

ALLEGHENY COUNTY COUNCIL

REGULAR MEETING

- - -

BEFORE:

Dr. Charles J. Martoni	-	President, District 8
Nicholas 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
Sue Means	-	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, December 3, 2013 - 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:

William McKain - County Manager
Joseph Catanese - Director, Constituent Services
Jared Barker - Director, Legislative Services
Walter Szymanski - Budget Director
Jack Cambest - County Solicitor

PRESIDENT MARTONI: Please rise for the Pledge of Allegiance. Please remain standing for a moment of silent prayer following the Pledge of Allegiance to the flag.

(Pledge of Allegiance.)

(Moment of silent prayer.)

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: Ms. Green Hawkins?
MS. GREEN HAWKINS: Present.
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: Here.
MR. CATANESE: Mr. Macey?
MR. MACEY: Here.
MR. CATANESE: Ms. Means?
MS. MEANS: Here.
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: Here.

MR. CATANESE: 15 members present.

PRESIDENT MARTONI: Before we start the meeting, I'd like to take this opportunity to welcome our newest member of County Council, Sue Means. Sue represents District 5. We want to welcome her here on County Council. We want to wish her the best of luck. And Sue, would you like to make a comment before we start?

MS. MEANS: I'm excited to be here and honored to serve the people of the 5th District and honored to serve with my esteemed colleagues.

PRESIDENT MARTONI: Thank you. That was very nice. Thank you. Proclamations/Certificates. 7855-13.

MR. CATANESE: Proclamation honoring Mr. Greg Gurcak of Whitehall for his community service project benefiting Pittsburgh Mercy Health System's Operation Safety Net. Sponsored by Council member Palmiere and the Allegheny County Treasurer.

MR. PALMIERE: Good evening. Members of Council, Mr. President, I have the pleasure of honoring a young man here that I know personally, and I know his family. He's one of the --- one of the hopes, one of the bright hopes for the future. These are the kind of kids that never get any publicity. Unfortunately, all we really hear about is that five percent, but Gregory represents that 95 percent of the really wholesome good young men. And I'm honored to be here tonight to help to honor him. And I want to --- would you like to say something? Do you want to ---

Ms. Vinci: Thank you, Councilman. I'm here tonight on behalf of Treasurer Weinstein, and I would like to commend Gregory Gurcak on his Eagle Scout Merit Badge Service Project, which was creating 24 sleeping bags for the homeless population and donating them to Operation Safety Net, which is part of the Mercy Health System and serves the homeless population. Therefore, it is with great pleasure that Treasurer Weinstein recommended to Allegheny County Council that Gregory receive a proclamation acknowledging his efforts and service.

As a resident of Whitehall, Greg has proven his commitment to help the community. The staff of the Allegheny County Treasurer's Office and I would like to congratulate you on your recent achievements as a member of Boy Scout Troop 338 at North Zion Church, as you conclude the final stages of your journey to earn your Eagle Scout Merit Badge in the spring of 2014. I would like to give a special thank you to his parents, Mr. and Mrs. Joe Gurcak, and his sister, Gemma, for coming today to share in this special occasion.

This past summer, we had the pleasure of employing Gregory as a summer intern in our office where he provided efficient service and helped on various projects. Your recent designation by the Pittsburgh

Tribune-Review as a young achiever is a significant example of your efficient service, and I applaud your effort in service. Your ability and willingness to organize 42 volunteers, to commit to over 227 man hours of labor to make 24 sleeping bags for the homeless shows a strong personal commitment and work ethic. Such an achievement indicates your dedication to the community and your willingness to address some tough issues, such as homelessness. During this winter season, community projects such as yours are vital. Here in Allegheny County alone, every year hundreds of people find themselves in vulnerable situations that may lead to homelessness. Your idea to provide sleeping bags to the homeless population with your Ugly Sleeping Bag Project was especially thoughtful.

In these times of economic hardship, your project is one that truly speaks to the need of the community. I'd like to take a moment to mention that Greg's other community service efforts are just as commendable; working as an altar server at Saint Paul's Cathedral, on behalf of Central Catholic High School, where he is a junior on the High Honor Roll, and at your parish of Saint Elizabeth of Hungary in Pleasant Hills as well. In addition, the time you spend volunteering as a technical assistant at the Whitehall's community library during their Technology Open House, troubleshooting and fixing technical problems for the public, are noteworthy activities. Along with these activities, Greg has been a volunteer at UPMC-Mercy for three years in a variety of capacities, and decided to donate these sleeping bags to Operation Safety Net. Greg has been involved with the Boy Scouts of America since 2008 and first got this idea while pursuing his religious emblem during a Boy Scout retreat, where the idea of creating sleeping bag quilts was the project.

Because Greg recognized the need of such items in the community, he decided to develop this project on a larger scale and presented it to the local Boy Scout Council for his service project, in pursuit of earning his Eagle Scout Merit Badge. Currently, he has earned 46 merit badges covering areas such as law, engineering, medical and other fields. I can see that the Boy Scouts has offered Greg an opportunity to fulfill leadership roles in a variety of capacities. As you continue to serve the community, excel in school and potentially

pursue a career in the medical field, remember the words of Jim Rohn, an American entrepreneur and trail --- trail-blazing motivational speaker, "Whoever renders service to many, puts himself in line for greatness- great wealth, great return, great satisfaction, great reputation and great joy." Greg, continue on rendering your service to the community and expect greatness in your life. Congratulations.

(Applause.)

MR. PALMIERE: I told you he was a good kid. I want to take time to read the proclamation, okay, Greg? Yes. Hey, listen, when we get a good kid up here, we can't praise him enough or honor him enough.

WHEREAS, Mr. Greg Gurcak, a member of Boy Scout Troop 338, based at North Zion Lutheran Church, is overseeing the production of 22 ugly sleeping bags for the homeless, as part of his Eagle Scout Community Service project. The sleeping bags are designed to detract others from stealing them and thus aptly named ugly. And

WHEREAS, Mr. Gurcak collected about 70 old blankets and a dozen used sleeping bags from his neighborhood and two churches and brought together about 30 volunteers to sew the blankets into the sleeping bags; and

WHEREAS, the bags along with some blankets that couldn't be used and some donated supplies will be provided to Pittsburgh Mercy Health System's Operation Safety Net, an innovative awarding-winning medical and social service outreach program for the unsheltered, homeless population in Allegheny County; and

WHEREAS, in addition to his membership in the Boy Scouts of America, Mr. Gurcak is a student at Central Catholic, a member of the Pittsburgh Diocesan Youth Council and a volunteer for the Whitehall Public Library's Technology Open House.

NOW, THEREFORE, BE IT RESOLVED, that Allegheny Council --- Allegheny County Council, along with Allegheny County Treasurer, John Weinstein, does hereby honor Mr. Greg Gurcak, for his community service and leadership. Mr. Gurcak has set a high standard of commitment and fervor that the youth of our great country may follow. He serves as an inspiration to the citizens of Allegheny County and to all.

Sponsored by myself and Mr. Weinstein. Gregory, congratulations. Thank you. Come over and take a picture.

(Applause.)

Oh, Gregory, do you want to say anything? Go ahead. Be my guest. Sorry.

MR. GURCAK: I just wanted to take the time to thank everyone that helped me achieve this goal. Yesterday I delivered all the blankets to Operation Safety Net, and I already know that I gave one away, so I know that's going well. So I just want to thank everyone, and I'm just grateful for everything I did and I'm happy I did everything for it; so that's it.

MR. PALMIERE: Thank you.

(Applause.)

(Pictures taken.)

MR. DROZD: Add me to the proclamation. I always support the Eagle Scouts. Would you, please? Well, he's going to be.

PRESIDENT MARTONI: 7856-13.

MR. CATANESE: Proclamation thanking The Honorable Valerie McDonald-Roberts for her 20 years of public service and recognizing her many accomplishments. Sponsored by Council members Robinson, Danko, DeFazio, Finnerty, Futules, Green Hawkins, Heidelbaugh, Martoni and Palmiere.

MR. ELLENBOGEN: Mr. President, would you ask -- - I'd like to be added as a sponsor to that.

PRESIDENT MARTONI: Go ahead. Add Jim. You're added.

MR. ELLENBOGEN: Thank you.

MR. DROZD: Can you include me, too, please?
Thank you.

PRESIDENT MARTONI: Matt too, Joe. Joe, you got Jim?

MR. CATANESE: I got Jim.

MR. ROBINSON: Thank you, Mr. President, and members of Council. For those of you who did not have an opportunity to participate in co-sponsoring the proclamation, we certainly are going to make an arrangement for you to do so, so that you might express your appreciation for the service of a very fine public official. So anyone who wants to be a co-sponsor, I talked to Ms. Bucca (phonetic) about it. Mr. Catanese will make sure that that is done in proper fashion. And

certainly, Ms. McDonald-Roberts, who's here with us this evening with her husband, Theodore --- first I've ever called him that, Theodore --- they heard it. They heard the various people indicate they want to be a part of this, and I'm sure they appreciate this very much. Ms. Heidelbaugh has indicated that she wants to make a few comments, and I'll defer to the lady if you'll come forward, and then --- because I'm not short.

MS. HEIDELBAUGH: Thank you. I appreciate you allowing me to --- to step to the podium and talk about my dear friend, Valerie Roberts McDonald. She and I have been friends for about ten years now. We participate in a program every Friday night on WQED, and the purpose of that is to discuss some issues of the day, both from the right and the left. And for ten years, she and I, although we have disagreed at times, have never been disagreeable. And she has always been a person who very much wants to engage in public discourse to better the community. And she is an example of, really, what we all strive to be, which is to listen carefully to people whose opinions we disagree with. And at times, she's changed my opinion on certain matters of the day.

She's certainly a well-reasoned, well --- a very articulate person and has worked so hard for the county and has represented the county and done a great job in the Recorder of Deeds Office. And I just would have been really sad had I not been able to come to the podium and say thank you to my dear friend and her husband, Ted.

MR. ROBINSON: I believe Mr. Ellenbogen would like to say something, Mr. President.

MR. ELLENBOGEN: That's smart of you to let me go ahead of you, because I'll forget everything I want to say. I just wanted to say, all the years I've known you -- you know, it's easy; I see people run for office today, and it's not a big deal. Well, when we were coming up, it wasn't easy. I mean, it got ugly and it got nasty. And Valerie was tough. You know, as the president of the City School Board, as a City Councilwoman, everything that she has ever done, I've always respected her because she was always tough. She was always dignified. She always did a great job. And she was never an embarrassment to anyone.

And I wish her all the best of luck. And at least I know that the new mayor had enough sense to put that kind of wisdom around him, so congratulations.

HONORABLE MCDONALD-ROBERTS: Thank you.

(Applause.)

MR. ROBINSON: Mr. President, if I can ask The Honorable Valerie McDonald-Roberts and her husband, Theodore, to join me here, I want to say a few words, and then I'll read this proclamation. Some time ago, I was introduced to this young lady through her father, who was a supporter of mine when I ran for City Council several years ago --- several; several with a big S. That's how I first met her. And in many respects, what you see is a manifestation of her father, The Honorable Uzell "Bubby" Harriston (phonetic), who was the elected constable in the 13th Ward, City of Pittsburgh.

This young lady is tough. She won't be manipulated. She won't be intimidated. She's not going to be dominated. And I think that's good. She's going into a very difficult assignment, an assignment that some would consider a mission impossible. But it takes someone like Val to go into that situation, and I thank her for the many times she has called me and asked for my advice before she made a major decision. I thank her for that and always told her what was in my heart, as well as what was in my mind. And I'm happy to see her succeed to this point, to where she can perhaps make the biggest contribution in her public service.

We're in the process of moving the city in a new direction. It won't be easy. It will be difficult, but you need people like Valerie who have perspective, experience --- and one thing the new mayor should do, he should invite Valerie and Bubby over for dinner. Now Bubby has gone home to his final reward. But when you see Valerie, you see Bubby, and she probably talks to him a lot. And Ted probably wonders sometime who she's talking to; she's talking to Bubby. And I said to her once during the mayoral campaign --- I said, Valerie, where's Bubby when we need him? This man could close a deal. He was a good deal closer, one of his endearing qualities.

And Valerie is a deal closer. Don't be fooled by her dress, her mannerism or her education. She's one tough --- one tough cookie, one tough piece of cornbread; okay. Just a couple other quick comments of a personal nature, then I'll get to reading the resolution, and ask Valerie and her husband, Ted, if they want to say something. First, let me thank each member of this council who have been kind and gracious enough to give this young lady an opportunity to serve us. As our

elected Recorder of Deeds and as the manager of our real estate department, I want to thank her for being big enough and strong enough to take on our former Chief Executive, Dan Onorato, around row office reform. Some of you probably forget that. She was almost out there by herself, with her own plan, her own attitude. And to both of their credits, they found a way to work together, because it was Dan Onorato --- to ask her to stay on that when she was no longer the elected Recorder of Deeds, to manage our real estate department.

When you can stand up to people like that, there's probably no task in public service that you can't take on and be successful. And so I thank her for doing that. I also want to thank her for something that --- I'm not trying to embarrass her, but I remember when she got into a squabble over at the school board with the former superintendent, Richard Wallace. He threatened to take this young lady to court. She said bring it on. They never ended up in the courtroom. They got it resolved, whatever --- whatever it was. But that was one of the points at which some people probably said, that's the end of Val. But she stood up again, and I thank her for doing that, because she stood up on behalf of all the youngsters in our school system. So thank you very much.

