

ALLEGHENY COUNTY COUNCIL

REGULAR MEETING

- - -

BEFORE:

Charles J. Martoni	-	President, District 8
Nick Futules	-	Vice President, District 7
John P. DeFazio	-	Council-At-Large
Heather S. Heidelbaugh	-	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
John F. Palmiere	-	District 6
Robert J. Macey	-	District 9
William Russell Robinson	-	District 10
Barbara Daly Danko	-	District 11
James Ellenbogen	-	District 12
Amanda Green Hawkins	-	District 13

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

Tuesday, January 3, 2012 - 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 of Legislative Services
Jack Cambest - Solicitor

MR. DEFAZIO: The meeting will come to order. Will you all please rise for the Pledge of Allegiance to the flag, and remain standing for a silent prayer or reflection? Repeat after me.

(Pledge of Allegiance.)

(Silent prayer or reflection.)

MR. DEFAZIO: Thank you. We're going to go off the agenda out of order. But before we get started, I want to take --- we have a person visiting with us here today, a stranger, the new County Executive, Rich Fitzgerald. Let's all give Rich a hand.

(Applause.)

MR. DEFAZIO: Okay. We're going to get started. We're going to be out of order a little bit because some of the judges and some of the family members aren't here. We're going to start with 6678-12.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of Election certifying that at the election held on the 8th day of November, 2011, Heather Heidelbaugh was duly elected to the Office of At-Large Member of Council, in the County of Allegheny, Commonwealth of Pennsylvania.

(Applause.)

MR. DEFAZIO: Joe, do you know the Judge?

MR. CATANESE: It's Judge Maureen Kelly.

JUDGE KELLY: Raise your right hand and repeat after me. I, Heather S. Heidelbaugh, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution of the laws of the Commonwealth of Pennsylvania, so help me God.

MS. HEIDELBAUGH: I, Heather S. Heidelbaugh, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution of the laws of the Commonwealth of Pennsylvania, so help me God.

JUDGE KELLY: Congratulations.

(Applause.)

MR. DEFAZIO: We're going to go with 6676-12.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of

Election certifying that at the election held on the 8th day of November, 2011, Vince Gastgeb was duly elected to the office of Member of Council, District 5, County of Allegheny, Commonwealth of Pennsylvania.

(Applause.)

MR. CATANESE: Presented by Judge Mike Fisher.

JUDGE FISHER: Please raise your right hand and repeat after me. I, Vince Gastgeb, do solemnly swear that I will faithfully execute the Office of Member of Council, of the County of Allegheny and will do, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

MR. GASTGEB: I, Vince Gastgeb, do solemnly swear that I will faithfully execute the Office of Member of Council, of the County of Allegheny and will do, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

JUDGE FISHER: Congratulations.

MR. GASTGEB: Thank you.

(Applause.)

MR. GASTGEB: I guess I wanted to state --- I wasn't sure if Heather knew because she's new, but if you want to follow me, you're welcome to. I'm not sure why Judge Mike Fisher gave me small sentences and you got large sentences, but somehow I still figured it out, so thank you, Mike. Mike's been a friend of myself and my family for probably more than 25 years. I remember, actually, him being in my kitchen in 1980. I don't know if you remember that or not, but it's just a thrill to have you here, Mike. I thank you for that. I also want to thank my family behind me, my wife, Barb, my son, Corey, my daughters, Lauren and Kelly. My fourth son, Michael, wasn't able to make it down, but he's with my daughter-in-law and my new granddaughter, too. So it's been quite a year for the Gastgeb family.

And I really want to thank the voters of Allegheny County. Executive Fitzgerald said it best. Somehow we're able to run every four years, and now this is my fourth time here. So to have the confidence of the people that you would really like to have is important. And they've bestowed this honor to me that I wish to carry forth, so I'm truly appreciative.

I'm also appreciative of my family. The first time I came here in the year 2000, they couldn't wait to come. I had my parents and everybody. And here I had to drag them, and they're the only ones that made it. So the more you come, the less fanfare there is, personally.

But I think as an elected official --- and maybe I'll take the liberty of speaking for all 15 of my colleagues --- County Council is supposed to be a citizens' legislative body, and I truly believe it is. I may be a little bit grandiose in calling it a labor of love, but it's pretty close, we do think, because we want to serve. And I think the last couple years, we've really worked well together and, I think, in a bipartisan manner.

