

ALLEGHENY COUNTY COUNCIL

REGULAR MEETING

- - -

BEFORE:

Richard Fitzgerald	-	President District 11
Charles J. Martoni	-	Vice President District 8
John P. DeFazio	-	Council-At-Large
Chuck McCullough	-	Council-At-Large
Matt Drozd	-	District 1
Jan Rea	-	District 2
James R. Burn, Jr.	-	District 3
Michael J. Finnerty	-	District 4
Vince Gastgeb	-	District 5
Joan Cleary	-	District 6
Nick Futules	-	District 7
Robert Macey	-	District 9
William Russell Robinson	-	District 10
Jim Ellenbogen	-	District 12

Allegheny County Courthouse
Fourth Floor, Gold Room
436 Grant Street
Pittsburgh, Pennsylvania 15219

Tuesday, April 6, 2010 - 5:00 p.m.

SARGENT'S COURT REPORTING SERVICE, INC.
429 Forbes Avenue, Suite 1300
Pittsburgh, PA 15219
(412) 232-3882 FAX (412) 471-8733

IN ATTENDANCE:

James Flynn - County Manager
Joseph Catanese - Director of Constituent Services
Jared Barker - Director, Legislative Services
Jennifer Liptak - Budget Director
Jack Cambest - Solicitor

PRESIDENT FITZGERALD: I'm going to call the meeting to order. If everybody would please rise. Welcome to the Tuesday, April 6, 2010 regular meeting of Allegheny County Council. Remain standing for the Pledge of Allegiance, and then remain standing for a moment of silent prayer or reflection.

(Pledge of Allegiance.)

(Moment of silent prayer or reflection.)

PRESIDENT FITZGERALD: Thank you. Please call the roll.

MR. CATANESE: Mr. Burn?

MR. BURN: Here.

MR. CATANESE: Ms. Cleary?

MS. CLEARY: Present.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Here.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Present.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Here.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Here.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Here.

MR. CATANESE: Mr. Gastgeb?

MR. GASTGEB: Here.

MR. CATANESE: Ms. Green Hawkins?

(No response)

MR. CATANESE: Mr. Macey?

MR. MACEY: Here.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Here.

MR. CATANESE: Mr. McCullough?

(No response)

MR. CATANESE: Ms. Rea?

MS. REA: Here.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Present.

MR. CATANESE: Mr. Fitzgerald, President?

PRESIDENT FITZGERALD: Here.

MR. CATANESE: Thirteen (13) members present.

PRESIDENT FITZGERALD: 5518-10, Proclamations/Certificates.

MR. CATANESE: Proclamation honoring Pennsylvania One Call System, Incorporated, for its

efforts to promote safe construction in Pennsylvania, and naming April 2010 as Pennsylvania One Call System Month in Allegheny County. Sponsored by Councilman Macey.

PRESIDENT FITZGERALD: Councilman Macey?

MR. MACEY: What a nice crowd. It's certainly an honor to be here. Pennsylvania One Call System --- if I can invite up Bill Kiger and Richard Muza, Chairman and Vice Chairman. I'm really proud to be honoring Pennsylvania One Call System. It is what we call perpetual efforts to communicate with contractors, excavators, laborers, facility owners and project managers for our state, for these groups actually disturb our earth. By advising these groups, Pennsylvania One Call protects the health and safety of our residents and of the state residents. The company deserves recognition for its outstanding dedication to minimizing utility service disruptions. And I suspect, with their efforts, they're also responsible for saving lives and injuries to many of our residents. So, we have a proclamation.

WHEREAS, organizations and non-profit corporations moderate the operations of laborers to insure they build and construct safely and responsibly; and

WHEREAS, Pennsylvania One Call System, Incorporated, is a non-profit corporation that protects underground facilities from damage, promotes safety and communicates through network facility owners, designers and excavators when new construction and planning takes place; and

WHEREAS, the organization minimizes utility service interruptions, reduces on-the-job injuries and deaths and promotes a high level of public safety in environmental protection; and

WHEREAS, since its inception in 1972, 3,249 underground facility owners have joined the company, which serves at all 67 counties in Pennsylvania; and

WHEREAS, the organization continues to increase participation and communication among excavators and underground facility operators and insures that safety is always the first priority when building in Pennsylvania.

NOW, THEREFORE, BE IT RESOLVED, that Allegheny County Council, on behalf of the citizens of Allegheny County, hereby commends Pennsylvania One Call System, Incorporated, for its perpetual efforts to promote safe building and excavating practices throughout Pennsylvania. Furthermore, we proclaim the month of April 2010 as

Pennsylvania One Call System Month in Allegheny County.
Congratulations.

MR. KIGER: Thank you, Bob. We appreciate that. We'd like to present you with a license plate for your vehicle. 8-1-1 is the number that we've got for abbreviated dialing, so you don't have to dial the 800 number anymore. You just dial 8-1-1, don't mistake it for 9-1-1. Mr. Full is watching. Thank you, Bob.

(Applause.)

(Pictures taken.)

PRESIDENT FITZGERALD: 5519-10.

MR. CATANESE: Let the record show that Councilman McCullough is present. Proclamation honoring Taylor Sullivan of Shaler High School for earning grant funding for Millvale Library. Sponsored by Councilman Burn.

PRESIDENT FITZGERALD: Councilman Burn?

MR. BURN: Thank you, Mr. President, and members of Council. Good evening, everyone. I'd like to invite Taylor Sullivan up to the podium; and her parents, I'd like to come up, as well. Taylor, congratulations.

TAYLOR: Thank you.

MR. BURN: Taylor had a project for Shaler High School and one that she chose to work on the grant proposal for the Millvale Library. A group of very energetic residents and business owners in Millvale, led by Brian Wallridge (phonetic), have been working for years now --- a couple of years --- to put a library in the Borough of Millvale. For any small rural town that's looking to recover and rebuild, especially one along the Allegheny River or along the Chartiers Creek, any type of innovative or thinking outside the box to bring funding into these communities to send a message that we're back and we'll continue to rebuild, is a positive thing.

Taylor did that for us and her proposal and was the winner of a \$15,000 grant for the community library, and it gives the local elected officials in the business community another marketing tool to entice residents and businesses and visitors to come to a community that continues to rebuild. So Taylor, I'd like to read this to you. I'd like to say hello to your parents, as well. Taylor's mom and dad and I have known each other since freshman algebra.

WHEREAS, the students and young people of our county enthusiastically produce plans and funding opportunities to improve the amenities of our region; and

WHEREAS, Taylor Sullivan, a senior at Shaler Area High School, created a grant proposal for the Millvale Library as her senior project, researching and analyzing her plan thoroughly before submitting it to the Pittsburgh Voices of Youth; and

WHEREAS, out of 35 entries, Taylor's project was selected as one of three winners of a \$15,000 grant, which will be utilized to purchase new computers, a sculpture and building materials to renovate the library; and

WHEREAS, because of outstanding citizens like Taylor, the educational resources that are vital to our community continue to thrive; and

WHEREAS, Taylor is an example of the exemplary youth who reside in our county. She is, along with thousands of other young people like her, the reason why our county acts as a leader that pushes our region into the future.

NOW, THEREFORE, BE IT RESOLVED, that Allegheny County Council, on behalf of the citizens of Allegheny County, hereby commends Taylor Sullivan for creating an award-winning grant proposal that garnered funding for Millvale Library. Taylor, we applaud your innovative plans and thank you for your dedication to our community. Congratulations.

(Applause.)

(Pictures taken.)

PRESIDENT FITZGERALD: 5520-10.

MR. CATANESE: Proclamation honoring the 42nd anniversary of the Fair Housing Act and naming April 2010 as Fair Housing Month in Allegheny County. Sponsored by Councilman Finnerty.

PRESIDENT FITZGERALD: Councilman Finnerty?

MR. FINNERTY: Thank you, Mr. President. Rich Ranii and Nancy Dunkis, would you join me, please? The opportunity to own a house is very important to people in America, and this is an agency that helps people get into housing. So without further ado, I'd like to read the proclamation.

WHEREAS, the 1968 Fair Housing Act guarantees the right of all Americans, regardless of race, color, national origin, religion, sex, familiarity status or a disability, to live in the neighborhoods of their choice.

