

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
Amanda Green Hawkins	-	District 13

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

Tuesday, June 1, 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:

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

PRESIDENT FITZGERALD: Good evening. If everybody would please rise. Welcome to the Tuesday, June 1st, 2010 regular meeting of Allegheny County Council. If everybody would please rise for the Pledge of Allegiance, and please 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: Here.
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?
MS. GREEN HAWKINS: Present.
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: Fourteen (14) members present.
PRESIDENT FITZGERALD: Proclamations/
certificates. 5695-10.
MR. CATANESE: Certificates of Achievement
honoring the Shaler Area High School Hockey Team for

winning the 2010 USA Hockey Mid-American Pennsylvania State Championship and for finishing third overall in the National High School Championships. Sponsored by Councilman Burn.

PRESIDENT FITZGERALD: Councilman Burn.

MR. BURN: Thank you, Mr. President and members of Council. I would like the hockey team, and if the coaches are here, if they could join us as well up here at the podium. If you guys could come up.

Mr. President and members of Council, coach and players, thank you for coming down as the summer season is beginning. I'm sure there are other things you guys would rather be doing right now than standing here, but thanks for coming down and spending a few minutes with us. As a former player, I know how hard it is to train and be successful in this sport. But you guys have been here consistently winning championships and having a great record. It is a tribute to your teamwork, to your talent and to the coaching and to your parents.

But what I want to say when we have a group of young men and women down here receiving an athletic award is that every time we read in the paper about something that a young man or a young woman did in the County that's bad, and we read it in the paper and see it on TV, there's 20 good stories, at least, like this, about young men and women who step up and show leadership and win championships.

And whatever you do from this point forward, those of you that are graduating, going to college or starting a career, and those of you that are going to be on the team again next year, hopefully you'll win another championship. You'll be 99 years old sitting in a rocking chair, and nobody's ever going to be able to take away from you the fact that you were a champion in this 2009-2010 season.

Which one of you is the goaltender? Okay. I may have asked you this last year, but you know, goaltenders and public servants --- there's a lot in common. They're always shooting at you. So you may have a future in public service. Coach, with your permission, I'd like to read the proclamation into the record and then invite you to say a few words about the team. Again, congratulations on a great season.

This Certificate of Achievement is awarded to the 2009-10 Shaler High School Hockey Team in recognition

of their great season and outstanding athletic and coaching abilities, which were showcased in the team's capture of the 2010 USA Hockey Mid-American Pennsylvania State Championship and the team's appearance in the final four of the National High School Championships, where they finished third overall. Their commitment to excelling through the regular season and through the playoffs by utilizing every athlete on the roster is the true definition of a team. Their indelible contributions to Allegheny County's long legacy of sports champions are to be commended. Coach and players, on behalf of the citizens of Allegheny County, my colleagues on the Council, the residents of District 3 in Shaler Township and the Shaler Area School District, we join with you in celebration of your outstanding and memorable season. Congratulations. Well done, guys.

(Applause.)

COACH HETZ: Just prepared a quick statement since you were so kind to invite us here again this year. On behalf of the Shaler Area ice hockey program, I'd like to thank Councilman Burn and all the members of Council for inviting our team back again this year to be recognized for its most recent achievements. This year took us down a different road to success. Through the course of the 2009-2010 season, the Shaler Area Varsity Team proved it was the best team in western Pennsylvania by winning the PIHL Class AAA Season Championship, which also allowed it to compete for and win the USA Hockey Mid-Am District playoffs. By virtue of this victory, Shaler Area became Pennsylvania State champions and won the honor to represent Pennsylvania at the first ever, and to become annual, High School Hockey Championships in Chicago, Illinois.

The team proved that hockey in the western Pennsylvania area is as good as it comes, defeating numerous state champion teams and ultimately finishing third in the country at this prestigious event. New Tera (phonetic) High School, who ultimately won the national championship, beat us in an overtime game 5-4 in the semi-finals. It was a magnificent game. The quality and heart of the team that we have the good fortune of having at Shaler Area for the past year --- two years, actually, is second to none. To put the significance of their accomplishment in clearer perspective, Shaler Area was the only public school to make it to the final four. Being so

very proud of these 18 kids that I am, I want to thank you once again for taking the time to recognize their very unique accomplishment in this manner. Thank you so much.