And as the minority caucus leader, I'll pledge that to Executive Fitzgerald starting out that, you know, we need to work together because the issues we have are probably the biggest in a while. I mean, we can read what's going on in the media today and what our tasks are going to be moving forward. We have a lot to do with energy and Marcellus that's going to require a collective approach. We also have to look at things like the airport and the jail and transportation. So it's ever so important that we do work together more than anything. And we've come to the time, I think, when, the electorate looks at public officials probably in less of a light and less of a good eye, if you will. So it really behooves us to do what we can together as a team.

I have a great team. I'll point out that John DeFazio, Chuck Martoni and Jan Rea started with me in 1999, and we're still together. And I guess I include Rich, too, but you're still here, as well, just across the hall. And I'm sure you'll keep your door open to us. He's shaking his head no, but we know how it will be. But no, we have a lot of confidence. Thanks for the key.

But you know, again, it's the ability to serve and the ability to try to do the best we can, no matter what party we're in. I will state that Jan Rea's following me and Heather went before me, so three Republicans are starting out. It's the first time that Republicans have gotten anything at the top of the food chain 12 years ago, so it's a nice start, so ---. At least Rich is laughing at that. So anyhow ---.

MR. DEFAZIO: We'll give you a break.

MR. GASTGEB: It's an honor, again, to be voted on by people in the South Hills. I truly appreciate it.

I appreciate my family coming down. And without a support mechanism, it's really hard to do this job. And again, Judge Fisher has been a friend. There's lots of friends here, my friend from high school and college who happens to work for the Governor, and also he's moved on. At least he's moved on to bigger and better things. But it's just an honor to be here. I thank my colleagues for working, my new ones and my ones prior. Thank you.

(Applause.)

MR. DEFAZIO: 6680.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of Election certifying that at the election held on the 8th day of November, 2011, Jan Rea was duly elected to the office of Member of Council, District 2, in the County of Allegheny, Commonwealth of Pennsylvania.

(Applause.)

MR. CATANESE: To be sworn in by Judge Mike Fisher.

JUDGE FISHER: Please raise your right hand and repeat after me. I, Jan Rea, do solemnly swear that I will faithfully execute the Office of Member of Council, of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

MS. REA: I, Jan Rea, do solemnly swear that I will faithfully execute the Member of Office (sic) of Council, of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

JUDGE FISHER: Congratulations.

MS. REA: Thank you.

(Applause.)

MS. REA: Thank you. I'd like to thank Judge Fisher and I'd like to thank my husband, Don, my son, Brad, his wife, Shiloh. And I'd especially like to thank all the voters of District 2 for supporting me and supporting me over the years. Thank you.

(Applause.)

MR. DEFAZIO: 6673-12.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of Election certifying that at the election held on the 8th

day of November, 2011, Barbara Daly Danko was duly elected to the Office of Member of Council, District 11, in the County of Allegheny, Commonwealth of Pennsylvania.

(Applause.)

MR. CATANESE: To be sworn in by Kathleen Mulligan.

JUDGE MULLIGAN: I, Barbara Daly Danko, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

MS. DANKO: I, Barbara Daly Danko, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

JUDGE MULLIGAN: Congratulations.

MS. DANKO: Thank you.

(Applause.)

MS. DANKO: First, I'd like to thank Judge Mulligan. She's actually not from my district, but she lives about two blocks away, and I can throw a baseball and hit her house, so we've been long-time friends. And since I've been sworn in three times in the last eight months, I felt this time I could go to my good friend, Kathy Mulligan. This is my husband and three of my four children. I got it together this time, too, to tell them to come up here with me, so I'm happy that they could be here.

When I first decided that I would be willing to be on County Council, when Rich decided to step down, I said, well, Rich, how much time, you know, does this take? Wrong person to ask. He said, well, really, you just have to go to two meetings a month and then it's as much time as you want to put in, but you know, with Rich that means every waking hour of day, and he only sleeps two hours. So it's been a lot of work, but as Vince pointed out, this can be a labor of love. You know, I've been working towards this, and I feel like I've brought a lot of my background and experience to this role on County Council.

I want to thank the voters of the 11th Council District. You know, the 14th Ward I knew, but this is a very big district. We go from Jeanne Clark in the 7th

Ward to the 15th, 16th, 31st Ward, Munhall, Homestead, West Homestead, so it's --- and the 16th Ward. It's a huge area to cover, and I'm working hard to get to know all the parts of the district.