It is one of the most important components of our national civil rights policy; and

WHEREAS, although this non-discriminatory policy is the law of the land, we must recognize that proper enforcement requires the continual cooperation of all levels of government, the real estate and homebuilding industry and private citizens; and

WHEREAS, throughout Allegheny County, the spirit of collaboration is evident through the efforts of our Federal, State and Local governments and with the support of countless community and non-profit organizations; and

WHEREAS, we dedicate ourselves to promoting equal housing opportunities as an essential part of our larger mission of promoting justice in all areas of life for all citizens. We ensure our communities are open to all people to exercise their freedom to choose where they live; and

WHEREAS, we acknowledge the 42nd anniversary of the Fair Housing Act, the work of the U.S. Department of Housing and Urban Development, the Pittsburgh Commission on Human Relations and the Fair Housing Partnership of Greater Pittsburgh in ensuring these rights, and that these rights are protected by setting aside the month of April to celebrate and remind us all of these rights and responsibilities.

NOW, THEREFORE, BE IT RESOLVED, Allegheny County Council, on behalf of the citizens of Allegheny County, does hereby proclaim the month of April 2010 as a Fair Housing Month in Allegheny County. We recognize that each one of us shares in the future of this great nation, and we thank the Fair Housing Act for reminding us, we should not take these freedoms for granted. This is sponsored by myself on this 6th day of April, 2010. I'd like to introduce Rich Ranii, who is the director of our housing.

MR. RANII: The director I'm not, I just am the housing manager.

MR. FINNERTY: Okay. I promoted you.

MR. RANII: I'll remind Dennis of that. Looking back on my short history and my family's short history and just selling my grandfather's homestead --- he came over as an immigrant at the age of 14 without fair housing and landing here --- I'm not sure he could have made it. So I'm proud to be a part of this; so thank you.

(Applause.)

(Pictures taken.)

PRESIDENT FITZGERALD: 5521-10.

MR. CATANESE: Proclamation honoring Jamie and Ali McMutrie and Leslie McCombs, for their efforts to rescue orphans from Haiti in the aftermath of the January 12th earthquake. Sponsored by Council President Fitzgerald.

PRESIDENT FITZGERALD: And I'm going to invite Jamie and Ali McMutrie and Leslie McCombs to please come up and join me. And I think we were all very, very proud as residents of Allegheny County, when we heard the story of what went on in Haiti and the work that the two sisters did. But let me just recap in case --- to refresh your memories. We call lots of people heroes in this world. A lot of times, we give people hero monikers for hitting a home run, scoring a touchdown. But to me, heroes are the people who serve without, really, the intent of recognition. They just go out and do what's best for their fellow mankind. And I think the McMutrie sisters are two examples that this county can be extremely proud that they are from here. The world's eyes were focused on what went on in Haiti when that earthquake hit a number of months ago.

But the McMutrie sisters weren't just there when that hit; they had been there for years working in that orphanage, helping children that had no other means of help. And I'm going to read this into the record. But I also want to honor Leslie McCombs, as well, because the McMutrie sisters were down there doing their work, and the earthquake hit. And I believe it was 149 orphans who were unable to get out. And it took somebody with some of the political skills and political clout that Leslie was able to bring to bear, to make the right phone calls in Washington, to make the resources available from UPMC, which allowed those children to leave a devastating situation and Moved on to a better life. So I'm going to read this into the record. And I know I speak on behalf of all my Council members, who have been talking about this, really, for months, and we're just delighted that we were able to work with your schedules and get you guys in here to honor you.

WHEREAS, Allegheny County citizens devote themselves to serving less fortunate countries. And when natural disasters occur and devastate these areas, they respond effectively, promptly and selflessly to help aid those who suffered greatly; and

WHEREAS, Jamie and Ali McMutrie have volunteered with the BRESMA Orphanage in Haiti since 2002, spending three years as part-time volunteers with the orphanage before moving to Haiti in 2006 as full-time residents and volunteers; and

WHEREAS, on January 12th, 2010, the largest earthquake and worst natural disaster in Haiti's history struck the country. The cataclysmic event paralyzed and destroyed the nation, and it left many citizens and volunteers like the McMutrie sisters stranded and seeking help for those they cared for; and

WHEREAS, when the earthquake struck, Jamie and Ali were caring for 149 children. In the chaotic aftermath of the earthquake, they expressed to family and friends a desperate need to evacuate the children of the orphanage; and

WHEREAS, Leslie McCombs, a government relations consultant with UPMC, was familiar with the McMutrie sisters prior to the disaster. And once the earthquake hit, Leslie was approached for help to rescue the children under Ali and Jamie's care; and

WHEREAS, with Leslie's assistance, Ali, Jamie and the children of the orphanage were evacuated from Haiti. The three have returned to Haiti multiple times since the disaster to establish a non-profit orphanage called Haitian Orphan Rescue, Incorporated, and plan to build a new orphanage.

NOW, THEREFORE, BE IT RESOLVED, Allegheny County Council, on behalf of the citizens of Allegheny County, commends Ali and Jamie McMutrie for their selfless and perpetual efforts to care for the orphans of Haiti, and honors Leslie McCombs for soliciting the rescue of the sisters and the children from Haiti. As evidenced in Leslie, Ali and Jamie's benevolence for Haiti, it has spread to others in our region, and we thank them for their kindness. We recognize the necessity to continue assist in Haiti and the citizens in the recovery process. And again, I just think it makes us all so proud that these folks step up on behalf of us and help the world. I want to congratulate them and have Leslie come up and say a few words. Congratulations.

(Applause.)

MS. MCCOMBS: Thank you. It's a pleasure and honor to be here today to receive this proclamation. And honestly, it's been the most humbling experience of my

life, to be able to receive a call, to be asked to help save human lives and to be able to answer that call. Rich is right; these two girls, these two young women --- sorry --- are the most amazing heroes that I've ever met. I honestly didn't know them; I knew of them before the earthquake. I read the same article that you may have read on Christmas Eve about the sacrifice that they gave for these 149 children every day, day in and day out. And I said to my husband on Christmas Eve, I'm going to find these girls in Haiti and I'm going to go and help them. I don't know how. And then the earthquake hit a couple weeks later, and there were a lot of people that took part in this, and it was not just me. But it was truly a team effort, and it's been an honor to get to know them. Every day and night since January 12th, we've been together, pretty much. I've actually adopted them as daughters. And we are building a new orphanage, and I'm going to let them tell you a little bit about that. But thank you so much for having us here.

JAMIE: We started a non-profit ---. We just got our final NC3 on Friday, so we're raising money to build an orphanage outside of Port-au-Prince, because Port-au-Prince is dangerous right now. So we're in a legal process of doing that. And we have a website, haitianorphanrescue.org, if you want to help or just find out what we're doing. You can check it out there. And thank you very much.

(Applause.)

(Pictures taken.)

PRESIDENT FITZGERALD: Okay. Now we're going to honor --- well, 5522-10.

MR. CATANESE: Proclamation recognizing the employees of various Allegheny County departments, for their efforts to maintain daily operations during the tumultuous February snowstorms. Sponsored by Council President Fitzgerald.

PRESIDENT FITZGERALD: Okay. And again, this is on behalf of all my colleagues. I know that we are so appreciative. It's hard to remember and think, looking outside at such a beautiful day and the sunshine, but it was just two months ago when this county was hit with an absolute crisis with snow levels that we've never seen before. And I want to bring up County Manager Flynn to start off; and really, all of our county departments and our directors who did such a great job and made us all

proud during that snowstorm that hit in early February. The communication, the work, the dedication that the folks working for the county and from the department directors, on down to the folks out in the field, who kept the roads clear, who worked with our corps of engineers to keep public safety going. I'm going to name a few of them, and then I'm going to read them into the record. Then I'm going to ask County Manager Flynn ---, who really directed the whole operation and kept things going. It was funny because during that whole snowstorm, we never made the papers very much. And I guess that's kind of a good thing, because when everything's going okay, you don't make it. There were maybe some other places where things were in the paper a little more often, but not our folks. I'd like to thank Warden Rustin, Joe Olczak from the Department of Public Works. I know their workers --- his crews were out, literally, the night the snow started to hit on Friday night. And I know I was in constant contact with Joe, as was our public works chair, Bob Macey --- was in contact. Bob Full, working with EMS, and Chairman Burn from our department, keeping everything abreast of what was going on and keeping our municipalities informed. Dennis Biondo from the Kane Hospital, Dr. Dixon from the Health Department, Sheriff Mullen and Superintendent Moffatt from the Police Department. Dr. Williams, the Medical Examiner, and Mr. Cherna and Dr. Simmons from Shuman Center. It was really a great team effort led by Mr. Flynn, our county manager, and under the tutelage of, obviously, our County Executive. I wanted to read this into the record, and then have Mr. Flynn come up in case there's anybody ---. I'm sure I forgot somebody, and I apologize for that.