(Applause.)

PRESIDENT FITZGERALD: Coach, before we take the picture, if you could name all of the players.

COACH HETZ: Thank you. We actually have several that are apparently still trying to make their way here, so they're not here. And I've got one that's at a --- actually at a college orientation meeting. But I'll start down here at the end. Raise your hands. Don Deltondo, Michael Powell, Tim Mooney, Zach Lynch, who actually, in the two games of the finals, hit seven of our, I believe, nine goals the final day of the tournament, which was quite an impressive result, Oscar Prom, Jacob Hetz, Joshua Hetz, Patrick Schafer, Sean McCue and Connor Burke behind me.

(Applause.)

PRESIDENT FITZGERALD: And parents, please come forward and take a picture.

(Pictures taken.)

PRESIDENT FITZGERALD: 5696-10.

MR. CATANESE: Proclamation honoring Edward deLuca for his lifetime of service to Allegheny County and recognizing his son, James deLuca, for continuing his legacy. Sponsored by Councilman William Russell Robinson.

PRESIDENT FITZGERALD: Councilman Robinson?

MR. ROBINSON: Thank you, Mr. President and members of Council. From time to time, extraordinary people enter our life and we realize that their impact is going to be far greater than the immediacy of their presence. One such person, who I met many years ago, was Mr. Edward deLuca. I thank you in advance for giving me an opportunity with your cooperation to recognize Mr. deLuca and his forward thinking about economic development. Many of the ideas and concepts that Mr. deLuca pioneered are being used by many of us and others as we enter the 21st century and look for solutions to the challenges of our economy.

Whereas, Mr. Edward deLuca served Allegheny County and the United States throughout his lifetime as an economic developer. Initially, he worked with the U.S. Agency for International Development and assisted in writing the Marshall Plan, which helped rebuild western Europe after World War II.

Whereas, Mr. deLuca organized the first Help Urban Business Club as the director of economic development for the City of Baltimore, Maryland. The HUB Club was mirrored in cities across the country and was later organized into the National Council for Urban Economic Development, which Mr. deLuca served as president for ten years.

And whereas, Mr. deLuca served as director of the City of Pittsburgh Department of City Development from 1977 to 1982.

And whereas, the International Economic Development Council named its lifetime achievement award after Mr. deLuca, and a number of his research papers are filed at the Hagley Museum and Library.

And whereas, James deLuca, Mr. deLuca's son, is adapting his father's economic strategies to our current technologically-oriented economy to create jobs and help move Allegheny County and our country into the future.

Now, therefore, be it resolved that Allegheny County Council, on behalf of the citizens of Allegheny County, recognize the economic innovation of Edward deLuca and commends James deLuca for continuing his father's innovative business strategies to better Allegheny County and our nation.

I'd like to have Mr. deLuca join me, if he will, James deLuca, to talk a little bit more about his dad, talk a little bit more about some of the things, I think, that will be very helpful to us as we search for answers to some of our economic challenges. Mr. deLuca?

(Applause.)

MR. DELUCA: Thank you very much, Bill. It's an honor and a pleasure to be here today. My father started out in the public sector during Lyndon Johnson's model of a great society. And the reason why he was able to actually galvanize the profession of economic development was because he was an engineer, a mathematician and a businessman. When my father looked at public money, he treated the money as his own, and he believed that any development from the public sector should be looked at in terms of its ability to create jobs, its ability to stimulate the tax base.

I am taking on the task of ---. When my father was in economic development, 80 percent of economic --- 80 percent of jobs created occurred in the manufacturing industries with less than 300 people. Now 60 percent of

jobs are created in service-oriented industries. I've put together an overview for two books. One is the New Marshall Plan, which, like I said, will be executive office, which recreates what a Marshall Plan would be like in today's American economy. And I had another model based upon my father's Comprehensive Economic Development Strategy, which we're going to convert into a demonstration project.