I also want to thank my colleagues on County Council. You know, I've been --- there's a steep learning curve. Even if you've been, you know, sort of in government your whole life, there's a learning curve to becoming an elected official. And I appreciate all the support I've gotten from my 14 colleagues. Looking forward, you know, I said that I would always try to make decisions that I believe are in the long-run interests of Allegheny County, and I'm going to try to continue to do that. So thank you very much.

(Applause.)

MR. DEFAZIO: At this time, Heather Heidelbaugh will saw a few words she didn't get to say when she was up here. Heather?

MS. HEIDELBAUGH: Well, I think this is a good time --- that they forgot to tell the Republicans we could give remarks, but that's okay.

MR. DEFAZIO: All the other ones did it.

MS. HEIDELBAUGH: I'm having a small reception after this evening's festivities at the --- on the ninth floor of the City-County Building, and everyone here is welcome to attend, and I'll give a few remarks then. Thank you.

MR. DEFAZIO: Thank you. Okay. We're now going with 6675-12.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of Election certifying that at the election held on the 8th day of November, 2011, Nick Futules was duly elected to the Office of Member of Council, District 7, in the County of Allegheny, Commonwealth of Pennsylvania. Mr. Futules will be sworn in by Judge Linda Zucco.

JUDGE ZUCCO: Raise your right hand. I, Nick Futules, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect and defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

MR. FUTULES: I, Nick Futules, do solemnly swear that I will faithfully execute the Office of Member of

Council of Allegheny and will, to the best of my ability, preserve, protect and defend and obey the Constitution of the United States and Constitution and the laws of Pennsylvania.

(Applause.)

MR. FUTULES: I want to thank Linda Zucco. As you can see, she dressed rather appropriately for the holiday here. She's the most beautiful judge that I know.

JUDGE ZUCCO: He's my cousin.

MR. FUTULES: And I was going to say that, but see, I was thinking about marrying her one day, but Gino got to her first, so I better confess that the next best thing, we're first cousins, so you can see the family resemblance. I'd like to recognize the folks that are here tonight, and I'd like to first recognize our first Chief Executive, Mr. Roddey.

(Applause.)

MR. FUTULES: Mr. Roddey was our first Chief Executive, and I represent him in the 7th District, and we are neighbors. But he drives past my house and he throws stones once in a while, but that's okay. He's a good neighbor. And of course, Rich Fitzgerald, our new Chief Executive, I'd like to thank you for coming. And I see our representatives for the jail guards are here. Thank you for coming. Jason Altmire, our Congressman, has come special today.

(Applause.)

MR. FUTULES: I see the several judges here today, and I see some people from the 7th District, the Gleasons and Lois up there, and a few people from Plum. There's Valerie. And of course, our judges are here, too. There's a lot of judges in this room today. It's an honor to get reelected in the 7th District. I believe I was the first one ever to do that in the history of Council, so it shows that the people of Allegheny County in the 7th District trusted me to come a second term. And I want to thank all those 10,000-some-odd people that did come out and vote for me because that's very important. You know, I serve for the people of Allegheny County. We don't just hold an office. We serve for the people, and that's why we're here.

And I heard the words of Jon Delano the other day when he said these are very turbulent times to be a council person or an elected official in any municipality or state or any level of government. And it's certainly

good to know that we have Rich and Council members here to protect our county and make sure that we --- make sure that we stay above the curve. And I intend to work very hard the next four years to accomplish that. Thank you.

(Applause.)

MR. DEFAZIO: Next we're going with 6679-12.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of Election certifying that at the election held on the 8th day of November, 2011, John Palmiere was duly elected to the Office of Member of Council, District 6, in the County of Allegheny, Commonwealth of Pennsylvania. He will be sworn in by Judge Mike Marmo.

JUDGE MARMO: I have to say one thing while I'm up here today. When John was appointed, I had the honor of swearing him in, and I've gotten to know him very well over the years. And I want you to know this is the most decent human being I've ever met. He has one of the most wonderful personalities. And I really think that he's a real good asset for County Council, and I am honored to be here today on his behalf.

John, raise your right hand and repeat after me. I, John F. Palmiere, do solemnly swear that I will faithfully execute the Office of the Member of Council of the County of Allegheny, and I will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

MR. PALMIERE: I, John F. Palmiere, do solemnly swear that I will faithfully execute the Office of the Member of Council of the County of Allegheny, and I will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

JUDGE MARMO: Congratulations.

(Applause.)