WHEREAS, Allegheny County is blessed with individuals dedicated to enhancing the quality of life in our neighborhood and the community as a whole, individuals such as Ms. Valerie McDonald-Roberts, who has placed her stamp of character and hard work throughout the community, as both a public servant and a strong leader; and

WHEREAS, Ms. Roberts served on the Pittsburgh Public School Board from 1989 to 1993, including one year as president; and

WHEREAS, in 1994, Ms. Roberts was elected to Pittsburgh City Council, becoming the first African-American woman to hold that position. During her time on Council, she served as president pro tempore, and she made history in the year 2000 by becoming the first woman appointed as chair of the committee on finance and budget; and

WHEREAS, in 2001, Ms. Roberts was elected to the Allegheny County Recorder of Deeds' Office, becoming the first African-American elected to an Allegheny County row office. In 2008, the elected row office of the Recorder of Deeds was eliminated, and Ms. Roberts was appointed as

the first manager of the county's newly-created Department of Real Estate, with an expansion of responsibilities; and

WHEREAS, during her tenure as Allegheny County Recorder of Deeds, Ms. Roberts was credited with bringing much efficiency, personnel management, et cetera, computer technology, cost saving methods and fiscal prudence. Ms. Roberts is also recognized for closing the gender based pay equity gap in her office and increasing racial diversity to county demographics; and

WHEREAS, Ms. Roberts has been a Girl Scout leader for 20 years, a member of the Sunday School at the St. Paul Baptist Church in Point Breeze, which is pastored by one of our former colleagues, the Reverend James Simms, a member of the Urban League of Pittsburgh, the Carnegie Library and the Science Center and the Zoological Society of Pittsburgh, just to name a few.

NOW, THEREFORE, BE IT RESOLVED, that Allegheny County Council does hereby thank The Honorable Valerie Roberts --- I'm sorry, Valerie McDonald-Roberts --- for her 20 years of genuine and unwavering public service and charitable achievement. Furthermore, we wish her all the best in her future role as chief urban affairs officer for the City of Pittsburgh. Sponsored by myself and all the members of Allegheny County Council. Just one other thing I should mention to my colleagues that's of importance to us as we put the final touches on the budget. I had a conversation with Val a year or so ago about how this county could cooperate better with municipalities that had information we needed, so that we could be more accurate in collecting money that was due us. To her credit, she did not try to grab the credit. She called me and others and told us what she thought we should do. And she put it on the record during one of our hearings, and I thank her for that, because that has helped us be more accurate and precise and transparent in what we're doing.

As I said, her husband, Theodore, is here. I'm sure Val will allow you to speak, if necessary. But I give to you The Honorable Valerie McDonald-Roberts.

(Applause.)

HONORABLE MCDONALD-ROBERTS: Thank you, Councilman and thank you to all members of Council. It is such an honor. It is just humbling, that's what it is. And it is with mixed sentiment that, you know, I transition on. But please know that, you know, God orders my steps; I don't. I just --- you know, tell me, where do

you want me to go. And He pointed in the direction across the street. And I said, really? You know what I'm talking about. Yeah. Okay. All right. And it is with honor that I am endeavoring into another --- another phase. And again, I asked my husband, who retired last year --- I'm like you know that means we don't have many vacations. You know how that's going to get the first year at a new administration. But he said, go where you're led. And so we go where we're led. And I just want to thank the county. I think when I left City Council and I came over here and I ran into Dan Onorato, who was the County Controller --- and I said to Dan, I said, is it my imagination or is this a little more difficult here? And he said yeah, yeah, it is. Welcome to the county.

And it has been an adventure, and it has been an endeavor for me, but I am very, very proud of what I've been able to do. And I thank God for what I've been able to do, because at times when people said you cannot do it, I would wake up in the morning and I'd say, hon, I'm going to battle every day to reform this office, to make it better, to make it work. I'm battling between some employees, I'm battling the public, I'm battling everybody. And he said, stay the course; stay the course.

He said that to me every morning; stay the course, hon. And that's what I've done. And we have an excellent office. The one thing is, I'm not worried about my office. My office runs extremely well. And again --- and they all, as a collective body, all of those employees need to be very proud of themselves. They actually are proud of what they do. They're not just county employees. They are proud that they serve the public in the capacity that they do. They're proud of the information that they have and the knowledge. And that took years to nurture them to get to that point. So I'm very --- I'm very honored with, you know, with this proclamation. I didn't expect it. I was minding my own business in the back, trying to get through a budget meeting with you all. And there's Bill. We're going to give you a proclamation, and I'm like ---. So I want to thank you all. It was definitely a surprise. And I look forward to always being there as just one individual over on the other side of the City-County Building, because I know that we do not operate in a vacuum. The city is part of the county, and if --- I'm glad that we're going to be able heretofore in

January to work very, very, constructively together, because this is about our region. When I go to Butler and they're talking about Steelers and Pittsburgh, and that's how they identify themselves, I know that we are a region. So I look forward to continuing to work with county elected officials, as well as anybody. I'm there and I want to thank you all for always being supportive, and I would just hope that you all have shorter budget hearings. Thank you all.

(Applause.)

HONORABLE MCDONALD-ROBERTS: And I want to thank my boss, Willie McKain, the county manager. Thank you.

MR. ROBERTS: I'm Ted or Theodore, whichever one you want to call me. And I'm just not surprised, quite frankly, because I've been living with this lady for 11 years now. When I first married her, she had zero grandkids, and now she's got ten. But on a serious note, everything that was said about Valerie, I certainly agree with, and she taught me some things on how to be a successful husband; just simply say yes, dear. And I've learned how to do that, but I also want to tell you that Valerie is a unique individual, in that she does serve.

Valerie gets up at --- early in the morning and prepares school lessons for her Sunday School --- for the kids, the youth at St. Paul Baptist Church. She spends countless hours, obviously, being the grandma, and she's just a welcome breath of fresh air in our house. And I'm representing the children who couldn't be here; they're working. We finally got them all working, too. But Valerie sets the standard for all of us, and she is very, very creative and very nice. She wants to be remembered for a lot of things, but the thing that she wants to be remembered for the most is that she's a child of God.

And as long as we give her that recognition, she'll be happy, and you can even get more work out of her. Congratulations, darling.

(Applause.)

(Pictures taken.)

PRESIDENT MARTONI: The remaining proclamations will be read into the record. 7857-13.

MR. CATANESE: Proclamation congratulating The Honorable Vincent Jones upon the occasion of his retirement after 44 years of service to the Etna Borough Council. Sponsored by Councilman Burn.

7858-13. Certificate of Achievement awarded to Jake Thieret of the South Allegheny boys' soccer team for earning All-WPIAL honors. Sponsored by Councilman Macey.

7859-13. Certificate of Achievement awarded to Ms. Nina Tyszkiewicz of South Allegheny High School girls' soccer team for earning All-WPIAL honors. Sponsored by Councilman Macey.

7860-13. Certificate of Recognition awarded to Mr. and Mrs. John and Lila Gdovic upon the occasion of their 65th wedding anniversary. Sponsored by Councilman Macey.

7861-13. Proclamation congratulating The Honorable Adam R. Forgie upon the occasion of his retirement as Mayor of Turtle Creek Borough. Sponsored by Councilman Martoni.

7862-13. Proclamation congratulating The Honorable Michael A. Sperduto upon the occasion of his retirement after 30 years of service to the Chalfant Borough Council. Sponsored by Councilman Martoni.

7863-13. Proclamation congratulating The Honorable Alexander R. Bennett, Jr. upon the occasion of his retirement after 16 years of service as the Mayor of Baldwin Borough. Sponsored by Councilman Palmiere.

7864-13. Proclamation congratulating Ms. Cheryl Fischer upon the occasion of her retirement after 27 years of service as Manager of Pine Township. Sponsored by Councilwoman Rea.

7865-13. Certificate of Recognition awarded to Ms. Gladys M. Brown for being nominated and confirmed to serve as a member of the Pennsylvania Public Utility Commission (the PUC). Sponsored by Councilman Robinson.

7866-13. Proclamation honoring Dr. Rex Crawley in memoriam for his exemplary leadership and service to Robert Morris University (RMU) and Allegheny County. Sponsored by Councilman Robinson.

7867 ---.

MR. ROBINSON: If I might, Mr. President, I believe Ms. Green Hawkins would like to be a co-sponsor of that proclamation for Dr. Crawley, please. Thank you.

PRESIDENT MARTONI: Thank you.

MR. ROBINSON: Pardon my interruption.

MR. CATANESE: 7867-13. Proclamation welcoming Dr. Subra Suresh as the ninth president of Carnegie Mellon University (CMU). Sponsored by Council members Robinson,

Danko, DeFazio, Finnerty, Futules, Green Hawkins, Heidelbaugh, Martoni and Palmiere.

7868-13. Proclamation congratulating Pittsburgh Pirates Manager Clint Hurdle for being named the 2013 National League Manager of the Year by the Baseball Writers' Association of America (BBWAA). Sponsored by Council members Robinson, Danko, DeFazio, Finnerty, Futules, Green Hawkins, Heidelbaugh, Martoni and Palmiere.

7869-13. Proclamation congratulating the Pittsburgh Pirates center fielder Andrew McCutchen for being named the 2013 National League Most Valuable Player (MVP) by the Baseball Writers' Association of America (BBWAA). Sponsored by Council members Robinson, Danko, DeFazio, Finnerty, Futules, Green Hawkins, Heidelbaugh, Martoni and Palmiere.

7870-13. Certificate of Recognition awarded to Ms. Mary Cornell Heath upon the occasion of her 100th birthday. Sponsored by Councilman Macey.

PRESIDENT MARTONI: Thank you. We have three speakers on Public Comment on Agenda Items. The first speaker is Richard Usner. And if I mispronounce the name, please correct me.

MR. USNER: No, no, that was right.

PRESIDENT MARTONI: Richard, we always ask for a name and address before you speak.

MR. USNER: Okay. My name is Richard Usner, U-S-N-E-R. My address is 3010 Shawnee Court, Gibsonia, Pennsylvania, 15044.

PRESIDENT MARTONI: All right. Go ahead.

MR. USNER: Okay. First of all, I'd like to thank you on behalf of the Allegheny County Police Association, which I am president of, past and current members that are sitting in the audience tonight. I'm here to address comments that were made a couple weeks ago by the district attorney in regards to the allocation of money for additional --- the hiring of additional district attorney investigators and the DA's comments that the county police are out of the narcotics business. I'm here to tell you tonight that that's the furthest thing from the truth, and I have evidence to support that. We also have --- in ten years --- I will agree with the district attorney that in ten years, we --- our numbers have decreased in our homicide unit. When Executive Onorato was on, we had --- under Executive Onorato and Superintendent Moffatt we had 12 detectives, one sergeant

and one lieutenant. We currently have six detectives and one lieutenant in there, but that has not decreased the amount of work that the individuals have done. And just a few of the things that I'm going to go over real quick that I have in my hand, without getting into specifics --- I want to read some of these.

And these are just major drug cases that have been worked with the DEA, the State Attorney General's office, ACPD Homicide, the F.B.I. and the Pennsylvania Attorney General. And I'm just going to go over some of them that I highlighted. One case in 2010, 11 Federal indictments, 7 kilos of heroin seized, several firearms; 2010, 280 grams of crack cocaine; same thing, 2010, \$115,000 in cash seized, approximately 8.5 kilos of cocaine and 5 firearms seized; 2010, another 11 guns were seized, 125 bricks of heroin, \$80,000 seized; a 2011 case, over \$1,000,000 in cash and total assets were seized, along with 20 kilos of cocaine, 30,000 stamp bags, several assault rifles, nearly \$40,000 in cash seized, 28,000 Percocet pills, 180 bricks of heroin, \$17,000 cash and a sport utility vehicle that we are utilizing for undercover work right now; 1,000 bricks of heroin, \$113,000 in cash, a Cadillac Escalade and 4 firearms.

Another big case that's still being prosecuted --- so again, can't go into detail --- a \$1.3 million seizure of money. I can go on and on, ladies and gentlemen, but the thing of it is, we are asking that if any money is to be allocated for funding, that we are asking that that money be allocated back to the County Police to increase the funding and put it back to the levels they were ten years ago. As you see, that what I've just gone over, this was done with six guys. Can you imagine what could become with 12 guys? So at this time, I would just like to thank you for presenting our information.

PRESIDENT MARTONI: Thank you, thank you.

Paul ---

MR. EWIN: Ewin.

PRESIDENT MARTONI: --- Ewin?

PRESIDENT MARTONI: Did I do that right, Paul?
Correct my pronunciation, Paul.

MR. EWIN: Paul Ewin (changes pronunciation). I live at 9706 East Road, in McCandless. I'm here representing the Board of Directors for the Allegheny County Police Association, and our membership really wants

to get out there that we want to be able to better foster an understanding of what exactly the Allegheny County police does. We're kind of a hidden organization within the county. We service over 100 law enforcement agencies here in the county alone by supporting their investigations. I'm just going to run down a quick list here. We support them in investigations in sexual assault, homicide, narcotics, as was noted, fraud, burglary, child abuse, insurance fraud.

We have detectives that serve on the terrorism task force. We have detectives that serve on the F.B.I. computer crimes task force. We conduct investigations into voter fraud. So we have a broad range of capabilities that we're able to support these agencies with. We also operate a high tech audio-visual lab that draws video evidence out for cases many times that you see on the news where people are perpetrating crimes. One of the things about our organization is that we're very flexible. Our officers work 24 hours a day, 7 days a week, 365 days a year. All of our detectives at any given time, approximately 50 or more, can get back into uniform and support any special event, such as recently, the G-20, the marathon, the air show and any other special event.

But it doesn't preclude what we really support, and that's natural disasters and other things in cases of emergency, such as the floods that were in Millvale. We support those directly. One of the concerns of the membership is that this is our career. The budget is very important. We are career civil servants, so when we talk about budgets, we want to show that the county is solvent and that our careers --- we can get to the end of them. We have members who have served over 30 years to the county, and we have some that are just starting their career. So in the long term, we want to ensure that budget decisions are sound.

One of the things we worry about is duplication of services. One thing identified by our members as an example is the DA's crime scene unit. It operates from 8:00 to 4:00, Monday through Friday only. That's available on their website. However, the mobile crime unit of the medical examiner's office is a crime scene processing unit, as well, that operates 24 hours a day, 7 days a week, 365 days a year and does the same work. It's their specialty. Why would we have two units that do that? The concerns over the narcotics unit raise the same

thing. Why would there be two units when we already do that specialty right now? In the end, to conclude, the police association would invite all members of Council to meet with stakeholders predominantly on this issue, us as well as management, to better make and make the best budgetary decisions at the end of the day.

No one has heartburn if we make the right decisions, and that's what we're here to promote. Thank you.

PRESIDENT MARTONI: Thank you. Next speaker, my life-long friend, Henry Wiehagen.