I really appreciate the thoughtfulness of this proclamation and Bill's desire to help me recognize my father. My father was a very tough act to follow. So I promise I'll do everything I possibly can to maintain the body of economic development my father has left. Thank you very much for your time today.

(Applause.)

(Pictures taken.)

PRESIDENT FITZGERALD: 5697-10.

MR. CATANESE: Let the record show that Councilman McCullough is present, and the remainder will be read into the record.

5697-10. Certificate of Achievement honoring Vinnie Macellaro for winning the 2010 Pennsylvania Golden Gloves State Championship in the 165-pound Middleweight Division. Sponsored by Councilwoman Cleary.

5698-10. Certificate of Achievement honoring Andreas Kamouyerou for winning the 2010 Pennsylvania Golden Gloves Championship in the 152-pound Welterweight Division. Sponsored by Councilwoman Cleary.

5699-10. Proclamation honoring Nathan Kuhns of Whitehall for his heroic efforts in saving his sister. Sponsored by Councilwoman Cleary.

5700-10. Proclamation supporting the Philadelphia Flyers in the 2010 Stanley Cup Finals. Sponsored by Councilman Drozd.

5701-10. Certificate of Achievement honoring Michael Rogowsky of Boy Scout Troop 262 for earning his Eagle Scout ranking. Sponsored by Councilman Finnerty.

5702-10. Proclamation honoring T. Rashad Byrdsong as the founder of the Community Empowerment Association. Sponsored by Council Members Green Hawkins, Robinson and Macey.

5703-10. Proclamation honoring the 80th anniversary of Dravosburg Volunteer Fire Department Number One. Sponsored by Councilman Macey.

5704-10. Proclamation honoring Father Casimir Kedzierski's 50th anniversary as a priest. Sponsored by Councilman Macey.

5705-10. Certificate of Recognition honoring the 50th anniversary of Stephen and Elizabeth Sabo. Sponsored by Councilman Macey.

5614-10. Certificates of Achievement honoring the Mt. Lebanon High School Boys' Basketball Team for winning the WPIAL Class AAAA Championship. Sponsored by Councilman Gastgeb and the Allegheny County Controller.

PRESIDENT FITZGERALD: Public comment on agenda items.

MR. CATANESE: We have none.

PRESIDENT FITZGERALD: Approval of minutes.

5706-10.

MR. CATANESE: Motion to approve the minutes of the May 4, 2010 regular meeting of Council.

MR. MACEY: So moved.

(Chorus of seconds.)

PRESIDENT FITZGERALD: Moved, second.

Discussion? All in favor signify by saying aye.

(Chorus of ayes.)

PRESIDENT FITZGERALD: Opposed? The motion carries. Presentation of appointments. 5707-10.

MR. CATANESE: Approving the appointment of Jay Wright to serve as a member of the Council of Friends Organization, Boyce Park, for a term to expire on June 1st, 2012. Sponsored by Councilman Martoni.

PRESIDENT FITZGERALD: Councilman Martoni?

MR. MARTONI: I'd like to make a motion to appoint.

(Chorus of seconds.)

PRESIDENT FITZGERALD: Moved, second.

Discussion? All in favor signify by saying aye.

(Chorus of ayes.)

PRESIDENT FITZGERALD: Opposed? The motion carries. Mr. Wright is approved. 5708-10.

MR. CATANESE: Approving the appointment of Teresa Wright to serve as a member of the Council of Friends Organization, Boyce Park, for a term to expire on June 1st, 2012. Sponsored by Councilman Martoni.

PRESIDENT FITZGERALD: Councilman Martoni?

MR. MARTONI: Motion to approve.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Moved, second.
Discussion? All in favor signify by saying aye.
(Chorus of ayes.)

PRESIDENT FITZGERALD: Opposed? The motion carries. Ms. Wright is approved. 5709-10.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Al Ahmed for reappointment to the Allegheny County Board of Health for a term to expire on January 12th, 2014. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Appointment Review. 5710-10.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending 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. 5711-10.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Daniel K. Bricmont, Esquire for reappointment to the Air Pollution Control Advisory Committee for a term to expire on December 31st, 2010. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Appointment Review. Unfinished business. Committee on Budget and Finance, second reading. 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: Chair Robinson?