MR. PALMIERE: Good evening, everyone. Happy New Year, everyone. I just want to introduce my son, John, who has helped me with these elections and all the running around that you have to do these days to get elected. I want to recognize my colleagues on Council. And ladies and gentlemen, it's an honor to be here tonight to represent District 6. I want to thank all those voters for showing confidence in me, and I want to assure everyone, including our newly-elected Executive, Rich

Fitzgerald, I'm here to serve and not to be self-serving. I look forward to being part of the future here for the County of Allegheny, and I thank you very much.

(Applause.)

MR. DEFAZIO: Joe, we're going to go next with my 6674-12.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of Election certifying that at the election held on the 8th day of November, 2011, John DeFazio was duly elected to the Office of At-Large Member of Council, in the County of Allegheny, Commonwealth of Pennsylvania. He'll be sworn in by Judge Robert Dzvonic.

JUDGE DZVONICK: Good evening. I have the distinct pleasure --- I have two councilmen in my district. I have Jim Burn and John DeFazio. And like the beginning --- what was it?

MR. DEFAZIO: Twelve (12) years ago.

JUDGE DZVONICK: Twelve (12) years ago, over at Soldiers and Sailors Hall, I had the pleasure of doing --- swearing in John then. And this is his fourth, and I just got reelected, so we must be doing something correctly.

Raise your right hand and repeat after me. I, John P. DeFazio, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and the laws of the Commonwealth of Pennsylvania.

MR. DEFAZIO: I, John P. DeFazio, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and the laws of the Commonwealth of Pennsylvania.

JUDGE DZVONICK: God bless you.

MR. DEFAZIO: Thank you.

(Applause.)

MR. DEFAZIO: My wife and my youngest daughter were just up here. They left. I was going to --- they come late, as usual. I have six kids. Thank God they were --- a bunch of them were supposed to come tonight, but we would have been here until eight o'clock waiting for everybody. That's not a joke. They all take after their mother.

MR. FUTULES: Keep going, John.

MR. FINNERTY: Lots of points up here.

MR. DEFAZIO: I can't find them for Council here.

MR. GASTGEB: No wonder why she's not standing with you.

MR. DEFAZIO: Yeah. Yeah. I have John standing here. Anyway, all kidding around aside, I'm thankful to be here. I'm thankful for all the people in Allegheny County. I run at large, so I've been elected every time. I haven't really had much of an election. So if it keeps going this way, it makes it easy when you don't have an opponent again, so ---. It's an easy way to win; right? But anyway, I want to thank everybody. Thanks a lot.

(Applause.)

MR. DEFAZIO: Okay. We're going to go with 6681-12.

MR. CATANESE: Communication from the Return Board of Allegheny County, submitting a Certificate of Election certifying that at the election held on the 8th day of November, 2011, William Russell Robinson was duly elected to the Office of Member of Council, District 10, County of Allegheny, Commonwealth of Pennsylvania.

(Applause.)

MR. CATANESE: To be sworn in by Judge Joe Williams.

JUDGE WILLIAMS: I'm honored to be here today, but to put this in context, I met this gentleman 41 years ago. He was my professor at Carnegie Mellon when I took a course from him, Political Power in an Organizational Context. So to see how things evolved and what we're doing today, I'm really honored to be here.

Please raise your right hand and repeat after me. I, William Russell Robinson, do solemnly swear that I will faithfully execute the Office of Member of Council of the County of Allegheny and will, to the best of my ability, preserve, protect and defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

MR. ROBINSON: I, William Russell Robinson, do solemnly swear that I will faithfully execute the Office of Member of Council for the County of Allegheny and will, to the best of my ability, preserve, protect and defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

JUDGE WILLIAMS: Congratulations.

MR. ROBINSON: Thank you.

(Applause.)

MR. ROBINSON: I want to first give honor and glory to God. I want to thank Judge Williams. He sort of told on me, that he's been knowing me that long. I had almost forgotten. But I thank him for being a friend. I thank him for the fine man that he has become. And I thank him for giving time and effort to serving people of this Council. I want to introduce a couple friends who are here. Someone mentioned earlier oftentimes we have to sort of coax, encourage folks to show up at the swearing in ceremony. The first time, it's not difficult. The second time, unless you're going up a peg, it's very difficult. So I can appreciate those who were able to encourage folks to come out tonight.

To my left is a good family friend and an attorney here in our county, Judith Anderson. She's a very good friend of my sister. She's my sister's daughter's godmother and a great, great family friend. And next to her is, literally, my best friend. We've been friends since junior high school, and he is truly a friend. When you have a real friend, they will go through thick and thin with you, sometimes, many times, when they don't want to. And Noel Roach has been that kind of friend. We will continue to be friends, and I thank him very much for coming out to see me and standing with me.