MR. WIEHAGEN: Good evening to all. I see a lot of new faces here since the last time I came before you, and I know you have a very difficult job and I wish you well. My name is Henry Wiehagen. I live at 101 Preston Drive, North Braddock, PA, 15104. My name is Henry Wiehagen and I am currently the President of the Fraternal Order of Police of Allegheny County, Lodge 91, which represents 126 police departments and approximately 2,500 officers within the county.

I am in front of Council this date to address the proposed initiative by the Allegheny County District Attorney's Office, which seeks to take over the drug investigations within the county and eliminate this function from the Allegheny County Police. I am not here to praise one organization --- one agency or the other. They're both --- they're both very competent agencies, and they could complete any task that you would place upon them. But on the way down here, I heard on the radio that some arrangements were already made in this issue, but you guys still have to vote on it. But I'd still like to give my opinion, my observations and enter it into the record.

The Allegheny County Police were activated approximately 38 years ago. They have done an excellent job providing services to the boroughs, towns and townships and third-class cities during that time. The County Police currently have several specialized units with departments which include a very successful narcotics unit. It has been touted that the narcotics division within the County Police is not very active, and that the statistics are at an all-time low. Even though I personally do not have the statistics regarding the investigation, arrests, seizures of this unit, I would have to agree with the accusations because the manpower --- that the unit has been greatly reduced from

24 officers down to 6 officers, which is a 75 percent reduction in the workforce. How can an organization, specialized unit or business maintain or increase their productivity with that reduction in assets? Before the Council entertains the thought of a new narcotics task force and additional costs of which would be borne by the residents of Allegheny County, I would ask you to consider re-staffing the existing divisions to its full complement within the Allegheny County Police and allow that unit to once again provide the services it was intended for, and you will see the results.

Additionally, it is my belief that allowing narcotics officers, as well as all other specialized police services, to remain with the Allegheny County Police instead of the district attorney's office. Avoid the duplication of services and provide a fair, unbiased, independent investigation body that would remain detached from the prosecution aspects of the case. Unfortunately, the proposal being offered by the district attorney's office to solely handle the drug investigation and their investigative agencies would remain too close. That's a little annoying when I'm trying to concentrate here, but I only have a couple seconds yet --- and would remain too close to the case by the mere fact that they are employed by that office.

I urge you, as president of FOP 91, to deny the district attorney's office, their proposal to allow narcotics investigations to be handled by the Allegheny County Police as it has and should be allowed to continue. Thank you for your time.

PRESIDENT MARTONI: Thank you. Approval of Minutes. 7871-13.

MR. CATANESE: Motion to approve the minutes of the regular meeting of Allegheny County Council, held on November 6, 2013.

MR. MACEY: So moved.

MR. FINNERTY: Second.

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

(Chorus of ayes.)

PRESIDENT MARTONI: Opposed? So ordered. Unfinished Business. Committee on Budget and Finance.

MR. FINNERTY: Mr. President, I'd like to make a motion to pull Robinson's Capital Budget, 7808-13.

(Chorus of seconds.)

PRESIDENT MARTONI: We have a motion and a second. Question?

MR. ROBINSON: Comment, comment.

PRESIDENT MARTONI: Comment?

MR. ROBINSON: Yes, sir.

PRESIDENT MARTONI: Please.

MR. ROBINSON: Unfortunately, Mr. Finnerty is going to keep us here a long time. This is an unprecedented and uncalled-for action. Never before, since I've been Budget and Finance Chair, has a member requested that a Capital Budget bill be pulled out of committee. Mr. Finnerty is a member of that committee and has been fully engaged in all the conversations in that committee, including those that he probably is going to raise now. While I respect his right to make any motion that he wants and anyone to second it, I will simply say to folks what I said in the Budget and Finance Committee meeting to Mr. Finnerty. If you start a fire, you should know what's going to burn. I believe Mr. Finnerty is starting a fire, and I don't think he knows what's going to burn. Thank you, Mr. President.

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

MR. FINNERTY: I really don't have any other comment. This is a timeliness thing and I am not going to make any kind of threat against anyone here. I would like to vote on it.

PRESIDENT MARTONI: Okay.

MS. REA: I'll second the motion, Mr. Finnerty's motion. Oh, it already --- okay.

PRESIDENT MARTONI: A motion and a second. Okay. Question? Isn't that the proper procedure?

MR. BURN: Well, I have a question on the motion.

PRESIDENT MARTONI: Okay.

MR. BURN: If voting --- voting to bring it up, that's obvious, just for my colleagues. Voting to bring it up onto the floor doesn't necessarily mean that we have to vote for it once it's here, and there's nothing to keep us from deciding to send it back down after debate; am I correct?

PRESIDENT MARTONI: I think all we're voting on ---

MR. BURN: So we can come up here, kick it around, and somebody could realize the folly of their ways

and it might be best to send it back down after we've had discussion?

MR. CAMBEST: That is correct.

MR. BURN: Thank you.

PRESIDENT MARTONI: Okay. And then Matt, I think you had your hand up.

MR. DROZD: Yeah. I'd just like a little more detail of where the urgency is. And I think really that belongs to the county manager.

MR. FINNERTY: No, that doesn't. That belongs to me. I'm the one that made the motion.

MR. DROZD: Could you --- could you then explain where the urgency is with this?

MR. FINNERTY: Sure, I can. It's a timeliness thing. We're talking about a budget, and timeliness is what --- why this is being done. That's the only reason to move something out of committee, and I believe there's a timeliness involved in this.

MS. REA: Mr. President?

MR. FINNERTY: Thank you.

PRESIDENT MARTONI: Jan?

MS. REA: My statement would be I've been on this council longer than Mr. Robinson, and I've never had us come to the floor, I don't believe, without having our capital budget resolved and in place for the members to vote on, and on the date we are supposed to vote on it. So there are two sides to this, and I don't like threats to other Council members.

MR. ROBINSON: Mr. President, I'm sorry Ms. Rea wants to get involved in this conversation. She's not a member of the Budget and Finance Committee. She is correct that since I've been on this council with her, we have always advanced out of Budget and Finance, a capital budget bill. If this is characterized that I'm making a threat, I think people are mistaken in that characterization. I simply reported what the record says, and I will stand by what I have said. There are important issues that relate to the capital budget, that are being processed in committee. If there's a timeliness beyond the need of members to vote on it tonight, I'm unaware of it. There is no project in the capital budget that I'm aware of that requires us to vote tonight. I think Councilman Burn has suggested something that makes an awful lot of sense. We might disagree, but people are watching us. We have a process here that we have

utilized. I'll stand by everything I've said so far, and when the appropriate time comes, I will make additional comments. For those members who have been unable to fully participate in the Budget and Finance Committee meetings to which you have been invited --- and that's everybody --- and you haven't had a chance to fully appreciate the capital budget, I would encourage you to take seriously Mr. Burn's concern that it might be wiser for all of us, starting with myself, to reconsider any actions that we might want to take tonight on a capital budget. Thank you, Mr. President, and members of Council.

PRESIDENT MARTONI: Heather?

MS. HEIDELBAUGH: My comments have to do with process again. We are the third branch of government. We are the legislative body. We possess the right, the duty and the obligation to appropriate. No one else does. That's our role. And when we choose what to appropriate, we make policy decisions. Now, we can neuter ourselves. We can make ourselves irrelevant, as we're about to do. We can actually violate the Charter, which we're probably about to do. But I suggest that we not do that. I suggest that we look around and we say, you were elected by the people to do a job. You were not elected by the people to tuck tail and to do the bidding for someone else.

We're not elected to have another four-year term, to run for State rep or State senator. We're elected to do the work of the people as elected. Now somebody said we have a process. We have no process here. People come and interfere with our budgets without even the courtesy of telling us they're doing it. We have a Charter, and we swore an oath to that Charter. And people who don't even come to the budget committee, who are on the budget committee, are about to abuse that process. Mr. Robinson and I agree about an item, disagree about an item to be decided in the operating budget, vehemently disagree, but he's absolutely right that the budget --- the operating budget has not been voted out of the budget committee. And while he and I may vehemently disagree about whether a particular project should be funded or not, it hasn't been voted out. And what we're about to do here is about to turn over all of our constitutional charter power to another branch of government. I won't be a part of it, and I don't care if it's 14 to 1. I'm talking.

MR. DEFAZIA: Keep talking.

MS. HEIDELBAUGH: Now you may have heard on the radio that some arrangements have been made. There's no arrangements been made. This is the body that votes on what to appropriate. We may lose that vote, but there's no arrangements, because a vote has not been taken.

MR. FINNERTY: I think you're out of order.

MS. HEIDELBAUGH: I'm not out of order.

MR. FINNERTY: You are out of order.

MS. HEIDELBAUGH: I am absolutely not out of order.

MR. FINNERTY: You're talking about something that doesn't pertain to this. It's not on the floor.

MS. HEIDELBAUGH: I am absolutely not ---

MR. FINNERTY: It's not on the floor.

MS. HEIDELBAUGH: It is on the floor. This is exactly what we're talking about.

MR. FINNERTY: It is not on the floor. It's still in committee.

MS. HEIDELBAUGH: This is exactly what we're talking about.

PRESIDENT MARTONI: What's on the floor is taken --- taken to committee.

MR. FINNERTY: Timely matter.

PRESIDENT MARTONI: Am I correct on that?

MR. FINNERTY: That is correct; not whatever she's discussing. That's not even on this bill.

MS. HEIDELBAUGH: Well, that's your opinion, Mr. Finnerty.

MR. FINNERTY: You're out of order.

PRESIDENT MARTONI: Wait, wait. She ---

MS. HEIDELBAUGH: I'm about to finish.

PRESIDENT MARTONI: That's okay.

MR. FINNERTY: No, you can't finish. You're out of order.

MS. HEIDELBAUGH: Mr. Martoni is not ruling me out of order.

PRESIDENT MARTONI: I didn't rule her out of --- Let her finish. I think we're all better off if she finishes. Please finish because ---

MS. HEIDELBAUGH: I think we need to carefully consider what we are about to do in terms of precedent of this body.

PRESIDENT MARTONI: Okay. Is that it? Thank you.

MR. ELLENBOGEN: Mr. President?

PRESIDENT MARTONI: I'm not sure who had their hand up first. You guys decide.

MR. ELLENBOGEN: I only have one thing to say.

PRESIDENT MARTONI: Go ahead, say it.

MR. ELLENBOGEN: I respect all my colleagues, but I think this discussion is for after we decide whether we want to pull this out of the committee. What's on the floor right now is pulling this bill out of committee or not.

PRESIDENT MARTONI: I agree with that; I said that. Okay? I agree with that. We'll get a few more questions here. Matt, and then John; okay?

MR. DROZD: And this is specifically about pulling it out of committee?

MR. FINNERTY: That's all it is, period.

MR. DROZD: And I've thought about this. The last meeting, I asked, that capital --- we all equal the sum of the parts. We all represent the people of Allegheny County and we vote. The way you vote affects my district and the way I vote affects yours.

PRESIDENT MARTONI: Right.

MR. DROZD: But I want to know my district is getting its fair share, and I have yet to see. And I asked for that, and Chairman Robinson kindly agreed.

MR. FINNERTY: We're talking about timeliness again.

MR. DROZD: It's my time at this podium, Mr. Finnerty.

MR. FINNERTY: It's not your time. This has to be on the floor.

MR. DROZD: It's my time, Mr. Finnerty. Put him in order, please, Mr. President.

PRESIDENT MARTONI: We're talking about pulling something out of committee. That's all we're doing.

MR. DROZD: And that's what I'm talking about. That's what I'm talking about.

PRESIDENT MARTONI: Keep talking.

MR. DROZD: It's relevant. It is relevant.

MR. FINNERTY: Let's ask the parliamentarian.

MR. ELLENBOGEN: The president has preference. He is the president. As long as he has that gavel, it's his decision; am I right?

MR. CAMBEST: The president makes the decision.

PRESIDENT MARTONI: My decision is we talk about the issue on the floor. That's all I'm trying to ---

MR. DROZD: Right. And all I'm saying is that I had asked for a --- I had asked for details of what each district is getting in that capital budget, because we have yet to see that.

PRESIDENT MARTONI: That's not what's on the floor. That's all I'm trying to say. Go ahead, John.

MR. FINNERTY: It's not on the floor yet.

PRESIDENT MARTONI: Go ahead, John, and then ---.

MR. DEFAZIO: Hey, folks, let's all be honest and real and --- look. Is this in violation? We may have had a practice of doing this, but is it illegal for Mike Finnerty to make that motion? That's the question. Nobody guides us. You've got 15 people. Whoever wins the vote, their way or the other way, that's what we do. We don't have to listen to --- I think this. She's saying it's a violation. Is this proper, the motion he made?

MR. CAMBEST: Ten votes brings it out of committee; correct.

MR. DEFAZIO: Correct. So then we should take the vote. If there's ten people that agree with him, you do it. If ten don't agree, you don't do it. It's as simple as that.

PRESIDENT MARTONI: And that's exactly what we're going to do right now. Okay? Roll call.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: No.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Nay.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Yes.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Yes.

MR. CATANESE: Ms. Green Hawkins?

MS. GREEN HAWKINS: Nay.

MR. CATANESE: Ms. Heidelbaugh?

MS. HEIDELBAUGH: No.

MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Nay.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: 10 yes, 5 no; it passes.
PRESIDENT MARTONI: It's out of committee.

Okay? Go ahead.

MR. FINNERTY: All right. Thank you. Thank you. We need a motion to approve.

PRESIDENT MARTONI: I'll make a motion to approve.

MR. FINNERTY: I'll second that.

PRESIDENT MARTONI: Moved and second. Question?

MR. FINNERTY: Question.

PRESIDENT MARTONI: Go ahead.

MR. FINNERTY: I would like to make an amendment to this. I think the amendment is up there, and you can pass it out, please.

PRESIDENT MARTONI: We'll pause so we can have a moment to look at the amendment.

MR. FINNERTY: Sure.

MR. ROBINSON: Mr. President?

PRESIDENT MARTONI: We need a second to the amendment.

