

ALLEGHENY COUNTY COUNCIL

REGULAR MEETING

- - -

BEFORE:

James R. Burn, Jr.	-	President District 3
Charles J. Martoni	-	Vice President District 8
John P. DeFazio	-	Council-At-Large
Edward Kress	-	Council-At-Large
Matt Drozd	-	District 1
Michael J. Finnerty	-	District 4
Vince Gastgeb	-	District 5
Nick Futules	-	District 7
Robert Macey	-	District 9
William Russell Robinson	-	District 10
Barbara Daly Danko	-	District 11
Jim Ellenbogen	-	District 12
Amanda Green Hawkins	-	District 13

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

Tuesday, June 21, 2011 - 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
Michael Wojcik - County Solicitor
Joseph Catanese - Director of Constituent Services
Jared Barker - Director of Legislative Services
Jennifer Liptak - Budget Director
Jack Cambest - Solicitor

PRESIDENT BURN: Good evening, everyone. I would like to call to order the regularly scheduled meeting of the Allegheny Council --- Allegheny County Council that's scheduled for Tuesday, June 21st, 2011. Thank you all for being in attendance. We'd like to begin with the Pledge of Allegiance and followed by a moment of silent prayer or reflection.

(Pledge of Allegiance.)

(Moment of silent prayer or reflection.)

PRESIDENT BURN: Thank you. Please call the roll.

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 (via telephone).

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Here.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Here.

MR. CATANESE: Mr. Gastgeb?

MR. GASTGEB: Here.

MR. CATANESE: Ms. Green Hawkins?

(No response.)

MR. CATANESE: Mr. Kress?

MR. KRESS: Here.

MR. CATANESE: Mr. Macey?

MR. MACEY: Here.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Here.

MR. CATANESE: Mr. Palmiere?

(No response.)

MR. CATANESE: Ms. Rea?

(No response.)

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Present.

MR. CATANESE: Mr. Burn, President?

PRESIDENT BURN: Here.

MR. CATANESE: Twelve (12) members present.

PRESIDENT BURN: Proclamations and Certificates.

6400-11.

MR. CATANESE: Certificates of Achievement recognizing students of St. Anthony School Programs' Post-Secondary Program, for completing an internship with the Allegheny County Department of Court Records. Sponsored by Council members Burn, DeFazio, Drozd, Finnerty, Futules, Green Hawkins, Kress, Palmiere, Rea and Danko.

PRESIDENT BURN: Thank you very much, and thanks to my colleagues for co-sponsoring this, as well. Before I get into the details of 6400-11, I would like to give a shout out to some of the future leaders of this region and beyond who are with us today. I'd like to say hello to Zachary Zigler (phonetic), who's the President of the Student Government Association. He's the Vice Chair of Internal Communications, the Pittsburgh Student Government Council. Also, I'd like to say hello to Nila Devanath, Pittsburgh Student Government Council Chair; again, two future leaders. Nila, I've heard of you before. Some of the chairs in the City of Pittsburgh Democratic party have spoken very highly of you. And Zach, thank you for coming up to say hello, as well. I'd also like to thank Charles Bell, Student Development Specialist, Director, Athletic Fitness and the golf coach at CCAC North. Dr. Martoni, thank you for those introductions for those two future leaders. And again, also thanks to Mr. Bell. It's great to have you here with us today to observe one of our regularly scheduled meetings of the Allegheny County Council.

6400-11 is a Certificate of Achievement which honors the students of the St. Anthony School programs, for completing internships in the Department of Court Records. This is a post-secondary program, which is an advanced vocational program within a university environment, which gains the important opportunity to interact with university students. Post-secondary students are trained vocationally 100 percent of the day. The program is part of the Allegheny County's Department of Court Records to provide students with an internship for training and professional experience. I understand that Todd Eiseman is with us, the job coach and Director of the Post-Secondary Programs at St. Anthony's School, Kate Barkman, Department of Court Records and Marlene O'Toole from the Department, as well as Gary Eiseman with the St. Anthony's School. I would invite you folks, if you're here, to come up and join me at the podium. There may be some students here. Perhaps, Todd could introduce

them, as well, if everybody could come up. And after I read the proclamation/certificate, I would invite Todd to say a few words about the program and some of the folks who have just come through the program. On behalf of myself and my colleagues, thank you so much for this program and the positive results that it generates.

The Allegheny County Council is proud to present the Certificate of Achievement to the students of St. Anthony's School Programs' Post-Secondary Program, for completing internship with the Allegheny County Department of Court Records, Civil Family Division. Six years ago, the Allegheny County Prothonotary established the internship program, and it has remained within the Department of Court Records to provide the students with valuable life experience. This Council appreciates the students' continual and enthusiastic willingness to gain the knowledge of our local government. On behalf of all Council members and the citizens of Allegheny County, we hereby commend the students' achievements and thank them for their dedicated service to Allegheny County. Thank you all for your great work. Congratulations.

(Applause.)

MR. GARY EISEMAN: Thank you. And as a member of the administration of the St. Anthony's School Programs and most proud to be the Director of the Post-Secondary Program out at Duquesne University, we want to thank Council for recognizing these fine young individuals for the work they have done this past year for the Records Division. Also, we'd like to thank everybody involved for giving students with disabilities a chance to prove that they are a valuable part of the work community. It's internships like this that brings to light how important our students can be in their life achievements. The valuable experience that they receive cannot be matched, and we again thank everybody involved. I'd like to introduce now, Todd, who will introduce the students that are here. Thank you, again.

MR. TODD EISEMAN: With us today we have Jenna Desolrich (phonetic), Brianna Sanders, Karen Hunter (phonetic) and Cory Ankin (phonetic). They're the students that have worked for us this year. We also have four other students that, due to vacations, they couldn't be here. But we thank you, and we have eight students in the office at that time. It's been a great year, so thank you very much.

(Applause.)

(Pictures taken.)

PRESIDENT BURN: 6401-11.

MR. CATANESE: Let the record show that Councilwoman Green Hawkins is present. Proclamation honoring Jason Miller for his leadership as the youngest commander of Allegheny County's Veterans of Foreign Wars posts. Sponsored by Councilman Burn.

PRESIDENT BURN: Thank you, Mr. Catanese, and thank you, members of Council. Jason, if you and your father would come up and join me. Dr. Martoni was mentioning to me before I introduced some of our future leaders, about how they will be the future of our region and beyond, and I agree with that. Education and public service in politics and government aren't the only demographics where we find our future leaders start. We also find them in the Military. And one of those young men is with us here today. I first met Jason Miller when I was elected Mayor of Millvale. He was a young man then. And when I first took office, his father, Jim Miller, was a Borough Councilman. That's when I first got to know the Miller family.

And every year from 1994 up until this last May, I've always been invited to speak at the Millvale VFW, and it's always an honor. It's always the most important and solemn speech that I've ever given as a public official when I was the Mayor or a Councilman. And with the change of leadership at the Millvale Post 118, I was so encouraged to hear that Jason was made a Commander; and not only any Commander, but the youngest Commander of Allegheny County Veterans of Foreign Wars' posts. He comes from a great family; a family of tradition, a family of honor, and a good family that cares about the well being of the Borough of Millvale and those with whom they share the community. So when it came to my attention, I called Jimmy Miller as a councilman. I'd love to honor your son. I spoke to Jason at the post on Memorial Day, and he gave us these particulars. And Jason, I say this all the time when we honor the student athletes here, our future leaders from the universities, that for every negative story you read in the papers about a young man or woman who's gone astray for whatever reason, I would suggest there's 20 to 30 positive stories about a young man who stepped up or young woman who has stepped up to show leadership in academics or athletics or, in your

case, military service. I remember when you shipped out to go to the Air Force. I was in my first --- I was Mayor and sitting with you in Millvale that night, sending you off with some friends. I'm so glad you came back; and like many of us who come back to Allegheny County, or like yourself, who came back to Millvale because you wanted that to be your home. On behalf of my colleagues, I'd be honored to read this into the record and present you with it and invite you to say a few remarks.

