

ALLEGHENY COUNTY COUNCIL

REGULAR MEETING

- - -

BEFORE:

Dr. 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, March 6, 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:

James Flynn - County Manager
Joseph Catanese - Director of Constituent Services
Jared Barker - Director of Legislative Services
Walter Szymanski - Budget Director
Jack Cambest - County Solicitor

PRESIDENT MARTONI: The March 6th meeting of Allegheny County Council will now come to order. Please rise for the Pledge of Allegiance, and remain standing following that for a silent prayer or reflection.

(Pledge of Allegiance.)

(Silent prayer or reflection.)

PRESIDENT MARTONI: Please be seated. 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: Present.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Here.
MR. CATANESE: Ms. Rea?
MS. REA: Here.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Present.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Present.

MR. CATANESE: Fifteen (15) members present.

PRESIDENT MARTONI: Proclamations/
Certificates. 6803-12. We're holding that one; am I correct?

MR. CATANESE: That's correct.

PRESIDENT MARTONI: Okay. 6804-12.

MR. CATANESE: The remainder will be read into the record. 6804-12. Proclamation honoring Mr. Witold J. --- Vic --- Walczak, for his 20 years of service as an attorney with the American Civil Liberties Union of Pennsylvania. Sponsored by Councilwoman Danko.

6805-12. Proclamation honoring Mr. Stephen M. Froehlich, Jr., for receiving numerous Shaler Area High School Titan of the Month awards. Sponsored by Council members Burn and DeFazio.

6806-12. Certificate of Achievement honoring Mr. Michael L. Calfe, upon earning the rank of Eagle Scout. Sponsored by Councilman Burn.

6807-12. Certificate of Achievement honoring Mr. Joshua J. Phillips, upon earning the rank of Eagle Scout. Sponsored by Councilman Finnerty.

6808-12. Certificate of Achievement honoring Mr. Maxwell J. Hanich, upon earning the rank of Eagle Scout. Sponsored by Councilman Finnerty.

6809-12. Certificate of Achievement honoring Mr. Ryan S. Eberle, upon earning the rank of Eagle Scout. Sponsored by Councilman Finnerty.

6810-12. Certificate of Achievement honoring Mr. Peter Daniel Henkels, upon earning his rank of Eagle Scout. Sponsored by Councilman Gastgeb.

6811-12. Certificate of Achievement honoring Mr. Andrew Episcopo, upon earning his rank of Eagle Scout. Sponsored by Councilman Martoni.

6812-12. Certificate of Achievement honoring Mr. Matthew Limbacher, upon earning the rank of Eagle Scout. Sponsored by Councilman Martoni.

6813-12. Certificate of Achievement honoring Mr. George Kehlert, upon earning the rank of Eagle Scout. Sponsored by Councilman Martoni.

6814-12. Certificate of Achievement honoring Mr. Scott Michael Yusko, upon earning the rank of Eagle Scout. Sponsored by Councilman Martoni.

6815-12. Proclamation honoring Findlay Township for earning the Supporter of Development Award from NAIOP Pittsburgh. Sponsored by Councilman Finnerty.

6816-12. Certificate of Recognition honoring Mr. Buzz Devlin, for being named the Scott Township Police Officer of the Year. Sponsored by Councilman Finnerty.

6817-12. Certificate of Recognition awarded to Mr. and Mrs. William and Emma Crawford, upon their 50th wedding anniversary. Sponsored by Councilman Macey.

6818-12. Certificate of Recognition honoring Ms. Beulah Mason, upon the occasion of her 100th birthday. Sponsored by Councilman Macey.

6819-12. Certificate of Recognition honoring --- awarded to Tillie's Restaurant, of McKeesport, upon their 50th anniversary. Sponsored by Councilman Macey.

6820-12. Certificate of Achievement honoring Serra Catholic Girls' Basketball Coach Bill Cleary, upon winning his 500th game. Sponsored by Councilman Macey.

PRESIDENT MARTONI: Thank you. Public Comment on Agenda Items. We have one.

MR. CATANESE: We have one.

PRESIDENT MARTONI: Is Thomas Michalow here? Not here. Okay. Motion to approve the minutes?

MR. ROBINSON: So moved.

MS. GREEN HAWKINS: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered. Presentation of Appointments. 6800-12.

MR. CATANESE: Approving the reappointment of Mary Ann Swiergol, to serve as a Member of the Council of Friends Organization (Harrison Hills Park), for a term to expire on March 6th, 2014. Sponsored by Council member Danko.

PRESIDENT MARTONI: Ms. Danko?

MS. DANKO: Move for approval.

MR. FUTULES: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

6801-12.

MR. CATANESE: Approving the reappointment of David J. Buchewicz, to serve as a Member of the Council of Friends Organization (South Park), for a term to expire on March 6th, 2014. Sponsored by Councilman Palmiere.

PRESIDENT MARTONI: Mr. Palmiere?

MR. PALMIERE: Move for approval.

MR. ROBINSON: Second.

PRESIDENT MARTONI: Moved in second. Question?

MR. ELLENBOGEN: Mr. President?

PRESIDENT MARTONI: Yes.

MR. ELLENBOGEN: I have a question.

PRESIDENT MARTONI: Yes.

MR. ELLENBOGEN: There was an appointment that was supposed to be my appointment. I had received an e-mail, I don't know, maybe about a month and a half ago from Council Staff asking me to make that appointment, which I did. And then there was a question whether to give it to Councilman Palmiere or not, but I hadn't answered that. But I wanted to know whether that's the appointment that's in question here, that this is my appointment that was given to Councilman Palmiere, or this is, indeed, the appointment from his district.

PRESIDENT MARTONI: I have to be honest with you. I can't answer that.

MR. ELLENBOGEN: Could you ask Staff then?

PRESIDENT MARTONI: Do you have an answer for that?

MR. BARKER: I would actually have to defer to Mr. Catanese. That's a constituent service.

PRESIDENT MARTONI: Mr. Catanese?

MR. CATANESE: Yeah, I would say the reason we had talked about this --- and I believe this is Mr. Palmiere's, but I will check to make sure for you.

MR. FINNERTY: That's a reappointment.

MR. CATANESE: It's a reappointment.

MR. ELLENBOGEN: It's a reappointment, because there was a question because I was asked.

MR. CATANESE: I remember that.

MR. ELLENBOGEN: Do you remember that?

MR. CATANESE: Yes.

MR. ELLENBOGEN: And I'm not trying to disparage the candidate. I'll still vote for him, don't get me wrong, but I just want to make sure that --- you know, like Mike would say, what's mine is mine.

MR. CATANESE: No, I agree with you, but Mr. Buchewicz is a reappointment, though.

MR. ELLENBOGEN: Yeah. Okay. Thanks.

PRESIDENT MARTONI: We're okay?

MR. ELLENBOGEN: Yeah, I'm good.

PRESIDENT MARTONI: All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

6802-12.

MR. CATANESE: Approving the appointment of Bob Fragasso, to serve as a Member of the Council of Friends

Organization (South Park), for a term to expire on March 6th, 2014. Sponsored by Councilman Palmiere.

PRESIDENT MARTONI: Mr. Palmiere?

MR. PALMIERE: Move for approval.

MR. FINNERTY: Second.

PRESIDENT MARTONI: Moved in second. Question?

MR. ELLENBOGEN: Same question.

PRESIDENT MARTONI: Same question; and I have the same answer, I don't know.

MR. CATANESE: I will honestly have to check on that, but I'm almost positive it's his appointment. But I will check just to be sure for you.

MR. ELLENBOGEN: Well, just for the sake of Mr. Palmiere, I know he would pick somebody who's qualified. I'll go along with it, but if it's mine, Joe ---.

MR. CATANESE: We'll switch you.

MR. ELLENBOGEN: All right.

PRESIDENT MARTONI: You're okay?

MR. ELLENBOGEN: Yes.

