

Allegheny County Council

*County of Allegheny
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Agenda Synopsis

Wednesday, July 1, 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 Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: Council Member Futules

V. Proclamations/Certificates

[4972-09](#) Proclamations honoring Mayor Betty Esper of Borough of Homestead, Mayor Raymond Bodnar of Borough of Munhall and Mayor John Dindak of Borough of West Homestead for their community leadership and successful community development.

Presented

[4973-09](#) Proclamation honoring Eddie Rose for founding an inner-city martial arts program and for his martial arts accomplishments.

Presented

[4974-09](#) Proclamation recognizing Home Depot for donating flowers to the South Park nursery.

Read

[4975-09](#) Certificate of Recognition honoring the 123rd anniversary of Coraopolis Borough.

Read

[4976-09](#) Certificate of Recognition honoring the Coraopolis Police Department for hosting the 7th Annual Bicycle Rodeo and Child Safety Program.

Read

[4977-09](#) Certificate of Recognition honoring the 62nd wedding anniversary of Emilio and Ida Saldari.

Read

[4978-09](#) Certificate of Achievement recognizing Michael Huhn for reaching the rank of Eagle Scout.

Read

4979-09

Certificate of Recognition honoring the 125th anniversary of The Daily News.

Read

4980-09

Certificate of Recognition honoring the 60th wedding anniversary of Francis and Dolores Chandler.

Read

4981-09

Certificate of Recognition honoring Clifford W. Flegal for serving as the chairman of McKeesport's Flag Day ceremony for 40 years.

Read

4982-09

Certificate of Recognition honoring Kristen Hawkins of Elizabeth Forward High School for being named Softball Player of the Year and Female Athlete of the Year by The Daily News.

Read

4983-09

Certificate of Recognition honoring T.J. Heatherington of Serra Catholic for being named Boys Athlete of the Year by The Daily News.

Read

4984-09

Certificate of Recognition honoring Oliver Girman of Serra Catholic for being named Baseball Player of the Year by The Daily News.

Read

4985-09

Certificate of Recognition honoring Serra Catholic baseball coach Brian Dzurenda for being named Baseball Coach of the Year by The Daily News.

Read

4986-09

Certificate of Recognition honoring South Allegheny High School softball coach Jen Cleary for being named Softball Coach of the Year by The Daily News.

Read

VI. Public Comment On Agenda Items**VII. Approval of Minutes****4962-09**

Motion to approve the Minutes of the Regular Meeting of Allegheny County Council held on June 9, 2009.

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

VIII. Unfinished Business**Committee on Budget and Finance - Second Reading****4923-09**

An Ordinance of the County of Allegheny, Pennsylvania, authorizing the incurrence of nonelectoral debt by the issuance of: (1) its General Obligation Bonds, Series C-62 in an aggregate principal amount not to exceed \$80,000,000 (the "C-62 Bonds") and (2) its General Obligation Refunding Bonds, Series C-63 in an aggregate principal amount not to exceed \$30,000,000 (the "C-63 Bonds", and collectively with the C-62 Bonds, the "Bonds").

Held

4925-09

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #11-09).

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 Gastgeb, Green, Council Member Macey, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Absent: 1 - Council Member Futules

4926-09

A Resolution of the County of Allegheny amending the 2009 Capital Budget for Allegheny County.

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
Absent: 1 - Council Member Futules

4928-09

A Resolution ratifying certain year-end transfers pursuant to Section 805.03 of the Administrative Code.

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
Absent: 1 - Council Member Futules

Committee on Government Reform - Second Reading**4201-08**

An Ordinance amending and supplementing the Allegheny County Code of Ordinances, Division 2, entitled "County Government Operations," Chapter 215, entitled "Boards, Commissions and Committees," through the creation of a new Article V, entitled "Human Relations Commission," in order to establish a Countywide nondiscrimination requirement in housing, employment, and other contexts, as well as to establish a formalized means of resolving disputes based on allegations of such discrimination.

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

Votes: Yes: 8 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald
Noes: 6 - Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Gastgeb, Council Member McCullough and Council Member Rea
Absent: 1 - Council Member Futules

4924-09

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Allegheny County Code of Ordinances, Division 1, Administrative Code by adding a new Article 1016, entitled "Gender and Race Equity Audit," authorizing, and establishing a protocol to undertake, a Gender and Race Equity Audit of the workforce of the County of Allegheny, to be completed and published by December 31, 2010, and every five (5) years thereafter.

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
Absent: 1 - Council Member Futules

Committee on Parks - Second Reading**4891-09**

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

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
Absent: 1 - Council Member Futules

4927-09

A Resolution closing out the Department of Conservation and Natural Resources Community Conservation Partnerships Grant Project (BRC-TAG-10-40), used in

part to fund the Allegheny County Comprehensive Plan and, specifically, to fund the Parks, Greenways and Open Space Element of the Plan.