MR. ROBINSON: I would hope that my colleagues, starting with those who are anxious to discuss this, would consider, what is the basis of the information in the capital budget that they have identified as Robinson's capital budget, that they want to bring on the floor? Maybe Mr. Finnerty and Mr. DeFazio and others won't want to have the full discussion and might want to consider Mr. Burn's proposal if they check it, what is the basis of that budget? It might not be what they think it is. And Mr. Finnerty's amendment might not be based on what he thinks it's based upon. Thank you, Mr. President, and members of Council.

MR. BURN: Mr. President?

PRESIDENT MARTONI: Yes, Mr. Burn?

MR. BURN: Now that it's out, somebody is going to shove something like this in front of my face and expect me to vote in ten minutes? Do you want me to commit political malpractice or behave like a --- seriously?

(Applause.)

MR. BURN: I understand, you wanted it. I understand. I understand the District Attorney-Chief Executive debate, and we've vetted that. We have vetted that in explicit detail in budget and finance. And we've been vetting it for four weeks, minimum. So if there's some type of an amendment coming on some conversation the DA and the Chief Executive had, nobody can say they got caught off guard.

MR. FINNERTY: This is not --- I've got the calculated budget.

MR. BURN: I've got the floor. I'm warning you ---

MR. FINNERTY: You're an operating budget ---

MR. BURN: --- you don't understand what I'm saying, so maybe you should let me finish. I think I lost you after the second sentence. Let me finish my point. What I'm saying is, to draw an analogy to that situation, which I agree is not on the floor, we knew what we were talking about. And when that does come up, we will know what we were talking about, because we've all been discussing it for a month. That's apples and oranges to this thing that was just thrown in front of my face. I don't care how good this might be. I'm not voting for it.

MR. FINNERTY: Can I make a comment?

MS. GREEN HAWKINS: Thank you, Mr. President.

PRESIDENT MARTONI: Yeah, first --- go ahead.

MS. GREEN HAWKINS: Thank you, Mr. President. I will take Councilman Robinson up on his offer to explain, if he would, please, for everyone's benefit --- we had the public hearing, now we have someone transcribing all of this --- what is the basis for your budget proposal, please, for everyone's edification? Thank you. If I may?

PRESIDENT MARTONI: Yes, you may.

MR. ROBINSON: If I'm recognized, Mr. President?

PRESIDENT MARTONI: You are recognized.

MR. ROBINSON: And I don't want to belabor the point, but I'll keep making it. I want to thank the Chief

Executive who, while he was a member of this council and the president, appointed me budget and finance chair. He appointed me twice. I want to thank the current president who appointed me when he was president and re-appointed me. I want to thank them for their confidence in my ability to manage the budget process. I want to thank them for respecting my credentials in this area. I want to thank them for respecting the fact that staff has spent a lot of time preparing materials for this full council to consider.

Every member of this council, whether you are on the budget and finance committee or not, had an opportunity to submit your own budget documents, offer amendments or do what Mr. Finnerty is doing today, which is his right. I don't question that part. Like Mr. Burn can't vote for this today because it's too complicated, trust me on that one. More specifically to Ms. Green Hawkins' concern --- and I didn't think I was going to have to say this, but evidently, the fire is going to burn. Several of the documents submitted to this council by the Fitzgerald administration were not adequate. That's a good way to phrase it.

Our staff diligently pursued the approach that I've pursued just about every year since I've been budget chairman, and that is to respectfully accept what is sent to us by the administration, but to recognize that the budget of this council, of this county, is under the jurisdiction of this council only. We are the persons who make the decision as to what the appropriations will be in this county. Nobody, nobody has the right or authority to supersede that. If I'm wrong, there are several lawyers in this room. They can tell me I'm wrong. The fire burns even more now.

Because of the inadequacies in the material that was submitted to us by the administration, which to their credit, with the help of Mr. McKain and staff, was corrected, every member of this council received the corrected documents. The fire is going to burn even more if we continue, because I'm not going to have staff maligned for the hard work they did, nor am I going to have this council put in a position that someone on the outside of this council is telling us what to do, but not telling us that they submitted material to us that wasn't accurate. I prepared budgets and asked every member of this council to join me. Nobody initially joined me in

any of the bills that I submitted. No one even joined the Chief Executive in the bills he submitted. Mr. Szymanski and I, the budget director, worked hard and diligently with the staff to craft documents and to present figures that we could stand behind. We're willing to do that at this point. And we know why we presented them. Every member of this council is entitled to vote how he or she wants to vote. I don't have any problem with that. But I do have problems with this process that we're about to bend and twist. There's a Bruce Springsteen saying in a song: poor man wants to be rich; rich man wants to be king; king ain't satisfied 'til he rules everything.

If I'm wrong about this council having sole jurisdiction over the budget, someone needs to inform me, because since I got here, I've been misinformed. Mr. Szymanski and I would not and did not use documents that we felt were not accurate. Mr. Szymanski in particular spent a lot of time trying to help a lot of people, some of whom now are going to turn their back on him. That's wrong. That's absolutely wrong. To consider this tonight doesn't make any sense, even if it's right, because we don't know the basis upon which this amendment is being suggested.

I'm sure Mr. Finnerty is acting in good faith. I can't speak for him, nor will I try to. But I advise us to maybe take Mr. Burn's advice. Slow down a little bit and maybe go back and reconsider what we're about to do. Poor man wants to be rich; rich man wants to be king; king ain't satisfied 'til he rules everything. Thank you, Mr. President, and members of Council.

PRESIDENT MARTONI: Thank you, Mr. Robinson.

MR. FINNERTY: I would really like to speak to this, since I haven't had a chance and everybody else is --- I'd like to explain what it is, first of all.

PRESIDENT MARTONI: Would you please do that?

MR. FINNERTY: Thank you very much. I think in front of you, you have the amendment resolution. You also have in front of you the capital budget, and there's three columns. One was --- that came from the Chief Executive, one from Councilman Robinson, and the third one is mine. Now we have talked about this for quite a while. I informed Mr. Robinson in faith as respect of a person, what I intended to do, and that was done probably three weeks ago. And again, it was met with something that you would consider a threat. You know, if you do that, I'm

taking \$100,000 from the conservation district. I said fine. That's good. We went to committee and we discussed this, and the vote was 3-3. Mr. Drozd had to leave. That was one vote. The vote on my amendment was 3-3. The vote to release it was 3-3. And that only was 3-3 because somebody insisted that it be sent with an affirmative recommendation. And I wanted to send it with a neutral recommendation, but before I could make my proposal, the gavel came down.

These are things that happened in committee. Now what this is doing is putting money back into our roads and bridges, into our equipment, into our parks, that had been taken out and moved somewhere else. I think that's extremely important to remember this. This is a capital budget, and a capital budget is meant to take care of our bridges, the county's bridges, the county's roads, the county parks, the county buildings. This is what it's about --- and the county equipment. This is what our capital budget does. It is not designed to give a half million dollars to August Wilson Center. That's not a capital budget. That doesn't belong there.

It also probably shouldn't be \$50,000 for Carnegie Library, since they get money from other places, nor, I guess, Allegheny Conservation District shouldn't be there, either for \$100,000, even though it is a joint committee of state and county that takes care of our soil and our water. So what I've done is --- and I proposed this in committee. What I've done, I've eliminated those three things. That's \$650,000, and put that \$650,000 back into different areas of our roads and bridges. And if you take a look at the resolution in front of you, you can see where the money went back.

We also, in my amendment, have put \$125,000 in for fields in our parks, in, I believe it's White --- I can't remember the name exactly --- White Oak Park. So if we go through the resolution --- and I agree with Mr. Burns, it needs explained, it definitely does. It does.

MR. BURN: Thanks, Mike.

MR. FINNERTY: If we take a look at where it says Bridges, here (indicating), we find that Miscellaneous Bridge Lateral Supports and Drainage --- \$50,000 were taken from there, and I put it back. So now we have a half a million dollars to take care of our lateral supports. If you take a look further on Roads, we talk about our Annual Road and Facility Improvement

Program. We see that out of that, a quarter of a million dollars was taken out of there. I put it back, and now it's \$4,500,000 instead of four and a quarter. Slope Stabilization, another program we have, you can see that \$50,000 was taken out of that program. I put it back, so now it's \$600,000. We have an NPDES MS4 Permit Program, which has to do with soil and different things. \$50,000 was taken out of that. I put it back, so that there's \$98,100 in that now.

If you go down to the Parks, you see that various park improvements, it was \$155,000. I took \$5,000 out of that and made it \$150,000, because I'm giving \$125,000 to White Oak Park. If we go further down, North Park Ice Skating Rink Roof Repair. There was \$25,000 taken out of the roof repair. I put it back to make it \$450,000 in that. There was a line for Comprehensive Park Property Survey Program, which was \$30,000, which was taken out. I put it back, because I think it's important that we have a survey of our parks. If we go to Buildings, we talk about the Family Law Center Improvements, which is a big function of this council. But out of that, \$25,000 was taken out. I put it back, and it's \$160,000 now.

Various renovations to Kane Regional Hospitals. Out of that \$175,000 --- sorry; all right --- \$125,000 was taken. I put it back to make it \$300,000. Various Jail Projects; \$50,000 was taken from there. I put it back to make it \$400,000. In-house Capital Construction; \$25,000 was taken from In-house Capital Construction. I put it back, \$875,000. If you go down to Equipment, Courts Network Switching Upgrades, I think it's important that we have that. \$50,000 was taken out of that. I put it back, so it's \$150,000.

If we keep moving along, go to Equipment, Mailroom Internal Mail Upgrade, \$10,000 was taken from there. I put it back to make it \$60,000. And when we're talking about MIS VID (sic) Implementation Phase II, Redundancy --- I believe that's something to do with the computers --- there was, I believe close to \$25,000 taken from that. I put it back to make it \$692,375. And I eliminated, to make it balance, the \$50,000 ADA improvements, the various capital contributions, which is August Wilson Center, which is a half a million dollars, feasibility study, which was Allegheny Conservation District, \$100,000. So it balances when it comes out. I

think we're looking at a capital budget, and our capital budget is for Allegheny County's roads, bridges, equipment, parks, facilities. That's what it's for. And that's why I have moved the pull list, because this is languishing and it shouldn't be. We are in a position to do these projects quickly. We don't need to have it languishing in a committee where it can't be pulled and it's under a jurisdiction. I want it to be under the jurisdiction of our president, because that way we can get it out in the public, and you can see what's going on.

I'm not threatening anyone, not at all. I think it's the right thing to do, because we're looking at a situation where the process somehow has --- has gotten taken over, and it shouldn't be. This should come out, and things should be said about it and people should know what we're doing, because this is taxpayer money. And if you know anything about our capital budget, you would see that this year's capital budget is \$50,000,000 --- let me see exactly. It's \$50,432,283. This is the least of capital budgets that we've had in four or five years. We're to the bone. We have --- we can't afford to be giving money to where, I believe, it shouldn't go. And that's why this is being done.

I think it's extremely important that things like this are put out, so the people know what's happening. And Mr. President, I thank you for giving me the floor for a while.

PRESIDENT MARTONI: Okay.

MR. ROBINSON: Mr. President, if I might respond?

PRESIDENT MARTONI: Well, go ahead. You respond and then I have a few people here. Let him go first.

MR. FUTULES: Well, let him respond after us.

MS. GREEN HAWKINS: I'll do whatever the president says.

PRESIDENT MARTONI: You and Nick go, and then Bill.

MS. GREEN HAWKINS: Thank you, Mr. President. And I just want to say, I do appreciate Councilman Finnerty taking us through the numbers that he has here. But what I still have a concern about are some of the concerns raised by Councilman Robinson about the foundation, the basis for the numbers in the first place, and I'm not sure that I have heard that issue addressed. So even if you're for or against \$500,000 in a fund for

the August Wilson Center or something else that needs to be funded in the capital budget, for or against it, the issue still remains about the concerns raised for the basis for the budget to start with. So without hearing that addressed, I'm not sure that this is something that I feel comfortable --- confident voting on. I'm a member of the Budget and Finance Committee. And there was a reason that it was held, and should a budget not be passed tonight, and I'm familiar generally with the language of the law that we're speaking --- that people are talking about, in terms of when budgets have to be passed.

But is anyone prepared or does anyone have the language of the ordinance, the statute, whatever the authority is, that says when our budgets have to be passed and by what date? If someone has that, Mr. President, I would ask that that be read for everyone's edification; not just us, but also the general public, who is here to see and hear what we are doing. They deserve to know that. And more importantly, I want to know --- please read all of it, because I want it to be clear what the ramifications are should a budget not be passed, because we're hearing that this is urgent.

PRESIDENT MARTONI: I can't answer your question right now.

MR. DROZD: No, but he's ready to answer it.

PRESIDENT MARTONI: Go ahead and answer it.

MR. DROZD: Who's the parliamentarian?

MR. BARKER: Do you want to do it? It doesn't matter.

PRESIDENT MARTONI: The parliamentarian should answer it. Right.

MR. CAMBEST: This is under the --- under the Home Rule Charter, and it would be Article VII, Budget and Finance. And there is a Section 4 about Adoption of an annual budget (section a). Upon completion of hearings, but no later than 25 days before the end of the fiscal year, County Council shall adopt by resolution balanced annual operating and capital budgets for the next fiscal year. Before the adoption, County Council may add, delete, increase or decrease any appropriation item. And then it goes on to Section b), which is all about the tax rates; Section c), as well.

MS. GREEN HAWKINS: And what are --- if I may, Mr. President?

PRESIDENT MARTONI: You may.

MS. GREEN HAWKINS: And what is the penalty or what's the problem if a budget isn't passed?

PRESIDENT MARTONI: Death by hanging.

MR. CAMBEST: Exactly. It's the same as to the state, you know, the federal government that we've experienced. If you don't pass a budget, then you can't have --- you know, nobody gets paid. You know, there's all the issues with ---

MS. GREEN HAWKINS: And this budget would go into effect when?

MR. CAMBEST: January 1.

PRESIDENT MARTONI: January 1.

MS. GREEN HAWKINS: Okay. So arguably, if this budget was passed by January 1, meaning that we could have another committee meeting or so, we'd have another meeting before the end of the year, during which we could ---

MR. CAMBEST: Right.