WHEREAS, servicemen and women who return home from active duty, seek to enrich the lives of fellow veterans by providing their leadership skills to worthwhile organizations; and

WHEREAS, Commander Jason Miller, who was born, was raised and currently residing in the Borough of Millvale, joined the U.S. Air Force in October of 1995 and was a member of the 741st Security Forces Squadron; and

WHEREAS, Commander Miller deployed to the Middle East in support of Operation Desert Storm, Desert Strike One and Desert Strike Two. He joined the Veterans of Foreign Wars after returning home and was elected in 2008 as post commander of the Millvale VFW Post 118; and

WHEREAS, VFW Post 118 is the oldest VFW organization in Allegheny County. Commander Miller joined the group at a time when the post was struggling from management and membership. Under his leadership, Post 118 was brought from the brink to be a profitable, significant organization; and

WHEREAS, because of Commander Miller's determined efforts with Post 118, he was elected as the Department of Pennsylvania District 29 Commander. He is responsible for overseeing the leadership of all the VFW posts in Allegheny County. At 34, he is the youngest commander in the history of the 29th District.

NOW, THEREFORE, BE IT RESOLVED, that Allegheny County Council, on behalf of the citizens of Allegheny County, hereby honors Commander Jason Miller for earning the position of the Department of Pennsylvania District 29 Commander. This Council commends Commander Miller's leadership in transforming the VFW Post 118 into a viable organization, and we wish you the best in your new leadership position. On behalf of myself, my colleagues, the residents in the community that is Allegheny County, Jason, thank you for your service, thank you for your leadership. Congratulations to you.

(Applause.)

MR. MILLER: Council President Jim, I thank you and members of the Council for bestowing this honor upon me. It is my intention during my administrative year to implement and execute the motto and the mission of the VFW, which is to honor the dead by servicing the living, change perception of the VFW posts. It is not just a bar. These are active, vibrant members of the community that sponsor churches of all denominations, the boroughs and townships and a ton of youth activities. You know, it is my intention, as well, to open up a working relationship with the County, as well, since I'm in charge of all the VFWs in the County. I want to implement and execute what we do on a post level with our individual communities. I want to bring that to the County level and partner with you folks and see what we can and can't accomplish together. Thank you, again, and I appreciate your time.

(Applause.)

(Pictures taken.)

PRESIDENT BURN: The remaining proclamations and certificates shall be read into the record.

MR. CATANESE: 6402-11. Proclamation commending Nancy Galvach for her career of service to the Fifth Judicial District of Pennsylvania. Sponsored by Councilman Burn.

6403-11. Certificate of Achievement honoring Dylan Townsend of Boy Scout Troop 180, for earning his Eagle Scout ranking. Sponsored by Councilman Burn.

6404-11. Proclamation honoring Scott Township upon its 150th anniversary. Sponsored by Councilman Finnerty.

6405-11. Certificate of Achievement honoring Brendan D. Demich of Boy Scout Troop 111, for earning the Eagle Scout ranking.

6406-11. Certificate of Achievement honoring John Robert Steele of Boy Scout Troop 225, for earning his Eagle Scout ranking.

6407-11. Certificate of Achievement honoring the 65th anniversary of Helen and Albert Voss. Sponsored by Councilman Macey.

PRESIDENT BURN: Public Comment on Agenda Items.

MR. CATANESE: We have none.

PRESIDENT BURN: Approval of Minutes. 6408-11.

MR. MARTONI: So moved.

MR. ROBINSON: Second.

PRESIDENT BURN: Moved in second. All in favor, signify by saying aye.

(Chorus of ayes.)

PRESIDENT BURN: Opposed? The minutes are approved. Presentation of Appointments. We have several going to the same committees, but we'll start with 6409-11. That's by itself.

MR. CATANESE: Approving the appointment of Spencer Clark to serve as a member of the Council of Friends Organization (Harrison Hills Park), for a term to expire on June 21st, 2013. Sponsored by Councilman DeFazio.

PRESIDENT BURN: And thank you, Mr. DeFazio. Yes, sir?

MR. DEFAZIO: Just want a motion ---.

PRESIDENT BURN: Yes, sir. Move to approve?

MR. DEFAZIO: Yes.

MR. ROBINSON: Second.

PRESIDENT BURN: Moved to second. All those in favor, signify by saying aye.

(Chorus of ayes.)

PRESIDENT BURN: Opposed? Very good. Spencer Clark is approved. 6410-11, 6411-11 and 6412-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato, recommending Judge Justin M. Johnson, Mary E. Gibson, Stephan A. Broadus, for appointment, reappointment, to the Human Relations Commissions, for a term to expire on December 31st, 2012.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6413-11 and 6414-11, please.

MR. CATANESE: Communication from Chief Executive Dan Onorato, recommending Frederick W. Thieman and Robert J. Lewis for appointment to the Allegheny County Community College Board, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6415-11 and 6416-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Anthony Ferraro and Ellen C. Stewart, M.D., for appointment to the Allegheny County Board of Health, for a term to expire on January 12th, 2014. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6417-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Council Member Amanda Green Hawkins for appointment to the Allegheny County Port Authority Board, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6418-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Kevin G. Evanto for appointment to the Regional Trail Corporation, for a term to expire on December 31st, 2013. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6419-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Paul D'Alessandro for appointment to the Allegheny County Housing Authority, for a term to expire on December 31st, 2014. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6420-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Glenn C. McKenzie for appointment to the Property Assessments Appeals and Review Board, for a term to expire on December 31st, 2013. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6421-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Reverend Dr. J. Van Alfred Winsett for appointment to the Allegheny County Jail Oversight Board, for a term to expire on December 31st, 2012. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6422-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Donald F. Smith, Jr., for reappointment to the Redevelopment Authority of Allegheny County, for a term to expire on May 23rd, 2016. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. 6423-11.

MR. CATANESE: Communication from Chief Executive Dan Onorato recommending Michael A. Polite for appointment to the following authorities: the Allegheny

County Industrial Development Authority, the Allegheny County Hospital Development Authority, the Allegheny County Higher Education Building Authority and the Allegheny County Residential Finance Authority, for a term to expire on December 31st, 2015. Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Appointment Review. Unfinished Business, Committee on Budget and Finance, Second Reading. 6387-11.

MR. CATANESE: An ordinance of the County of Allegheny, Pennsylvania, authorizing the incurrence of non-electoral debt by the issuance of its (1) General Obligation Bonds, Series C-67, in an aggregate principal amount not to exceed \$48,000,000 (C-67 Bonds), and (2) its General Obligation Bonds, Series C-68, in an aggregate principal amount not to exceed \$40,620,000 (Series C-68 bonds, and collectively with the C-67 bonds, the Bonds). Sponsored by the Chief Executive.

PRESIDENT BURN: Council member Robinson.

MR. ROBINSON: Thank you, Mr. President. With your indulgence, I'd like to explain what this bill is before I make a motion.

PRESIDENT BURN: Yes, sir.