PRESIDENT MARTONI: All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered. Thank you. We're going to take the next several together, okay, 6821-12, 6822-12, 6823-12, 6824-12, 6825-12, 6826-12 and 6827-12, Mr. Catanese.

MR. CATANESE: Approving the appointment or reappointment of Gregory R. Spencer, James R. Overton, Larry S. Brinker, Sr., M. Gayle Moss, Roxanne N. Sewell, Austin A. Davis and Ola Jackson, to serve as Members of the Minority Business Enterprise Advisory Committee, for a term to expire on December 31st, 2012, '14 and '15. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Motion to accept?

MR. MACEY: So moved.

MR. CATANESE: That goes to ---

PRESIDENT MARTONI: Sorry. Okay. Committee --- okay.

MR. CATANESE: --- Appointment Review.

PRESIDENT MARTONI: Committee on Appointment Review; right. Okay. 6828-12.

MR. CATANESE: Approving the appointment of Council Member James Ellenbogen, to serve as a Member of the Sports and Exhibition Authority of Pittsburgh and Allegheny County, for a term to expire on December 31st, 2014. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Appointment Review. 6829-12.

MR. CATANESE: Approving the appointment of Constance B.J. Parker, to serve as a Member of the Port Authority Board, for a term to expire on December 31st, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Appointment Review. 6830-12.

MR. CATANESE: Approving the appointment of Robert J. Lewis, to serve as a Member of the Allegheny County Airport Authority Board, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Appointment Review. Unfinished Business. Committee on Appointment Review, Second Reading. 6734-12.

MR. CATANESE: Approving the appointment of Sala Udin, to serve as a Member of the Sports and Exhibition Authority, for a term to expire on December 31st, 2014. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Is there a motion?

MS. GREEN HAWKINS: So moved.

MR. MACEY: Second.

PRESIDENT MARTONI: Wait. Mr. DeFazio?

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

MS. GREEN HAWKINS: Second.

PRESIDENT MARTONI: Moved to second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: 6735-12.

MR. CATANESE: Approving the appointment of Jennifer M. Liptak, to serve as a Member of the Retirement Board of Allegheny County, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

MR. DEFAZIO: Yes. I would like to make the motion --- I'd like to make a motion that we go along with this appointment.

MR. FUTULES: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered. 6736-12.

MR. DEFAZIO: Chuck, there's a matter --- Point of Order, real quick.

PRESIDENT MARTONI: Go ahead; sure.

MR. DEFAZIO: Let's go back to 6734.

PRESIDENT MARTONI: Okay.

MR. DEFAZIO: You asked for the approval but you never asked for --- Just to make the record clear, why don't we ---?

PRESIDENT MARTONI: Let's go to 6734-12.

MR. DEFAZIO: And I make a motion to go along with this appointment.

MS. GREEN HAWKINS: Second.

PRESIDENT MARTONI: Moved in second. All those in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Any dissensions? So ordered. 6735-12; I think we did that one there, Joe.

MR. CATANESE: That's correct.

MR. DEFAZIO: Yeah.

PRESIDENT MARTONI: 6736-12.

MR. CATANESE: Approving the reappointment of Daniel J. Griffin, to serve as a Member of the Regional Asset District Board, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. MACEY: Second.

PRESIDENT MARTONI: Moved in second. All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered. 6737-12.

MR. CATANESE: Approving the appointment of Joseph G. Brimmeier, to serve as a Member of the Allegheny County Port Authority, for a term to expire on December 31st, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. ELLENBOGEN: Second.

PRESIDENT MARTONI: Moved in second. Question?

MS. DANKO: Is this senior or junior?

PRESIDENT MARTONI: Question; senior.

MS. DANKO: Senior.

PRESIDENT MARTONI: Okay. All in favor?
(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

MS. HEIDELBAUGH: Opposed.

PRESIDENT MARTONI: I'm sorry. Got it, Joe?

MR. CATANESE: I do, an opposition.

PRESIDENT MARTONI: All right. 6738-12.

MR. CATANESE: Approving the appointment of Mary Ann Eisenreich, to serve as a Member of the Board of --- the Community College of Allegheny County Board, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. MACEY: Second.

PRESIDENT MARTONI: Moved in second. All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6740-12.

MR. CATANESE: Approving the appointment of Charles M. Powell, to serve as a Member of the Community College of Allegheny County Board, for a term to expire on December 31st, 2017. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. MACEY: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6741-12.

MR. CATANESE: Approving the appointment of Ashley Henry Shook, to serve as a Member of the Allegheny County Airport Authority, for a term to expire on December 31st, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. ELLENBOGEN: Second.

PRESIDENT MARTONI: Moved in second.

MS. HEIDELBAUGH: Point of Order.

PRESIDENT MARTONI: Point of Order.

MS. HEIDELBAUGH: May we have a second on this?

PRESIDENT MARTONI: Sure. I asked for a question, so ---. I'm sorry.

MS. HEIDELBAUGH: Yes. I'd like to have the Council think about this for a moment. I have her resume in front of me, and I don't see here where she --- she's certainly not an elected official. I don't see where she is going to bring anything that we need to this very important authority, the Airport Authority. She's principally been involved in lobbying efforts, having worked as a Finance Director for a previous county executive. And I just don't see what she brings to this very, very important position.

PRESIDENT MARTONI: Anybody else?

MS. HEIDELBAUGH: We are struggling here in Allegheny County. We desperately need more flights in here. The Airport Authority is not controlled by the County Council. The only thing that we have that we can do is to review these appointments to these very important authorities. And I'm just not sure this was voted appropriately.

PRESIDENT MARTONI: About the only thing I can do is ask for a roll call vote.

MR. DEFAZIO: Was there a motion to second?

PRESIDENT MARTONI: There was a motion to second.

MR. DEFAZIO: Then there's no more.

PRESIDENT MARTONI: Any other questions? Go ahead.

MR. DROZD: I hadn't had a chance to review her resume, and I agree with my Council; you know, we have to look at the people that we put on boards. I'm sure this person is a very quality person. And if there's a question from any one of us, I think it would be good to put it back in committee and take a look at this. I'd really seriously like to do that. We've got to build our boards and make them solid, if they're going to do their best for the people of Allegheny County. And if there's a concern of credibility, which I feel is such here, I think we've got to look at that. I can't vote yes; I won't vote no against this lady, if it goes into, without knowing more about her; maybe, discussing it with her. I'm going to have to abstain if you vote on this tonight.

PRESIDENT MARTONI: I think the only option is to vote yes or no. It's on the floor.

MR. FINNERTY: Correct; let's vote.

PRESIDENT MARTONI: I don't know what other options we would have. It's already moved in second, so I think it's the only option we have. So we'll have to do a roll call vote of yes or no, unless there's some expert here with another option.

MR. GASTGEB: Question on the motion.

PRESIDENT MARTONI: Sure. Shoot away.

MR. GASTGEB: I was able to make one of the Appointment Review Committee meetings with Mr. DeFazio, but this is the one I didn't make. Now is there anything that you can remember that would be relative to the questions that are being outlined?

MR. DEFAZIO: Well, let me say this. This committee is open to everyone, and everyone has an opportunity to go over this with her, ask any question you want. Like Chuck said, at this point, we either have to agree with this or disagree. And I think someone already said, question on the motion. I think ---

MR. MACEY: Point of Order. Question on the motion was called. We're supposed to vote.

PRESIDENT MARTONI: Okay. I think we have to do a roll call.

MR. CATANESE: Roll call; Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: Yes.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Abstention.

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: Ms. Heidelbaugh?

MS. HEIDELBAUGH: No.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Aye.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: Ayes, 13, nays, 1, with 1

abstention passes.

PRESIDENT MARTONI: 6742-12.

MR. CATANESE: Approving the appointment of Council Member Jan Rea, to serve as a Member of the Allegheny County Airport Authority, for a term to expire on December 31st, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

MR. DEFAZIO: We need more --- no.

MR. DROZD: I knew it was coming.

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

MR. DROZD: I second it.