WHEREAS, when prodigious snow accumulation caused historic levels of employee absenteeism throughout our region, County employees exerted remarkable effort to sustain essential County services; and

WHEREAS, the employees of Allegheny County's Department of Public Works and Emergency Services overcame extremely adverse weather conditions to maintain roadways and emergency management responsiveness; and

WHEREAS, the staffs of the Department of Human Services, Health Department and Kane Regional Centers, persevered through the difficulties presented by heavy snowfall and frigid temperatures, and they continued to

administer desperately needed services to the County's most vulnerable populations; and

WHEREAS, the employees of the Allegheny County Jail, Shuman Center, Medical Examiner's Office, Sheriff's Office, Police Department, strove to protect the citizens of Allegheny County from criminal offenders throughout the inclement weather.

NOW, THEREFORE, BE IT RESOLVED, that Allegheny County Council, on behalf of the citizens of Allegheny County, commends the County employees and staffs for their outstanding service during and after what would become one of the largest snowstorms in our county's history, in February 2010. We applaud the dedication displayed throughout their efforts. And again, you made all of us look good --- the 15 of us look good --- who did a lot of those calls. But it was like, all hands were on deck. Everybody was pitching in and making sure that this county functioned in a safe manner for all of our citizens. I'd like to congratulate County Manager Flynn and have him come up and say a few words. County Manager, congratulations.

(Applause.)

MR. FLYNN: Rich didn't tell me I'd be the ringleader here until about two seconds before I walked up to the podium. You know, I can't take any credit for what our employees did. And I think if you talk to our department directors, they're not going to take the credit, either. But the credit belongs to the people in Public Works that were in the warehouses, the district warehouses that didn't have heat; that they had to go sit in their cars after they came back after a shift from the snow plow, to try to get warm. They sat in their personal vehicles because there was no heat. The power went out at a couple districts.

You know, we had the jail employees, the Shuman employees, the Kane employees, the Emergency Services folks, offer --- volunteer to stay over; to work longer shifts, to sleep over in the facilities. You know, I was out at Emergency Services. Bob Full and his staff had cots everywhere for the employees to sleep in. And I think if you talk to the directors, if you talk to our employees, whether it's a flood, whether it's for the benefit of G-20, whether it's a snowstorm, I think, to aspersions they're all going to say --- well, this is what we get paid for, this is what we do.

And they're known as some heroes. They worked day and night during the snowstorm. Many of them had their families calling them to say, hey, I'm stuck; I can't get out. They'll say --- you know, I'll come and get you later, but I'm working now. You know, Dennis Biondo --- I talked to him; I think it was Saturday. He was out driving around picking up employees to take to the various Kanes. I called Joe Olczak at 4:00 Saturday morning. He said he just got off a truck. He was on a truck all night. He was home taking a quick shower, and then he was going to be back out. Bob Full, I don't think, ever sleeps. Jack Simmons at the Shuman Center was without power for probably five or six hours. But he was coordinating trying to get the power fixed with Joe Olczak's staff, trying to get --- the snow plow broke. Trying to get the roads cleared so we could get workers up there. You know, I think it was a team effort, but none of these guys are going to take any credit for it. They're just going to say, that's what we do. So on behalf of them --- I had nothing to do with it. But on behalf of them, I'll accept this award, this proclamation, and thank you very much for them. And I do appreciate --- I want to thank Council for acknowledging not only department directors in the county for a job well done again, but also the employees that work in those departments. So thank you very much.

(Applause.)

PRESIDENT FITZGERALD: I'll give these to Mr. Flynn. I would be remiss, also --- Tim Johnson is here and keeping the Courthouse looking as well as it did throughout the inclement weather, as people brought their slushy and salt-laden shoes in here. And also, I've got to say, Kevin Evanto from the Communications just kept us informed throughout that event with road closings and --- trees were down --- and bus service and all of those things. So the communication was terrific. So I just think, really, it made us all look good and proud of the members of Allegheny County's team. Thank you.

(Applause.)

MR. FINNERTY: If everybody would get in the picture.

(Pictures taken.)

PRESIDENT FITZGERALD: 5523-10.

MR. CATANESE: Certificate of Recognition acknowledging Panera Bread for publicly posting

nutritional information of the company's foods. Sponsored by Council member Cleary.

5524-10. Proclamation honoring Steven Penn of Hilltop Hose Company Number 3, for serving the community for 20 years. Sponsored by Councilman Burn.

5525-10. Proclamation honoring E. Paul Dick and his lifetime of service to the disability community. Sponsored by Council member Cleary.

5526-10. Proclamation honoring Educating Teens about Awareness of HIV/AIDS, Incorporated, for its efforts to raise awareness of HIV and AIDS. Sponsored by Council members Cleary, Burn, Gastgeb, Green Hawkins, Drozd, Finnerty and Ellenbogen.

5527-10. Proclamation recognizing Paul Martha's lifetime of achievement and managerial excellence. Sponsored by Councilman Fitzgerald.

5528-10. Certificate of Achievement recognizing Michael Guzik of Boy Scout Troop 99, for earning his Eagle Scout ranking. Sponsored by Councilman Macey.

5529-10. Certificate of Recognition honoring the 60th anniversary of Paul and Lorraine Ulrich. Sponsored by Councilman Macey.

5530-10. Certificate of Recognition honoring the 60th anniversary of Adolph and Pauline Davis. Sponsored by Councilman Macey.

5531-10. Proclamation honoring Raymond Lee McDonough for his service to the North Braddock community. Sponsored by Councilman Martoni.

5532-10. Proclamation honoring Theresa Brail for her service to the North Braddock community. Sponsored by Councilman Martoni.

5533-10. Proclamation honoring Glenda S. Calloway Ellison for her service to our community. Sponsored by Councilman William Russell Robinson.

5534-10. Proclamation honoring the Program to Aid Citizen Enterprise, for strengthening Allegheny County's underprivileged communities. Sponsored by Councilman William Russell Robinson.

PRESIDENT FITZGERALD: Okay. Presentations and Addresses. I see we have our quarterly address from Chief Executive Onorato. I see the Chief Executive's here, and we'll give him the podium and let him make his address to the Council. And again, on behalf, really, of all of us, congratulations to your manager and all department heads for a job well done during the February/March disaster

that hit this county with the snow, et cetera. So congratulations.

CHIEF EXECUTIVE ONORATO: Thank you, Mr. President, and members of Council. Let me just thank you for recognizing the workers of County. I know you, along with me, we're very proud of what they do. It's easy for us to go on with our daily routines and forget to acknowledge the hard work they put in. I also want to lend my thanks and congratulations to a job well done, not just during the snowstorm but on everyday activities you do. We appreciate it. And I'm glad that it was recognized by Council. Mr. President, I know by, I guess, a resolution, that you passed a bill that requires the County Executive to come here at least four times a year. And I was here a few months ago, I guess, for the first one. I'm really here today to answer questions you might have, and then I'll elaborate on your questions. There's really nothing significant for me to update you on, but I'll be more than happy to elaborate on any particular issue that Council has concerns about or would want to hear from me directly on a particular issue. But since three months ago I was here, we're still, basically, dealing with the same issue we always deal with. And financially, the county is still in the same position that it were. And you know, we're obviously staying within budget. We're getting ready to have the audit released by the controller and the independent auditors real soon; hopefully, in about a week or so. That will give us a good auditing review of last year, which will help us set the tone for what's going on now and for what I will present in October for the budget for 2011 and a budget that all of you will be working on very shortly. So I'm here to answer any questions that any member of Council might have on any particular issue.

PRESIDENT FITZGERALD: I have two, Dan. The first one, I guess --- you have something on the agenda tonight regarding farming in some of parks, and I know Councilman Futules had introduced something a couple of weeks ago similar to that. Do you want to, maybe, expound upon your thought process and how we can utilize our parks for that process?

CHIEF EXECUTIVE ONORATO: Yeah. One of the ideas that we're looking to explore and put \$50,000 into it, really, to help jump-start a lot of volunteerism, is to almost form our own version of a farm corps, where we

actually take advantage of all this land we have, especially since one of our parks actually is a working farm. And the county will do some of the heavy lifting, preparing the sites where we do the farming, but volunteers would actually do the farming. And the results of that farming would be used for our food banks. It's very organic. It's taken advantage of a local home-grown food and utilizing our parks in a better way and bringing farming, actually, to an urban county and, maybe, exposing a lot of young people and a lot of individuals to farming in a county where they might not otherwise get an opportunity to see it. So hopefully, this could be the beginning of the expansion of farming activity and in the appropriate places in our parks. But it's really going to be driven by volunteerism in cooperation with County government; helping with the heavy lifting and preparing the sites. So I know there's a \$50,000 line item that we're trying to get it jump-started with. I think the benefits will come from the volunteers doing the farming will far outpace any initial investment we put into this particular program. Thank you.