MR. ROBINSON: Thank you. This bill will authorize the County to incur non-electoral debt by the issuance of its general obligation bonds, Series C-67, in an aggregate principal amount not to exceed \$48,000,000, and issuance of its general obligation bonds, Series C-68, in an aggregate principal amount not to exceed \$40,620,000, in order to fund the Certificates of Participation that have been issued in 1999, to finance improvements to the County's Family Court facility. As you may recall, Mr. President and members, in February of this year, Council approved a bond issue, C-65, not to exceed \$125,000,000, to fund the 2011 capital expenditures approved by this Council --- approved by this Council in December of 2010. Approximately 75 percent of the C-65 bonds were sold. The decision was made by the administration of the recommendation of the County's fiscal advisors, not to sell the remaining 25 percent, due to unfavorable market conditions. Accordingly, the administration has returned to Council for authorization to issue the new C-67 bond, under the expectation the market will be far more favorable. This will provide the remaining 25 percent of the bond proceeds needed to fund

and approve the 2011 capital budget. Mr. President and members of Council, this bill was in committee on the 7th of June. All members of the Budget and Finance Committee were not present, and so they were not the beneficiaries of the information shared by Ms. Liptak, our Budget Director, Ms. Griser, our County Budget Director and Ms. Sarah Busk (phonetic), who is anticipated to be the bond counsel on these endeavors. I've taken the liberty to ask, certainly, Ms. Busk and Ms. Griser to be present if there are questions that members might have about this bond issue. Both Ms. Liptak and I spent some time with Ms. Griser and Ms. Busk prior to the committee meeting. We asked them the appropriate questions in the committee meeting, and we are satisfied that this bill should move forward, so that we can finance our 2011 capital budget. Having said that, Mr. President, I'd move for approval.

MR. MARTONI: Second.

PRESIDENT BURN: So moved in second. Any discussion? Any discussion? Mr. Finnerty?

MR. FINNERTY: Just one question. I don't know if you said this or not. I apologize if you did. The re-issuing of these bonds and refinancing, et cetera, will save the County how much?

MR. ROBINSON: Ms. Liptak has that exact figure, how much it will save.

MS. LIPTAK: The refunding of the old court issuance is approximated to save about \$1.3 million.

MR. FINNERTY: Okay. \$1.3 million is saved?

MS. LIPTAK: Yes.

MR. FINNERTY: Thank you.

PRESIDENT BURN: Thank you. Any other discussion? Any other questions of Chairman Robinson? No other questions? Please call the roll.

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: Mr. Kress?
MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. Palmiere?
(No response.)
MR. CATANESE: Ms. Rea?
(No response.)
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Aye.
MR. CATANESE: Mr. Burn, President?
PRESIDENT BURN: Yes.
MR. CATANESE: Ayes, 13, noes, 0. The bill

passes.

PRESIDENT BURN: 6388-11.

MR. CATANESE: A resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2011 (Submission 07-11). Sponsored by the Chief Executive.

PRESIDENT BURN: Chairman Robinson?

MR. ROBINSON: Move for approval.

MR. GASTGEB: Second.

PRESIDENT BURN: Moved, second. Any discussion? Any discussion? Please call the roll.

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: Mr. Kress?
MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Aye.
MR. CATANESE: Mr. Burn, President?
PRESIDENT BURN: Yes.
MR. CATANESE: Ayes, 13, noes, 0. The bill

passes.

PRESIDENT BURN: 6392-11.

MR. CATANESE: A resolution ratifying certain year-end transfers pursuant to Section 805.03 of the Administrative Code. Sponsored by the Chief Executive.

PRESIDENT BURN: Chairman Robinson?

MR. ROBINSON: Move for approval.

MR. MACEY: Second.

PRESIDENT BURN: Moved, second. Any discussion? Any discussion? Please call the roll.

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: Mr. Kress?
MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Aye.
MR. CATANESE: Mr. Burn, President?
PRESIDENT BURN: Yes.
MR. CATANESE: Ayes, 13, noes, 0. The bill

passes.

PRESIDENT BURN: Committee on Economic Development and Housing, Second Reading. 6389-11.

MR. CATANESE: A resolution of the Council of Allegheny County, Pennsylvania, made pursuant to the Local Economic Revitalization Tax Assistance Act (LERTA), Pa. Statute Title 72, Section 4722 of 1995, as amended, providing for: a program of temporary exemption from increases in Allegheny County Real Property Taxes, for specified time periods, resulting from improvements made by an owner of property located within a specific geographical area within the Borough of McKees Rocks, County of Allegheny, Commonwealth of Pennsylvania, previously determined to be a deteriorated area; establishing a schedule for exempting increases in Allegheny County property taxes resulting from such improvements; and prescribing the requirements and procedures by which an owner of the property located within the deteriorated area, can secure the temporary exemption resulting from such improvements. Sponsored by the Chief Executive.

PRESIDENT BURN: Chairman Finnerty.

MR. FINNERTY: Thank you, Mr. President. With us today are Craig Rippole, who's the developer of this site, if you do have any questions in regard to it, since many people couldn't make the economic development meeting. But it is a ten-year LERTA, and that means that the first year is 100 percent tax forgiveness for the buildings but not for the land. And it goes in --- it was ten. For funding the eleventh year, full taxes are placed on all the improvements. The School District, Sto-Rox, has okayed this LERTA; and McKees Rocks also has okayed the LERTA and passed it. If you do have any questions in regard to it, Craig can come up. I see Ryan out there, also. Craig, do you want to come up; if you have some questions about it. He brought some cartoons with him just to ---.

PRESIDENT BURN: That's what I would suggest, Mike. Why don't you show us, so the folks can see it?

MR. FINNERTY: Yeah. Why don't you show us.

PRESIDENT BURN: Well, first, does anybody have any questions? Is there a motion to ---?

MR. FINNERTY: I want to make a motion to approve.

MR. DROZD: Second.

PRESIDENT BURN: Moved, second. Any discussion? Mr. Drozd, you have your hand up.

MR. DROZD: Yeah, I just have some ---. I think it's great for the County for that specific area, too. And I just hope that --- I'd like to ask you, are you committed in your stages? How much monies do you have in this stage? Do you have certain stages that you're going through in the development, and how much are you committed to each stage of development forward?

MR. RIPPOLE: Yeah, the total construction cost of the buildings will be --- with the roads will be \$50,000,000. Have them broken down in stages, as much as broken down in buildings. We've identified our costs for the three buildings, of which we're in negotiations for tenants. One of the tenants would be Trinity Commercial Development moving within the County; but two of the tenants, one 40,000 square feet and another one, 20,000 square feet, moving from outside the County. That's an approximate number of jobs --- would be 120 jobs coming into the County. The total number of jobs being created in full build-out of the development will be 1,172 permanent, full-time jobs and 642 in temporary construction jobs.

MR. DROZD: Thank you, sir.

PRESIDENT BURN: Thank you, Mr. Drozd. Any other questions? Any other discussion?

MR. FINNERTY: I just wanted to ask Craig, what's the total acreage?

MR. RIPPOLE: It's 52 acres, entirely in McKees Rocks, the P&LE repair and maintenance facilities, a total of 405 acres, which extended down to Stowe Township, but 52 acres was discussed with the borough.

PRESIDENT BURN: Mr. Drozd?

MR. DROZD: Yeah, just a quick point. It's great, what you're doing. Just to help yourself and help your community, you can maybe do some peripheral --- you know, façades. That would be really great in the spirit of ---.

MR. RIPPOLE: I appreciate that. We're the owner and the developer of the former McKees Rocks Plaza

shopping center, which the tail end of this --- you know, the property actually abuts. So we've invested a significant amount of money in rebuilding that. So there is a --- strategic revitalization plan Development Corporation is working on. And both of those targeted are the shopping center and the P&LE property, with one and two revitalization plan. So we're moving through that. There's also the Char West municipal plant, which has been passed by the Borough of McKees Rocks and Stowe Township and Neville. And the number one target area, a recommendation of 12. We would provide access into those P&LE properties, so they're consistent with the strategic plan of the community, as well as the Char West --- one of the municipal plants.

