pledge of Allegiance

III. Silent Prayer or Reflection

IV. Roll Call

Council Members Present: 14 - Bennett, Betkowski, DeMarco , Duerr, Filiaggi, Futules, Hallam, Klein, Macey, Naccarati-Chapkis, Palmosina, Prizio, Walton and Catena
Council Members Absent: 0
Council Members Phone: 1 - Palmiere

V. Chief Executive's Quarterly Address

VI. Proclamations/Certificates

[12619-23](#)

A proclamation recognizing the month of March as National Kidney Month and March 9th as World Kidney Day.

Sponsors: Council Member Filiaggi

This proclamation was presented.

[12620-23](#)

A proclamation recognizing and honoring William D. McKain, CPA for his contributions and successes to Allegheny County.

Sponsors: Chief Executive and All Members of Council

This proclamation was presented.

[12621-23](#)

A proclamation recognizing March 18, 2023 as National Public Defenders Day in Allegheny County and across the Commonwealth.

Sponsors: Council Member Hallam

This proclamation was read into the record.

[12622-23](#)

A certificate recognizing Katelyn J. Miller for her dedicated service to guiding youth in her community.

Sponsors: Council Member Palmosina

This certificate was presented.

[12623-23](#)

A proclamation recognizing Dan Giebel for his contributions to the Township of

Reserve.

Sponsors: Council Member Prizio

This proclamation was presented.

[12624-23](#)

A proclamation recognizing the 50th Annual Conference of the Association for Business Stimulation and Experiential Learning (ABSEL).

Sponsors: Council Member Klein

This proclamation was presented.

VII. Public Comment On Agenda Items

VIII. Approval of Minutes

[12612-23](#)

Motion to approve the minutes of the December 6, 2022 regular meeting of Council.

A motion was made by Bennett, seconded by Naccarati-Chapkis, that this matter be Passed. The motion carried by a unanimous vote.

IX. Presentation of Appointments

[12614-23](#)

Approving the appointment of James Kuhn to the Friends of the Park for Boyce Park for a term to expire on March 30, 2026.

Sponsors: Council Member Naccarati-Chapkis

This appointment was referred to the Committee on Appointment Review.

[12615-23](#)

Approving the appointment of Phyllis J. Anderson to the Allegheny County Conservation District Board for a term to expire on December 31, 2026.

Sponsors: Chief Executive

This appointment was referred to the Committee on Appointment Review.

[12616-23](#)

Approving the appointment of Kellie Ware, Esq. to the Human Relations Commission of Allegheny County for a term to expire on December 31, 2026.

Sponsors: Chief Executive

This appointment was referred to the Committee on Appointment Review.

[12617-23](#)

Approving the appointment of Alan Shepard to the Community College of Allegheny County Board of Trustees for a term to expire on April 23, 2027.

Sponsors: Chief Executive

This appointment was referred to the Committee on Appointment Review.

[12618-23](#)

Approving the appointment of Timothy E. Chesleigh to the Community College

of Allegheny County Board of Trustees for a term to expire on December 31, 2027.

Sponsors: Chief Executive

This appointment was referred to the Committee on Appointment Review.

X. Unfinished Business

Committee on Public Safety - Second Reading

[12578-23](#)

An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Section 1007.11 of County Administrative Code, codified in Chapter 5 of the County Code of Ordinances as Article 1007.11, to provide for an exclusion from the residency requirement for County employment for Allegheny County Jail staff within the Allegheny County Bureau of Corrections.

Sponsors: Council Member Hallam, Council Member Bennett, Council Member Macey, Council Member Futules and Council Member Catena

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

Council Members Yes: 12 - Bennett, Betkowski, DeMarco , Duerr, Filiaggi, Hallam, Klein, Naccarati-Chapkis, Palmosina, Prizio, Walton and Catena

Council Members Absent: 0

Council Members Not present: 2 - Futules and Macey

Council Members Yes Phone: 1 - Palmiere

[12610-23](#)

Motion of the Council of Allegheny County requesting the performance of a historical overview of the former Shuman Juvenile Detention Center, formation of a Juvenile Justice Study Group, and a full and transparent overview of the current needs of the County’s juvenile justice system within the context of a juvenile detention facility prior to any final determination regarding the use of the former Shuman Center site.

Sponsors: Council Member Catena, Council Member Palmosina, Council Member Naccarati-Chapkis, Council Member Bennett and Council Member Klein

Mr. Walton moved to adopt Amendment Walton 1 to this bill. Mr. Duerr seconded, and the motion failed to achieve the required 8 votes of the seated members of Council, with Mr. Betkowski, Mr. DeMarco, Mr. Duerr, Ms. Filiaggi, Mr. Klein, Mr. Palmiere, and Mr. Walton voting in favor, with Ms. Bennett, Ms. Hallam, Ms. Naccarati-Chapkis, Ms. Prizio and Mr. Catena voting against, and with Mr. Futules and Mr. Macey not present.

Mr. Walton moved to appeal the ruling of the Chair regarding interpretation of the phrase "majority of the seated members of Council" in Article II, §N.1. of the Rules of Council. Mr. DeMarco seconded, and the motion failed with Mr. DeMarco, Mr. Duerr, Ms. Filiaggi, and Mr. Walton voting in favor, with Ms. Bennett, Mr. Betkowski, Ms. Hallam, Mr. Klein, Ms. Naccarati-Chapkis, Mr. Palmiere, Mr. Palmosina, Ms. Prizio and Mr. Catena voting against, and with Mr. Futules and Mr. Macey not present.