As all of my colleagues know and probably most of you, I'm not a man of few words. I told my mother and sister, who could not be with us this evening, that I was going to keep it short. My mother just laughed. But I'll do my best. This year begins the 31st year of my public service, 8 years on Pittsburgh City Council, 14 years in the General Assembly and 8 years on this Council, plus two months. I've been around a long time. This is the fourth decade in which I will have served, the '70s, the '80s, the '90s and the 200s. Is that what we call it?

JUDGE WILLIAMS: 2000.

MR. ROBINSON: 2000. Thank you, Your Honor. And I'm very honored and proud to be here to serve. And while there are probably very few people in this county who can talk longer than I can, I thank you for allowing me to say what I need to say. There's always a time when you want to say something humorous or you want to say something that's insightful, but I thought today, keep it

short, really, because in 30 years, you've pretty much said it all. I'm pretty much the same guy I was when the Judge met me. I don't have as much hair, a little fatter, but I'm basically the same person.

Those of you who have experienced me here on County Council, you know that to be, and what you see is pretty much what you get. And while sometimes you can understand the tune, you don't know where it's coming from. But my commitment is to the people of this county, to work with my colleagues, to work with our Chief Executive and all the other elected officials in this county, all 3,500 of them, to do what we can do to serve the people that we represent, to serve the people of Allegheny County. So that's my pledge to my colleagues, to all of you. If you give me the opportunity, I'll speak on your behalf, I'll stand up for you and I'll always be proud to say that I'm an elected official here in Allegheny County. Thank you and God bless you.

(Applause.)

MR. DEFAZIO: Okay. I guess our last one will be 6677-12.

MR. CATANESE: Communication from the Return Board of Allegheny County submitting a Certificate of Election, certifying that at the election held on the 8th day of November, 2011, Amanda Green Hawkins was duly elected to the Office of Member of Council, District 13, in the County of Allegheny, Commonwealth of Pennsylvania.

(Applause.)

MR. CATANESE: To be sworn in by Judge Joe Williams.

JUDGE WILLIAMS: Amanda has a new team member since I saw her last.

Please repeat after me. I, Amanda Green Hawkins, do solemnly swear that I will faithfully execute the Office of Member of Council for the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

MS. GREEN HAWKINS: I, Amanda Green Hawkins, do solemnly swear that I will faithfully execute the Office of Member of Council for the County of Allegheny and will, to the best of my ability, preserve, protect, defend and obey the Constitution of the United States and the Constitution and laws of the Commonwealth of Pennsylvania.

JUDGE WILLIAMS: Congratulations.

MS. GREEN HAWKINS: Thank you.

(Applause.)

MS. GREEN HAWKINS: Thank you. Thank you very much. I'd like to first thank my family, my husband, Rommie Hawkins, and my son. Without their support --- yes, a 14-month-old has to support you. Without their support, I would not be able to do half of the things that I'm able to do, County Council being one of the hugest responsibilities outside of work that they do along with me, I should say. I'd also like to thank Judge Williams for graciously offering to swear me in today. It's truly an honor to be sworn in by Judge Williams. I remember the campaign trail before he was elected, so it's truly an honor to be sworn in by Judge Williams. And I'd like to thank the residents of Allegheny County and the constituents of Council District 13 for their support and for electing me to serve them because that's really what I do on County Council. I serve the people. They don't serve me.

And we have some heady and meaty issues to tackle in this coming --- in the coming term, in the coming year. And I look forward to the challenges and to working with all of my wonderful colleagues here on County Council. Thank you.

(Applause.)

MR. DEFAZIO: Jan Rea?

MS. REA: Thank you, John. I just want to acknowledge two other people in the room, the Honorable Melissa Hart and also Mary Ann Eisenreich, who is director of the Governor's Office, for coming this evening. Thank you.

(Applause.)

MR. DEFAZIO: Okay. At this time, we're going to have the roll call.

MR. CATANESE: Mr. Burn?

MR. BURN: Here.

MR. CATANESE: Ms. Danko?

MS. DANKO: Here.

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?
MS. GREEN HAWKINS: Present.
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: Here.
MR. CATANESE: Mr. Macey?
MR. MACEY: Here.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Here.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Here.
MR. CATANESE: Ms. Rea?
MS. REA: Here.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Present.