PRESIDENT MARTONI: Question?

MR. ELLENBOGEN: I just wanted to say, she's going to be an excellent addition to that authority.

PRESIDENT MARTONI: I would agree with that. Any other questions? Okay. All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6743-12.

MR. CATANESE: Approving the appointment of County Treasurer John K. Weinstein, to serve as a Member of the Allegheny County Sanitary Authority, for a term to expire on December 31st, 2012. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. FINNERTY: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered. You had your hand up and I missed it, Matt.

MR. DROZD: That's alright.

PRESIDENT MARTONI: You can speak now.

MR. DROZD: Yeah. I had a question of the Chairman here. Mr. Weinstein is a credible person. Did he join this --- and I know his background and I feel comfortable with him. But did he have a reason why --- did he say more so why he wanted to serve? I'd just like to hear that.

MR. DEFAZIO: Well, I can't remember everything he said. Like I said before, everyone that showed up has the opportunity to question him. And I think he was a good choice. I don't see any reason why --- well, I'll speak for myself. I don't see any reason why I --- but everybody has their individual right what they want to do with this.

PRESIDENT MARTONI: Is that satisfactory?

MR. DROZD: Yes.

PRESIDENT MARTONI: Okay. 6744-12.

MR. DEFAZIO: Take a vote and make sure. I don't think we ---.

MR. FINNERTY: We did.

MR. DEFAZIO: Okay. I thought we did.

PRESIDENT MARTONI: We did. We just went backwards. Okay. 6744-12.

MR. CATANESE: Approving the reappointment of Representative Harry Readshaw, to serve as a member of the Allegheny County Sanitary Authority, for a term to expire on December 31st, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

MR. DEFAZIO: Yeah. I'd like to go along with this reappointment and make a motion to approve it.

(Chorus of seconds.)

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered. We're going to hold 6745-12. Am I correct on that?

MR. CATANESE: Yeah. The administration requests a hold.

PRESIDENT MARTONI: The administration requested that we hold on that. 6746-12.

MR. CATANESE: Approving the appointment of Dr. Edith Shapira, to serve as a Member of the Allegheny County Board of Health, for a term to expire on January 12th, 2014. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. ELLENBOGEN: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6747-12.

MR. CATANESE: Approving the reappointment of Donald Burke, M.D., to serve as a Member of the Allegheny County Board of Health, for a term to expire on January 13th, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

MR. DEFAZIO: Yes. I'd like to make a motion we go along with this reappointment.

MS. GREEN HAWKINS: Second.

PRESIDENT MARTONI: Moved in second. Question? Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6748-12.

MR. CATANESE: Approving the reappointment of Joan Cleary, to serve as a Member of the Allegheny County Board of Health, for a term to expire on January 13th, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

MR. DEFAZIO: Yes. I'd like to make a motion we go along with this reappointment.

MR. MACEY: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6749-12.

MR. CATANESE: Approving the reappointment of William B. Youngblood, to serve as a Member of the Allegheny County Board of Health, for a term to expire on January 13th, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

MR. DEFAZIO: Yes. I'd like to make a motion we go along with this reappointment.

MR. PALMIERE: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6750-12.

MR. CATANESE: Approving the reappointment of Deborah D. Booker, to serve as a Member of the Allegheny County Housing Authority, for a term to expire on December 31st, 2016. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

MR. FINNERTY: Second.

PRESIDENT MARTONI: Moved in second. Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.
6767-12.

MR. CATANESE: Approving the appointment of Jackie Dixon, to serve as a Member of the Regional Asset District Board, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

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

(Chorus of seconds.)

PRESIDENT MARTONI: Moved in second. Question?

MS. HEIDELBAUGH: Question.

PRESIDENT MARTONI: Question.

MS. HEIDELBAUGH: Not so much a question but a comment.

PRESIDENT MARTONI: A comment; okay.

MS. HEIDELBAUGH: I just want to state for the record that I know Ms. Dixon very well, and I couldn't think of a better appointment to the Regional Asset District Board than Ms. Dixon, who knows probably every citizen of Allegheny County herself and comes to events almost every evening. She works at Giant Eagle and is a representative of that great retailer in our community. She just won --- she just received her Master's Degree from Carlow College. I just want to commend the Chief Executive for placing a woman like Jackie Dixon, who has intellect and good humor and is beloved in this community, in such a very important position.

PRESIDENT MARTONI: Very nice; thank you. All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

6769-12.

MR. CATANESE: Approving the reappointment of Laura Richeson Zinski, to serve as a Member of the Community Services Advisory Council, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT MARTONI: John?

MR. DEFAZIO: Yes. I'd like to make a motion we go along with this reappointment.

MR. PALMIERE: Second.

PRESIDENT MARTONI: Moved in second. Question?

All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

6771-12.

MR. CATANESE: Approving the reappointment of Cynthia Moore, to serve as a Member of the Community Services Advisory Council, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

MR. DEFAZIO: Yes. I'd like to make a motion we go along with this reappointment.

MR. FINNERTY: Second.

PRESIDENT MARTONI: Moved in second. Question?

All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

6772-12.

MR. CATANESE: Approving the reappointment of Alexander M. Dow, to serve as a Member of the Community Services Advisory Council, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

MR. DEFAZIO: Yes. I'd like to make a motion we go along with this reappointment.

MR. ROBINSON: Second.

PRESIDENT MARTONI: Moved in second. Question?

All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

6792-12.

MR. CATANESE: Approving the appointment of Edmund H. Sperling, to serve as a Member of the Allegheny County Board of Property Assessment Appeals and Review, for a term to expire on December 31st, 2014. Sponsored by Councilman Gastgeb.

PRESIDENT MARTONI: John, first you and then Vince.

MR. DEFAZIO: Okay. Well, I'll say I'd like to make a motion we go along with this appointment.

MR. FINNERTY: Second.

PRESIDENT MARTONI: Moved in second. Vince?

MR. GASTGEB: I concur with Mr. DeFazio.

PRESIDENT MARTONI: Okay. Moved in second.

Question? All in favor?

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered.

Committee on Budget and Finance, Second Reading.

MR. GASTGEB: Mr. President?

PRESIDENT MARTONI: Yes, sir.

MR. GASTGEB: Can I have a Point of Privilege?

PRESIDENT MARTONI: Yes, you do.

MR. GASTGEB: There were 21 appointments tonight, and I think this is the first significant round under the new Chief Executive and there will be another 21 coming up, you can see, under New Business. But obviously, we're not going to maybe have an affinity for all 21 or 42 over the last month or so. But I would have to concur, I think, with the sentiments of my colleague, Heather Heidelbaugh, where it's been a long time and I've seen so much women, I'd say, of the station, that --- and a very thoughtful manner by any Chief Executive. So I think that's great for diversity to put the women on and really cross party lines. So I just want to say, I think that's a good way to start. Thank you.

PRESIDENT MARTONI: Thank you. Committee on Budget and Finance, Second Reading. 6730-12.

MR. CATANESE: A resolution of the County of Allegheny, amending the Grants and Special Accounts Budget for 2012 (Submission 12-2). Sponsored by the Chief Executive.

PRESIDENT MARTONI: Mr. Robinson?

MR. ROBINSON: Thank you, Mr. President, and members of Council. Move for approval.

MR. DEFAZIO: Second.

PRESIDENT MARTONI: Move in second. Question? We need a roll call vote, I guess. Roll call.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: 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: Ms. Heidelbaugh?
MS. HEIDELBAUGH: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Aye.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: Ayes, 15, noes, 0. The bill

passes.

PRESIDENT MARTONI: Special Committee on Reapportionment, Second Reading. 6793-12.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 301, entitled County Council, Section 5-301.03, entitled Councilmatic Districts, in order to provide for the reapportionment of Council districts within Allegheny County. Sponsored by Council members Danko, Gastgeb, Green Hawkins, Heidelbaugh, Martoni, Palmiere, Rea, Robinson, Futules, DeFazio, Drozd and Macey.