MR. ROBINSON: Move for approval.
(Chorus of seconds.)

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: Ms. Green Hawkins?
MS. GREEN HAWKINS: Aye.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. McCullough?
(No response.)
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, noes 0. The bill

passes.

PRESIDENT FITZGERALD: 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: Chair Robinson?

MR. ROBINSON: Move for approval.

MR. MARTONI: 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: Ms. Green Hawkins?
MS. GREEN HAWKINS: Aye.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. McCullough?
(No response.)
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, noes 0. The bill

passes.

PRESIDENT FITZGERALD: 5687-10.

MR. CATANESE: A resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2010, Submission 07-10. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair Robinson?

MR. ROBINSON: Move for approval.

MR. MARTONI: 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: Ms. Green Hawkins?

MS. GREEN HAWKINS: Aye.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. McCullough?
(No response.)
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, noes 0. The bill

passes.

PRESIDENT FITZGERALD: Committee on Parks,
second reading. 5680-10.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, establishing County Policy for the delineation of structures in need of maintenance within the County parks. Sponsored by Council Members Rea, Fitzgerald, Finnerty, Drozd, Futules and Gastgeb.

PRESIDENT FITZGERALD: Chair Futules?

MR. FUTULES: Thank you. The meeting was held on May 25th for the demolition of some certain buildings. But what we did is we're going to be taking inventory of all the County-owned buildings within the County parks. And with that, we're going to check each structure, when necessary, if --- to be demolished, our demolition structures. But better even at that point we're going to know exactly the condition of all of the buildings and maybe even work on the buildings and we'll have complete inventory. This is a great piece of legislation and I'd like to move it.

MR. MACEY: Mr. President?

PRESIDENT FITZGERALD: So moved. Do we have a second?

MR. GASTGEB: Second.

PRESIDENT FITZGERALD: Mr. Macey?

MR. MACEY: Yes. I would like to be added to that.

PRESIDENT FITZGERALD: Put down Mr. Macey. I'm sorry. Do we have a second? Moved, second.

MR. FINNERTY: Second.

PRESIDENT FITZGERALD: Councilwoman, did you want to speak to this bill or ---?

MS. REA: I did, just for a second.

PRESIDENT FITZGERALD: Okay. Councilwoman Rea.

MS. REA: Thank you. I guess I just wanted to add to what Chairman Futules said, that the reason a building would be demolished would be if there was a health or safety concern with the building or if the cost of maintaining the building for years and years and years, just continually maintaining the building, would be cost prohibitive. So that's why we would demolish a building. Thank you.

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: Ms. Green Hawkins?

MS. GREEN HAWKINS: Aye.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Yes.

MR. CATANESE: Mr. McCullough?

(No response.)

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, noes 0. The bill passes.

PRESIDENT FITZGERALD: Committee on Public Works, second reading. 5681-10.

MR. CATANESE: An ordinance amending Ordinance Number 33-09-OR enacted September 16th, 2009, authorizing the County of Allegheny to sell a 0.787-acre parcel of excess land at the intersection of Hulton Road and Coxcomb Road in Plum Borough to T.D. Holdings, LLC for consideration in the amount of \$67,999 upon approval by Pennsylvania Department of Transportation, by deleting the requirement that PennDOT have the right to approve aspects of the sale, and further amending paragraph two of said ordinance. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Chair Macey?

MR. MACEY: Yes. Thank you, Mr. President and members of Council. I have an amendment by substitution. Can I have that passed out, please?

PRESIDENT FITZGERALD: Mr. Barker, would you pass that out? I think what we have to do is kind of read the bill and make a motion, and then we'll ---.

MR. MACEY: Yeah.

PRESIDENT FITZGERALD: And then describe that in the body.

MR. MACEY: Well, this is a parcel of ground that's going to be used to help facilitate building a Sheetz facility in Oakmont. And this was brought up back in 2009. It was pulled by the Chief Executive. And we're introducing it at this point.