PRESIDENT BURN: Mr. Finnerty?

MR. FINNERTY: Would you hold up your plan there?

MR. RIPPOLE: This is an aerial site outlined in red, and it extends from the Stowe Township/McKees Rocks border on the northwest side of the McKees Rocks Bridge, all the way down to almost the back of McKees Rocks Plaza Shopping Center; ultimately, down to West Carson Street, State Route 51. Our plan is to redevelop it into a flex space business park. I should have brought the color one, but this could give you a sense of the lot. The buildings will be posing the flex space business park that would be developed for a variety of different industries and users, with varying state's requirements. The total building square footage would be 461,000 square feet. That would be approximately 385,000 square feet of new space, multi-building new space, and 76,000 square feet of rehabilitated existing structures from the former Pittsburgh and Lake Erie --- their buildings.

PRESIDENT BURN: For purposes of designation verification, could you explain the use of your term, flood space?

MR. RIPPOLE: Flex space?

PRESIDENT BURN: Yes.

MR. RIPPOLE: Yes, it's a relatively generic term in the real estate. It's different. It's a combination of office and warehouse or manufacturing, light industrial space. So it really depends, I think. We're looking to bring in our term of flex --- the majority of the buildings will look something similar to that. You'd have offices plus some warehouse or

manufacturing in the back. We're also looking to have pure office, as well, and possibly some pure research space, as well. As you see, this is a real good opportunity for us to let high tech companies in to relatively inexpensive rental rates and almost like --- it would be 5,000 square feet. So we believe there's a nice mix you can have on this property. This is a rendering of a shop from the McKees Rocks Bridge. You can see the city skyline in the background. So you know, from what it is now, which is just a blighted industrial space --- and it's obviously a big upgrade we're looking at. This would be the catalyst to see the revitalization and the rest of the community when this --- upwards of 20-some percent vacancy in that community. So we see the opportunity, these jobs coming in. We're dealing with some of those houses that have been vacant for so long.

PRESIDENT BURN: Thank you. Ms. Danko?

MS. DANKO: I just have one question, since I'm new to this. The way the tax exempt structure works, as the property builds out, does the timeline go out, or is the tax exempt within the ten-year period?

MR. RIPPOLE: Do you want me to answer that? Ryan, do you want to answer it? It's up to you.

RYAN: There's a three year; they have to build in three years, the economic development department. There has to be building activity within the first three years. Let's say, for the tenth year --- after that, if there's a building in place in the tenth year, they get a full ten-year schedule for on that tenth year. So the abatement period is for ten years, no matter when development occurs.

MS. DANKO: So with your buildings built in 2020, it might have tax abatement until 2030?

RYAN: You got it.

MS. DANKO: All right.

PRESIDENT BURN: Very good. Any other questions? Any other discussion? Gentlemen, thank you both for coming up and following up. And Chairman Finnerty, thank you for inviting our guests to answer any questions. Please call the roll.

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: Mr. Kress?
MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Aye.
MR. CATANESE: Mr. Burn, President?
PRESIDENT BURN: Yes.
MR. CATANESE: Ayes, 13, noes, 0. The bill

passes.

PRESIDENT BURN: 6390-11.

MR. CATANESE: A resolution of the Council of Allegheny County, Pennsylvania, made pursuant to the Local Economic Revitalization Tax Assistance Act (LERTA), Pa. Statute Title 72, Section 4722 of 1995, as amended, providing for a program of temporary exemption from increases in Allegheny County real property taxes, for specified time periods; resulting from improvements made by an owner of property located within a specific geographic area within the Township of Neville, 4801 Grand Avenue, County of Allegheny, Commonwealth of Pennsylvania, previously determined to be a deteriorated area; establishing a schedule for exempting increases in Allegheny County property taxes resulting from such improvements; and prescribing the requirements and procedures by which an owner of the property located within the deteriorated area, can secure the temporary exemption resulting from such improvements. Sponsored by the Chief Executive.

PRESIDENT BURN: Chairman Finnerty.

MR. FINNERTY: Thank you, Mr. President. Chuck Snyder here is also --- who is the developer of 4801 Grand

Avenue. He's also developed the --- I think it's the Fairmont Hotel that's around there, and there's King's Restaurant right off of 79 in Neville Island. This again is LERTA. It's a five-year LERTA, which is a total tax abatement for the first year and it goes in 20 percent increments for the fifth year. By the sixth year, it's full taxation. If you do have some questions in regard to this, I think Chuck would answer them for you. And if you have some questions for me, I'll answer them, also. Any questions?

PRESIDENT BURN: Mr. Drozd?

MR. DROZD: Thank you, Mr. President. This is another good project being done throughout that area. And I think we have to help them, too, in essence, because we have a lot of issues, you know, down through that corridor. This gentleman's invested a lot of money. I ride that corridor a lot; obviously, my district of the corridor. And we've got to support his efforts. I've seen your complex and your hotel; nice job. It's really great. So we've got to make sure that we do things in the health department area, in our air emissions and that, to support his efforts and make sure this is successful and so is the island. Thank you.

MR. SNYDER: Let me just add one thing.

PRESIDENT BURN: Sir, if you could come up to the microphone and please provide our Council --- our court reporter with your name and your position. Thank you.

MR. SNYDER: My name is Chuck Snyder. I'm the owner of the project we're talking about. One difference between mine and the previous one is, my project is complete. My building is up. It's ready. You know, we're trying right now, you know, to get this task --- very important. A lot of tenants are looking at it and they want to know that we have a LERTA in hand. And I tell them, we will have --- hopefully, we'll have a LERTA in hand. So it's very important that we get this passed to bring --- just like you have potential tenants for this project.

PRESIDENT BURN: Mr. Drozd?

MR. DROZD: I've seen --- you've taken a big high risk and you've invested, and I really commend you, what you've done there.

MR. SNYDER: Thank you.

MR. DROZD: And we really need to support his efforts on this. Thank you.

MR. SNYDER: Thank you very much.

PRESIDENT BURN: Thank you. Mr. Finnerty?

MR. FINNERTY: I'd like to make a motion to approve.

MR. ROBINSON: Second.

PRESIDENT BURN: Moved, second. Any other discussion? Any other discussion? Sir, thank you for coming up.

MR. SNYDER: Okay. Thank you.

PRESIDENT BURN: Please call the roll.

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: Mr. Kress?

MR. KRESS: Yes.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

MR. MARTONI: Yes.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Aye.

MR. CATANESE: Mr. Burn, President?

PRESIDENT BURN: Yes.

MR. CATANESE: Ayes, 13, noes, 0. The bill passes.

PRESIDENT BURN: 6391-11.

MR. CATANESE: A resolution of the Council of Allegheny County, Pennsylvania, made pursuant to the Local Economic Revitalization Tax Assistance Act (LERTA), Pa. Statute Title 72, Section 4722 of 1995, as amended,

providing for: a program of temporary exemption for specified time periods from increases in Allegheny County real property taxes, for specified time periods, resulting from improvements made by an owner of property located within a specific geographic area of the Township of Neville, 6104 Grand Avenue, County of Allegheny, Commonwealth of Pennsylvania, previously determined to be a deteriorated area; establishing a schedule for exempting increases in Allegheny County property taxes resulting from such improvements; and prescribing the requirements and procedures by which an owner of the property located within the deteriorated area, can secure the temporary exemption resulting from such improvements. Sponsored by the Chief Executive.