PRESIDENT FITZGERALD: Councilman Gastgeb?

MR. GASTGEB: Thank you, President Fitzgerald. Good evening, Mr. Onorato. I just had a question. We had a meeting prior to this one with regard to the Airport Authority, and one of the topics that came up was the direct Pittsburgh to Paris flight and some of the things that the Airport Authority is doing in conference with your office and the Allegheny Conference to help maintain ridership. I just wondered if you could explain any of that from your perspective; obviously, it took a lot of work to get it going and where will you be going in the future with it?

CHIEF EXECUTIVE ONORATO: Yeah. It's a program that was put together over a year ago, and the Allegheny Conference --- I've got to thank them --- which is really the major international players, the private corporations that were willing to put a \$2,500,000 guarantee on top of their commitment to purchase tickets, and then a backstop on another \$2,000,000 from the governor, for a total of a \$4,500,000 to \$5,000,000 guarantee, if the revenues in this market. The good news is that the ticket sales did hit the mark, well above the 80 percent capacity --- I'm sorry --- 60 to 80 percent capacity, which we predicted.

But the price of flying dropped on the ticket because of the economy, so the revenues were lower.

But the good news is that the Allegheny Conference, even though they've got to, probably, pay some of that guarantee that they put up, which is private money --- they are asking everybody to continue because they want the flights to continue. It's that important for our businesses. So I think it's something good. The region has responded. The number of tickets that are being purchased are in the range that they were hoping it would hit. If the economy turns around, the ticket prices goes up, the revenues won't be an issue. Hopefully, we can get more activity and even increase the rider load that we have right now. But everybody seems to think that this is still good and something we need for our businesses that do a lot of trips to Europe and to the Far East that I see transfer to Europe and to avoid the East Coast.

MR. GASTGEB: Thank you.

PRESIDENT FITZGERALD: Councilman Drozd?

MR. DROZD: Thank you, Mr. President. Mr. Onorato, I would be remiss if I didn't ask the same question I asked before. Since you're now running for --- well, you are running for governor, which is a state-wide office; I just wanted to know if this has interfered with any of your duties? I see the taxpayers are paying you almost close to \$100,000 a year.

CHIEF EXECUTIVE ONORATO: \$90,000.

MR. DROZD: \$90,000? Okay.

CHIEF EXECUTIVE ONORATO: It hasn't gone up in six years.

MR. DROZD: Six years?

CHIEF EXECUTIVE ONORATO: I don't want to claim a \$10,000 raise I don't have.

MR. DROZD: Okay. Can you give some back to help our budget?

CHIEF EXECUTIVE ONORATO: The only candidate running for governor that hasn't taken a raise in six years.

MR. DROZD: In any event, I'd like to ask --- you know, your service is like any of ours; service to this county and your directors. And I would expect that you wouldn't do any less than what you would ask your directors, and I would think they would have to take a leave of absence if they ran for governor or any position, any elected office; if not, leave. So I'd ask you, do you

feel that this has interfered at all; I'm just asking that?

CHIEF EXECUTIVE ONORATO: No.

MR. DROZD: Again, I had asked last time if you would provide us with a schedule, maybe, of where you were. Or you know, that we'd know where you were? Have you done that to your directors, so they know where you are?

CHIEF EXECUTIVE ONORATO: They know where I am all the time. The county manager knows how to get a hold of me, absolutely.

MR. DROZD: And during the snow storm, was there any difficulty, like what we found happened with the mayor; you know, in that essence, where he was unable to get back here?

CHIEF EXECUTIVE ONORATO: Not difficult at all. I was at a committee with everybody running for governor, and we were in the middle of the state. And we all had a hard time getting back, but through the communications that we have and the hard work of our employees, we didn't have a crisis here.

MR. DROZD: How many days do you see you're outside this county during the week or month; how many days?

CHIEF EXECUTIVE ONORATO: I'd have to look at it.

MR. DROZD: Could you send that to me?

CHIEF EXECUTIVE ONORATO: I'll share it when everybody else shares it running for governor, yes. I said that last time.

MR. DROZD: You know --- again, I'm going to point this out. I don't have any say over other people running for governor. I just ---.

CHIEF EXECUTIVE ONORATO: I answered this last time. I'll answer it again. You're a Republican; I'm a Democrat. If every candidate running for governor wants to do this, we'll do it. I'm not going to get into it with you. Besides, I already answered.

MR. DROZD: Wait. Wait. You're Chief Executive proudly and political. Did you know I was a longer-term Democrat than I was a Republican? I was an Independent when I first registered.

PRESIDENT FITZGERALD: We don't need to go back through everybody's history.

MR. DROZD: Let's not get into the politics of trying to oversee what belongs to the people of Allegheny County.

CHIEF EXECUTIVE ONORATO: I gave you an answer.

MR. DROZD: That's taxes. They pay you.

CHIEF EXECUTIVE ONORATO: Yes, they do. That's right.

MR. DROZD: You're responsible to answer to them?

CHIEF EXECUTIVE ONORATO: That's right.

MR. DROZD: So I asked you some questions.

CHIEF EXECUTIVE ONORATO: That's right.

MR. DROZD: I'd appreciate seeing that. If not I'll ask you, again and again, formally.

CHIEF EXECUTIVE ONORATO: You can ask me again; yes.

MR. DROZD: Thank you.

PRESIDENT FITZGERALD: Mr. Futules?

MR. FUTULES: I apologize for him.

CHIEF EXECUTIVE ONORATO: You don't have to. He has a right to ask.

MR. FUTULES: You're right. But do me a favor, Matt. Why don't you ask Tom Corbett and Jack Wagner up at Seven Springs the same question at the proposed venue that you asked the Chief Executive? I'm embarrassed by your question.

MR. ELLENBOGEN: Point of order, Mr. President. I mean, if you're not going to let this gentleman disparage him, you shouldn't let him disparage him, also.

PRESIDENT FITZGERALD: Okay. Let Mr. Futules finish.

MR. FUTULES: Anyhow, my question is about the assessment updates. There have been some forms that I personally was not happy with, and I believe Councilwoman Jan Rea, as well, commercial business is ---. And I did talk to Jim about it, briefly. He said it's a State procedure. I'm not sure. Maybe, you can help me with it. But they asked personal questions of a personal income and loss for a commercial property. And I'm having a very difficult time determining why that would have anything to do with the assessment of a building; the actual income that comes through it.

CHIEF EXECUTIVE ONORATO: Yeah, I saw your e-mail, and I was concerned because I saw your concern. And I did ask, and any property that's commercial, it's

commercial activity. The income is required to do the income method of valuation if, in fact, that's the method we're using for an income-producing building. That's why they have to ask for that. If not, then they've got to do the cost methods and, sometimes, based on the valuation that we have to use by State law. If you're required to use the income method, then you have to have that information to get a proper value to put on it. But I would agree with you. My initial reaction was, why we have to ask for that information, because I hate asking for it. But under State law, there's even the --- we do fair market value for income-producing properties. You've got the cost method. You've got the income method. And with the income method, unfortunately, we have to know that. And a lot of our commercial real estate go into an appeal process and try to lower their value because they come in and show their occupancy dropping and they show revenue information. So it's really just a matter of --- that's the evidence we need to put a value on the building. And again, that's a State law right now.

MR. FUTULES: The problem I have is the open records law, that people actually produce their profit and loss column. They think that that's not going to be public, but is that true?

CHIEF EXECUTIVE ONORATO: That, I don't know. I'll have to find out.

MR. FUTULES: If it's part of the assessment process, it could be public.

CHIEF EXECUTIVE ONORATO: You know, I'll have the solicitor find out if that's subject to the open records law. I'll look into that. I don't know if the solicitor knows off the top of his head? We'll look into that and let you know.

MR. FUTULES: Thank you; thank you, very much.

CHIEF EXECUTIVE ONORATO: Great question, because it will be a document that's stored in County government. The question is ---. Remember though, local municipalities do income tax returns. They're not subject to open record law, because that's personal information. My guess is, this would probably be covered, but let's make sure because I know there's certain things you can't get, even though the government holds it.