PRESIDENT FITZGERALD: How about if you make a motion? Procedurally make a motion ---

MR. MACEY: Absolutely.

PRESIDENT FITZGERALD: --- to approve the bill. Then we'll do a second. Then we'll do the amendment.

MR. MACEY: Right. I make a motion that it be approved.

MR. MARTONI: Second.

PRESIDENT FITZGERALD: Moved, second. Discussion on the amendment? Now we'll talk about the amendment.

MR. MACEY: Okay. There were a few items that need to be corrected in the bill. And there was a Rules of Council --- there's a striking out amendment or clause that we had to take care of. There was a couple typos on the first page, Section 2. It was paragraph two. And we

didn't show some of those changes were deleted. And in addition, to make this piece whole, we did add a couple amendments --- attachments that has a map and an engineer's rendition of what the area is to look like.

PRESIDENT FITZGERALD: Okay. Making a motion to amend. Do we have a second on the amendment?

MR. FINNERTY: I'll second it.

PRESIDENT FITZGERALD: Okay. Moved and second on the amendment. Any discussion on the amendment by substitution? If not, I'm just going to ask for a voice vote then. All in favor signify by saying aye.

(Chorus of ayes.)

PRESIDENT FITZGERALD: Opposed? The motion carries. The bill is amended. Mr. Macey?

MR. MACEY: I make a motion that we pass the original bill.

MR. MARTONI: Second.

PRESIDENT FITZGERALD: The bill as amended. Moved, second. Any 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: Ms. Green Hawkins?

MS. GREEN HAWKINS: Aye.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Yes.

MR. CATANESE: Mr. McCullough?

(No response.)

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, noes 0. The bill

passes.

PRESIDENT FITZGERALD: New business. Ordinances and resolutions. 5712-10.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing Dreamworks Productions to use portions of Deer Lakes Park and North Park to film scenes for the motion picture, quote, I am Number IV, closed quote. Sponsored by the Chief Executive, Councilmen Futules and Finnerty.

PRESIDENT FITZGERALD: And please add me also as a co-sponsor on that. Now I'm going to turn to Chairman Futules to discuss it as sponsor.

MR. FUTULES: On the meeting that we had on the 25th of May, the Parks Department, Andy Baechle had come forward to us with this new legislation as far as the Dreamworks. So that's why this is coming up --- came up --- it was a non-agenda item at our committee meeting, but we did discuss it. What it is is they're going to be filming at North Park, I believe, and Deer Lakes Park. They're going to be filming the movie called I am IV, and it is Dreamworks. And there were some issues. They're going to be giving us \$10,000 as a donation towards any repairs of ceramics for the water tower at North Park if there was any damages. And Andy, I'm not sure we're clear on it. Maybe you might want to step up to the microphone for a second. I have a question for you. During the meeting, you had mentioned ---. I'll wait until you come on up.

PRESIDENT FITZGERALD: Let me ---. So that everyone understands, we're going to be asking for --- this will not be going to committee?

MR. FUTULES: No.

PRESIDENT FITZGERALD: Well, it may. I think you're going to ask for a waiver of the second reading?

MR. FUTULES: I will be asking for a waiver because time is of the essence here.

PRESIDENT FITZGERALD: Okay.

MR. FUTULES: During the meeting, we had discussed the possibility of the bond for Carp Field, any damages. Has that been proceeded?

MR. BAECHLE: \$50,000. We were doing the paperwork today for a \$50,000 bond.

MR. FUTULES: Okay. Because that wasn't clear if it was going to be done or not, at the meeting, so I wanted to clarify that.

MR. BAECHLE: That was one of the conditions to let them on.

MR. FUTULES: Okay. Just in case there's any damage to the field, due to the fact that the field is in perfect condition. We want to make sure that there's that bond in place to repair any damages there.

MR. BAECHLE: Correct. They're moving a carnival in, as far as the movie, and we didn't want them to hurt the field.

MR. FUTULES: Thank you very much. At this time, I'd like to waive the second reading.