MS. GREEN HAWKINS: --- pass the capital budget.

MR. CAMBEST: Correct.

MS. GREEN HAWKINS: We could also call a special meeting to pass the capital budget, so we do have time to pass it.

MR. CAMBEST: That is correct.

MS. GREEN HAWKINS: We don't have to do it tonight.

MR. CAMBEST: No.

MR. CAMBEST: Mr. President, there is an issue --- not to cloud the issue, but there is an issue with respect to amendments after the adoption. So let's say that you adopted a budget, but then you wanted to go back and amend it, there's a whole procedure to amend your budget, which includes the capital budget.

MR. BURN: Mr. President?

PRESIDENT MARTONI: Who is ---

MR. BURN: I'll defer to Councilwoman Rea, but I would like to weigh in on Amanda's procedural questions to our solicitor, if permissible. Wherever I am in line, assuming one of my colleagues doesn't answer my question procedurally, I would like to ask the solicitor a question. I would like to thank Councilman Finnerty for some additional explanation that he did provide again today. It's still not going to be enough, but that's for --- but anyway, thank you, Mr. President. When it's my turn, I do have a question.

PRESIDENT MARTONI: Thank you. Nick?

MR. FUTULES: Okay. Something I think we need to clarify now, and I want to make sure that Jim Burn and other members of this council understand, that during the budget process, the Finnerty amendment that's in front of us right now is identical, in sense --- and I'll explain why --- to the same one Mr. Robinson gave us before this. He wanted to take the August Wilson money and put it into an escrow account, realizing that this is not a good time to give the money out, maybe at a future time.

But he was taking the money from the other projects and keeping it in escrow as well. So this is why Mr. Finnerty put this out, the fact --- to make the other projects whole. And it may be at a further time in the future, we can consider the August Wilson Center when the proper procedures through the court hearings come to fruition. This is exactly what this was all about.

MR. BURN: Thank you, Mr. Vice President. And when it is my turn, I would like to comment on that, as well. But thank you so much for that

PRESIDENT MARTONI: Thank you. First Jan, then Bill.

MS. REA: Thank you, Mr. President.

PRESIDENT MARTONI: Oh, weren't you ---

MR. FUTULES: I don't think I was, but ---

PRESIDENT MARTONI: I apologize.

MR. FUTULES: The fact --- I wasn't done yet.

Sorry.

MS. REA: Oh, I'm sorry.

PRESIDENT MARTONI: That was my fault.

MR. FUTULES: The fact that it was a 3-3 tie both ways, none of us got done. And the reason we're doing this tonight was in a timely matter based on the Home Rule Charter, and the fact that we don't want to make Council members come back to committee meetings during the Christmas season if not necessary, but --- because it's very difficult to get members to show up. So that's the reason it was a 3-3 tie. We had at least three members, maybe more, that were not present. So we felt it was a good idea for us, as a council, all 15 of us, to discuss this and understand it, so that we could move forward. That was the intention.

MR. BURN: Very moderate voice; thank you.

PRESIDENT MARTONI: Jan?

MS. REA: Thank you, Mr. President. I guess I was going back to the committee process versus doing this

out on the floor at this time. I'm not a member of the budget committee. I sat through some of the hearings. I respect the Chairman. I respect the president of Council. But if this goes back to committee and the committee is split again, it won't be on the floor if it continues. So tonight it is on the floor. There are 15 members on this council who pass the budget, not just the budget committee. So I feel like Mr. Finnerty carefully went through what has gone on in the budget process, and certainly for the people who elected me --- and I'd like to say to them, we're not increasing anything in this budget. It's a very good capital budget, and I am prepared to vote on it. Thank you.

PRESIDENT MARTONI: Who else had their hand up?
Jim?

MR. ROBINSON: Mr. President?

MR. BURN: A lot of people had their hand up.

PRESIDENT MARTONI: I don't know. You guys have to help me. Bill?

MR. ROBINSON: Thank you.

MR. ELLENBOGEN: Mr. Robinson is next.

MR. ROBINSON: I'm sorry that Mr. Finnerty is characterizing private conversations that he and I had as threats and has decided to bring that to this body in front of everybody. That is unprofessional. First of all, there is no basis for what he is saying. Anyone that looks at anything I proposed sees that what Mr. Finnerty has said to you is untrue. I have not made any proposals or threats that are manifest in any documents that Mr. Finnerty has presented. But be it as it may, evidently, this is the way Mr. Finnerty wants to conduct himself as a member of budget and finance and a member of this council. As I've said before, if folks want to be personal, I'll be personal. If people want to be political, I'll be political.

PRESIDENT MARTONI: All right. That's ---

MR. ROBINSON: That's not a threat. I have something else I'd like to say, if I might, Mr. President.

PRESIDENT MARTONI: Of course. I thought you were finished.

MR. ROBINSON: No, sir. While I can understand the urgency that some people feel to move forward tonight, there are still some procedural issues that folks are ignoring. Hopefully, Councilman Burn and Councilwoman Green Hawkins will get us to focus in on that. Ms.

Heidelbaugh started down this road, and she was admonished by some because she wasn't on the right subject. But she was talking about process and procedure. We might have been well advised to listen to her. Much of this discussion tonight centers on the August Wilson Center and whether or not this council will offer their help to an institution in this community that needs help. This council --- some of my colleagues were kind enough to support a motion indicating that we would help if we could.

While I'm not going to get into all the sidebar conversations I've had with Mr. Finnerty or anyone else about the August Wilson Center, the process and procedures that were used in budget and finance were within the rules. And if Ms. Heidelbaugh, Mr. Futules and Mr. Finnerty had been paying attention, Mr. Finnerty would have had a chance to make another proposal. They were back behind the chair trying to figure out what they should do. They are the reason, collectively, that there is not a capital budget before you.

And before the gavel came down, as Mr. Finnerty characterized it, I asked, and the record will reflect, are there any other suggestions, any other proposals? Mr. Finnerty did not say anything. Mr. Futules did not say anything. Ms. Heidelbaugh did not say anything; neither did anyone else. But if Mr. Finnerty wants to continue to conduct the business of this council, both personal and private, at these meetings, as I said before, Mr. Finnerty, don't set a fire unless you know what's going to be burned. Thank you, Mr. President.

PRESIDENT MARTONI: Thank you. I don't know who had their hand up, folks, so you guys tell me.

MR. DROZD: Go with Mr. Ellenbogen. It's fine with me.

PRESIDENT MARTONI: Okay. I think you were ahead. Go ahead, Mr. Ellenbogen.

MR. ELLENBOGEN: Well, I definitely want to go ahead of Matt. I do know that, because I can't stay up that late, like we're talking here. Let me say this, and this is getting real personal. So I'm going to try to keep this to --- so that the public understands my experience, my expertise and what I see here. Now it's important --- and I know you all know that before you had emergency services, before you had public works, I was the chief of operations of special services and maintenance

for this county. I know this 800 and some miles of roads and these bridges better than anybody in this room. And 90 percent of my supervisors still supervise, so I was a pretty good choice of who I liked.

I'm also the public safety chair of this body, so what I see here is --- let me explain this. After World War II during the --- or before World War II during the WPA program, a lot of the roads, the county roads, were built with sandstone foundation. If you look at the roads --- Mr. Drozd always talks about the roads. Look at the county roads. They're not like Baum Boulevard, Jacks Run Road, Becks Run Road, Campbells Run Road, McNeilly Road. I can sit here for an hour and name them all. They're all different. And why are they different? Because you notice when you're riding up the road, you just think of it, you're on the road.

But if you look to the right or left of you, there's a waterway, a creek. It's lateral support. Sandstone has a life expectancy of maybe 80 to 90 years. Anybody who has had the pleasure of walking through the Cathedral of Learning, University of Pittsburgh, if you've ever stood in the lobby and you looked up the stairwells, you'll notice that they all bend this way (indicating). And why? Because in 100 years, foot-walking of students have eroded the sandstone steps in the cathedral.

Now I bring this up because we are now at a point where the sandstone in this county and underneath road beds, is starting to reach its ultimate thing where stuff is falling down. Now if Mr. Futules, who's chairman of the parks, will tell you in the '90s when I begged this council that sat here then, to let me fix the dredge boats in North Park because the lake was going to fill in, this is what happened. They didn't want to hear it. So for something that --- we could have fixed North Park Lake for under \$100,000. Mr. Futules, what was the final bill?

MR. FUTULES: Wait a minute. I wasn't there yet.

MR. ELLENBOGEN: I know. But what was the final bill that you just ---

MR. FUTULES: \$21,000,000.

MR. ELLENBOGEN: \$21,000,000 for something they did not want to fix then. Well, I'm telling you, I know these roads and these bridges. In the '90s, I had ironworkers with boats in the water because when they were --- you could have leaned on some of the railings of these

bridges and fell in. Now if anybody wants to check out what I'm saying, you're more than welcome. Just pull your car over some day and look at some of these creek beds; particularly, what's going on. Now the August Wilson thing is the 500-pound elephant that nobody wants to talk about in the room. You know ---

MR. DEFAZIO: \$500,000.

MR. ELLENBOGEN: \$500,000.

MR. DEFAZIO: No one wants to talk about it.

MR. ELLENBOGEN: My point is this. I have to run a household, oh, like everybody that's watching this and everybody that's sitting here in the audience, except for those listed or have a little more money than others, maybe. I don't know. The point is, if I need to fix my roof, if I need to fix my car --- let me ask you. Does anybody --- if you start wanting to go to the casino or you want to think about your social life, or you want to donate charity money while your kid's roof is leaking, you got something wrong with you. I'm serious.

My point here is Mr. Finnerty at least --- he understands the construction and what's going on to the road beds and the parks in this county. And you talk about slopes? Did you ever see those stone things with --- you know, with, like, fence --- they're called Gabion baskets. And what's happening in this county right now, is drive up through Lake Tarentum and up there, all the mudslides and the money that it cost. Bring in the chief of operations of public works. He'll tell you. You cannot, at this juncture in time, take money away, which is already scarce, from the construction and infrastructure of this county.

I'd be willing to debate this anywhere, any time. And as the public safety chair, how would you like, in a rain storm, for somebody you loved would be riding down one of those roads when one of them hillsides come down with pine trees that only have minimal root depth? Now as far as the August Wilson Center goes, I support anything that can be done to save it, but this is the wrong place to get the money for that. You don't take the money to fix your roof to pay for something like that. I'll be the first one to stand with Councilman Robinson and anybody else, for that --- in front of the RAD Board and discuss --- because that money should come from there, not from the construction of trying to save this county.

And you know what? If you do do it, watch and see what your kids --- what they have to pay down the road.

North Park is the greatest example; under \$100,000 cost you folks \$21,000,000, because they would not give us the money to do it because of what's going on here now. So I've said my piece. You know, I respect all my colleagues. I know their hearts are all in the right place. I'm just trying to give you the facts, and I'd be willing to debate this with anybody. Thank you.

PRESIDENT MARTONI: Yeah, Jim.

MR. BURN: Thank you, Professor --- Mr. President.

PRESIDENT MARTONI: I'm sorry. Is that okay? We'll go down the line?

MR. FUTULES: Just go down the line.

MR. BURN: Thanks, Nick.

MR. FUTULES: Why don't you just do that?

MR. BURN: I'll be --- I'm not going to reiterate it. I have a couple procedural questions to the solicitor and then a substantive remark about a conversation. Let me just say this. It's kind of --- it's kind of refreshing, I think, and I'm pleased to see this kind of spirited debate going on up here. It's very refreshing. It's nice to see for a change. Mr. Solicitor, if this doesn't get done --- how many votes would it take to pass the budget as amended?

MR. CAMBEST: Eight.

MR. BURN: It just takes eight?

MR. CAMBEST: Eight.

MR. BURN: Secondly, if we can't come to a consensus on this, the council President has the ability to call a special meeting before the end of the year if we can't get this done; correct?

MR. CAMBEST: That's correct.

MR. BURN: So we still have, in the bigger scheme of things, plenty of time to get this done, assuming our colleagues don't have the eight votes or there's not eight votes; correct?

MR. CAMBEST: That's correct.

MR. BURN: Substantively, again, I'd like to thank Mike and the Vice President and everybody else for some of the specificity you provided to me tonight, because I'm not on the budget and finance committee. I have been invited to attend some of the meetings, and I appreciate the invitation from the chair and the

professionalism that he showed me when I was there. Again, it's not the substance here, guys and gals, it's the procedure. This might be the best budget in the world. It might be for all the right reasons. But at the end of the day, what precedent are you setting to do it in this fashion?

Maybe all the right reasons are there in many of your minds and they do seem to make a lot of sense, but at what cost, especially when you've got three more weeks to go? Can you look your taxpayers in the eye and say that you with due diligence vetted this appropriately when it was handed to you a couple minutes ago? I know it bears striking similarities to some things that you've already discussed in your committee; I understand that. But it is the precedent. You just got to take back --- take a step back, and take a deep breath and think about what you are establishing. And you don't want to see this legislative body lose any additional credibility that many perceive it to have already lost, not that I agree with that perception.

And the other point is, just --- again, if I had some more time, I might be championing the passage of this budget. I may have championed the support of the --- of the drilling contract with the airport had I only had a couple more weeks to look at that. I know I got some applause for voting against it. My vote wasn't the substance of the contract. My vote was the procedural --- the procedure involved. I just wanted more time then --- and I may have voted yes. I need more time now. I might vote yes. I can't vote yes on something that was put in front of me without having ample time to ask questions, which is not enough time on the evening of its presentation. I know some of you disagree with me and you've stated your points in that regard. But that's why I did this in the spring on the drilling contract, because I needed more time. And again, I may have ended up being for that. I need more time on this, and if I get it, I may end up being for this. I know I've got a few weeks left, but that's where I am.

PRESIDENT MARTONI: Okay. Matt, I think you were next, and then --- Barbara? Okay. I'm sorry.

MS. DANKO: Are you sure?

MR. DROZD: The ladies always go first with me, Council President.

MR. DEFAZIO: Let's go down the line now.

PRESIDENT MARTONI: Just go right down the line. Say what you want to say. Even if it doesn't make sense, say it anyway.