MR. FUTULES: Yeah. There are many people that are reluctant, or were reluctant, to actually turn those numbers in. And for the sake of the ones that didn't,

what could possibly happen to them, for not giving it or complying with that? They're asking me, what do I do? And I'm like, I'll ask you.

CHIEF EXECUTIVE ONORATO: Well, the good news is, this is probably a well-established law because the income method has been around forever. And I'm sure governments have dealt with sort of sensitive information protecting ---.

MR. FUTULES: I've never seen it, I've owned commercial property for well over 30 years, and I've never been asked that question once when I purchased properties, or at any time, not up till now.

CHIEF EXECUTIVE ONORATO: That's because we haven't been in a recession in a long time. I'm hoping we don't ask you for another ten years, if I get my way.

MR. FUTULES: Thank you.

PRESIDENT FITZGERALD: Mr. Macey?

MR. MACEY: Thank you, Mr. President, and thank you, Chief Executive, for being here. The last I heard, you only work a half a day, but you get to pick which 12 hours? I was at many events in the Mon Valley when you supported and talked about having the Mon/Fayette Expressway completed. I'm a proponent of at least getting it from Jefferson to Duquesne, and Duquesne to the Turnpike up in Monroeville. Can you tell me your position on that, being that Representative Cortes, as well as Senator Arlen Specter, support this, as well as other representatives in the Mon Valley?

CHIEF EXECUTIVE ONORATO: Yeah. I've been on record all six of my years here; I support it with one caveat. I support the Mon/Fayette Expressway, as long as they continue with the original design, which has touchdown points in Allegheny County. It touches down in East Pittsburgh, it touches down in McKeesport, it touches down in East Mifflin (sic) --- because it would give us highway on probably about 600 acres of brown fields throughout the Mon Valley, and it would complement the river and the rail traffic that already goes through the Mon Valley. This would probably be the only new highway that we've seen, that actually is going to go through the old industrial belt, as opposed to providing to green fields. That's why I support it. And as long as those touchdown points happen in Allegheny County, I believe it would be good for the county. If for some reason --- budgetary constraints --- they try to cut those touchdown

points off, I would oppose it because then it wouldn't benefit our county. It has to touch down on those brown fields for this to work. And right now, it does. So I support the plan as long as they do.

MR. MACEY: Thank you.

PRESIDENT FITZGERALD: Councilman Burn?

MR. BURN: Thank you, Mr. President. Good evening, Mr. Executive. In our district recently, your administration had three town hall meetings about the Trails Initiative going up the Allegheny River and further north. Can you just give us an update on the Trails Initiative and how you view the development of our riverfront parks as being one of our amenities that yourself, as an executive and leader of this region, can market to families and businesses continuing to develop southwest, PA? Thank you.

CHIEF EXECUTIVE ONORATO: Yeah. The trails have been a big part of our economic development. And I say ours --- Council had a lot to do with this over the years, sort of insisting on making sure the trails were part of our park system, were part of our waterfront development as we left the city, because all the trails sort of ended at the city line; Council, being a former mayor of Millvale, which supports the city --- and it has waterfront property. So we sort of incorporated our Department of Economic Development, not just going down to the Mon Valley, which was part of the connection of the Great Allegheny Passage --- there was nine miles that weren't completed in this county. We closed eight of those nine miles. There's one left over at Sandcastle. That's going to be closed, roughly --- as soon as I can negotiate the deal. But we also moved over to the other river, the Allegheny River being one. And there's discussion now, digging the trail all the way up the Allegheny River to connect our parks at the end of the county up in Harrison Park; and then also, a leg of a branch up Route 8 following the train tracks and, possibly, to Erie one day. So we view the trails as a regional attraction. And the more we can build the more positive. We also think it increases the value of the property along the waterfront, because you're going to have access to the water line as these trails continue to expand. So we may get some State grants. We're getting a lot of foundation money. And we're going to make sure that it's part of our overall economic redevelopment plan

as we do the brown fields and the waterfront development, up and down the rivers.

MR. BURN: Thank you. And just one point of clarification. There was a discussion a few questions back about party, about Democrat, about Republican. I'd just like to clarify for the record, that the Chief Executive was nominated by both parties to serve his current term. Thank you.

PRESIDENT FITZGERALD: Councilman Finnerty?

MR. FINNERTY: Thank you, Mr. President. First of all, Dan, thank you for the Growing Green Projects that are going on. Any progress in the green roof?

CHIEF EXECUTIVE ONORATO: Yes. As a matter of fact --- let me find out. I think --- it might be part of --- Pete, right?

MR. RUBASH: The Planning Commission just approved it. Construction will be done by July.

CHIEF EXECUTIVE ONORATO: The Planning Commission just approved it. It will be under construction by July.

MR. RUBASH: It will be done by July.

CHIEF EXECUTIVE ONORATO: Oh, it will be done by July? The RMP's are responsive. So it's moving along. It will be done by July.

MR. FINNERTY: That's great. Thank you.

PRESIDENT FITZGERALD: Mr. Ellenbogen?

MR. ELLENBOGEN: Thank you for being here, Mr. Chief Executive. As you know, in a former life I was a former chief of operations and special services, so --- you know, a lot of this stuff is dear to my heart. And I appreciate your directors --- Chief Full, Joe Olczak, Chief Moffatt and a lot of the other folks too numerous to mention. But one of the problems I have ---. I was kind of hoping to settle this in the next couple months. My district is laying with County roads that are the main arteries that sit within the City of Pittsburgh limits. During the recent events, the City did not respond to the agreements that they have with the County. Numerous times, I had to call Director Olczak to ask him --- you know, to find time to pull County trucks onto --- which are County roads but the City of Pittsburgh was responsible for; the point being that they had the same situation, the City of Pittsburgh, with PennDOT and PennDOT asked them for their money back. My point is, if the City doesn't correct this, at some point I think that

we should require them to pay back the money because we're expending money on agreements that they're supposed to take care of, because those roads weren't dealt with. I mean, they're purposely paralyzed, you know, the South end of the City, completely. I mean, it was really sad, that a lot of the arteries --- and Mike will tell you --- particularly, McMonagle, is a great example, the Green Tree, Dormont and Mt. Lebanon roads going into McMonagle were clear, but there were almost four inches of snow that were sitting on McMonagle Road. So my question now, not to belabor the point, is --- I talked to Jim about it --- if you know, you guys could, like, nail this down and ask the City to understand --- you know, if you're not going to do the job, then you're going to have to pay us back.

CHIEF EXECUTIVE ONORATO: Honestly, we all watched. There were some issues that took place within the City. The city is going through a comprehensive review of their whole system right now. Maybe, after that report comes back would be the time to have a conversation of sort of --- what went wrong, what could be better. Because I do understand, I know about those agreements you're talking about.

MR. ELLENBOGEN: Right. Actually, Joe will tell you, we wrote those agreements back in the day, so I'm very familiar with them. And like I said, it's just not right and it needs to be corrected.

CHIEF EXECUTIVE ONORATO: Okay. We will definitely review all of those as the City comes back with their audits.

MR. ELLENBOGEN: I'll probably get in trouble for saying this, but --- you know what I mean? They always come across the street and ask our people for advice. Why don't they come across the street and ask Joe how to fight snow? Hey, I'm just telling it like it is. As anybody knows, that's the truth.

PRESIDENT FITZGERALD: Councilwoman Rea?

MS. REA: Thank you, Mr. President. Good evening, Mr. Chief Executive.

CHIEF EXECUTIVE ONORATO: Councilwoman.

MS. REA: I just really have a comment. A few weeks ago, the chairwoman of the assessment board came in to meet with us, and she told us there's a vacancy on that board. And I just think it would be really important to make that our priority that before next year, we make sure

that's a full board and that they have a lot of experiences. That's all. Thank you.

CHIEF EXECUTIVE ONORATO: Okay. I will definitely review it and make sure we send somebody over here that, hopefully, would implement the ordinances as she passed them and I signed them, go forward; so okay.

MS. REA: Thank you.

PRESIDENT FITZGERALD: Mr. --- oh, I'm sorry, Mr. Drozd. You had one more, I believe.