MR. CATANESE: Fifteen (15) members present.

MR. DEFAZIO: Thank you. At this time, we're going to have the organization of Council. And now I'm open up nominations for president of Council. Anybody want to ---? Nick Futules. You raised your hand first.

MR. FUTULES: Yes. Thank you. I'd like to nominate a man tonight that I've known for many years. He didn't know me, but I knew him as the Masked Marvel. He's the man that's the eldest of this Council with seniority and the most respected man on this Council tonight. So I would like to nominate Dr. Charles Martoni.

MS. DANKO: Second.

MR. DEFAZIO: No, we don't need a second.

MR. FUTULES: No second.

MR. DEFAZIO: Okay. Is there any other nominations? Chuck Martoni, once, Dr. Martoni, Dr. Martoni. Anyone else?

MR. GASTGEB: Yes.

MR. DEFAZIO: Mr. Gastgeb, go ahead.

MR. GASTGEB: Thank you, Presiding Officer DeFazio. I appreciate the comments of Mr. Futules and concur. At this time, I'd like to nominate Jan Rea for the position of president. Thank you.

MR. DEFAZIO: Jan Rea once, Jan Rea twice.

MR. GASTGEB: Do you want a second on that?

MR. DEFAZIO: No, you don't need a second. Is there any other nominations?

MR. ELLENBOGEN: I just want to know, if he's allowed to nominate the Masked Marvel, why can't I nominate Captain Johnny?

MR. DEFAZIO: Okay. You know what? To make it really official ---.

MR. ELLENBOGEN: But you're not accepting?

MR. DEFAZIO: No, no. You've got to accept --- first of all, Dr. Martoni, do you accept your nomination?

MR. MARTONI: Yes, I do.

MR. DEFAZIO: Jan Rea, do you accept your nomination?

MS. REA: Yes, I do.

MR. DEFAZIO: Okay. Nominations will now be closed. Okay. So now we do a roll call vote.

MR. CATANESE: Mr. Burn?

MR. BURN: Martoni.

MR. CATANESE: Ms. Danko?

MS. DANKO: Dr. Martoni.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Dr. Martoni.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Ms. Jan Rea.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Dr. Martoni.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Dr. Martoni.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Dr. Martoni.

MR. CATANESE: Mr. Gastgeb?

MR. GASTGEB: Jan Rea.

MR. CATANESE: Ms. Green Hawkins?

MS. GREEN HAWKINS: Dr. Martoni.

MR. CATANESE: Ms. Heidelbaugh?

MS. HEIDELBAUGH: Ms. Rea.

MR. CATANESE: Mr. Macey?

MR. MACEY: Dr. Martoni.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Chuck Martoni.

MR. CATANESE: Mr. Palmiere?

MR. PALMIERE: Dr. Martoni.

MR. CATANESE: Ms. Rea?

MS. REA: Jan Rea.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Dr. Martoni.

MR. CATANESE: We have 11 votes for Dr. Martoni and 4 votes for Councilwoman Rea.

MR. DEFAZIO: So Dr. Martoni would be the elected new president of Council. Any other questions? Seeing none, okay. At this point, I'll move over and Mr. Martoni will take the stand.

(Applause.)

PRESIDENT MARTONI: First, I want to ask for the Council's patience. Could you hear me out there?

AUDIENCE MEMBERS: Yes.

PRESIDENT MARTONI: I want to thank Council for this opportunity to serve as your Chair. I appreciate that. I will need a lot of help. We have a lot of things to do. If we're going to do it, we're going to do it fine and we're going to do it together as 15 members. Okay? We're going to forget about everything else. And with everything we're going to do, we're going to do for the benefit of Allegheny County and the citizens of Allegheny County. At this time, proclamations and certificates. Is there any proclamations?

MR. CATANESE: We have none.

PRESIDENT MARTONI: No proclamations. Approval of minutes of our last regular meeting.

MR. CATANESE: We have none.

PRESIDENT MARTONI: No minutes of the last meeting?

MR. CATANESE: No, sir.

PRESIDENT MARTONI: Okay. Presentation of appointments.

MR. CATANESE: We have none.

PRESIDENT MARTONI: Unfinished business.

MR. CATANESE: We have none.

PRESIDENT MARTONI: Boy, I got a great start; don't I, guys? Liaison reports.

MR. CATANESE: It's up to you.