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
Absent: 1 - Council Member Futules

Committee on Health & Human Services - Second Reading

4808-09

An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Allegheny County Code of Ordinances, through the creation of a new Chapter 575, entitled "Elder Care," in order to create protections for the County's vulnerable elderly residents living in nursing home and other assisted living environments.

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
Absent: 1 - Council Member Futules

IX. Liaison Reports

X. New Business - Ordinances & Resolutions

4960-09

A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #12-09).

Referred to the Committee on Budget and Finance

4961-09

A Resolution amending the New Home Construction/Improvement Program Resolution enacted May 23, 1996 by the Board of Commissioners of Allegheny County at Agenda No. 700-96, subsequently amended by Resolutions Nos. 22-00, 6-01, 61-02, 04-04-RE, 49-05-RE and 07-08-RE, by providing for the construction of the Allegheny County New Home Construction/Improvement Exemption Program.

Referred to the Committee on Government Reform

4963-09

A Resolution of the County of Allegheny, Commonwealth of Pennsylvania, establishing that the Allegheny County Medical Examiner's primary laboratory facility shall henceforth be referred to as the "Cyril H. Wecht Institute of Forensic Science."

Referred to the Committee on Government Reform

- 4987-09** A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2009 (Submission #13-09).
Referred to the Committee on Budget and Finance

XI. New Business - Motions

- 4964-09** Motion of the Council of Allegheny County pulling Bill No. 3738-08, authorizing a feasibility study of the Allegheny County Airport Authority, Allegheny County Sanitary Authority ("ALCOSAN"), and the Port Authority of Allegheny County ("Port Authority") for the purpose of evaluating dissolution and/or privatization thereof, from committee for an immediate final vote.

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

Votes: Yes: 4 - Council Member Drozd, Council Member Gastgeb, Council Member McCullough and Council Member Rea
Noes: 10 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Ellenbogen, Council Member Finnerty, Green, Council Member Macey, Council Member Martoni, Council Member Robinson and President Fitzgerald
Absent: 1 - Council Member Futules

- 4965-09** Motion of The Council of Allegheny County pulling Bill No. 4348-08, calling upon the Allegheny County Manager to perform, beginning immediately, a study to determine what mineral rights Allegheny County owns on any parcels within the County and the feasibility and economic value of conveying those mineral rights to other parties for development, from committee for an immediate final vote.

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

Votes: Yes: 13 - Council Member Burn, Council Member Cleary, Council Member DeFazio, Council Member Drozd, Council Member Ellenbogen, Council Member Finnerty, Council Member Gastgeb, Green, Council Member Martoni, Council Member McCullough, Council Member Rea, Council Member Robinson and President Fitzgerald
Noes: 1 - Council Member Macey
Absent: 1 - Council Member Futules

- 4966-09** Motion of The Council of Allegheny County pulling Bill No. 4560-09, amending and supplementing the Allegheny County Code of Ordinances, Chapter 220, entitled "Campaign Finance Reports and Statements," through the creation of a new §220-10 governing reporting of certain campaign contributions and gifts to the Chief Executive or Members of Council, from committee for an immediate final vote.

Withdrawn

- 4967-09** Motion of The Council of Allegheny County pulling Bill No. 4724-09, amending and supplementing the Allegheny County Code of Ordinances, through the creation of a new Chapter 491, entitled "Investment Policy," in order to provide for divestiture of certain County investments in companies doing business with state sponsors of terrorism, from committee for an immediate final vote.

Withdrawn

4968-09

Motion of The Council of Allegheny County pulling Bill No. 4725-09, amending and supplementing the Allegheny County Code of Ordinances, through the creation of a new Chapter 492, entitled "Contract Policy," in order to establish a County policy for contracting with companies doing business with state sponsors of terrorism, from committee for an immediate final vote.

Withdrawn

4969-09

Motion expressing the Sense of Council of Allegheny County supporting the candidacy of Mr. Nate Smith, Sr. for the 2009 National Freedom Award by the National Civil Rights Museum located in Memphis, Tennessee.

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

4970-09

Motion of The Council of Allegheny County endorsing the provisions of H.R. 2894, currently pending before the United States House of Representatives, and urging the United States Congress to enact the provisions of the bill as currently drafted.

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

4971-09

Motion expressing the Sense of Council of Allegheny County urging the General Assembly of the Commonwealth of Pennsylvania to vote against any bill which would establish a statewide health care system for public school employees in Pennsylvania if the bill adversely affects our Community Colleges and taxpayers.

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

XII. Notification of Contracts

4957-09

Communication from County Manager Jim Flynn submitting a summary of Executive Actions relating to contracts for the months of February, March, April and May, 2009.

Received and Filed

XIII. Public Comment on General Items

XIV. Adjournment