PRESIDENT FITZGERALD: Make a motion to waive the second reading.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Moved and second. I'm going to call for a voice vote on the waiver of the second reading. All in favor signify by saying aye.

(Chorus of ayes.)

PRESIDENT FITZGERALD: Opposed? Second reading having been waived, Mr. Futules, do you want to discuss it further on the merits of the bill?

MR. FUTULES: Well, I think it's really great that we have a film company using County property, and we all certainly promote the use of our parks, as well as other parts of our county. They just used the jail recently for a movie, and other parts of our county. That's a great thing and we're happy to be a part of it. And at this time, I'd like to make a motion to approve.

MR. MACEY: Second.

PRESIDENT FITZGERALD: Moved, second. Any discussion on the bill? Mr. DeFazio, Mr. Ellenbogen and Mr. Finnerty.

MR. DEFAZIO: They're going to donate \$10,000, right?

MR. FUTULES: That is correct.

MR. BAECHLE: Well, an in-kind.

PRESIDENT FITZGERALD: An in-kind; right?

MR. BAECHLE: The terrazzo on top of the water tower needs to be restored. As part of this, they're

going to restore it up to \$10,000. Anything less than \$10,000 will be a cash donation to the County.

PRESIDENT FITZGERALD: John, is that all you had?

MR. DEFAZIO: That's it.

PRESIDENT FITZGERALD: Mr. Ellenbogen?

MR. ELLENBOGEN: That was actually my question. But while the director is up here, who's in this movie?

PRESIDENT FITZGERALD: Mr. Ellenbogen wants script approval on the ---.

MR. ELLENBOGEN: Right.

PRESIDENT FITZGERALD: Mr. Finnerty?

MR. FINNERTY: Thank you. Mr. Director, you talked about a \$50,000 bond on, I think it was Carp Field?

MR. BAECHLE: Correct.

MR. FINNERTY: In this bill that says Certificate of Insurance showing Allegheny County and its officials, agencies, employees as additional insured?

MR. BAECHLE: Correct. We've had that for some time.

MR. FINNERTY: And what does that mean?

MR. BAECHLE: That means if someone gets hurt in a park, let's say, on this amusement, if someone gets hurt either setting it up, taking it down, whether contractors or a resident or somebody in the park, their insurance will cover it.

MR. FINNERTY: Oh, okay.

MR. BAECHLE: And they also promise to leave all of our facilities as good or better than they found them.

MR. FINNERTY: Okay. Thank you.

PRESIDENT FITZGERALD: Mr. Ellenbogen?

MR. ELLENBOGEN: Director, how much is Allegheny County listed as an additional insured?

MR. BAECHLE: I can't remember off the top of my head. But we usually don't accept anything less than a million. I can't remember, though.

MR. ELLENBOGEN: Okay. So it's over half a million, though; right?

MR. BAECHLE: Oh, I'm sure it is.

MR. ELLENBOGEN: I just wondered. Okay. Thank you.

PRESIDENT FITZGERALD: If there's no further 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: Yes.
MR. CATANESE: Mr. Finnerty?
MR. FINNERTY: Yes.
MR. CATANESE: Mr. Futules?
MR. FUTULES: Yes.
MR. CATANESE: Mr. Gastgeb?
MR. GASTGEB: Yes.
MR. CATANESE: Ms. Green Hawkins?
MS. GREEN HAWKINS: Aye.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. McCullough?
(No response.)
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, noes 0. The bill

passes.

PRESIDENT FITZGERALD: 5713-10.

MR. CATANESE: A resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2010, Submission 08-10. Sponsored by the Chief Executive.

PRESIDENT FITZGERALD: Refer to Committee on Budget and Finance. New business, motions.

MR. CATANESE: We have none.

PRESIDENT FITZGERALD: Public comment on general items. I believe we have four speakers this evening. First will be Mr. Nathan Bunn. Mr. Bunn, if you would come forward to the podium and state your name and address for the record, please. Mr. Bunn, if you'd state your name and address for the record, please.