PRESIDENT MARTONI: Are there any reports? Okay. At this point, what I would like to do is nominate the vice president of the County of Allegheny's body here. I'd like to nominate Nick Futules. Did I do that properly?

MR. FUTULES: It sounds good to me.

MR. DEFAZIO: Point of order. I don't think he has to nominate. He appoints. It's appointed.

MR. BARKER: There's no vote on it.

PRESIDENT MARTONI: There's no vote on it, so I appoint Nick Futules. That makes it real easy. Thank you, Nick.

MR. FUTULES: Thank you, Doctor.

(Applause.)

PRESIDENT MARTONI: New business. Ordinances and resolutions. 6669-12.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending and supplementing the Allegheny County Code of Ordinances, Division 4, entitled Ordinances, through the creation of a new Chapter 495 entitled Community Development Block Grant Program in order to clarify the procedures to be employed by the county in approving grants under the Community Development Block Grant, CDBG, Program within Allegheny County. Sponsored by Councilman Gastgeb.

PRESIDENT MARTONI: I think that should go to the Committee on Budget and Finance. Bill?

MR. ROBINSON: Thank you.

MR. GASTGEB: I'd just like to say a few words.

PRESIDENT MARTONI: Yes, please.

MR. GASTGEB: Just a word on the bill. I guess before I comment on the bill, I've got the President to my left and the Vice President to my right. I don't know what that means for me for the next four years, but they say the road is between whatever. But anyhow, we talked about this Council having relevance. I really Bill 6669-12 provides that relevance to our body through CDBG appropriations. I look forward to working in Budget and Finance. Thank you.

PRESIDENT MARTONI: Thank you. 6670-12.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Allegheny County Code of Ordinances, Article 210 of Division 1, entitled Assessment Standards and Practices, in order to clarify an existing county policy for periodically reviewing the status of all properties qualifying for exemption from property taxation under the Institutions of Purely Public Charity Act. Sponsored by Council Members Finnerty and Macey.

PRESIDENT MARTONI: I think that should go to Committee on Government Reform.

MR. PALMIERE: Mr. President?

PRESIDENT MARTONI: Yes.

MR. PALMIERE: I'd like to be included on that also, please, as a sponsor.

PRESIDENT MARTONI: Anyone else want included to be on?

MR. ROBINSON: Mr. President?

PRESIDENT MARTONI: Yes. Yes, Bill.

MR. ROBINSON: On the same bill, I'd like to be a sponsor.

PRESIDENT MARTONI: Okay. Anyone else?

MR. FINNERTY: Chuck, I think that bill got --- I don't know. 6669-12, shouldn't that go into Economic Development? That isn't where it was. You sent it to Budget and Finance.

PRESIDENT MARTONI: I sent it to Budget ---. The way I read it, it looked like a Budget and Finance. It should go to Economic ---?

MR. FINNERTY: Yes, Community Development Block Grant Program for economic development.

PRESIDENT MARTONI: Okay. I really don't have any hard feelings if it goes to Economic Development. Okay. So can we change that, Bill? It goes to Economic Development?

MR. ROBINSON: Yes, sir.

PRESIDENT MARTONI: Okay. Thank you, Mike.

MR. FINNERTY: Okay. Thank you.

PRESIDENT MARTONI: Okay. We're at 6670-12.

MR. DEFAZIO: Seventy-one (71).

PRESIDENT MARTONI: 71-12. Sorry.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, permitting the Pittsburgh Botanical Garden, formerly the Historical (sic) Society of Western Pennsylvania, to use county-owned real property located within Settlers Cabin Park. Sponsored by the Chief Executive and Councilman Martoni.

PRESIDENT MARTONI: I think that should go to Committee on Parks, and I think there's some urgency on that.

MR. FUTULES: Yeah. May I speak on that? May I speak to that, Mr. President?

PRESIDENT MARTONI: Yes, you may.

MR. FUTULES: As the Chairman of the Parks Committee, I'm very aware of the ordinance that's about to come before us. I want to let Council members know that this is a very important issue for county parks, and I urge Council members and even non-Council members to come

to the Committee meeting because there's going to be a lot of questions asked. Now, this is giving up six acres of Settlers Cabin, along with the work shed and also the Settlers Cabin itself and another home. They want to turn it into a banquet facility as part of the Botanic Gardens. And I think there's some issues that need to be resolved, and I really, truly believe that time is of the essence. They have until January 31st or they could lose a \$5,000,000 grant. This was supposed to be introduced earlier in the year. As you can see, the time has lapsed from December to January. We have to start all over, so this is time of the essence, and I really want to urge Council members to get involved and make sure you have all your questions answered before we vote on this.