PRESIDENT BURN: Chairman Finnerty.

MR. FINNERTY: Thank you, Mr. President. Again, Chuck Snyder is the developer. But I neglected to emphasize the fact that Cornell, the school district, has approved this LERTA and Neville Township also has approved the LERTA. And we are in the final leg in this. And this is also a five-year LERTA. It is 20 percent increments, finally sixth year full taxes are paid. And if you do have any questions in regard to this, Chuck's here and myself, to try to answer your questions.

PRESIDENT BURN: Thank you, Chuck. Does anybody have any questions of Chuck or Michael or anybody else? Any questions? Any discussion? Any discussion? Please call the roll.

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:	Mr. Kress?

MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
MR. MARTONI: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Aye.
MR. CATANESE: Mr. Burn, President?
PRESIDENT BURN: Yes.
MR. CATANESE: Ayes, 13, noes, 0. The bill

passes.

PRESIDENT BURN: Liaison Reports. Mr. Finnerty?

MR. FINNERTY: We have one. In regard to community development block grants, I informed Char West COG last week in regard to our community development block grants. Our funding has been increased by \$3,000,000, and I think I have sent --- Council members should have received, anyhow, in regard to their districts, how they have cut the funding in regard to the --- or reduced the funding in regard to the states, and I'm sorry that the state ---. That was the federal. This one's the federal. The federal funding that has been cut for these programs, it's just a real, real shame that community development block grants, the money has decreased in the last three or four years. And it continues to decrease. The block grants are used by communities for projects that they can't afford, that are very necessary to them. And it's our hope that --- it's my hope and I'm with everybody so that the funding is restored some time down the line. Thank you very much, Mr. President.

PRESIDENT BURN: Thank you, Councilman Finnerty. Council member Macey.

MR. MACEY: Thank you, Mr. President, and members of Council. You may have read the newspapers and seen on the news, there was a three-mile completion of the Allegheny Passage, which is what we call the Trails, from the waterfront on down to Washington, D.C. I think it's a great opportunity for people to take a look at our heritage, to get some exercise, of course, and to enjoy all of the amenities along the trails. You can leave, like I said --- you can park in the waterfront, get on in the waterfront and go all the way to Washington, D.C. Or there's quite a few other parking areas up and down the Monongahela River, the Youghiogheny River, and I implore you all to enjoy it. Thank you.

PRESIDENT BURN: Yes. Mr. Drozd, then Mr. Gastgeb.

MR. DROZD: Yeah. I don't really want to be remiss, and maybe I've mentioned this before, but you know, the centers for the judicial rehabilitation of a lot of people coming out of our prisons. And I want to commend the courts for doing this, the Judges. This is innovative throughout the country. It's one of the first, if not the first. And what it's giving to is the root cause. These people, these citizens, returning back into the prisons is so overwhelming, it's unbelievable. And these centers that they're doing --- there's one out in East Liberty. There's possibly one out in --- yeah, the model program. And it's excellent. I was there, and I got to tell you, these are the type of initiatives we need to return people to a good society and contribute to society. Such I just wanted to commend the Judges on this.

PRESIDENT BURN: Thank you, Councilman. Council member Gastgeb.

MR. GASTGEB: Thank you, President Burn. I just wanted to let everybody know that we had our flag retirement ceremony at South Park on June 9th, in which President Burn was kind enough to emcee. And I thought it was one of our better ones. I want to thank Joe Catanese and his staff for all the hard work they did putting it together. We had beautiful weather. We had a lot of veterans' groups. And I think it made us all feel good. A lot of our Cub Scouts were there in the scouting program and, you know, I played an active role in participation. So it's a beautiful sight out in South Park, and we encourage you to go out. I also want to publicly thank our Community Chair, Mr. Futules, for his leadership and spearheading everything with regard to keeping Council and everything run. So I appreciate that, Nick. And thanks again to staff for bringing this to a tremendous occurrence. Thank you.

PRESIDENT BURN: Thank you, Councilman.

MR. ELLENBOGEN: Mr. President?

PRESIDENT BURN: Yes, Mr. Ellenbogen?

MR. ELLENBOGEN: May I make a comment?

PRESIDENT BURN: Yes, sir.

MR. ELLENBOGEN: First of all, I'd like to apologize for not being there; you know, health issues. But that being said, I noticed in the last week or so,

I've seen two children that had drowned and --- I mean, this is a very important time of the year where, you know, parents need to be a little more visual, a little more active, keeping your eye on those little ones, you know. I don't like to see this happen. I would ask this Council to ask the health department to issue a kind of warning, you know, to ask parents to be extra vigilant, grandparents be extra vigilant. It only takes a second for you to lose sight of a child, to avoid tragedy. And we've already had two so far, and this is only June. So I would hope that the County will remind people; you know, be extra vigilant. Watch these children. I don't want to see any more of these types of accidents. Thank you, Mr. President.

PRESIDENT BURN: Thank you, Council member. We're all thinking of you and wish you were here. We hope you're feeling better, and we hope to see you soon. And those are very timely and appropriate remarks; personally, this past weekend, for Father's Day, giving my sons --- had me take them swimming. And you just can't keep your eyes off of them. Your remarks are very timely, and we certainly make note of them.

MR. ELLENBOGEN: Yeah, but just because I'd be hanging out with Mike. Thank you.

PRESIDENT BURN: Thank you, Councilman. Any other liaison ---? Mr. Finnerty?

MR. FINNERTY: I just wanted to say that the health department is proactive in that. They have sent out an email in regard to --- saying what you should be doing about the pool and about drowning at home. Drowning itself --- you know, a lot of us had a concept that you're going to see somebody yelling and screaming. That's not the case. It's a silent killer, and that's what really is something that people have to understand. Usually, it's silent. The person goes under the water, and the next thing you do is find them on the bottom.

MR. ELLENBOGEN: To lose a child, there's nothing more devastating in the world. And people just need to be that more vigilant.

MR. FINNERTY: I agree, 100 percent.

PRESIDENT BURN: Thank you, Councilman. Any other remarks or reports under liaison? Seeing none, New Business, Ordinances and Resolutions. 6424-11.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, establishing the

Department of Alternative Revenue within the Executive Branch of the County government. Sponsored by Councilman Kress.

PRESIDENT BURN: Before we refer this to the Committee on Government Reform, Mr. Kress, would you like to make any remarks?

MR. KRESS: Yes, Mr. President. We talk about trying to raise revenue from other sources besides going to the taxpayers. I think this is maybe the best way to do it, is to create an actual department within the administration and try to raise this revenue. You look at other cities; like, for example, Los Angeles. They've raised \$12,000,000 by going to corporate sponsorships, advertising, joint partnerships with these companies. The City of San Diego has raised \$20,000,000. This is since 1999. They've had the working partnership with the Pepsi Bottling Company, which has earned them over \$4,000,000. With Verizon Wireless, they've earned over \$2,000,000. So there's revenue out there, and how do we approach that? And I think this is the best way to do it. And this is something that, as a County, we need to vote on because we can't be going to taxpayers all the time for revenue. We have to look at other sources of revenue, and I believe this is the best way to do it. So thank you very much, Mr. President.

MR. DROZD: I'd like to co-sponsor this.

PRESIDENT BURN: Thank you, Councilman Kress. Please add Council member Drozd as a co-sponsor. Mr. Macey, as well; Council member Macey, as well.

MR. MACEY: Thank you.