PRESIDENT MARTONI: Ms. Danko?

MS. DANKO: Yes. I wanted to call everyone's attention ---. You were given a packet of information on your desk when you got up here. The materials in this packet are the same things that you should have gotten via e-mail on Saturday. The first part of the package is a copy of the majority report which the Special Committee put together, describing the work of the Special

Committee, who attended the meetings, the laws that we're required to follow and procedure, to get to where we are now. If you will notice on --- the pages aren't numbered --- but you get to the committee deliberation results. In this particular section, it talks about the range of population. We were looking for a population of about 94,104 as a new Council district. Going into this process, the range was --- if we had left the districts as they were, the range would have been from 86,000 up to 110,000, so it was, you know, over 23,000. So through the process of what we did, we got the range down from 25.5 percent down to 7.3 percent, the range. So again, we're operating under the one person, one vote constitutional constraints and, really, with 130 municipalities, not being able to divide wards; it was a very difficult process.

And I think anybody that actually looked at the maps and worked with us realized how difficult it was. The maps that were developed, we tried to limit the movement. There had to be some, clearly, and I was grateful for the cooperation that I got in committee with the people who attended the committee meetings. There was real consensus on this map that we've brought forward. The third --- the other pieces that are in this package are the spread sheets which list the communities, the population and, finally, the amendment, because the bill that was sent to committee was changed. Some of it we had to change because there were technical issues related to continuity, and then there were a couple of other changes that various committee members requested.

What I'm going to do is, I will be offering an amendment. But first, I have to make a motion to approve the original bill, so I make that motion.

MR. ROBINSON: Second.

PRESIDENT MARTONI: Moved in second. Question?

MS. DANKO: Now I would like to make a motion to amend and submit the amendment that you all have.

MR. ROBINSON: Second.

PRESIDENT MARTONI: Moved in second. Question? It's your choice, then vote on it. Okay. So we're going to vote on the amendment.

MS. DANKO: Okay. So the amended bill is the bill that the --- and the consensus with the majority report.

MS. DANKO: The amendment is the last part of this packet, if you start about five pages from the back.

PRESIDENT MARTONI: Vince?

MR. GASTGEB: Yeah. Then would we be reading the bill as amended?

PRESIDENT MARTONI: We're in new territory. Help yourself, Jared.

MR. BARKER: Yeah. You can read it by --- the motion to amend by heading.

MS. DANKO: By the heading.

MR. GASTGEB: Thank you.

MR. MR. FINNERTY: Is this ---?

MS. DANKO: And everything past that.

MR. FINNERTY: Okay. Good enough.

MS. DANKO: So I read the title?

MR. BARKER: Yeah, you can read the title.

MS. DANKO: Okay. Title; an ordinance of the County of Allegheny, Commonwealth of Pennsylvania, amending the Administrative Code of Allegheny County, Article 301, entitled County Council, Section 5-301.03, entitled Councilmatic Districts, in order to provide for the reapportionment of Council Districts within Allegheny County. And this was the amendment to be offered on March 6th, which is today.

MR. GASTGEB: Second.

PRESIDENT MARTONI: Moved in second. Question? That's a roll call vote, I believe.

MS. DANKO: Discussion.

PRESIDENT MARTONI: Discussion. Well, a question is discussion; same thing. Any discussion? No discussion?

MR. FINNERTY: I have something.

PRESIDENT MARTONI: Yes, please do.

MR. FINNERTY: Thank you. I find that, I guess, against this, but I did offer a map that was never considered. I also asked for information in regard to these districts, and we have actually incomplete information. We don't know the political makeup of your district. We do not know the minority makeup of the district. I think both of those things are important to know. It's a matter of knowledge, and the more knowledge you have, the better off you are. Once you bypass things that can be found, I think you're letting yourself in for something that you might not want to know or you might --- it might cause a problem later on. The thing of it is, is

that you wouldn't go into a business deal like this without knowing all the information, at least I wouldn't. And I think it's important that we have all the information, and we don't.

That's my basic problem here, that we don't have all the information. No matter if we say, well, we wanted to be non-partisan or not, the information is out there and anybody can get it; and everybody should have it, not just one or two people. And I think that's very important; but it's there. The map that I introduced had that information on it, and I think that's important that that information is out, so that you do know what it is, because tomorrow or the next day it's going to be out. I'm sure that the newspapers will look it up and tell us exactly what the Republican population is and registered voters, the Democratic population and registered voters, what the minority is in each one of these district's population. So that's just my opinion. Thank you.

PRESIDENT MARTONI: Jim?

MR. ELLENBOGEN: I just wanted to say, I vote in my own district. I mean, we don't always get what we want; I mean, if I could change a couple things around here, I might steal a couple towns from some of you guys and girls. You know, that being said,

MR. FUTULES: You already stole from me.

MR. ELLENBOGEN: I know, but I didn't get --- I wanted a couple other ones, too. But that being said, I know we were kind of stringent for time. I know Councilwoman Danko is very busy, and I wanted to personally commend her for all the time that she took to do this, because she didn't get paid to do it. I know she put her heart and soul into it to try to tolerate what everybody had to say about it. And I know she worked very hard at it. I guess it's one of these things, that we don't all get what we want. But being that I see some of the --- maybe all of them --- the Republican members on Council that are also signed on to be sponsors of the bill, that, in the very least, shows me that there was, you know, across the line cooperation. And I think that that's very important, you know, for the D's and R's to --- you know, to agree to, you know, come to some kind of solution based on what probably we all thought as a whole would be best for the public. So in that, also I'd like to commend both the D and R caucuses for coming to some kind of a solution here; and thank you.

PRESIDENT MARTONI: Thank you. Nick, then Vince.

MR. FUTULES: Thank you. Mr. Finnerty did bring up the fact of the demographics, and I did see that it was available to us and I believe it was redistricted. And I took that and I read it, and I looked at the new districts that I have incurred, so I do have that information to talk about. And other members of Council, I'm sure, have that same information, if they wanted to see it. When you live in a district, your area, we do understand the demographics and through your reports earlier. So I don't want you thinking that when I vote tonight, that I don't know the demographics of my district, because I do, and I did look into it. So I was, quite frankly, unhappy losing my big --- one of my biggest districts in Plum. But with redistricting, you don't really get to choose sometimes.

Sometimes we can ask for certain things, but it's solely based on population, not necessarily who lives in your communities. And I don't want to give the impression that we try to put districts together based on demographics. It was more a population thing, I thought, which I believe the process is supposed to be handled in that manner. And it seems like every Council member is satisfied with their districts, so there doesn't seem to be much arguing over who has what. Of course, two at-large, I think they're complaining. They don't like their districts, quite frankly. So I am in for my district, for the record, and I will accept what Barbara Danko has put up. Thank you.

PRESIDENT MARTONI: Okay. Vince?

MR. GASTGEB: Thank you, President Martoni. This is always hard because it's a ten-year decision. And when you look around the country and even in our own state, you see seldom as has been done, almost in a seamless manner. There's always fighting or there's always, I guess, decision, as it seemed like they're more important, some other members, and not necessarily outside of our egos. It can very easily happen within a party. The proof of the pudding to me is, there's 12 co-sponsors to this, that have been for the better part of the week. I feel that from my perspective as a committee member, I was engaged as much as I could be. The information that's important to deciding these maps were available to this committee. To me, in my opinion, it shouldn't have to do with politics, what percentage is what; it's where the

population has moved. And we've been very upfront with the county through the media, that District 2 in the North Hills has the population. Chair Danko has said there's a gap, if you will, between District 2 and the lowest districts of 25 percent; that we can't go another 10 years with a disparity that much. We're not allowed to by law. So we're doing the job we need to do. We did it in a manner that didn't take, I feel, names in the front of districts but just where the population were. Every conceivable amount of information that was needed to make an intelligent decision, I feel, was brought forth by Chairman Danko.