MR. DROZD: Yeah. Just a comment to follow up --. There were discussions about party lines. I don't know party lines; I really don't. I just know, I want what's best for the people of Allegheny County. And I never initiate ---. It seems like when we ask tough questions that we should be asking on behalf of the people of Allegheny County, the people --- and I'm not saying you, Mr. Chief Executive. But a lot of people always seem to throw that party shield up when they don't want to respond to the question. It's the valid questions that we ask. When it comes to taxpayers' money, we have a right to ask questions. That's what we're here for. I never initiate that. But I will defend it when someone accuses me and says something that's party lined, when they don't want to answer questions; that the people have the right -- an answer --- to. So I'm going to ask the questions. And I never have thrown out the party shield, but I'll defend it when someone tries to accuse me of something like that. I'm going to do what's right for the people of Allegheny County, first and foremost; always. And they have a right to be answered. They're paying, the hard-earned taxpayers, and there are a lot of people out there right now hurting very, very hard out there, and they are unable to pay taxes. They are unable to pay, and they're hurting and they're worried about their families. So I'll ask the questions, and I'll continue to ask them. They deserve answers. They're my constituents, they're our constituents; they're all our constituents. And they have a right; they're paying the taxes. Thank you, Mr. President.

PRESIDENT FITZGERALD: Councilman DeFazio?

MR. DEFAZIO: I hate to get into this but I will, a little. You know, Matt, I don't care about the association of you ---. You asked the questions; he answered your questions. He just didn't answer them the way you wanted him to. To be fair about it, I don't care

what candidate would be up here running, these other two or three candidates, I wouldn't expect them to quit and let everybody else keep working. In other words, you're trying to tell somebody, hey, try not to win this race. You do something different to them. This has been going on for a long time. What's so unusual? It's not illegal. Everybody does it. So what? Any question you asked him, he answered. You just don't like the answer. Thank you.

MR. DROZD: I would like to answer.

PRESIDENT FITZGERALD: We're not going to get in a long ---.

MR. DROZD: I'm not. Listen, I wish the County Chief Executive well, I really do. I know he's an honorable person. But I'll tell you this; what people have been doing in past years --- and I'm not just talking about the County's. I'm just upset about anybody that runs, whatever party they are, on the taxpayers' money when they're in a position and they're being paid to do that position. Now if it's in their venue, then they're going ---. Like for instance, if someone's running in the same office they're running for, they're talking to their constituents. When they go outside that venue, they aren't talking to their immediate constituents who are paying the tax dollars. So the end result of what I'm saying is, just because it's legal, just because this doesn't make something ethical --- that's the question you have to ask. What's ethical? And I'm not saying the Chief Executive is doing anything unethical.

MS. CLEARY: Point of order. We are way out of line here.

PRESIDENT FITZGERALD: Mr. Executive, thank you for coming in.

CHIEF EXECUTIVE ONORATO: Thank you.

PRESIDENT FITZGERALD: See you in three months.

CHIEF EXECUTIVE ONORATO: Yep.

PRESIDENT FITZGERALD: Public Comment on Agenda Items.

MR. CATANESE: We have none.

PRESIDENT FITZGERALD: Approval of Minutes.

5537-10.

MR. CATANESE: Motion to approve the minutes of the regular meetings of Council held on March 2nd, 2010 and March 16th, 2010.

MR. MACEY: So Moved.

MR. FINNERTY: Second.

PRESIDENT FITZGERALD: Moved, second.
Discussion? All in favor signify by saying aye.
ALL RESPOND AYE
PRESIDENT FITZGERALD: Opposed? The motion carries. Presentation of Appointments. 5338-10.
MR. CATANESE: Approving the reappointment of Charlene Campbell to serve as a member of the Council of Friends Organization (Hartwood), for a term to expire on April 6, 2012. Sponsored by Councilman Burn.
PRESIDENT FITZGERALD: Councilman Burn? Motion to approve?
MR. BURN: Yes, Mr. President.
MR. MACEY: Second.
PRESIDENT FITZGERALD: Moved, second.
Discussion? All in favor signify by saying aye.
ALL RESPOND AYE
PRESIDENT FITZGERALD: Opposed? The motion carries. 5539-10.
MR. CATANESE: Approving the reappointment of Nancy Mills to serve as a member of the Council of Friends Organization (Settler's Cabin) for a term to expire on April 6, 2012. Sponsored by Councilman Finnerty.
PRESIDENT FITZGERALD: Councilman Finnerty?
MR. FINNERTY: I'd like a motion to approve.
MS. CLEARY: Second.
PRESIDENT FITZGERALD: Moved, second.
Discussion? All in favor signify by saying aye.
ALL RESPOND AYE
PRESIDENT FITZGERALD: Opposed? The motion carries. 5540-10.
MR. CATANESE: Approving the reappointment of Janice Vinci to serve as a member of the Council of Friends Organization (Settler's Cabin) for a term to expire on April 6, 2012. Sponsored by Councilman Finnerty.
PRESIDENT FITZGERALD: Councilman Finnerty?
MR. FINNERTY: Motion to approve.
MS. CLEARY: Second.
PRESIDENT FITZGERALD: Moved, second.
Discussion? All in favor signify by saying aye.
ALL RESPOND AYE
PRESIDENT FITZGERALD: Opposed? The motion carries. 5541-10.
MR. CATANESE: Communication from Chief Executive Dan Onorato, submitting his recommendation of

William T. Cagney for appointment to the Allegheny County Community College Board for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Appointment Review. 5542-10.

MR. CATANESE: Communication from Chief Executive Dan Onorato, submitting his recommendation of Alex M. Keddie for reappointment to the Allegheny County Community College Board for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Appointment Review. 5543-10.

MR. CATANESE: Communication from Chief Executive Dan Onorato, submitting his recommendation of Al Ahmed for reappointment to the Allegheny County Board of Health for a term to expire on January 12th, 2012.

PRESIDENT FITZGERALD: Refer to Committee on Appointment Review. 5544-10.

MR. CATANESE: Communication from Chief Executive Dan Onorato, submitting his recommendation of William H. Curtis for reappointment to the Sports and Exhibition Authority of Pittsburgh and Allegheny County, for a term to expire on December 31st, 2013. Sponsored by the Chief Executive.

MR. ROBINSON: Mr. President?

PRESIDENT FITZGERALD: Yes, sir; Mr. Robinson?

MR. ROBINSON: Much like Mr. DeFazio, I hate to get into this, but I will. William H. Curtis is Reverend William H. Curtis. We need to give people their proper identification. If the Chief Executive has submitted this in error, then I would suggest, before this goes to the Appointment of Review Committee, that we send it back over and get the proper designation for this individual.

PRESIDENT FITZGERALD: I'm looking at the packet that came over, and it does introduce him as Reverend Curtis and identifies Reverend Curtis a number of times in the letter.

MR. ROBINSON: That's the way it should be identified, consistently. It says, William H. Curtis.

PRESIDENT FITZGERALD: We'll make a correction on the --- because the letter does certainly say --- the letter dated April 1st. So without objection, let's add Reverend to Reverend Curtis's name on the communication. It does say Reverend Doctor, yes.

MR. ROBINSON: Yes.

PRESIDENT FITZGERALD: That goes to the communication.

MR. ROBINSON: Thank you.

PRESIDENT FITZGERALD: Unfinished Business. Committee on Appointment Review, Second Reading. 5499-10.

MR. CATANESE: Approving the appointment of Dawnita J. Wilson to serve as a member of the Juvenile Detention Board of Advisors, for a term to expire on December 31st, 2012. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair DeFazio?

MR. DEFAZIO: Yeah. I'd like to make a motion that we go along with this appointment.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Moved, second. Discussion? All in favor signify by saying aye.

ALL RESPOND AYE

PRESIDENT FITZGERALD: Opposed?

MR. MCCULLOUGH: Abstain.

PRESIDENT FITZGERALD: Please mark Mr. McCullough as an abstention. 5501-10.

MR. CATANESE: Approving the appointment of Susan I. Davis to serve as a member of the Allegheny County Mental Health/Mental Retardation Advisory Board, for a term to expire on December 31st, 2012. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair DeFazio?

MR. DEFAZIO: I'd like to make a motion that we approve this appointment.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Moved, second. Discussion? All in favor signify by saying aye.

ALL RESPOND AYE

PRESIDENT FITZGERALD: Opposed?

MR. MCCULLOUGH: Abstain.

PRESIDENT FITZGERALD: Please mark Mr. McCullough as an abstention. Motion carries. 5503-10.

MR. CATANESE: Approving the reappointment of Robert W. Orchowski to serve as a member of the Air Pollution Control Advisory Committee, for a term to expire on December 31st, 2010. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair DeFazio?

MR. DEFAZIO: I'd like to make a motion that we approve this reappointment.

MR. FINNERTY: Second.

PRESIDENT FITZGERALD: Moved, second.
Discussion? All in favor signify by saying aye.

ALL RESPOND AYE

PRESIDENT FITZGERALD: Opposed?

MR. MCCULLOUGH: Abstention.