PRESIDENT BURN: Council member DeFazio; please add Council member DeFazio, Council member Gastgeb. Very good. We'll refer this bill to the Committee on Government Reform. Thank you, Mr. Kress. 6425-11.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, requiring that the County Manager, the Director of County Parks Department and the Executive Director of the Allegheny County Parks Foundation, conduct an evaluation of the suitability of all avenues for the placement of advertising, naming rights or sponsorship notices within the nine County parks, in accordance with Section 5-705.03 of the Administrative Code of Allegheny County relating to sponsorship of County property by external entities, as a

means of generating supplemental revenue for the County. Sponsored by Council member Kress.

PRESIDENT BURN: Before I refer this bill to the Committee on Parks and Recreation, Mr. Kress, would you like to comment?

MR. KRESS: Yes, I would. Thank you, again, Mr. President. Again, this is part of trying to raise revenue from other sources besides going to the taxpayers. And I have to say, our parks are a tremendous resource that this County has. Myself, growing up as a youngster, I spent many, many a times going out to the parks. And the thing is, that the park system has been established; is that especially in economic hard times, this is the place you take your children and enjoy yourself. And that's the thing, is that we need to do whatever we can to preserve our parks. And what can we do to try to raise more money for the park system? And that's the reason why I'm introducing this bill, because, you know, we have to look and see; you know, what can we do to improve the parks? What kind of money can we raise? And that's the reason why I introduced this bill, because, again, I can't say enough good things about our parks. But of course, we need money to preserve these parks, to improve and maintain them. So that's the reason why I introduced this bill. So thank you very much.

PRESIDENT BURN: Thank you, Mr. Kress. The bill will be referred, as indicated, to the Committee on Parks and Recreation. 6426-11.

MR. CATANESE: A resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2011 (Submission 08-11). Sponsored by the Chief Executive.

PRESIDENT BURN: Refer to the Committee on Budget and Finance. Before we proceed to New Business, Motions, Council member Gastgeb and I have an ordinance which is not on the agenda, which we'd like to pass out at this time and share with our colleagues. Once everybody has received a copy and it has been distributed, I believe Mr. Gastgeb and I would just like to comment on the purpose of introducing this at this time. And what we will be asking for is a motion to put this on the agenda, and then it will be referred to committee. But now that everybody has this, this essentially is County Council doing what it is required to do after a census has been taken. This ordinance is with respect to reapportionment.

This will create a special committee of the Council to study the issue of Council District reapportionment and formulating an ordinance to accomplish such reapportionment in accordance with the deadlines established under applicable law. What this will do is --- Council member Gastgeb and I had a discussion about this. We want to create this special committee, at least make it proportionate to the representation on this body of both Democrats and Republicans. This ordinance gives not only the breakdown of the composition, how the composition of the committee would shape up and how it would be formed, it also provides some deadlines and some real timetables for which this committee would be charged with doing and then completing this work. So again, the purpose --- I'd just like to call upon Vince to say a few words --- would be to get this on the agenda tonight, simply for purposes of referring it to the Committee on Government Reform, at which time we will move on it and begin the process of the discussion on reapportionment, which we are required to do once every ten years, once these census numbers are official. They became official on March of 2011. That gives us until March of 2012 to do our work. So having said that, Mr. Gastgeb, would you like to comment?

MR. GASTGEB: Thank you, President Burn. I appreciate your accessibility and openness in the subject to my fellow Council members. I think when you look at the reapportionment process for the County, there really is not a process. We're a new body, and this allows us to join the County Code, if you will, with a required reapportionment process that will be efficient, but also a degree of transparency. I think that's really important, to have transparency, public access to the process, public comment, view it in a bipartisan manner. Lots of time you hear that these things are --- they get messy. There's no reason for that. I think a sense of fairness to make up a Special Committee will be close to Council as a whole, which I think is fair. But I think everybody gets a chance to put a word in or two, or whatever, regarding the process. So Council is charged with this, so there has to be a Council committee that actually will do the work, so basically this sets it up. Even before that, as President Burn said, it will go in the Reform Committee for even more due diligence, more dialogue, before the Special Committee is even put in place. So again, I don't think

we can get any more transparent or anything more deliberate than this. So I thank President Burn and my members from both parties. Thank you.

PERSIDENT BURN: Thank you very much. And again, this is step one of the process. We'll include analysis, review of the data, inclusion of all members of Council and all others who have a vested interest in seeing that these lines, if they are to be redrawn for our Council Districts and for the County's tax districts, are drawn in a fair and equitable manner. That is the intent here, and I believe that we can accomplish that successfully and professionally. So what I would be doing is asking for a motion to place this on the agenda.

MR. DROZD: I'll make that motion.

MR. MACEY: Second.

PRESIDENT BURN: Moved, second. Any discussion? All those in favor, signify by saying aye.

(Chorus of ayes.)

PRESIDENT BURN: It is now on the agenda. Mr. Catanese, if you could read the bill.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, providing for the creation of a Special Committee of Council to study the issue of Council District reapportionment and formulate an ordinance to accomplish such reapportionment, in accordance with the deadlines established under applicable law.

PRESIDENT BURN: Thank you. And it is sponsored by myself and Mr. Gastgeb. Any discussion on this before I refer it to ---?

MR. ROBINSON: Mr. President?

PRESIDENT BURN: Yes, Mr. Robinson.

MR. ROBINSON: As some members of this Council know, a few years ago I raised a question of whether or not the caucus system, which has been instituted in the process of this Council, had any root in the origin in the law, either in the County Code or the Charter. To my knowledge, they do not. My concern then and now is that if we proceed recognizing some sort of caucus system within our deliberations, we need to know the origin. We need to know the genesis of that process. Several years ago I introduced a bill to formally recognize the caucuses. That bill has not been acted upon. While I'm very much concerned about us proceeding to do our duty relative to reapportionment, I think we need to proceed

very cautiously and with some serious legal examination as to whether or not to consider it an ordinance. It indicates that at least one entity is going to be involved in this process, that is not identified in the Charter, is not identified in the Rules of Council, is not identified in the Administrative Code. Neither a minority caucus or a majority caucus, in my opinion, has any standing in the deliberations of this Council, and that we should be very deliberate before we go any further and recognize those entities and interjecting them into a process that is not only legal, but highly political. If, indeed, this ordinance were to pass as it is, I would vote against it once it came out of committee, because I don't believe reference to caucuses is appropriate. I would prefer that we address the caucus issue first. We want to have caucuses; fine. Let's establish them. Let's authorize them. Let's organize it. Otherwise, I believe we are going to get ourselves into a very serious situation that maybe some of us will regret later on, even though we may have good intentions about transparency, of being a non-partisan, et cetera. The reality is, reapportionment, in particular, is highly political.

Two things are guaranteed when you go into reapportionment. No one will be satisfied with the plan, and there will be a lawsuit. And there are lawsuits still pending from a previous reapportionment process. So I would just, Mr. President, caution us not to go too far in continuing to reinforce this notion that caucuses, Republican, Democratic, et cetera, has standing in law. What they have standing in is actually past practice. And I'm not sure that that past practice allows caucuses to utilize government resources, government facilities and to engage in government activity. Thank you, Mr. President.

PRESIDENT BURN: Thank you, Mr. Robinson. Mr. Finnerty?

MR. FINNERTY: Thank you. I think that there are very cautions that we should take in doing this, but also, I believe that in the Charter, that our president has the power to appoint special committees. And I think you used that word yourself when you were speaking on this. This is a Special Committee, which is being granted as a special committee as being appointed in regard to the Port Authority, I believe, and I believe, the parks and public works under Special Committee. I think our Charter gives its power to the president to make special

committees and also to make appointments in regard to that. So I understand your cautious approach, but by no means --- by no means --- should this be considered a caucus. It's a Special Committee. Thank you.