We only have one map, in my opinion, because only one map, not that criteria. The map that might have been in the paper, whatever, I felt was written by a party operative. It didn't have the same type of rules that Chairman Danko put forth, nor was it within our committee process what seemingly is important to follow. I believe Ms. Danko followed that committee process that is outlined in our rules of the Special Committee. So I think the process was respectful. All these questions were asked in committee, and they were given a satisfactory answer, from my perspective. So maybe the best way to look at this is --- I mean, I may not totally be happy, either, and I'm probably not; and many of you have said you're not. Maybe that's the best test whether it's a good map. Thank you.

PRESIDENT MARTONI: Heather?

MS. HEIDELBAUGH: I would just like to commend our colleague, Barbara Daly Danko. I think she exemplifies that which we all strive to be, which is public servants, and put aside, especially when you're in Allegheny County, partisan differences. I think that you did an exemplary job. You delivered to the people of Allegheny County that which they deserved, a map which is representative and fair, without concentration in regard to party politics. And I think that your constituents, as well as all of Allegheny County, should be very proud of what you and my colleague, Vince Gastgeb, have delivered. Thank you.

PRESIDENT MARTONI: Thank you. Anybody else? Yeah, Mike? It was Matt and then Mike.

MR. FINNERTY: Okay.

MR. DROZD: Go ahead, Mike.

MR. FINNERTY: I'll try. You know how it is.

MR. DROZD: When I first came on Council, someone had mentioned to me ---; he said, well, maybe you should only comment in what concerns your district. My response was, the way I vote concerns everyone's district; and it wasn't from anyone on this Council that made that comment. We each affect how we vote as a whole. We know no bounds. We know no districts, at least to say that any Council member here would not go to the aid of any one constituent in one another's district to help that person. When we vote, we vote for the voice as a whole. We vote for the county as a whole. We affect the county as a whole. We're maybe one vote within the district when we vote as a whole.

Lastly, I'll say this. We don't know --- and I hope to think no one on this Council knows party bounds, at least to say that any one Council member here wouldn't provide that same constituent, whether they be a Republican, a Democrat or Independent, they would serve that person equally, as well, and do whatever they could to help that person. Lastly, I'll say this; is that these are hard times within Allegheny County. We have to vote and we have to work as a whole and in these districts as a whole. And we will cross those bounds. I would cross the bounds and I would say, any Council member here would cross, and I would welcome him to come into my district to help my constituent.

And at times I see them at functions within my district; and likewise, they see me, I'm sure, because we are invited there. Lastly, when you talk about a Council member here --- and I want to note this again; I've said it before --- this Council and each one of these Council members represent a population of approximately 100,000. And let me remind you that a legislative district represents approximately 63,000. We aren't here for the monetary reimbursement, obviously, because a legislative --- a legislator is paid \$150,000 to represent 63,000 people. We, the individual Council members, are paid \$9,000 plus very limited of a \$3,000 expense. And a lot of these Council members, including myself, have eaten those expenses time and time again, and we do it from the heart and our soul, because we want to serve the people of Allegheny County. This was a hard decision in any way to make. It was not made politically. I did not see any one time anybody doing this that way. And I want to commend the committee, particularly, Councilman Barb ---

Councilwoman Barb there for her hard work and serving the people of Allegheny County. And there will be no one --- I will guarantee you, knowing these Council members, there will be no one constituent in this county that will get any less service because these districts were redesigned or redrawn. They'll get even as much as they did before, and they'll get as much attention as they deserve. And you can rest assured of that, with regard to these districts. Thank you. Thank you.

PRESIDENT MARTONI: Thank you, Mr. Drozd.

MR. ROBINSON: Mr. President?

PRESIDENT MARTONI: Mr. Finnerty; you're next, Bill.

MR. FINNERTY: Well, I'd just like to say that I do --- there's no doubt, it is a lot of work. And I thank you for your work, Vince, and Barbara, for your work. I appreciate that, and especially Jared, who was going crazy, by the way, trying to get everything done. I did state the facts of why I feel a little ambivalent about this, and it's because my district got cut up pretty good. And my district was the second highest in population. I was 7,700 over. Jan down there was 16,000 over.

MR. ELLENBOGEN: Because everybody likes Jan.

MR. FINNERTY: That's it. They're all moving to her district. But you know, I am not happy about losing some of my districts. I know that you can't have everything, and I realize that. But I lost some of the big areas in my district, like Findlay, North Fayette. I lost Bridgeville, which is part of Chartiers Valley School District. I coached and taught there for 30 years, so it's not something that I like to lose; and Rosslyn Farms and Haysville and Glenfield and gained South Fayette. And I've nothing about --- against that one, and a lot of people in South Fayette. It's a great community, great school district.

But that's what I look at, and I think you did a good job, as best you could. To say I'm happy about it would have to be a lie, because I'm not. But you accept what you have to accept, no matter what. And I think everybody here will represent --- not think --- I guarantee it, that everybody up here will represent their constituents and the people of Allegheny County, no matter what district it is. Thank you.

PRESIDENT MARTONI: Thank you. Mr. Robinson?

MR. ROBINSON: Thank you, Mr. President, and members of Council. Let me start by thanking our former president, Councilman Jim Burn, who started us on this journey last year. Mr. Burn advocated an approach that obviously was bi-partisan in terms of asking Republican leadership and Democratic leadership on this Council to follow him into this reapportionment process. For better or for worse --- and Mr. Burn didn't have to see this to conclusion. And by not seeing it to conclusion, I don't know how much involvement he's going to have and what probably is going to be at least one lawsuit. That's just the nature of reapportionment.

The late Jim Andorino (phonetic) once said, there's only two things you can really expect out of reapportionment; one, not everybody is going to be happy, and Mr. Finnerty has indicated he is not happy; the other is at least one lawsuit, which is going to happen. That's just the way it is. This is a highly political process. So I want to thank Mr. Burn for reaching out to Mr. Gastgeb and Mr. Gastgeb agreeing to follow Mr. Burn on this journey. Ms. Danko, one of our newer members, was very brave and courageous to accept the appointment to chair this committee, once Mr. Burn was no longer available.

And Dr. Martoni, our leader, found her to be capable seeing this to its conclusion. So Ms. Danko may be replacing Mr. Burn in some pending lawsuit, but that's just the way it goes. Also, I want to thank all of my colleagues who took this situation serious enough to offer, perhaps, their own maps, to attend meetings and to ultimately --- at least 12 of us --- sign on to what Ms. Danko believes is in the best interest of all the people of this county. As we all know, these districts that have been created do not belong to us. They do not belong to individual Council members. And while members may be displeased by what's being presented, the districts belong to the people of Allegheny County, not to individual members. And I would just suggest to members that they want to temper any rhetoric around their pleasure or displeasure of districts that have been created in which they live. You don't want to join --- perhaps you don't want to join Ms. Danko in what is obviously going to be at least one lawsuit and have someone accuse you or identify you as someone who acted out of your own selfish interests; and that being the reason for the map that,

hopefully, we will have heard being challenged in court and being thrown out. For those of you who have been through this process once --- and I've been through it three times --- it's messy, nerve-wracking. It's highly political. The court recognizes that. And while they would prefer not to get into all the intramurals that surround creating these maps, if you give them an opportunity to get in, they will stay in, and they will resolve it for us.

So hopefully, everyone is mindful of that, that once we do our work, let's try to minimize the challenges of recognizing that everyone is not going to be satisfied, everyone cannot be satisfied and there probably will be at least one lawsuit challenging what we're going to do this evening. Thank you, Mr. President.

PRESIDENT MARTONI: Thank you. Vince?

MR. GASTGEB: My prior remarks were just specific to the bill, but a couple more ---. This is the third time we're doing this, as you can imagine. Just because of the way the decade broke, the government started prior to 2000, so you have one set that was done by a bi-partisan committee that Barbara was part of in the late 90s, so she did have expertise. And when she told the committee that, she wasn't lying, she did; she had good expertise and she knew what she was doing. Then in 2000 we had to do it and now we're doing it again, so that's 3 times within 12 years. This is the first time that I felt it really had been done by our body, as mandated by the Home Rule Charter.