MR. BUNN: Nathan Bunn, 116 Ninth Street, Braddock, Pennsylvania. Ladies and gentlemen of the Council, I take it that you all should know my face and are aware of our organization, Gathered Peoples Movement. Allow me to refresh the memories of anyone present who may be curious as to who I am or what I represent. June 16th, 2009, my associates and I presented ourselves to you as Gathered Peoples Movement, a non-profit organization whose main focus and purpose is to help as many people in low-level income neighborhoods as possible. Why are we a non-profit organization who wants to help low-level income neighborhoods only? Because it has become plainly evident that the people living in these neighborhoods are the only ones who care and can make a difference.

Since this time last year, we have made a huge impact on our neighborhood as well as surrounding neighborhoods by accomplishing these milestones. First, organizing several Braddock Cleanup Day operations where me and my associates took several children and picked up garbage to give them an awareness about littering. Secondly, by entering negotiations with Woodland Hills High School about letting a few of our members speak at their school next year about sex, drugs and guns. Third, we have made commitments to the Braddock Library to help do volunteer work as far as weeding, planting, cleanup and reading the literature and history of our once great town to them. Fourth, by making something when there was nothing to be made.

This was not an easy goal, and many, including some of you members of Council, wrote us off as nobodies. They said we couldn't do it. They said, give up on Braddock. The people with money don't care about it. Why should you? Now a year later, after hundreds of hours have been contributed to onerous work without any financial assistance, advice or even one e-mail from any outside source, I present to you, ladies and gentlemen of the Council, Stop the Gun Violence Day, scheduled for June 19th, 2010. This is a poster showing ---. Some of you might not be able to see it too good from here, but this is showing that area where it's going to be located at.

I'm from Braddock, and I've grown up there. I have seen many leave and never return. I have seen many die because of the lack of economic development. The Allegheny Council is like a castle. Each one of you represent the lands of Allegheny County. People in

Braddock are dying. There are no stores open past 8:00 p.m. There are no job opportunities for people in Braddock. These are all the same things that I have said for the past year, attending meetings where I see businessmen get approved for million dollar deals without showing a plan of some sort.

North Braddock Council is more than eager to help us make this June 19th day a success. A few of the activities listed are speeches from myself; hopefully, Ben Roethlisberger, who makes more than the entire --- of my city in one year than we make in ten. Negotiations are swiftly underway. A few of the things that we are going to be doing on this blessed day are outlined in these packets I have assembled for each one of you. I couldn't get it assembled in your packets because --- to elaborate on things in here. I believe the last meeting that I attended ---. You're not going to press the buzzer?

MR. CATANESE: No.

PRESIDENT FITZGERALD: Your time is up, but go ahead.

MR. BUNN: I believe the last meeting that I attended, there was an amount, around \$20,000,000, that, if you can all agree to it in unison, if I'm not mistaken. The only money that we have for sure right now is the money that Levi's Jeans, based in California, is giving to us. The people in Levi's, hundreds of thousands of miles away, came to Braddock and interacted with us. They weren't afraid of us. They loved us and even held a block party last month that was a huge success.

I remember the last time I came, December 15th. I remember an all-boy Jewish school being given a great pat on the back in front of all of us who were here to plead our cases about the Braddock Hospital being closed down. They received a great big pat on the back for a school project, a school project about the poorest neighborhood in Pittsburgh. I want to see what we can receive for our real life project. I ask that our entertainment be paid for or sponsored somehow by the ladies and gentlemen of the Council. We will have our Stop the Gun Violence fundraiser, whether we can count on you for financial assistance or not.

PRESIDENT FITZGERALD: Thank you, Mr. Bunn. Lester Ludwig? Is Mr. Ludwig here? Larry McDonald? Is Mr. McDonald here? And Harry Liller? I don't see Mr.

Liller here. Mr. Liller is not here. That's our last speaker.

MR. MACEY: I make a motion we adjourn.

PRESIDENT FITZGERALD: Motion to adjourn?

(Chorus of seconds.)

PRESIDENT FITZGERALD: Meeting adjourned.

MEETING ADJOURNED AT 5:37 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