MS. DANKO: It will make sense. Okay. My understanding is, we will first vote to amend the Robinson budget with the Finnerty budget. And then if that amendment passes, then we would vote on it as a --- a final amended budget?

MR. CAMBEST: Correct.

MS. DANKO: But we could also amend the Finnerty budget at some point?

MR. CAMBEST: That is correct. We'll see how it goes.

MS. DANKO: I see.

MR. FINNERTY: Could I mention, this is amendment by substitution. It says it right on here.

MS. DANKO: Does that change what you just told me?

MR. DEFAZIO: Yes. Point of Order. Point of Order, Mr. President.

PRESIDENT MARTONI: Go ahead. Point of Order.

MR. DEFAZIO: Right out of the book, and I'll let you read it, okay? As a substitute motion, you can't amend that. I'll make it easy for you. I've got it right here if you want to look at it.

MR. CAMBEST: No, I have it here. That is correct. As a substitute ---

MR. DEFAZIO: Can't be amended.

MR. CAMBEST: Right.

MS. DANKO: So that means I could not propose an amendment?

MR. CAMBEST: No, but there are other procedures that you could --- as I said, there is a procedure to amend that for adoption.

MS. DANKO: Okay. As a member of the Budget and Finance Committee, who I believe has attended all of the meetings for the operating, the capital, the special accounts and grants budgets, nobody works harder on this budget than Mr. Robinson. I mean, the bunch of us work hard, but he works very hard. He works with staff. I'm just --- I'm looking at the Robinson budget, and basically in a \$50,000,000 budget with about probably 100 line items, the Robinson budget had like 15 line items that are different than the CFP. The Finnerty budget puts nine of

those 15 items right back, so they are somehow exactly the same as what the County Executive proposed.

So the Finnerty budget now has basically six items that are different. So in a \$50,000,000 budget, a \$50,000,000-plus capital budget, probably 99.5 percent of it is identical to what the County Executive proposed. I would say that that's amazing. I had a --- you know, we weren't that far apart in the committee. I had --- I had an amendment ready that I believed would have been amenable to the three on one side and the three on the other side. But because we are not allowed to amend a motion that's been put forward as an amendment by substitution, I won't be able to offer that amendment unless we go back to committee.

That's unfortunate, because I think it would have been something that we could have all lived with, and I think that that would have been a better way of showing us who we are as County Council. Thank you.

MR. ROBINSON: Point of Personal Privilege.

MR. FINNERTY: Call the question, please.

MR. ROBINSON: Point of Personal Privilege.

MR. FINNERTY: Call the question.

MR. ROBINSON: Point of Personal Privilege.

MR. DROZD: We didn't get a chance to discuss the issue.

MR. ROBINSON: Point of Personal Privilege.

PRESIDENT MARTONI: Yeah, go ahead. Go ahead.

MR. ROBINSON: I'm going to end this agony for some of you, because we don't seem to be able to find our way out of this forest. I have sympathy for Alice in Wonderland. She accepted help. We don't want to accept help. As the sponsor of what has been characterized as the Robinson budget --- and I take full responsibility for anything upon which my name rests. And I am, to my knowledge, at this point, the only sponsor of what is called the Robinson Capital Budget. The rules allow me to withdraw the bill from consideration. And once it's withdrawn from consideration, this discussion about what Mr. Finnerty would like to do is moot. I exercise my option to remove the so-called Robinson Capital Budget from consideration by this council.

MS. REA: I have a point. Is it Point of Order I'd like to make, please?

PRESIDENT MARTONI: Point of Order. I don't ---

MS. REA: No budget is the Robinson budget. It's our capital budget.

PRESIDENT MARTONI: Yeah, it's not your budget. It's the Capital Budget of Allegheny County.

MS. REA: I'd like a solicitor's opinion on that. I'm not voting on a Robinson budget or a Finnerty budget. I'm voting on the taxpayers' budget of Allegheny County, capital budget, and nobody else's.

MR. FINNERTY: Point of Privilege.

PRESIDENT MARTONI: No. This is an issue we have to resolve right now. Let the solicitor tell us.

MR. CAMBEST: Just to clarify the issue, this is under the section regarding legislative action. It provides that under Section 5, all proposed motions, resolutions, ordinances may be withdrawn by the primary sponsor or primary sponsors, at any time before a vote is called. So therefore, he can withdraw the motion.

MR. ROBINSON: He started the fire, and it's going to consume you and everybody.

MS. REA: No.

PRESIDENT MARTONI: Let's keep order here, please. Let's keep order here.

MR. ROBINSON: Have I threatened you? Is that what you're saying? Are you saying I threatened you?

PRESIDENT MARTONI: Order, please. Let's not argue with each other.

MR. FINNERTY: Mr. President, the solicitor gave an opinion.

MS. REA: Mr. Chairman?

PRESIDENT MARTONI: Yes. Go ahead.

MS. REA: I don't want to be told someone is going to start a fire. I'm tired of hearing that. That is very disrespectful. I would not say that to you, Mr. Robinson, and I hope you will refrain from saying that to me again.

MR. ROBINSON: I have not said that to you, Ms. Rea.

MS. REA: You were screaming it.

MR. ROBINSON: I have not said that to you.

PRESIDENT MARTONI: That's enough from both of you. Let's let it go now. We have --- Mike, it's your resolution. Go ahead.

MR. FINNERTY: Thank you.

PRESIDENT MARTONI: All right. Speak.

MR. FINNERTY: Would you read your opinion again, Mr. Parliamentarian?

MR. CAMBEST: Yes. Under Section 5, all proposed motions, resolutions and ordinances may be withdrawn by the primary sponsor or primary sponsors, at any time before a vote is called. For the purposes of this section, a primary sponsor shall be defined as any Council member who participated in the request for a bill to be drafted. And in this case, since Mr. Robinson is the only sponsor of this bill, it fits squarely within the ability to withdraw this bill.

MR. FINNERTY: Okay. Now my question is --- I called the question before that happened, so ---

MR. CAMBEST: But it described it as a vote, not a ---

MR. FINNERTY: I called the question. Once ---

MS. HEIDELBAUGH: Point of Order. Point of Order.

MR. FINNERTY: Once the question ---

MS. HEIDELBAUGH: We can't --- Point of Order.

MR. FINNERTY: Excuse me. I am talking to our parliamentarian.

MS. HEIDELBAUGH: I have a question, as well. We can't vote on the amendment ---

MR. FINNERTY: Well, you can wait.

MS. HEIDELBAUGH: --- because he's withdrawn the bill. You can't amend something that doesn't exist.

PRESIDENT MARTONI: Let's do one at a time. Take your question ---

MR. FINNERTY: Thank you very much. I appreciate that. I called the question before that happened, which means once you call the question, if I'm not mistaken, debate ends ---

MS. HEIDELBAUGH: That's not true.

MR. FINNERTY: --- and a vote happens.

MS. HEIDELBAUGH: We called the amendment first and then ---

MR. FINNERTY: I'm asking for a ruling. I don't --- I'm not asking you for one.

MR. BURN: I believe we have --- I think Mr. Finnerty --- Mr. Finnerty's ---

MR. CAMBEST: There's always a question of what's related to the amendment and not the actual --- I mean, first of all, just rendering an opinion on this. To call the question was on the amendment to the bill. So

when there is a call the question, it would be only on the amendment, not the underlying bill.

MR. BURN: So does that mean your initial opinion still stands?

MR. CAMBEST: Yes.

PRESIDENT MARTONI: Ask your question.

MS. GREEN HAWKINS: I have a question about calling the question, because it sounds to me if any of us just unilaterally say, I call the question, we can just cease debate on anything on the floor at any time on anything. And I thought the process was, you call the question, which is the motion, someone seconds, and then a vote is taken. If ten or more people agree to the motion, then debate ceases. If there's been a change in that Rule of Order, I would really like to know.

PRESIDENT MARTONI: Correct. Well, we'll see.

MR. CAMBEST: This takes precedent over all debatable motions. A call can be applied to immediate --- so I mean you're right. A call takes precedent over all other actions. It must be seconded and it's non-debatable.

MS. HEIDELBAUGH: That's not certain.

MR. CAMBEST: When it's not amendable, it requires a 2/3 vote which we've all --- we've done this before, so that's pretty well a standard.

MR. DEFAZIO: Point of Order, Chuck.

MR. CAMBEST: So is it ---

PRESIDENT MARTONI: Point of Order, John. Go ahead.

MR. DEFAZIO: Okay. We never got to the bill. We were on the amendment.

MR. CAMBEST: Correct.

MR. DEFAZIO: So that was the process, and we got to vote that amendment. You can talk on it, then we have to vote it up or down on the amendment. We didn't get to the main bill yet.

MR. CAMBEST: Well, that is true, but the problem is, is that you're amending something that no longer exists.

MR. DEFAZIO: Well, we didn't get to that, though. You're still on the amendment. It may come to that.

MR. CAMBEST: So at this point, there was a call the question but there hasn't been a second.

MR. DEFAZIO: I seconded it. Didn't I second it --- yeah.

MR. FINNERTY: Well, he's talking about ---

MR. CAMBEST: Called the question, there was not a second yet.

MR. DEFAZIO: When we vote on that, we take the 2/3 vote.

MR. CAMBEST: Correct.

MR. ELLENBOGEN: I thought you seconded.

MR. DEFAZIO: No, I didn't second. Jim ---

MR. FINNERTY: Yes, he did.

MR. CAMBEST: I did not hear anybody second it; I apologize.

MR. DROZD: We had a discussion on whether to sit --- whether to take vote; correct, Mr. President?

PRESIDENT MARTONI: I think we need a special on good manners.

MR. CAMBEST: So now you have to have a vote on the call the question, regardless.

PRESIDENT MARTONI: A roll call vote is ---

MR. DROZD: And discussion, and discussion on that.

MR. CAMBEST: There is no discussion, non debatable. Ten votes.

MR. DROZD: Two people haven't spoken.

PRESIDENT MARTONI: Roll call vote on call the question. That is proper; right, Mr. Solicitor?

MR. CAMBEST: That is correct.

PRESIDENT MARTONI: Please, roll call.

MR. CATANESE: Mr. Burn?

MR. BURN: No.

MR. CATANESE: Ms. Danko?

MS. DANKO: No.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: The question was to cease debate?

MR. CAMBEST: Correct; and you go to a vote.

MR. DEFAZIO: Yes.

MR. CAMBEST: Right.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Nay.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Yes.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Yes.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Yes.
MR. CATANESE: Ms. Green Hawkins?
MS. GREEN HAWKINS: Nay.
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: No.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Nay.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: Yeses, 9, noes, 6. It fails.
MR. CAMBEAT: Continue this debate.
MR. FINNERTY: Now is the bill pulled?
PRESIDENT MARTONI: I am ---
MR. FINNERTY: Now I'm trying to figure out exactly --- and I apologize. And where we are is the --- in relation to the bill itself.
MS. HEIDELBAUGH: Point of Order, Mr. President?
MR. FINNERTY: Is the bill --- because Mr. Robinson has withdrew it, is it done?
MR. CAMBEST: That's correct.
MR. FINNERTY: So there is --- I cannot ---
MR. CAMBEST: Since there were no other sponsors to the bill, he can withdraw it.
MR. FINNERTY: Okay. I'd like to make a motion to bring up the CFP bill from committee.
MR. MACEY: Second.
PRESIDENT MARTONI: We have a motion and a second.
MR. ROBINSON: Question.
MR. FINNERTY: It is ---
MR. CAMBEST: Are you withdrawing your --- you have to withdraw your amendment.
MR. FINNERTY: I don't have anything to amend.
MR. CAMBEST: Well, that's true, but as a technical matter ---
MR. FINNERTY: Okay. I withdraw my amendment because I have nothing to amend.

MR. CAMBEST: Right.

MR. FINNERTY: Okay? So the Bill Number is 7783-13 here.

MR. ROBINSON: Question.

PRESIDENT MARTONI: Question?

MR. ROBINSON: Yes, sir.

PRESIDENT MARTONI: Wait, wait a minute.

MR. FINNERTY: I need a second.

PRESIDENT MARTONI: We have a motion ---

MR. ELLENBOGEN: Second.

PRESIDENT MARTONI: --- and a second. Now your question.

MR. ROBINSON: Thank you, Mr. President, and members of Council. I mentioned before that the CFP that was submitted to this council by the Fitzgerald administration had grievous errors. I was going to engage in some theatrics and take the document that was sent over to us and literally throw it out there. Get it on TV; you know, that kind of thing. And I said no, don't do that; don't do that. Just mention that the document was full of errors; so therefore, the legislation submitted by Mr. Fitzgerald, our Chief Executive, was in error.

That is the basis of the bill that Mr. Finnerty now wants to pull out of committee, a bill based on errors. Thanks to Mr. Szymanski and other staff members, they found the errors, shared that information with Mr. McKain and staff. The administration made a valiant attempt to correct that document. All of you received their corrections. You probably didn't know they were corrections. The fire is burning. Mr. Szymanski was asked to submit that material to this council as something that he had manufactured. And true to his integrity, he said, no thank you. The administration had to submit it themselves, but they never submitted an explanation why they were making the corrections. They made the corrections because they mucked it up originally. Fine; people make mistakes.

But the basis of Mr. Fitzgerald's proposals to us are based on facts and figures that are untrue. They're rife with errors. What Mr. Szymanski and I did is the same thing we did last year. We tried to fashion a budget that represented what this council wanted --- what this council wanted. I agree with Ms. Rea that we should be voting on a budget for this council without personal

reference to anyone who's a sponsor or a co-sponsor. She's absolutely correct.

If we take this bill into consideration at this point, I think some of us, not myself, are going to make a grievous error about process, procedure and the credibility of what is being submitted to us. Poor man wants to be rich; rich man wants to be king; king is not satisfied 'til he rules everything. This council is the only body that's authorized in this county to create a budget for this county. I beg my colleagues to take that seriously and go back to Mr. Burn's suggestion. Ask the president to recess this meeting to the call of the chair, so that we can gather ourselves, take personalities out of it and come up with something that is truly representative of the work of this council, as it relates to a capital budget. Thank you, Mr. President.

PRESIDENT MARTONI: Thank you, sir.

MR. DROZD: Point of Order. What are we discussing here? I don't have anything in front of me.