We didn't go outside to, God forbid, Harrisburg or Washington, to be influenced by other people. I think the committee process was influenced by the people that should matter the most. That's us and, with the direction of the Chairman, our staff. So I think that's important. Also, I do want to say thanks, first, to Jim Burn. We saw --- or Jim saw --- the logic back in --- I want to say August or July, to put something together. He put five Republicans and --- five Democrats and two Republicans. There's only five Republicans here.

MR. BARKER: I think there's five here.

MR. GASTGEB: Although I heard there's someone who wanted to change that, apparently. Find out who that is. There's five Democrats and two Republicans, and that was great. You know, there was --- I think who wanted to be interested in it, that's how Jim decided to do it. He

decided to go under the Special Committee route, which I think was smart. It allowed for the long process of nine or ten months. Then Barbara came in, I guess, somewhere around the sixth or seventh inning, shall we say.

MS. DANKO: Eighth.

MR. GASTGEB: And I want to say thanks a lot; I think. And you know, it's easy to give out thanks a lot, but you do it, kind of in a way that might not be heartfelt. But really, both of my Democratic colleagues took the initiative to work across the aisle, and that's fine, but really keep it, I think, in our chamber. I think Jim Burn said that was important. And all the mandates that he gave was, let's see what we can do collectively, and I think Barbara did the same thing. And I think we resisted temptation from what we saw in the paper or who we knew in Harrisburg or, you know, who's a professor somewhere, you know, to see if we could do it on our own. And I think out of the three times, this is the best one. Thanks.

PRESIDENT MARTONI: Thank you. Okay; next. I have a question on this. Did we have a motion on this?

MR. DEFAZIO: An amendment.

MR. CATANESE: You have a motion on the amendment. You have a second. We need to vote on it.

PRESIDENT MARTONI: We have to vote, right?

MR. CATANESE: A voice vote.

PRESIDENT MARTONI: That would be a voice vote. All in favor of the amendment, say aye?

(Chorus of ayes.)

PRESIDENT MARTONI: Boy, you almost slipped on that. Okay. So ordered. Okay. Now we're going to vote on the ---

MR. CATANESE: On the bill as amended.

PRESIDENT MARTONI: --- the bill as amended. Thank you. It was so long, all the discussion, I forgot where I'm at here.

MR. BARKER: I know.

PRESIDENT MARTONI: Okay. Do we have a motion on the floor?

MR. ROBINSON: Second.

PRESIDENT MARTONI: Moved in second. Question? Okay. Roll call.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: Yes.
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: Abstain.
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: Ms. Heidelbaugh?
MS. HEIDELBAUGH: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Aye.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: Ayes, 14, nos, 0, with 1
abstention. It passes.

MS. DANKO: Mr. Martoni, can I just say one
thing?

PRESIDENT MARTONI: You certainly could.

MS. DANKO: I wanted to thank everybody, but I
also wanted to, for people who may be watching this ---
the provisions of this ordinance shall become effective
immediately upon the date of final approval. So everybody
should understand that these districts basically go into
effect, more or less, immediately, depending on ---
assuming the County Executive signs it.

MR. ELLENBOGEN: Yeah, that's what I was going
to say; the County Executive has to sign it.

MS. DANKO: So within the next week ---

PRESIDENT MARTONI: Okay.

MS. DANKO: --- unless we have to override.

PRESIDENT MARTONI: Thank you for that. Thank you for all your hard work on this. Thank you. Liaison Reports. Mike, I heard you have one.

MR. FINNERTY: Yeah, I do. He has his hand up first.

PRESIDENT MARTONI: You have your hand up?

MR. MACEY: Yes.

PRESIDENT MARTONI: Okay. Go ahead.

MR. MACEY: Oh, you want me to go ahead?

Thanks. Thank you, Mr. President, and members of Council. Another good news from the Pittsburgh International Airport; that's flypittsburgh.com. Frontier Airlines is to resume Pittsburgh to Milwaukee service on Thursday, May 17th of this year. Good news. Another thing I'd like to mention is, I don't think it makes the news as much or is shared enough with people in Allegheny County. That's a program called FireVEST. Back in 2009, Nick Futules and myself co-sponsored a bill for a volunteer education, service and training scholarship program. And this program, of course, was signed and co-authored by the rest of Council, and I really appreciate that.

But what this program does --- and I'll just give you some brief general facts. This is for your first responders. If you're a first responder, when you sign on for five years, you get a free college education in Allegheny County. That's at the Allegheny County Community College. The firefighter and FireVEST general facts are: volunteer firefighters in 203 departments, companies, in Allegheny County protect over 910,000 people, saving the county an estimated \$60,000,000 a year. Two hundred (200) FireVEST scholarships are offered each year, 150 for new recruits in exchange for five years of service and 50 for existing volunteers in exchange for an additional five years of service. The FireVEST scholarship covers tuition, fees, books, for up to 65 credits towards an Associate Degree at community college. Scholarship recipients must maintain an acceptable level of service with their departments, companies, from semester to semester. Scholarship recipients must maintain a FireVEST scholarship program accumulative GPA of 2.0 or higher for the duration of their studies. Application deadlines are November 15th and May 15th of each year. The top five programs of study that's been chosen by FireVEST students is fire science

administration, pre-nursing and post-nursing, criminal justice and criminology, liberal arts and business.

We currently, as of November of last year, have 114 students in the program. So there are other aspects of education that could be filled, such as automotive technicians, business management, accounting, aviation, computer information sciences and whatever is available at community college. Here's a great opportunity for people to get involved in their communities as a first responder and also get a free college education. Thank you.

PRESIDENT MARTONI: Thank you. Michael?

MR. FINNERTY: Thank you, Mr. President. I'd just like to mention a program that Allegheny County Conservation District has. They have it every year. It's called the Envirothon, which has teams from different high schools competing in different tests with the environment. And it would take place April 27th, and this year it's being held at North Park for the first time. And if any schools out there want to get involved in it, they can call the Allegheny County Conservation District, and the number is 412-241-7645; that's 412-241-7645. Also, I'd like to mention the Allegheny County Agricultural Land Preservation Board. This is a board that takes in farms and pays its --- it's funded by the state and a little by Allegheny County. But it takes in farms and pays so much per acre, so that that farm will remain a farm forever and won't be able to be developed.

And two new farms will enter the program; one is the Genovese (phonetic) farm and one is the Guffy (phonetic) farm. So we're proud of those programs because it does keep a lot of farmers farming, and it keeps green, green growing. Thank you.

PRESIDENT MARTONI: Thank you; any other liaison reports? New Business, Ordinances and Resolutions. 6832-12.

MR. CATANESE: An ordinance authorizing the County of Allegheny to acquire by condemnation a certain 401 square foot parcel of land and an additional 878 square foot temporary construction easement of property of John C. Porter and Edna Porter heirs, required for reconstruction of Bull Creek Bridge Number 6, in Fawn Township, and to take such further actions as may be necessary under applicable law, including the Eminent Domain Code. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Public Works.
6833-12.

MR. CATANESE: An ordinance authorizing the County of Allegheny to convey one parcel of land in the Borough of Homestead, to Homestead Partners. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Economic Development. 6834-12.

MR. CATANESE: An ordinance of the Council of the County of Allegheny, Commonwealth of Pennsylvania, adopting the 2012 Allegheny County Subdivision and Land Development Ordinance. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Economic Development. 6835-12.

MR. CATANESE: A resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2012 (Submission 12-4). Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Budget and Finance. 6836-12.

MR. CATANESE: A resolution of the County --- Council of the County of Allegheny, authorizing the Urban Redevelopment Authority of Pittsburgh to develop a Tax Increment Financing Plan (a TIF Plan), for a proposed Tax Increment Financing District to include portions of the parcels named the Garden at Market Square and described in the attached Exhibit A, and designating a representative from the county to participate in the development of a TIF Plan for this proposed TIF District. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Committee on Economic Development. 6837-12.