Mr. Catena moved to adopt Amendment Catena 1 to this bill. Ms. Naccarati-Chapkis seconded, and the motion passed with Ms. Bennett, Mr. Betkowski, Ms. Hallam, Mr. Klein, Ms. Naccarati-Chapkis, Mr. Palmiere, Mr. Palmosina, Ms. Prizio and Mr. Catena voting in favor, with Mr. DeMarco, Mr. Duerr, Ms. Filiaggi, and Mr. Walton voting against, and with Mr. Futules and Mr. Macey not present.

A motion was made by Bennett, seconded by Betkowski, that this matter be Passed as Amended. The motion carried by the following vote:

Council Members Yes: 10 - Bennett, Betkowski, Duerr, Filiaggi, Hallam, Klein, Naccarati-Chapkis, Palmosina, Prizio and Catena

Council Members No: 2 - DeMarco and Walton

Council Members 0

Absent:

Council Members Not present: 2 - Futules and Macey

Council Members Yes 1 - Palmiere
Phone:

XI. Liaison Reports

XII. New Business - Ordinances & Resolutions

[12626-23](#)

An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending Article 1013 of the Administrative Code of Allegheny County, entitled “Political Activity; Accountability, Conduct and Ethics Code,” §5-1013.09(G), entitled “Patronage/Nepotism,” in order to alter the provisions relating to County employment.

Sponsors: Council Member Futules

Mr. Duerr moved to waive the second reading of this bill, Ms. Bennett seconded, and the motion passed with Ms. Bennett, Mr. DeMarco, Mr. Duerr, Ms. Filiaggi, Ms. Hallam, Mr. Klein, Ms. Naccarati-Chapkis, Mr. Palmiere, Mr. Palmosina, Ms. Prizio, Mr. Walton and Mr. Catena voting in favor, with Mr. Betkowski voting against, and with Mr. Futules and Mr. Macey not present.

A motion was made by Duerr, seconded by Klein, that this matter be Approved. The motion failed by the following vote:

Council Members No: 12 - Bennett, Betkowski, DeMarco , Duerr, Filiaggi, Hallam, Klein, Naccarati-Chapkis, Palmosina, Prizio, Walton and Catena

Council Members 0

Absent:

Council Members Not present: 2 - Futules and Macey

Council Members No 1 - Palmiere
Phone:

[12628-23](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania amending the Section 5-1007.11 of the Allegheny County Code of Ordinances entitled

Residency.

Sponsors: Chief Executive

This bill was referred to the Committee on Government Reform

[12629-23](#)

An Ordinance of the Council of the County of Allegheny ratifying an amendment that revises §2105.73, “Municipal Solid Waste Landfills,” of the Allegheny County Health Department Rules and Regulations, Article XXI, “Air Pollution Control”.

Sponsors: Chief Executive

This bill was referred to the Committee on Health & Human Services.

[12630-23](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the continued use of a BMX bicycle facility in the County’s South Park by South Park BMX, Inc.

Sponsors: Chief Executive

This bill was referred to the Committee on Parks.

[12631-23](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the continued use of real property in the County’s Deer Lakes Park for purposes of farming by Beacom Farms.

Sponsors: Chief Executive

This bill was referred to the Committee on Parks.

[12632-23](#)

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the continued use of real property in the County’s White Oak Park known as Angora Gardens by UPMC Western Behavioral Health at Mon Yough.

Sponsors: Chief Executive

This bill was referred to the Committee on Parks.

XIII. New Business - Motions

[12633-23](#)

Motion of the Council of Allegheny County urging the United States Environmental Protection Agency to revise its standard for annual average fine particulate matter exposure from 12 micrograms per cubic meter to 9-10 micrograms per cubic meter.

Sponsors: Council Member Klein, Council Member Prizio, Council Member Naccarati-Chapkis, Council Member Bennett, Council Member Hallam, Council Member Betkowski, Council Member Catena and Council Member Duerr

Mr. Klein moved to waive the Rule of Council pertaining to advance circulation of amendments, Mr. Duerr seconded, and the motion passed with Mr. Betkowski, Mr. Duerr, Ms. Filiaggi, Mr. Klein, Ms. Naccarati-Chapkis, Mr. Palmiere, Mr. Palmosina, Ms. Prizio, Mr. Walton and Mr. Catena voting in favor, with Mr. DeMarco voting against, and with Ms.

Bennett, Mr. Futules and Mr. Macey not present.

Mr. Duerr moved to adopt Amendment Klein 1 to this bill. Mr. Klein seconded, and the motion passed with Mr. Betkowski, Mr. Duerr, Ms. Filiaggi, Ms. Hallam, Mr. Klein, Ms. Naccarati-Chapkis, Mr. Palmiere, Mr. Palmosina, Ms. Prizio, Mr. Walton and Mr. Catena voting in favor, with Mr. DeMarco abstaining, and with Ms. Bennett, Mr. Futules and Mr. Macey not present.

A motion was made by Klein, seconded by Duerr, that this matter be Passed as Amended. The motion carried by the following vote:

Council Members Yes: 10 - Betkowski, Duerr, Filiaggi, Hallam, Klein, Naccarati-Chapkis, Palmosina, Prizio, Walton and Catena

Council Members Abstain: 1 - DeMarco

Council Members Absent: 0

Council Members Not present: 3 - Bennett, Futules and Macey

Council Members Yes Phone: 1 - Palmiere

XIV. Notification of Contracts

XV. Public Comment on General Items

XVI. Adjournment

A motion was made by Duerr, seconded by Naccarati-Chapkis, that this matter be Approved. The motion carried by a unanimous vote.