PRESIDENT FITZGERALD: Mark Mr. McCullough as an abstention. Motion carries. Mr. Orchowski is approved. Committee on Budget and Finance, Second Reading. 5510-10.

MR. CATANESE: A resolution of the County of Allegheny, amending the Grants and Special Accounts Budget for 2010 (Submission 03-10). Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair Robinson?

MR. ROBINSON: Moved for approval.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Moved, second.

Discussion? Please call the roll.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Cleary?

MS. CLEARY: Aye.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Aye.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Aye.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Yes.

MR. CATANESE: Mr. Gastgeb?

MR. GASTGEB: Yes.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Yes.

MR. CATANESE: Mr. McCullough?

MR. MCCULLOUGH: Aye.

MR. CATANESE: Ms. Rea?

MS. REA: Yes.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Aye.

MR. CATANESE: Mr. Fitzgerald, President?

PRESIDENT FITZGERALD: Yes.

MR. CATANESE: Ayes, 14, no's, 0. The bill passes.

PRESIDENT FITZGERALD: Committee on Health and Human Services, Second Reading. 5507-10.

MR. CATANESE: An ordinance of the Council of the County of Allegheny, ratifying amendments to Allegheny County Health Department Rules and Regulations pursuant to Section 12011 of the Local Health Administration Law. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair Cleary?

MS. CLEARY: Thank you. We had a committee meeting, and it was affirmatively recommended. And what this does ---. This is the third time we've amended Article 21. The Health Department has passed this, and they passed it a while ago. It's about anti-diesel idling. We did it for school buses. We did it for on-road diesels. Now it's for off-road and diesel-powered vehicles, to put some restrictions on how long they can idle. And everybody agreed with it after the meeting, so I'd like to make a motion to approve 5507-10.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Moved, second.
Discussion?

MR. DROZD: Yes.

PRESIDENT FITZGERALD: Mr. Drozd.

MR. DROZD: Yes, sir. Thank you, Mr. President. I think we have to look very hard at our own authorities, like the Port Authority. I've seen buses out there, where they idle; empty idling. In some of these shopping centers, two or three buses lined up just idling, diesel fuel burning. Not only is it putting fumes and whatever into the ozone layer, or whatever, but it's wasting taxpayer money. That's what concerns me more than anything else, as well as the --- they both concern me. So I am very supportive of this, but I think we also have to clean up our own act within those authorities, such as the Port Authority, and really bear down on that to see -- - maybe, those buses are idling out there. Thank you, Mr. President.

PRESIDENT FITZGERALD: Ms. Cleary?

MS. CLEARY: Yes. I just wanted to comment. I know, Mr. Drozd, if you or any citizen sees people disobeying the idling ordinance, we need to know about it. And I believe it's your obligation to call us and let us know it's happening, so that it can be reported and fixed.

MR. DROZD: I am. Thank you, Councilwoman Cleary. I have called the Authority on numerous occasions to report it.

PRESIDENT FITZGERALD: Mr. Ellenbogen?

MR. ELLENBOGEN: I just wanted to say, in terms of common sense --- I mean, if it's 5 degrees below zero, I can understand; the bus driver don't want to freeze to death. Or if it's 100 degrees sitting in the bus, I can understand. Sometimes these are common sense issues, also.

MS. CLEARY: There are some things in the ordinance that they cannot make exceptions for. There are exceptions.

PRESIDENT FITZGERALD: Thank you. Please call the roll.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Cleary?

MS. CLEARY: Aye.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Aye.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Yes.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Yes.

MR. CATANESE: Mr. Gastgeb?

MR. GASTGEB: Yes.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Yes.

MR. CATANESE: Mr. McCullough?

MR. MCCULLOUGH: Aye.

MR. CATANESE: Ms. Rea?

MS. REA: Yes.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Aye.

MR. CATANESE: Mr. Fitzgerald, President?

PRESIDENT FITZGERALD: Yes.

MR. CATANESE: Ayes, 14, no's, 0. The bill passes.

PRESIDENT FITZGERALD: Committee on Public Safety, Second Reading. 5508-10.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing disposition of a county-owned vehicle to Northern Regional Police Department, for use in providing emergency services. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair Burn?

MR. BURN: Good evening, Mr. President, and members of Council. Move for approval.

MR. FINNERTY: Second.

PRESIDENT FITZGERALD: Moved, second. Discussion? Please call the roll.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Cleary?

MS. CLEARY: Aye.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Aye.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Yes.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Yes.

MR. CATANESE: Mr. Gastgeb?

MR. GASTGEB: Yes.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Yes.

MR. CATANESE: Mr. McCullough?

MR. MCCULLOUGH: Aye.

MR. CATANESE: Ms. Rea?

MS. REA: Yes.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Aye.

MR. CATANESE: Mr. Fitzgerald, President?

PRESIDENT FITZGERALD: Yes.

MR. CATANESE: Ayes, 14, no's, 0. The bill passes.

PRESIDENT FITZGERALD: Liaison Reports. Are there any liaison reports this evening? Mr. Macey?

MR. MACEY: Thank you, Mr. President. Most people are aware through the news media, that the buses --- the Port Authority had new scheduling. And I was fortunate enough to have been there yesterday, in McKeesport, at the Transportation Center. And I had received a lot of phone calls, as well as e-mails, from people concerned about buses and scheduling. I was at the McKeesport Transportation Center, and the Port Authority had individuals down there passing out brochures, as well as scheduling, and was helping people getting the right bus to where they needed to go. There were some other issues with parking. Parking was increased in the McKeesport Transportation by two additional handicapped spots, as well as 32 spots for regular passengers. I can also say that it was a clean facility, and I think the Port Authority should be given kudos for at least, in my neck of the woods, taking care of their customers. Thank you.

PRESIDENT FITZGERALD: Thank you. Mr. Finnerty?

MR. FINNERTY: Thank you, Mr. President. I have a couple items here, apprentice programs that are opening. One is the Joint Apprentice Program, heat and frost insulators and asbestos workers. If you would like to apply for that apprentice program, they're located at 1057 Clinton Road. It's Clinton, Pennsylvania. It's 15026. And the telephone number is 724-695-3902. Also, the Finishing Trades Institute of Western Pennsylvania District Council 57, a Joint Apprenticeship Program is also opening. They're located at 101 Ewing Road. That's Carnegie, PA, 15106. Actually, it's Collier, but the Carnegie Post Office. The number is 412-376-6061. So if you're interested in any of those, give them a call. Thank you, Mr. President.

PRESIDENT FITZGERALD: New Business. Ordinances and Resolutions. 5545-10.

MR. CATANESE: An ordinance of the Council of the County of Allegheny, approving the M/W/DBE participation policy of the Redevelopment Authority of Allegheny County, the Authorities for Improvements in Municipalities, the Allegheny County Industrial Development Authority, the Allegheny County Hospital Development Authority, the Allegheny County Higher Education and Building Authority and the Allegheny County Residential Finance Authority. Sponsored by Councilman William Russell Robinson.

PRESIDENT FITZGERALD: Refer to Committee on Economic Development and Housing. Mr. Robinson, do you wish to comment?

MR. ROBINSON: Just briefly, Mr. President. Some time ago, this Council passed an ordinance requiring all of our authorities and affiliated agencies to submit to us their policy and program relative to MBE, WBE, DBE, so that they might be turned into an ordinance. This is simply the end result of that process for the authorities that are listed.

PRESIDENT FITZGERALD: Please add Mr. Macey as a sponsor. 5546-10.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 210, entitled Assessment Standards and Practices, 5-210.02, entitled Valuation, method of valuation; in order to clarify the permissible uses of and parameters for questionnaires to owners of property subject to taxation. Sponsored by Councilwoman Rea.

PRESIDENT FITZGERALD: Refer to Committee on Government Reform. Ms. Rea, do you wish to comment?

MS. REA: I think Councilman Futules, basically, stated the issue, so I'd just like to really look at that issue. I know that some of the constituents that I have that received a questionnaire, that they thought was fairly --- I guess, invasive into their privacy. And it's never happened before. So I think we should just take a look at, maybe ---. It may be a policy issue. It may be something that will continue to happen or we prefer not happen. So I'd just like for everyone to sit down and look at the questionnaire and understand how, if you were a business owner or commercial property owner, how you would feel about answering it or how that plays into your assessment. Thank you.

PRESIDENT FITZGERALD: 5547-10.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, permitting NEW SUN RISING to use County-owned property. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Parks. 5548-10.