MR. FINNERTY: Mr. President, can I --- point of order.

PRESIDENT MARTONI: Sure. Go ahead.

MR. FINNERTY: Number one, you sent that to Parks.

PRESIDENT MARTONI: Yes, I did.

MR. FINNERTY: It's off the floor. It's not on the floor. You sent it to a committee.

PRESIDENT MARTONI: Yes, I did.

MR. FINNERTY: Okay?

PRESIDENT MARTONI: Yes, I did.

MR. FUTULES: I'm just commenting.

PRESIDENT MARTONI: Well, he has a right to comment; doesn't he?

MR. FINNERTY: I don't know. I'm just saying that usually when --- I didn't ---.

MR. ELLENBOGEN: Yes, you did. You told him that he sent it to the wrong committee.

MR. FINNERTY: I was talking about something else.

MR. ELLENBOGEN: And I have something I have to say about this bill.

MR. FINNERTY: Well, I wanted to --- I actually wanted to co-sponsor the bill also.

MR. ELLENBOGEN: Mr. President?

MR. FUTULES: It can go to committee. I just want to make sure everybody knows to be there.

MR. FINNERTY: Once you send something to committee, it's off the floor.

MR. FUTULES: Okay.

PRESIDENT MARTONI: I personally don't agree with that. That's why we meet, to have things on the floor. I give the directive; okay? All you good, diligent people. Mr. Futules?

MR. FUTULES: I'm just urging everybody to show up at the committee meeting. That's exactly what I'm saying.

PRESIDENT MARTONI: Right. And I think that was good. Go ahead, Jim.

MR. ELLENBOGEN: May I make a point here?

PRESIDENT MARTONI: Yeah.

MR. ELLENBOGEN: There's an issue about this that has not been raised, and that is that this will remove the maintenance public works facility. The original agreement was if that would be done, they would replace the facility. That being said, that's a major issue for the maintenance of that park. And because of that, Chairman Macey should be included, and it should go to a joint committee.

PRESIDENT MARTONI: Let's let it go to a joint committee. That's fine.

MR. FUTULES: Okay.

PRESIDENT MARTONI: That's fine. I agree with that.

MR. ELLENBOGEN: Only because of the maintenance issue, they won't have a chance to voice on it.

MR. FUTULES: It's a good point.

PRESIDENT MARTONI: Good point. Thank you.
6672-12.

MR. CATANESE: Resolution of the County of Allegheny authorizing the issuance of tax and revenue anticipation notes in the aggregate principal amount not to exceed \$175,000,000; providing for the date, interest rate, maturity date and place of payment in respect of the notes; accepting a proposal for the purchase of the notes; providing for the security of the notes; authorizing the proper officers to execute and deliver the notes; authorizing and directing the preparation, certification and filing of the proceedings with the Department of Community and Economic Development; appointing a paying agent and registrar; and approving a form of note; and repealing inconsistent resolutions. Sponsored by the Chief Executive and Councilman Martoni.

PRESIDENT MARTONI: I believe that should go to Committee on Budget and Finance. Bill?

MR. ROBINSON: Yes, sir.

PRESIDENT MARTONI: New business, motions.

MR. CATANESE: We have none.

PRESIDENT MARTONI: None. Notification of contracts.

MR. CATANESE: None.

PRESIDENT MARTONI: Public comment on general items.

MR. CATANESE: We have none.

PRESIDENT MARTONI: The committees --- what I would like every member --- and Mike just brought a real good --- are committees staying the same? Not necessarily. But for tonight's meeting, we're going to use the committees that are in place to get our business done. I would like every member of Council to notify us, notify the office. Whatever desirable committee you want to be on, we want to take a look at it. Okay? I mean, everybody has that opportunity. But for our business tonight, I don't think we can form a committee tonight and handle these kinds of issues. So we'll use the people that are on this committee who's already on it. I hope those individuals like Bill and so forth don't mind that. Okay?

MR. ROBINSON: No, sir.

PRESIDENT MARTONI: Okay. Public comment. I think I said there was no public comment.

MR. CATANESE: We have none.

PRESIDENT MARTONI: Motion for adjournment.

MR. DEFAZIO: Motion to adjourn.

MR. MACEY: Second.

PRESIDENT MARTONI: The meeting stands adjourned.

MEETING ADJOURNED AT 6:02 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

Beth A. Quigley