PRESIDENT BURN: Thank you, Mr. Finnerty. Mr. Gastgeb.

MR. GASTGEB: Thank you. As I always respect the comments of my colleague, Mr. Robinson, just some history. The precedent has been set because in the last ten years, this Council has --- I think what Mr. Finnerty is saying --- had rules set up for special committees. And part of those rules allows for --- because the numbers are usually less than 15, they process on how you get to a three member or five member, seven member or nine member, whatever it is. And this just simply outlines that process with the president's approval and also the president dictating the rules, per se. And we can look at that in committee. But I will say that nothing could be worse, in my opinion, then how we did this ten years ago. This was done by a motion --- let's talk about lawsuits --- not an ordinance, but a motion.

So for ten years, really, it's hanging on a thread. There was no transparency. It was done in Harrisburg, really, without any of our knowledge, that I think that we should have the standing that we should. I mean, we could debate some of the minor points and split hairs. And certainly, this is being done in an open --- Mr. Burn and myself, because it is two parties who have agreed to seven people. If you think it should be five or nine, that's fine by me. But there has to be some rules when you write an ordinance, so you have something on paper, where to begin. And I think that's all we're doing. And you know, as far as we're concerned, the caucus process is a --- kind of an after, if you will, where the rules dictated should go. We have selections to multiple committees and even some committees within the Executive Office, that comes from, you know, the ability to recognize political parties and do it in a bipartisan way. So I do respect the caution. If it was as simple as going to the Code recognizing caucuses, we could do that. But I think when you start delineating what a caucus should do, I'm not sure if I'm for that. I think they exist. We know they exist. And I think the people out there or if you are looking at County Council, they're saying, why can't you guys get some things done and do it

together. And this is what we're doing in this case.
Thank you.

PRESIDENT BURN: Mr. Drozd, then Mr. DeFazio.

MR. DROZD: Surely, you know, there's some good points that have been raised here, and I fully --- I really acknowledge that. I like the idea that we're discussing here not to make this political. Unfortunately, you know, in Harrisburg, you know, it becomes political because it's decided upon by the majority party, so it is political. I think that this is going to be sent to committee, anyhow. We can scrub this in committee and address your concerns, Mr. Robinson. At the same time, I would like to hope to think that --- you know, we have to look at, first and foremost --- and I know this Council will not lose sight of --- we're in the cusp of doing something really good for the people of Allegheny County, and if we keep that and never lose sight of that ---. Some communities have more in common than others. You know what I'm saying? And we have to be careful that we don't lose that identity, that we do properly serve each and every community equally and we do what's best for our County. And I think there's a lot of good points raised by Bill. In the committee we'll scrub it, take a look and see what's going to come out best for the people of Allegheny County. And I'm sure my Council members will do that.

PRESIDENT BURN: I'm sure we will. Mr. DeFazio.

MR. DEFAZIO: Yes. As far as, I mean, like, Mr. Robinson said, it's easy to sit down and just spell it out or make a rule if you have a Democratic caucus or Republican caucus. But as far as the caucus goes, you could put --- we have a caucus, but it doesn't supersede the law. I don't think we're doing anything that violates anything here. And when it needs to make it a lot better by doing the way Mr. Robinson said, then it's real easy to do. But either way, I don't think we're getting in any trouble here. That's my opinion.

PRESIDENT BURN: That's a good point. And again, we can look at the schematics of this when we get it into committee. I would note that we've used the caucus system to fill vacancies, and nobody has challenged the process on filling vacancies. And we know this is a much more different issue. However, if there is a type of concern or lack of foundation because we used the word caucus in here, as Mr. Drozd said, it's something we

certainly ---. But I think what we're all saying here is exactly the same thing. We want to create a committee that is inclusive, that is transparent, that represents the entire demographic that is Allegheny County. And I believe that this creates the floor plan for all of us collectively and in a bipartisan fashion to effectuate that. But if there are some words that need to be taken out or amended or other considerations need to be fact before we move further, we will move with due diligence to effectuate those necessary changes. And your points are all well taken in that regard. Mr. Robinson, thank you for pointing that out to us. Does anybody have any other questions before we ---?

MR. ELLENBOGEN: Yes, Mr. President.

PRESIDENT BURN: Yes, Mr. Ellenbogen.

MR. ELLENBOGEN: May I defer to Mr. Robinson's 30-plus years of government experience? And I think what he's more alluding to is the reality of the situation. I think what we have to try to do is a good idea, in terms of, you know, trying to see what would be best in terms of redistricting. But is not the reality of that situation more of a recommendation to somebody who actually has the authority, because, I mean, when it really comes down to it, whatever committee was put together in Harrisburg, they seem to be the ones that have the authority to put together whatever lines they deem fit, seeing they're offering recommendations, but I think what Councilman Robinson was doing is basically giving us the reality that we can have recommendations. We can't have a pending ---. But the reality is, we don't have any authority to make the lines the way we want, so ---. It's a good idea maybe. I don't know. Maybe some of our ideas can get to the people who are making the decisions. But I ultimately believe in my heart that the decision of who gets ---. Thank you, Mr. President.

PRESIDENT BURN: Just a point of clarification, Council member Ellenbogen. I think Mr. Robinson's objections --- and the councilman is very eloquent in his remarks and can speak for himself --- is the use of the word caucus and whether or not such an entity within the parameters of County Council exists. But please know, Mr. Ellenbogen, that we are well within our rights as County Council, to draw up our own districts. That's not what I think Mr. Robinson was saying.

MR. ELLENBOGEN: Oh, but let me ask you, Mr. President. If we draw up our own lines, so to speak, does it not have to be approved by this committee?

PRESIDENT BURN: No. No, Council would vote. At the end game, Jim, if we get to a point where we draw lines and there's been some debate and discussion and legal opinions, if necessary; if we get to a point inevitably where we, as a body, would vote on a new map of 13 Council Districts, assuming that that proposal, whatever form it may take, is approved, from there, as Mr. Robinson said, it may inevitably lead to litigation. Often times when redistricting is done at any level of government, that's what you see, whether it's Congress, State Senate, State House or County Council. The fundamental ability and authority to redraw the 13 Council Districts in Allegheny County rests with the 15 men and women sitting here.

MR. ELLENBOGEN: Okay. All the better then.

PRESIDENT BURN: Okay. Mr. Gastgeb?

MR. GASTGEB: Yeah. Just to take it a step further; again, this happens once every ten years and this Council has only been in existence for ten years, basically. But when Mr. Burn and I sat down, the way the state does it, right now the majority party writes congressional lines, and then the state lines, there's two Democrats, two Republicans. And if they can't think of a fifth, then the fifth is bipartisan recommended. But certainly, the party in power has --- you know, rules the roost, if you will. We couldn't even think of doing that, nor would I, because we should be doing it in our own body. It surely rests within the 15 of us. And I think lawsuits develop because during the process, there's fighting, there's acrimony. If we do it in a way that --- I mean, who knows how it's going to end? But if we do it, at least set it up in the right way, I think you really mitigate the rest of those lawsuits, because you've got the blueprint. And if the Republicans and Democrats can agree, at least in theory, then I think it really mitigates the lawsuits. Where I see the lawsuits happening is where just the opposite happens. There's fighting from the get go, there's no agreement. And then you're opening it up because bipartisanship has gotten so wide, you're almost forced to file lawsuits. But we're trying to get away from doing that. And getting back to Mr. Robinson, you know, I can't remember your bill

exactly, but I would be against putting stipulations on. But we could certainly just recognize, there's a caucus system, and it'd be a simple amendment to the Code, if you have legal basis. But we'd be foolish to allow anybody or any entity or anything from the outside to influence the process of our own body, with regard to reapportionment. Thank you.