PRESIDENT MARTONI: Neither do I.

MR. DROZD: Well, then what's going on here? If you're going to submit something to the floor, put it on our table.

MR. FINNERTY: We need to pass out 7783-13.

MR. BURN: Hold on a second. Point of Privilege; Point of Privilege. Mr. President, the motion on the floor is to pull the bill out of committee, so Mr. Drozd is right; we're talking about meat and potatoes and the plates aren't even up yet.

PRESIDENT MARTONI: Okay. Roll call on that particular motion.

MR. FINNERTY: Pull the bill.

MR. BURN: This is a motion to pull the bill.

PRESIDENT MARTONI: Pull the bill ---

MR. BURN: And have this debate.

MR. BURN: Like we just did on the other one.

MR. CAMBEST: Correct.

PRESIDENT MARTONI: Roll call.

MR. CATANESE: Mr. Burn?

MR. BURN: No.

MR. CATANESE: Ms. Danko?

MS. DANKO: No.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Nay.
MR. CATANESE: Mr. Ellenbogen?
MR. ELLENBOGEN: Yes.
MR. CATANESE: Mr. Finnerty?
MR. FINNERTY: Yes.
MR. CATANESE: Mr. Futules?
MR. FUTULES: Yes.
MR. CATANESE: Ms. Green Hawkins?
MS. GREEN HAWKINS: Nay.
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: Nay.
MR. CATANESE: Mr. Macey?
MR. MACEY: Aye.
MR. CATANESE: Ms. Means?
MS. MEANS: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Nay.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: Ayes, 9, noes, 6. It fails.
PRESIDENT MARTONI: Okay. Next item; go ahead.

John, do you want to say something?

MR. DEFAZIO: Yeah, I've been waiting to say something.

PRESIDENT MARTONI: I've been passing you up, yeah.

MR. DEFAZIO: That's all right.

PRESIDENT MARTONI: I was worried about what you were going to say.

MR. DEFAZIO: Well, we can argue. We can do anything we want to do. But one thing to remember is make all the accusations you want. At the end of the day I, myself, am a rules man. You show me the rule; I'll go with the rule. Everybody up here has a right to have their own opinion. For example, Mike brought out a good point. Every year --- that's why you can't go with a practice. Every year we gave \$50,000 for the libraries; okay? He brought it to my attention that that doesn't belong there, and he's right. Take it out. I'm not going to fight all you people. If you can show me that something is right or it's legal, I'll do it.

And I'm not just going to go do this because people want me to do it or this one says, hey, we don't have a right to do this or that. Show me where you don't have a right; I'll shut up. Everybody who votes, even if they don't vote our way, couldn't say a word. That's their opinion. And I don't want anyone telling me or saying to me, well, you can't do this, you can't do that, when the solicitor says you can. Let's just vote and cut the arguing out. Thank you.

MR. DROZD: My turn now.

MR. FINNERTY: Turn for what?

MR. DROZD: I haven't had a turn.

PRESIDENT MARTONI: Yes, you haven't had a turn yet. I'm sorry.

MR. DROZD: I'm very disappointed in the way this has been enacted tonight, and I apologize to our viewing audience. I apologize to those here for the way this has gone, and let me explain why. I think that we really needed service to our constituents by putting something like this on the table without giving me an opportunity to amend. None of us could have amended this, do you realize that, because you have to have it in writing before you go.

How do we represent our constituency when something's on the table, you can't even amend? And I was told --- I was called by the administration for 3 changes, which I agreed, because our budget's tight, and I've always held the line on taxes. The next thing I know is, I get this with 12. Also, there's things in there that I don't agree with; there's some things I do. Secondly, do you realize what happened here tonight? There was something brought up to say, let's put it on this agenda, to bring it on this table, and no one knew what it was; because you know why? We can't say what it is, because the rules supposedly say you can't. So I apologize to the viewing audience. I apologize to you, that you can't even know --- was it brought up or not brought up? That's how ridiculous this is getting.

I'm leaving after this term, and I guarantee you better sit down and change the governance of this body. You better start looking at procedures and policies that the people not only have a right to know, but they find out and they know.

PRESIDENT MARTONI: Okay. Thank you, thank you. We're still on 7807-13; am I correct?

MR. CATANESE: Yeah. We're on the agenda.
PRESIDENT MARTONI: We're on the agenda,
7807-13; am I correct?
MR. CATANESE: That's correct.
PRESIDENT MARTONI: Okay.
MR. CATANESE: A resolution of the County of Allegheny, amending the Grants and Special Accounts Budget for 2013 (Submission 09-13). Sponsored by the Chief Executive.
PRESIDENT MARTONI: Okay. Do we have a motion?
MR. ROBINSON: Move for approval.
MS. GREEN HAWKINS: Second.
MS. DANKO: The regular amendment.
MR. CATANESE: Bill?
PRESIDENT MARTONI: Bill?
MR. ROBINSON: Move for approval.
MR. GREEN HAWKINS: Second.
PRESIDENT MARTONI: Moved and second. Question?
Roll call.
MR. DEFAZIO: Wait.
MR. CATANESE: 7807-13.
PRESIDENT MARTONI: It's right in your agenda there.
MR. DEFAZIO: Special grants.
PRESIDENT MARTONI: It's where we should have been about two hours ago.
MR. BURN: Grants and Special Accounts Budget?
PRESIDENT MARTONI: Unfinished Business; it's the first item under that, 7807-13.
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: Yes.
MR. CATANESE: Mr. Futules?
MR. FUTULES: 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: Ms. Means?
MS. MEANS: 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: 7809-13.

MR. CATANESE: A resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting the Grants Budget, Special Accounts Budget and Agency Fund Budget, by setting forth appropriations to pay said expenses during the fiscal year beginning January 1st, 2014 and ending December 31st, 2014. Sponsored by Councilman Robinson.

PRESIDENT MARTONI: Mr. Robinson? Mr. Robinson.

MR. ROBINSON: Thank you, Mr. President. Again, I want to go back to Ms. Rea's admonition. I'm the sponsor of the bill. Everyone is entitled to be a co-sponsor if they choose to do so. Since no one else chose to be a sponsor, I'm the only sponsor. But this is not my bill.

PRESIDENT MARTONI: Okay.

MR. ROBINSON: This is a bill. Move for approval.

(Chorus of seconds.)

PRESIDENT MARTONI: We have a motion and a second. Question? Question?

MR. FINNERTY: I'd like to co-sponsor that bill.

PRESIDENT MARTONI: Got that? Mr. Finnerty is co-sponsoring. 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: Yes.
MR. CATANESE: Mr. Futules?
MR. FUTULES: 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: Ms. Means?
MS. MEANS: 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: 7832-13.

MR. CATANESE: A resolution of the County of Allegheny, Commonwealth of Pennsylvania, adopting an Operating Budget pursuant to Article IV, Section 2, and Article VII, Section 4, of the Home Rule Charter, by setting forth appropriations to pay the expenses of conducting the public business of Allegheny County and for meeting debt charges for the fiscal year beginning January 1st, 2014 and ending December 31st, 2014. Sponsored by Council members Robinson, Burn, Green Hawkins and Heidelbaugh.

PRESIDENT MARTONI: Mr. Robinson?

MR. ROBINSON: Move for approval.

(Chorus of seconds.)

PRESIDENT MARTONI: Moved and second. Question?

Go ahead.

MS. HEIDELBAUGH: There's been seconds.

MR. DEFAZIO: I'd like to make a substitute motion on amendment by substitution. Walt, would you hand it out?

MR. ELLENBOGEN: Second.

MR. FINNERTY: Second

MR. FUTULES: Second.

MR. DEFAZIO: Okay. Walt, I want to ask you to explain everything. But before you do, I just want to make a comment on this. Okay. To start with, the County Executive --- there's a change on the district attorney situation here. Originally, the County Executive wanted to know where \$15.8 million as a proposal. There was some talk about --- I talked to him myself about increasing it to \$16.1 million. And the reason why I talked to him is because he has a right to veto. I've got to see everybody on the same page. What happened was, I put my thing in. On Friday, I talked to Walt. I was dealing with Walt to draw this up. Since then, if the ---

MR. SZYMANSKI: Right.

MR. DEFAZIO: --- the district attorney talked to Rich, I guess, and he said he could live with --- it's almost \$16.2 million. It's over \$16.1 million --- \$16.2 million. Based on that information, I changed mine again. I figured, well, rather than have everybody fight over it, this is what he can live with. Why fight about it? I'll go with the \$16.2, so that's how it happened. I started this thing. Then there was some changes, and I agreed to them myself. So with that, I'd like, Walt, for you to explain my substitution amendment.

PRESIDENT MARTONI: Walt, would you explain it, please?

MR. SZYMANSKI: Councilman DeFazio's substitution changes the district attorney's budget from \$16,585,448 to \$16.2 million. It's a difference of \$385,448. It takes \$232,404 from the community college, putting that back to \$23,705,264, instead of \$23,937,668. That totals \$617,852, which has been put back into the services line item under non-departmental. The original total was \$11,777,142. The new total is \$12,394,994.

PRESIDENT MARTONI: Thank you.

MR. BURN: Mr. President?

PRESIDENT MARTONI: Mr. Burn?

MR. BURN: Yeah. Mr. DeFazio's chronology, I think, you know, has some of the pieces that are accurate, but there's a few items --- actually, several --- so I'd

ask Walt to walk through the chronology with me and see if I'm wrong here. The initial presentation, Walt, was \$15.8 from the Chief Executive; is that correct?

MR. SZYMANSKI: Correct.

MR. BURN: And then at some point along the way, Mr. Robinson had floated \$16.1 million to the DA and the DA came here and said he would take that; is that correct?

MR. SZYMANSKI: Correct.

MR. BURN: And then conversation came up on the floor at a Budget and Finance meeting about issues that the district attorney expressed some concerns about. And the conversation began to go back to Budget and Finance Department about looking for additional revenues in regard to the DA's concerns; am I still correct?

MR. SZYMANSKI: Correct.

MR. BURN: And then in that meeting, a proposal was floated by one of my colleagues, which was going to do, maybe, a little bit more than \$16.1 million, but then it was pulled; am I correct?

MR. SZYMANSKI: No.

MR. BURN: No? Okay. Well, then there was --- there was a motion brought by Ms. Heidelbaugh to go to what number, please, \$16.6 million?

MR. SZYMANSKI: Right, almost \$16.6 million.

MR. BURN: It went almost to \$16.6 million, and that was voted out of committee five to one; am I correct?

MR. SZYMANSKI: Correct.

MR. BURN: And that's what's in front of us right now; am I correct?

MR. SZYMANSKI: Correct.

MR. BURN: And now in the interim, Mr. DeFazio, to try to get this past a veto and try to get everybody on the same page, which he needs to be commended for, had a conversation with some folks and floated --- was going to prepare to float \$16.1 million again; am I correct?

MR. SZYMANSKI: Correct.

MR. BURN: And then the district attorney and the Chief Executive sat down to discuss this issue, and we've all received and seen the e-mail where the district attorney is satisfied with \$16.2 million; am I correct?

MR. SZYMANSKI: From the e-mail I've seen, you are correct.

MR. BURN: From the e-mail. So the Chief Executive initially floated a \$15.8 million, and he and the district attorney sat down and came to a \$16.2

million. So the approximate \$455,000 the district attorney was asking for initially when he came here, he's not going to recognize. But he's only going to be about \$50,000 less; am I correct?

MR. SZYMANSKI: Correct.

MR. BURN: Thank you. I may have more later, but thank you.

PRESIDENT MARTONI: Mr. DeFazio?

MR. DEFAZIO: That's all from me for now.

MR. ROBINSON: Mr. President?

PRESIDENT MARTONI: I'm sorry. Heather?

MS. HEIDELBAUGH: Let's see how long it takes for me to be ruled out of order. So I think here's what happened, since I was part of it. Mr. DeFazio was not present at any of the budget hearings that I attended. So the district attorney came here, and he said that he thought there was a crime problem in the East Hills. And he asked us if we would appropriate \$472,000 to start a task force, to hire five detectives, to start ridding the East Hills of crime. I was here. I heard him speak. This moved me deeply, because the communities in which they're being subjected to the evilness of the --- of crime, are people who can't come here to meetings and who can't speak for themselves, specifically, women and children. And I have fought for the last month to protect the people who have no voice in this county, the future victims of crime. I took it at his word, the district attorney, who said he wanted \$472,000.

We vetted this through the budget process. By a vote of five to one --- five to one --- with members who are now complaining, who never showed up, that was passed. I have spoken repeatedly about this council making policy decisions based on where we appropriate money. This has nothing whatsoever to do with the county police. The county police are not at issue in this. The district attorney came and asked us for this appropriation, and we decided to appropriate that money. Now none of us, as I understand it --- now maybe there were some calls made to certain people who didn't even attend the meeting. I wasn't contacted.

This was known as the Heidelbaugh amendment. There was a discussion started by the Chief Executive with the district attorney because he was, according to now what I'm just understanding, going to veto crime prevention in Allegheny County. He was going to line item

veto what we, as the budget committee --- and if the council passed that budget, he was going to veto additional money being spent to fight crime in Lincoln, Lemington, Larimer, Homewood. Evidently, he doesn't believe that there's a problem.

We decided differently. We decided in the budget committee that that's what we wanted to do. We wanted to appropriate that money. And if the Chief Executive didn't like it, well, he then could veto it. And he could tell the community, 1.2 million people in Allegheny County, that he didn't want to fight crime in the East Hills, and he didn't want to fight it ---.

MR. FUTULES: Point of Order, Point of Order.

MS. HEIDELBAUGH: No.

MR. FUTULES: Point of clarification.

MS. HEIDELBAUGH: No. No, I'm in the middle of --- let me speak, please.

MR. FUTULES: I'm ruling you out of order.

MS. HEIDELBAUGH: You're not ruling anybody out of order.

MR. ELLENBOGEN: He can rule her out of order.

MR. FUTULES: When you're talking about the Chief Executive ---

MS. HEIDELBAUGH: If you don't like something that is said --- this is America. People get to say what they want to say, and I was elected by 1.2 million people. (Applause.)