MR. CATANESE: A resolution of the County of Allegheny, Commonwealth of Pennsylvania, encouraging the establishment of Gardens for Seniors programs throughout

Allegheny County. Sponsored by Council members Futules, Fitzgerald, Gastgeb, Finnerty and Macey.

PRESIDENT FITZGERALD: Refer to Committee on Parks. Mr. Futules, do you wish to comment?

MR. FUTULES: Yes, I would. Thank you, Rich, Vince and Mike for your co-sponsorship, and I would encourage other members to co-sponsor this because this is promoting gardening in Allegheny County, especially the senior centers where the seniors don't have the opportunity to have gardens anymore. It's good therapy and helps in growing their vegetables together. We'll discuss it at the committee meeting. Hopefully, we get more co-sponsorships. Thank you, Mr. Futules. Mr. DeFazio?

MR. DEFAZIO: I'd just like to be a co-sponsor.

PRESIDENT FITZGERALD: Oh, add you on? DeFazio to the ---. Add Mr. Robinson and Ms. Rea and Mr. Burn and Mr. Ellenbogen and Ms. Cleary. Did you get all of those? And Mr. Drozd. Anybody I missed, just tell Joe. 5549-10.

MR. CATANESE: A resolution of the County of Allegheny, amending the Grants and Special Accounts Budget for 2010 (Submission 04-10). Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Budget and Finance. 5550-10.

MR. CATANESE: A resolution of the County of Allegheny, amending the 2010 Capital Budget for Allegheny County. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Budget and Finance. 5551-10.

MR. CATANESE: A resolution of the County of Allegheny, amending the 2010 Capital Budget for Allegheny County. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Budget and Finance. New Business, Motions. 5553-10.

MR. CATANESE: Motion of the Council of Allegheny County, permitting At-Large Council member McCullough to change his vote on Bill Number 5364-10, a motion approving the reappointment of Gregory K. Peaslee to the Board of Trustees of the Community College of Allegheny County, with a term to expire on April 23rd, 2015. Sponsored by Councilman McCullough.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Councilman McCullough, this is a rule. I'd like you to have a discussion, maybe,

with Mr. Cambest because this has never really been done before. But I want to give you the chance to kind of state more of the motion.

MR. MCCULLOUGH: As I understand this under Robert's Rules of Order, this is an up or down vote. It requires unanimous approval. It's not something we debate or discuss.

PRESIDENT FITZGERALD: Is that right, Mr. Cambest?

MR. CAMBEST: That's right. I think it should be ---. I don't know if it's proper to have a motion, but I think we would normally request the Chair for a vote for permission to change his vote, and then Council would decide unanimous, after the unanimous vote whether or not they give him that permission.

PRESIDENT FITZGERALD: Without comment?

MR. CAMBEST: That's right.

MR. MCCULLOUGH: That's right.

MR. CAMBEST: It's non-debatable.

PRESIDENT FITZGERALD: Call the roll.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Cleary?

MS. CLEARY: No.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Aye.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: No.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Yes.

MR. CATANESE: Mr. Gastgeb?

MR. GASTGEB: Yes.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Yes.

MR. CATANESE: Mr. McCullough?

MR. MCCULLOUGH: Aye.

MR. CATANESE: Ms. Rea?

MS. REA: Yes.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Nay.

MR. CATANESE: Mr. Fitzgerald, President?

PRESIDENT FITZGERALD: No.

MR. CATANESE: Ayes, 10, no's, 4. It fails.

PRESIDENT FITZGERALD: I'm sorry. You said it needed to be unanimous; is that correct?

MR. CAMBEST: It failed, 10-4.

PRESIDENT FITZGERALD: Notification of Contracts. 5552-10.

MR. CATANESE: Communication from County Manager Jim Flynn, submitting a summary of Executive Actions relating to contracts for the month of February 2010. Sponsored by the County Manager.

PRESIDENT FITZGERALD: Do I have a motion to receive the files?

MS. CLEARY: So Moved.

(Chorus of seconds.)

PRESIDENT FITZGERALD: Moved, second. Discussion? All in favor signify by saying aye.

ALL RESPOND AYE

PRESIDENT FITZGERALD: Receive the files. Comment on Non-agenda General Items. We have three speakers this evening. Mr. Lester Ludwig, you're first. Mr. Ludwig, would you come and state your name and address for the record, please, followed by Ken Miller and Tom Hoffman?

MR. LUDWIG: Thank you, Mr. President. I'm Les Ludwig, 6589 Rosemoor Street, in Squirrel Hill. This morning at City Council --- interestingly enough, because we have been talking here about employment --- the Pittsburgh Technology Center was honored. Attending was Brian Kennedy, 412-687-2700. You say, well, Les, what are you doing? Why are you bringing it up? There are 1,400 jobs that are not filled, and they're in the Pittsburgh Technology Center. And a small detail; the person to be contacted is Justin Driscoll (phonetic), and he's the one who's controlling the employment side. So I think that some coordination --- by dumb luck, I happened to be there this morning and witnessed honoring. Is there some way we can tie together the loose ends of the question of these perilous times of employment, so that the public, covered by television, will have a better idea of the fact that there are jobs and they're technical jobs and well-paying ones? That's number one.

Number two. At the end of the last meeting, I was asked by numerous people --- that was said to me by numerous people, that an apology was due to Dennis Davin (phonetic), and I produced the following. I apologize for the remarks concerning Dennis Davin. I'm concerned that the person who was most vociferous and has offered a helping hand to me in regards to three cents, which you're all familiar with and apparently not in favor. Therefore, this apology is to Mr. Davin and to all Council members attending the meeting; to all who viewed the TV of the meeting. So I thank you for the opportunity, but I didn't change my heartfelt position because I was the one who was pulled into the --- you're the lawyer. What's that outfit on Penn Avenue? You get pulled in for a review of legal matters, whether or not there was a theft, and all that kind of thing. It wasn't a very pleasant situation. But to Mr. Davin, I apologize here personally to him, and I do hope that he'll accept it in good faith, because he was quite upset at the fact that I had made a statement. I thank you.

PRESIDENT FITZGERALD: Thank you, Mr. Ludwig. Kenneth Miller? Mr. Miller, if you would state your name and address for the record, please.

MR. MILLER: Good evening. My name is Kenneth Miller. I live at 7125 Thomas (phonetic) Boulevard. I have a double-sided flyer that I'm handing out to you tonight. The first side is for an event on Sunday, April 18th, and it's a tribute to a co-founder of the Pittsburgh Anti-Sweatshop Community Alliance. The gentleman lived in Pittsburgh for 20 years, named Dennis Brutus. Dennis Brutus was in jail with Nelson Mandela in the late '50s, on Robyn Island. Robyn Island is spelled R-O-B-Y-N. I've gotten it wrong many times. I want to get it right. And while he was in jail with Nelson Mandela, he thought about things like the Cold War and segregation here in the United States and the Olympics. And he thought about how he could conjure world events in such a way as to liberate his society. And he did. He got out of jail at Robyn Island, and he continued his campaign to have the apartheid regime in South Africa banned from the Olympics. And they were banned in 1964 and 1968, largely in part because of his campaign. What happened was that --- you know, big chunks of the world are not white, and South Africa is. The apartheid regime was a racist regime in South Africa. And he went --- you know, to the countries

that the U.S. and Russia were competing for in the context of the Cold War.

And he said to them, look at South Africa. They're friends with the United States. The United States is in debt with them. We're inviting them to everything. Who are you going to believe is really on your side? You can look on TV; you can see what they're doing in the American South. How is the United States going to convince you to be on our side in the Cold War? And he leveraged that discussion about racism globally to force the expulsion of South Africa from the Olympic Games. And he spent 20 years here in Pittsburgh talking to Pittsburghers about his experience, using sports as a vehicle for social justice. And he had a great impact on many people here in this community. And I'm inviting you to please come hear about that on April 18th. Thank you very much.

PRESIDENT FITZGERALD: Thank you, Mr. Miller. Tom Hoffman? I don't see Mr. Hoffman here this evening. With that, do I have a motion to adjourn?

(Chorus of motions.)

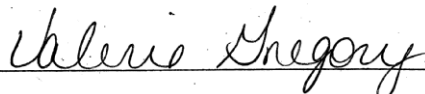
(Chorus of seconds.)

PRESIDENT FITZGERALD: Meeting adjourned.

MEETING ADJOURNED AT 6:22 P.M.

CERTIFICATE

I hereby certify, as the stenographic reporter, that the foregoing proceedings were taken stenographically by me, and thereafter reduced to typewriting by me or under my direction; and that this transcript is a true and accurate record to the best of my ability.


Court Reporter