MR. CATANESE: A resolution of the Council of the County of Allegheny, Commonwealth of Pennsylvania, adopting a schedule of fees for County review and approval of applications for subdivision and land development, under the Allegheny County Subdivision and Land Development Ordinance. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Refer to Economic Development Committee. New Business, Motions.

MR. CATANESE: I have none.

PRESIDENT MARTONI: I have none. Notification of Contracts. We need a motion to receive a file, right.

MR. CATANESE: Well, read the number.

PRESIDENT MARTONI: Okay. That number is

6838-12.

MR. CATANESE: Communication from County Manager Jim Flynn, submitting Executive Actions related to contracts for the month of January 2012. Sponsored by the County Manager.

MR. FINNERTY: I'll make the motion to receive the file.

PRESIDENT MARTONI: Motion to receive the file.
(Chorus of seconds.)

PRESIDENT MARTONI: Question? All in favor?
(Chorus of ayes.)

PRESIDENT MARTONI: So ordered. Heather, you had something before we ---.

MS. HEIDELBAUGH: I did, and I asked Jared when the appropriate time of the committee meeting would be to ask this question. He indicated --- so it's your fault if I'm wrong.

MR. BARKER: It happens.

MS. HEIDELBAUGH: Because it's about a liaison report.

PRESIDENT MARTONI: I understand.

MS. HEIDELBAUGH: I have a question for Mr. Flynn. When I was elected in November, I met with each of the department heads, and I had a meeting with the temporary warden of the jail. And during that conversation, he indicated to me that it was his opinion there were 300 to 400 prisoners at the jail who really didn't need to be there, and that their daily cost was \$65 a day. And if you add that up for a single year, that's \$7,000,000 to \$9,000,000, whether it's 300 or it's 400. Now we've also had a lot of questions that I --- since I've been elected, about the cause of why prisoners or inmates are just sitting there. And some of that had to do with the public defender in the Public Defender's Office. So I was wondering if you could get back to the Council to determine if there has been an investigation as to whether there are, in fact, 300 to 400 inmates at the county jail that we're housing and paying for, that don't necessarily need to be there. They're not violent criminals, and we can do something else creatively with these men and women; and two, what is the interaction between the Public Defender's Office allowing them to just sort of sit there and either wait for bail, or they're just sort of stagnating there. If you could get back to me, I would like to know that, because I think that a

\$7,000,000 to \$9,000,000 yearly expenditure is a lot of money that we might not need to be spending.

PRESIDENT MARTONI: Go ahead.

MS. GREEN HAWKINS: Thank you. And I just wanted to --- Point of Privilege. I'm sorry.

PRESIDENT MARTONI: Yes.

MS. GREEN HAWKINS: Thank you. And I just wanted to make a comment in relation to what Council member Heidelbaugh was just making. When it comes to the information that she's requesting, it seems to me, perhaps, that we would need to discuss that more in committee process, because it's not --- in my opinion, it's not within the warden's purview to say who should or shouldn't be in there. That's not his role. The role of that is for our criminal justice system. And to have some sort of report on who should be there and shouldn't, we're going to have to have parties involved, such as the Prosecutor's Office, DA's Office, perhaps the victims of violent crimes' representative. All kinds of people need to be involved in that. It's more of a policy matter, which in my opinion, as warden is not within his purview; with all due respect to him, but it's not within his purview to be saying who should or shouldn't be in prison. Thank you.

MR. GASTGEB: I'll ask for a Point of Privilege.

PRESIDENT MARTONI: Yeah. Vince and then Mike.

MR. FINNERTY: I'll ask for a Point of Privilege.

PRESIDENT MARTONI: Yeah.

MR. GASTGEB: Thank you. I don't know either who should or shouldn't be in the jail, but I look forward to getting the information when it comes out. But the one thing I can tell everybody is that this Council did pass unanimously an ordinance that allows the County Manager and the warden ---; but I do know that I've been --- with the job search and getting the administration, I'm very sensitive to the timing nature. But we do have a bill that allows, upon proper certification, a work release program. And I was supposed to be --- to help out in areas that the legislation doesn't make, which is, in some cases, parks. So I know that's not exactly what my colleague, Heather Heidelbaugh, brought up, but you know, maybe that's a start, so we can start doing something that we passed. So I look forward to working with the Chief Executive's administration and see if it's something we

can do this summer, because it is a lawful ordinance that I think maybe get moving on. Thank you.

PRESIDENT MARTONI: Mike?

MR. FINNERTY: Thank you, Mr. President. I'd just like to ---.

PRESIDENT MARTONI: Point ---?

MR. FINNERTY: Point of Order first. I'd just like to take a moment to apologize to Nick here because he took such an offense over my argument about the policy in regard to hiring. I think that what we should do is, we should take this up somewhere in Government Reform, because if you read that, there's an and between those two --- there's not an ---. And you know, I was --- I didn't want to be taking the part of my brother as a lawyer with ands and ors, but I think it's ambiguous and we should get together and come up with a policy. Again, I apologize if I offended you. I just have a thing about policy. Thank you.

PRESIDENT MARTONI: Okay. Go ahead; you go ahead.

MR. FUTULES: Point of Privilege. Thank you for that, Mike, and I, too, want to apologize. I believe I called you names. I'm not sure what those were. I can't remember. I'm sure you got them. But I accept your apology and hope that, in the future, that we have differences that we can discuss privately instead of on the floor. Thank you very much.

PRESIDENT MARTONI: Thank you. Okay. Heather?

MS. HEIDELBAUGH: Yes. I appreciate very much the Council --- my colleagues' comments regarding a hearing. If there's not pending legislation and we have problems in the county that I think need to be addressed, I think we need to have a mechanism in which we can get information before we propose legislation. And so I agree that there's a lot of stakeholders that would have to be interviewed and have them come to the table. But when he told me this information and he was actively there, I think it's something that the citizens should find out about. Was he right; was he wrong? Is there something that we should be involved in? It's a heck of a lot of money.

PRESIDENT MARTONI: Matt and then Jim.

MR. DROZD: Point of Privilege, Mr. President?

PRESIDENT MARTONI: Yes, sir. Thank you.

MR. DROZD: Yeah, just real quick. I think there's a lot to be learned, but we have to do more benchmarking in reference to Council. And I'm not going to go into this. It should be in committee; I agree with you. And using prisoners in work situations, I did talk to another state. They do that very successfully; very successfully. So we've got to discuss this fact, including the fact that 2,800 prisoners, a lot of young people; 85 percent drug and alcohol related. I'll repeat it again, 60 percent repeat offenders. We've got to get to the bottom of the cost, not just, you know, the re-incarceration of these people. We've got to find out how we can eliminate the cost, so we reduce that, you know, incarceration. Thank you.

PRESIDENT MARTONI: Thank you. Jim?

MR. ELLENBOGEN: Point of Privilege, Mr. President. In light of what Councilman Gastgeb said, if there are people who are sitting in prison that could be doing constructive work that we legally passed an ordinance of, I think it's something that we shouldn't just take our time with. I mean, if anybody has to spend an extra day in jail that doesn't belong there, it's easy for us to sit here and say it, because we're not the ones doing the time. The question that I have is, what committee would this go through? I mean, I'm the chair of the Public Safety Committee. Is this a public safety issue, in terms of who we can release on the public?

MR. ELLENBOGEN: In light of what Councilman Gastgeb said, if there are people who are sitting in prison that can be doing constructive work that legally we passed an ordinance of, I think it's something that we shouldn't just take our time with. I mean, if anybody has to spend an extra day in jail that doesn't belong there, it's easy for us to sit here and say it, because we're not the ones doing the time. The question that I have is, what committee would this go through? I mean, I'm the Chair of the Public Safety Committee. Is this a public safety issue, in terms of who we could release on the public? Or is this a Public Works issues in terms of the kind of work they would do? So I'm at a little bit of a loss and I would look for some direction from someone. Thank you.