MR. ELLENBOGEN: Point well taken. Thank you.

PRESIDENT BURN: Thank you, Mr. Ellenbogen.

Thank you, Mr. Gastgeb. And that opens up a conversation on a much larger spectrum, which we have had and we will continue to have, and that is the relevance of this legislative body in things that we can do, that we have done and we hope to do in the future, to establish that fact, the legislation and other actions. That's a conversation on a much larger scale, which I look forward to continuing to have with my colleagues. Bill, I thank you for allowing us to put this on the agenda. The bill should now be referred to the Committee on Government Reform. New Business, Motions. 6427-11.

MR. CATANESE: Motion of the Council of Allegheny County, calling upon the Allegheny County Manager to perform, beginning immediately, a study to determine what mineral rights Allegheny County owns on any parcels within the County and the feasibility and economic value of conveying these mineral rights to other parties for development. Sponsored by Councilman Drozd.

PRESIDENT BURN: As this discusses economic value, before I refer this to the Committee on Economic Development, Mr. Drozd, would you like to comment?

MR. DROZD: Thank you, Mr. President. Yes, I would. I want to make this more of an ordinance. And in committee, I would like to make it an ordinance, not a motion, because it really is necessary. We really have to look at this. Councilman Kress and I were in the North Park when they had a ribbon-cutting ceremony, and some of the others. And we took a long ride around that park for approximately three hours, just looking at the entire park on the grounds. And it's not just --- do you realize, we have 14,000 acres --- 14,000 acres --- of parks, just parks alone? And you know, we were looking at alternate sources of revenue and how to alleviate the tax burden on the taxpayers. And we have below those grounds, wherever it may be, valuable minerals and resources, such as the Marcellus Shale. And we have to protect that for the

taxpayers of Allegheny County. If, in essence, if we're going to look at ways to enhance our congress for the taxpayers, we're going to have to look for new revenues. And that's where I think it lies, in a proper and right way to do that. And what scared me the most is, I did touch base with legal --- Legal Counsel on this. And what could happen is, a neighbor could come in, a neighboring property, and drill and set off all those resources. And then it's an argument from there; who owns those resources? You know, what did you have? How do you know you have? Was it really yours? And that's what we're going to get into, we could get into, and I don't want to lose those resources for the people of Allegheny County, above the ground.

You'd be surprised what you've got on the ground lying out there. There's a totem pole, a totem pole that was made in the early 1900s sitting outside exposed, with a phone number on it if we have any questions, covered in cellophane. So I made the call, and the call was that, you know, we need about --- some volunteers to help pick it --- because we can't pick it up and get it into the barn. And there's a tower up there; you know, that people used to go up and, you know, look at that tower. I don't know if you've seen it. It's amazing. So we really need to do this. You know, we've got to get a handle on what we have. And on the way to the airport, does anyone here know how many mcfs are below that ground at the airport? We're in discussions and argument right now about who owns it. So we don't even know --- I don't think I dare say it --- how much there is on what we own and what the value is, and we've got to find that out. It's necessary. So I want to put this into committee. I'd like to change it into an --- amend it to an ordinance, do what's right for all of us and the people of Allegheny County. I hope you join with me and realize, we've got to protect these assets. It's really important to the people of Allegheny County to protect them and know what we have. We need to take inventory. Thanks ever so much, and I appreciate your time.

PRESIDENT BURN: Thank you; thank you, Councilman. That's referred to the Committee on Economic Development. Notification of Contracts. 6428-11.

MR. CATANESE: Communication from County Manager Jim Flynn, submitting executive actions related to

contracts for the month of May, 2011. Sponsored by the County Manager.

PRESIDENT BURN: I understand it's a motion to ---

MR. MARTONI: Receive the file.

PRESIDENT BURN: --- receive the file. Thank you, Doc.

MR. DEFAZIO: So moved.

MR. FINNERTY: Second.

PRESIDENT BURN: Moved in second. All those in favor, signify by saying aye.

(Chorus of ayes.)

PRESIDENT BURN: Very good. Public Comment on General Items.

MR. CATANESE: We have one.

PRESIDENT BURN: Yes, sir. Mr. Chuck Shoaf, please? Chuck, thanks for being with us. I don't know if I recall seeing you here before, but if you could give us your name and your address?

MR. SHOAF: Yeah. My name is Chuck Shoaf. I'm the property owner of 432-434 St. Clair Avenue, Clairton. It's a former grocery store. I've owned this property for 18 years. It needs to be totally rehabbed. We're looking for Allegheny Council's support in getting us hooked up with West To West Coalition and doing the environmental cleanup and assessment. We have letters going out right now to Mr. Harry Bender, the City of Clairton Manager and to Steven Fuller, the Coordinator for the West To West Coalition, asking for their support in giving the matter --- rather, to get it ready to become a grocery store again.

The community of Clairton has not had a full service grocery store now for going on five years. No one is coming up to bat. This building that I have, in the comprehensive plan of Clairton, December 2010, was a grocery store from pre-World War II to 1992. So the building will suffice as a grocery for all infrastructures there. It does need to be rehabbed with a new roof and revenue for the environmental concerns. And I also --- would also be interested in getting one of those LERTA deals, if we do include the property that I see is available for the County, so there will be increased value for the property once it's rehabbed. So we would also be interested in that. I have spoken this past week to County Councilman Palmiere, who's not here this evening.

I did not know about the letters, so he's not aware of that. But he is in full support of any way the County can help me in putting a grocery store there. Also, today I talked to Tim Joyce at Senator James Brewster's Office in McKeesport. He would like to see a meeting set up with Allegheny County Economic Development Department in his office, also with Congressman Mike Doyle, of economic people and Corey O'Connor, and Representative Stan Cohen (phonetic), who I spoke to on Friday, who also has me in contact with University of Pittsburgh John Dobransky, Small Business Development Center, to put a business plan together. And I also talked today to a John Barrasso of Senator Toomey's Office, who also will help in a federal sense. We need all the support. The community needs a grocery store. Also, today I talked to Chief Hoffman (phonetic) which --- we're trying to get support for Officer Kuzak. You'll see, I'm wearing his shirt. They're available through the Finance Department, at the City of Clairton offices, and any help that can be done there. We also, real fast, want to know why Allegheny County Health Department has ignored for years the enforcement of the Health Code law when it comes to pre-packaged food products. AutoZone, Advance Auto Parts, Lowe's, Home Depot, Busy Beaver, plus many independent auto parts and hardware and home centers, continue to sell goods not in a vending machine but it can be handled by an individual's hand in a cooler and on racks in these facilities. And it's a health issue, followed by a lack of revenue. Everyone knows these home centers have rodents and birds. We've all seen them in there. So who wants their child or grandchild picking up a lunch cake in a home center, and it's not being inspected by the Allegheny County Health Department.

Dr. Dixon is an excellent individual that has an excellent medical background, that I could never talk about. And I've asked about this. I've called the County Health Department years ago. They went to the local AutoZone in West Mifflin and they says, they don't have the pop or snacks in a vending machine, but they see nothing wrong with that. Why is that not enforced? It's a health issue first, followed by a lack of revenue, because the revenue is based on square footage for the license. Thank you.

PRESIDENT BURN: Thank you, sir. Thanks for coming today. Motion to adjourn?

(Chorus of motions.)

(Chorus of seconds.)

PRESIDENT BURN: Meeting adjourned.

MEETING ADJOURNED AT 7:00 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