PRESIDENT MARTONI: Let me just say this. Many years ago when we first started this Council --- and my memory is not real accurate on this --- but we had a plan, a proposed plan to take the people, not the violent

criminals, but others to do public works. And it got shot down somewhere along the line. I honestly don't remember the details. But I think we should have a separate committee, and I think this is something worthy to look into. Okay? And I'm not sure where it belongs, okay, maybe a special committee. Go ahead, Vince.

MR. GASTGEB: If I could talk, from my perspective, what Heather brought up I think deserves due diligence. But what I brought up doesn't need due diligence. We've done it already; we passed this bill. And the way we passed it is, nobody up here wants to be a micromanager. Nobody wants to say it's X amount of prisoners that would be going out to South Park or North Park to do whatever. It's up to the warden to designate what type of nonviolent charges, whatever, however we wrote it up with the County Manager. This can be done next month. It's an ordinance. It has not been enacted. So I don't want to go back to committee with the bill we already passed. Maybe it's a baby step to what Heather said, but we could actually start doing that. Not only does it get these nonviolent offenders out of the jail, but also it starts working on the maintenance that hasn't been touched for decades, as one of our parks. So again, I thought it would be unanimous that we passed it.

PRESIDENT MARTONI: It was.

MR. GASTGEB: The prior Chief Executive was on Council and voted for it. So I just think it's time we get moving on that. And the second issue would be whenever the board has individual talks for the budget process regarding prisoners. Thank you.

PRESIDENT MARTONI: Jim?

MR. ELLENBOGEN: I don't disagree with what Councilman Gastgeb said. However, at the beginning of this program that are certain conditions that ordinances --- I know Councilman DeFazio and myself were adamant about union work not being done. But at the very least when it gets started, whether the County Manager did it or whether it was an act of Council, I think that at least the roles that we designated should at least be aired out and talked about, even if it's between the warden and us, the warden and the County Manager or somebody. I don't think it should just say --- because we passed the ordinance how long ago, Vince? You know what I mean? Somebody should at least say, okay, this is the way it's going to be, you know, so ---.

PRESIDENT MARTONI: John?

MR. DEFAZIO: Point of Privilege. Real quick, there are stipulations we have to look at. There are stipulations in there.

MR. GASTGEB: Right. And if I could comment, they were stipulations that I worked with that you agreed to so those concerns would be alleviated; I mean, they didn't pop up again. We worked so that human aspect would be achievable and that there would be no negativity towards it and you signed off on it.

MR. DEFAZIO: No; no, I agree. I'm agreeing with you.

MR. GASTGEB: I don't want to make a problem where one doesn't exist. If there was, you know, we'll have to make an amendment to the bill because the bill passed.

PRESIDENT MARTONI: Heather?

MS. HEIDELBAUGH: Two short comments. Number one, I offered to serve on a special committee that you would ---

PRESIDENT MARTONI: You'll be on it.

MS. HEIDELBAUGH: --- appoint and to bring on stakeholders, as my colleague suggested, to try to discuss this issue, get information and then try to come up with some solutions to this potential budget-busting problem. And number two, could we at least start to try to figure out why this law hasn't been implemented by having people who might be in charge of implementing it come in and address this as to why it hasn't been implemented?

PRESIDENT MARTONI: A suggestion. Why don't we just make a special committee and then we start to do all these things. I can't answer that. I don't know. Jan?

MS. REA: Thank you, Mr. President. I think we're talking about two separate issues. Ms. Heidelbaugh's issue is an issue looking into the jail and considering X amount of prisoners that are in the jail that really are --- you know, aren't the worst criminals in the world; and why are they there and why does the judicial system keep them in there, where, the legislation we passed as a Council, there is a reason for some of those people. They need to be there, but they're really not serious criminals and they could be out doing work within the county. So I think we should really separate those two issues in a committee and really study both of them, although my understanding is, it would be up to the

administration to implement letting the prisoners out of jail to do work for them in the county.

And the other issue, I think, is really a separate issue, but I do agree it would take a lot of different people to come to the table. And I thought as a Council, could we almost look at that as like --- I thought we were able to investigate different areas of government and maybe we should look into legally what that is and how deep we really want to get into the jail and prisoners and what would really benefit the residents of this county. Thank you.

PRESIDENT MARTONI: Go ahead, Mike.

MR. FINNERTY: I just I just wanted to mention that we do have a Public Safety Committee, and I think that this would go into a Public Safety.

PRESIDENT MARTONI: Then we'll start with Public Safety.

MR. ELLENBOGEN: So can I, with your permission, set something up, or ---?

PRESIDENT MARTONI: Yeah, please do; please do.

MS. HEIDELBAUGH: But I'm already on Public Safety.

PRESIDENT MARTONI: You're already on it, so you're ---. Okay. Let's not beat it to death.

MR. ELLENBOGEN: I'm just saying, if I set up a meeting with this, I would ask the members of Council to give me input that they would like to see invited to this meeting. I don't want to just set something up and we all look at each other. I want to know who you folks want me to invite. Thank you.

PRESIDENT MARTONI: Okay. Now I think we're ready for Public Comment; am I correct?

MR. CATANESE: We have two.

PRESIDENT MARTONI: Okay. We have two; two non agenda. There's two. Jim Roach? Jim, are you here? There's no Jim. And then we have Harry, Harry Liller. Name and address, Harry, like we always do.

MR. LILLER: My name's Harry Liller, 438 Ruxton Street, Pittsburgh, PA, 15211. I'm putting in the public record my letter to Tom Corbett, Governor, last week concerning the Port Authority. Governor Tom Corbett, State Capitol, Harrisburg, PA, 17105, dated February 29th, 2012. Dear Governor Corbett, you deliberately lied about the Port Authority's Northshore Connector Project. You spent millions of dollars lying throughout television

commercials, blaming your Democrat opponent about the Northshore Connector that was created by Republican Bob Cranmer, who screwed the black community by changing the direction of the T away from the black community and towards the sports stadiums.

Republican Jim Roddey approved going under the river, while Republicans Dick Santorum and Melissa Hart created Congressional earmarks, passed during Republican George W. Bush's administration. This half a billion dollar bizarre project was created by Republicans. Roddey and Cranmer loaded their friends into management positions at the Port Authority. There are more than 750 management jobs at the Port Authority. There are more management jobs than mechanics and drivers combined. There must be 500 management jobs eliminated. The Port Authority is not an accounting firm. They are a motor transportation company.

When I was a Lance Corporal in the Marine Corps, I was performing the job of a Staff Sergeant Administrative Chief, while my First Sergeant was performing as the Commanding Officer, two men running a whole Marine transportation company. I am reading this letter into the February 29th, 2012 public meeting concerning the Port Authority's financial problems. You and your conservative agendas says destroy all union jobs while giving tax breaks to millionaires and billionaires. Under-funding public transportation hurts everyone. Not one of your Republican campaign donors uses public transportation, so they don't care. You call yourself a Christian, while you take from the poor and give it to the rich. The real Jesus was not a greedy conservative but a radical liberal who stood up to the corrupt conservative religious leaders, trashed the moneychangers at the religious temple, stood up to King Herod, Pontius Pilate and the Romans. I look forward to Judgment Day, so the real liberal Jesus will send you and your religious Republican friends Cranmer, Roddey and Santorum to Hell. Signed, Harry Liller.

I want to ask the Republicans on this Council to contact your heroes, Corbett, Cranmer, Roddey and Santorum, and ask them about this letter, because I'm the guy telling the truth. I'm the guy who always comes down here and tells the truth, but the media over there will never tell the truth, because you got to take money off the parasite politicians. I'll be back later this month.

PRESIDENT MARTONI: Thank you. Okay. Motion
for adjournment?

(Chorus of motions.)

(Chorus of seconds.)

PRESIDENT MARTONI: The meeting stands
adjourned. Thank you.

MEETING ADJOURNED AT 6:30 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