MR. ELLENBOGEN: I don't know. You just said about the East Hills. My district is in the South Hills. There's as much crime there as there is in the East Hills.

MS. HEIDELBAUGH: If the ---

PRESIDENT MARTONI: Wait. Let her finish.

MS. HEIDELBAUGH: If the executive didn't agree with what we, as a council, approved, the executive could veto it, and he could explain what his veto was. But that's not what happened. What's happened is, there was a conversation between two groups that don't appropriate one cent. And then there was an e-mail sent today, and the entire community, through the media, has been informed that a deal has been struck. There's no deal struck. There's no deal struck. There's 15 votes here. The vote hasn't taken place yet.

Now maybe in the back doors the deal has been struck. Maybe that's the way Allegheny County is going to work, in the back doors. The vote takes place here. The

budget was --- the Operating Budget was already approved five to one and should have come here, and it should have been voted yes or no. I'm in favor of fighting crime. I'm in favor of preventing another bullet hole in a young African-American in the East Hills. That's what I'm in favor of, and I voted that way, because I speak for the women and the children in the East Hills who can't speak for themselves.

A vote against this is a vote against this effort. Now the district attorney will not get five detectives. He will be able to fund his office to the extent that he could have funded it before. There will be no five detectives if this money as appropriated, and it's nearly impossible to come back and open up the budget again.

MR. ROBINSON: Mr. President?

MS. HEIDELBAUGH: And I'm not finished; I'm pausing. People have --- please. People talk here for minutes and minutes on end and say nothing. So I want everyone to understand what just happened here. This is a vote against crime prevention, and it's nothing else. And it's also a turf war, and it's a turf war that doesn't care about the people that we are sworn to protect. And don't let anybody say anything different.

MR. FUTULES: Okay.

PRESIDENT MARTONI: Bill now, or Nick. I'm sorry.

MR. FUTULES: I know I'm next. Mr. Burn ---

MR. BURN: There's Bill, there's Nick, there's John, Heather.

MR. FUTULES: There you got it.

PRESIDENT MARTONI: I can't see.

MR. FUTULES: Mr. Burn made a comment about vetoing. That may be his opinion. I don't think that's --- I'll let him discuss whether it's opinion or fact.

MR. BURN: It's not a fact.

MR. DEFAZIO: I said it could be.

MR. BURN: I said the same thing. I don't know. You know, you may say the same thing.

MR. DEFAZIO: But it could be.

MR. FUTULES: But it's not a fact, so let's leave the veto part out of the conversation.

MS. HEIDELBAUGH: I didn't bring it up.

MR. FUTULES: Be careful. The second part of my argument with you is, number one, it's not just East Hills. Okay? It's Wilkinsburg, it's Mon Valley. There's a lot of communities, so don't pick on the district that I live in. Okay? So it's not just my district. There's a lot of crime in this entire county. And I'm not against crime prevention. So if you're paying attention, the district attorney and the Chief Executive came to an agreement to put a comprehensive plan together to fight crime. \$500,000 isn't even close to what it's going to take to fight crime in this county. It'll take millions.

So they're going to do all right. They're going to bring in the county police. They're going to bring in the federal government. They're going to bring everybody necessary to do what we need to do. If you think that \$500,000 is going to fund this, you're not even close, because crime prevention isn't for free and we're not experts. Which one of us here is an expert in drug enforcement? None of us. We're going to let the administration have their talks. We're going to have our meetings. And then they're going to give us the best plan, and then we vote on whether we should fund it or not. That's our rule. We're not drug enforcers up here. But I agree with you, you're right, because I preached it myself. I'm tired of the crime and so is the Chief Executive, so are these --- so are these members of Council.

But we're going to do what's right, by putting together a plan that's going to work, not something that we're just going to throw \$500,000 out and it's --- there's no plan. We had no meeting. Did we have a meeting with the safety director? No, just like --- we're going to throw \$500,000 out? Well, good, Mr. Zappala, we'll go ahead and take care of this. But he came to the conclusion that it does need to be a comprehensive plan and an agreement with the county sheriff. So we're not against crime if we vote no. I'll tell you that right now. Okay? So you're completely wrong on that half.

PRESIDENT MARTONI: Okay. John?

MR. DEFAZIO: Okay. One thing that Heather said was correct. She said us 15 people make the decision. I agree with that 100 percent. Here's a district attorney that proposed money, and we're giving him more than what he asked for originally; and he's agreeing to that amount of money, and we're saying, oh, come on, take some more.

He's telling us that's all he needs, that's all he wants. There's other people asking for money. He said he has enough. So who are we to say, oh, come on, take some more money out of here?

We've been through this every year. Everybody -- when we come to budget time, everybody feels they need more; they need more, they need more. And we got to get realistic and make tough decisions. On this one, I don't think it's tough, because we're giving him more than he wanted. So he said he could live with \$16.2 million. I proposed \$16.1 million. I got an e-mail at 2:30, 3:00. I didn't know --- I didn't see my e-mail 'til 3:00. I had already talked privately with Walt about proposing \$16.1 million --- a little bit more, \$16.2 million? I said hey, that's fine with me. I'll change mine to make a sentiment here. That's how that went down.

PRESIDENT MARTONI: Thank you. Jim?

MR. BURN: Yeah; thank you.

PRESIDENT MARTONI: Two up.

MR. BURN: Mr. President and members of Council --- what, not me? Okay.

MR. ELLENBOGEN: No, don't ---

MR. BURN: Am I up?

PRESIDENT MARTONI: You're up.

MR. BURN: Let me try to get this all in it once and not have to say anything and not have to put my hand up again. I had --- I do want to thank Heather for the commitment she made and how she was moved by the arguments that the district attorney made. I think we all were, and I think we've all seen it in our respective districts. There are issues, and I think there are municipal elected officials who share their concerns with us. And some of us who have served on those front lines as elected local officials, especially me, as a mayor, have seen it firsthand.

So I do commend her for saying that. I have to respectfully disagree that this is an --- this is an all-or-nothing proposal that we're looking at, that either you're for fighting crime or you're against it by how you vote tonight. I don't think that's true at all. And I'll delve into that with more specificity in a second. And I also --- I also --- I do have to disagree that the district attorney is getting less than he asked for --- or actually getting more than he asked for.

The executive proposed \$15.8 million. Steve came in here and asked for more. At one point he was satisfied at \$16.1 million, and then Heather and others supported a budget that gave him even more than that. This is a classic example of Politics 101, the art of budget negotiation. And this conversation is part of that, it is within those parameters? I mean, if I were teaching a class I would say look at what District Attorney Zappala did in Allegheny County in 2013. He knew that he needed about \$400,000 to \$500,000 to address some concerns the constituents, the police chiefs and others were sharing with him.

And it wasn't just indigenous to the East End, it was the entire county. It's a pandemic here and everywhere else. So how's he going to get that? He came here and he asked specifically for \$455,000. He didn't get it in the \$15.8 million that was proposed. And then when he went to the council and made his argument to us, we actually had a budget. And I don't care what anybody tells you. The votes are there to pass it or were there and passed it, to give him more than he had asked for. So at that point, seeing that situation, the writing was on the wall. He was going to get more than he had asked for unless some people sit down --- some leaders sit down and have a productive conversation about how we can reach a compromise and move this thing forward for the benefit of the taxpayers and those who are plagued by this problem.

And that's exactly what Steve and Rich did, they sat down. Now here's a district attorney who floated \$455,000, who's coming in just \$55,000 less than what he had initially proposed. I need to commend them. That is a magnificent stroke. And then that it --- people need to learn from that, in the art of debate and compromise and negotiation on a budget. He came in here and asked for something. He's getting just about that much less. And I, for one, am not going to sit up here and force-feed to the district attorney more than he's asking for. And I'm not --- I think this is different than the debate we had earlier, because the parameters of this conversation were established by us.

The lines on this conversation have been established by us, consistent with the Home Rule Charter. And we have discussed and we have debated the public safety issues and concerns that the DA has brought forth, that the Chief Executive had articulated and that each of

us individually have articulated, and that the county police have articulated. And please, gentlemen, don't think for one second that my support of an increase in the district attorney's budget in any way, shape or form is a referendum on the fine men and women who serve in your department, because I, firsthand, for 20 years as a public official, have stood shoulder to shoulder with you, not just up here, but when I was mayor.

I never once had a request as mayor that was ever denied by your fine establishment. And when those flood waters came, some of you took your suits and jackets off from homicide and put uniforms on and stood eyeball to eyeball with me in that mud and that debris, to keep that town and many towns similarly situated, like Mr. Finnerty's, safe. So that was never a referendum on you. What it was all about was someone came here whose reputation and credentials are impeccable, who made a compelling argument for some additional revenues. And the mayor in me never said no to a law enforcement personnel asking for additional revenues. And if I were still here next year and you came with a proposal in the same fashion, I would fight like hell for you, the way I fought like hell for the district attorney. Please know that. And even though I'm not going to be here, if you guys come with a proposal, I would recommend to these colleagues to support anything that you ask for, because we do have a pandemic. And the more that our public safety is communicating with each other and not about each other, the better we can get this under control.

But back to my initial point, Mr. President. We've already debated this; we've already discussed this. What the Chief Executive and the district attorney are asking us to consider --- and it has not been decided yet; we will ultimately decide that, is well within the parameters of already established precedent, protocol and Home Rule Charter, so nobody is doing anything inconsistent with our chartered rights and obligations and responsibilities, if we support what the district attorney and the Chief Executive are asking us to do tonight. And I'm prepared to support the amendment. Thank you.

PRESIDENT MARTONI: Thank you.

MR. ROBINSON: Mr. President?

PRESIDENT MARTONI: It's Bill's turn. Before

I ---

MR. DROZD: We should ---

PRESIDENT MARTONI: Okay. Who was next?

MR. DROZD: We're going down the line here.

PRESIDENT MARTONI: Bill, let me go down the line.

MR. DROZD: Down the line.

PRESIDENT MARTONI: Wait 'til she gets her paper.

MR. ELLENBOGEN: We'll go down the line. That's fair. That way ---

PRESIDENT MARTONI: Wait, wait, wait. She needs more paper. Just let her go for a minute. Don't be stressing Sarah out. Do you need a break; you're okay? Okay. Who was the speaker?

MR. ELLENBOGEN: You were going to go. We're going down the line.

PRESIDENT MARTONI: Go ahead, Matt.

MR. DROZD: There's a lot of passions here tonight, and I agree with a lot of what's been said. But what I don't agree, necessarily, if we vote for or against something, that we're not supporting law enforcement. That's totally incorrect, you know, because we all believe in that. Councilman Futules, I may not be an expert. I have a strong background in drug enforcement and law enforcement. I did that in the military and I did --- I was at the bases in Homeland Security at the Pentagon after 9/11. That's back when. And let me tell you what it is.

The problem here is --- and I commend the district attorney, and I commend the county police for coming to us and bringing to us a problem that really, truly exists here. This is good debate and good --- what's going on. When we vote tonight, it's not necessarily that the DA, the district attorney, has asked for that drug enforcement. He came to us properly and asked for additional monies. We heard nothing from the county police. They weren't in those meetings to ask for additional monies. And I'm sure even you, with your organizations, would agree that it's out of respect, that that's the way it should come, through that --- you know, pecking order up the line, chain of command. We didn't hear it.

But let me tell you this. This is a serious, serious problem. Money is not the answer. What's lacking here is when we moved and when we moved against Afghanistan and Iraq, we didn't move with just one

organization. Before we made a decision or we expended personnel, resources and money, we collaborated. Everybody that has --- a hood (phonetic) in the fight, so to speak, an oar in the river; in that essence, that included a lot of different law enforcements, including the F.B.I. and other people like that.

What we haven't seen here right now, which concerns me most of anything --- the proof of the pudding is the prison; 2,800, 85 percent in there for drug and alcohol, 60 percent repeat offenders. That's the proof of the pudding. So we aren't getting to the crux of the problem, which we need to do. And I would highly recommend after, again, I'm gone, I think the council has to bring that into public safety; public safety, wherever --- whoever it is --- and I think it's this gentleman here (indicating) --- and really hear this and bring the powers to be and everybody in the process of collaboration. I talked to my municipalities, too. I did talk to a couple chiefs of police. They really commended both your organizations. They really appreciate, you know, how the DA puts task forces together. They think that there's needed, like you said, more additional support in that drug enforcement. There's a serious, serious problem. Throwing money at it --- and that's near --- I agree. But also it was said that's not near what's probably necessary here. It's not a just a money answer. We have to find out what forces we need, where we need to go, who we need to go after and how we have to encompass and envelope those, you know, thousand points of light out there. What I'm talking about, those municipal police forces out there, because they're out on the street.

Their boots are on the ground. They're there. All this collaboration needs to go on, and I haven't seen that right now. I really haven't. And that concerns me as a citizen of this county, with my family, my constituents, my fellow neighbors that live in this county. So I would highly recommend that all these powers that be get together and encompass those people out there, those municipalities, those police forces out there that have done so much. And a lot of them have really paid very highly in the line of duty. You really need to do that.

So I'm going to support this in the essence, because the DA has graciously pulled back money, actually. And he's asked for additional money but he is not

necessarily saying, I'm going to go out and do a drug enforcement. I believe this DA is a good DA, and your county police are good police. I believe you'll start to collaborate. But please include all those others, including the drug enforcement, federal, stateside and the municipalities. They all need to be included. And our 9-1-1 people, they need to be included. They pick the phone up. They aren't even here. Where are they at the table? So all of them have to come to the table. And once you decide on your plan of action and how you want to attack this issue that was brought to us by the DA --- and they showed it. It's scary, very scary.

Once you find that out, then you can start re-allocating forces, monies and whatever else and then come back to Council and --- so we don't just throw money at something that's not going to resolve what the problem is, and there's no answer to this problem. There are people out there. This is lives. This equals lives. This isn't just about money. You know that and I know that. We can't afford to lose citizens because we missed something or because we're arguing politically or we're protecting turf. We can't do that. There are lives involved here, and we have to address the issue in the right way with everybody involved will come up with the right solutions and squelch it, tear it out, it's a cancer. We have to. Thank you.

PRESIDENT MARTONI: Thank you. It's Jim, Heather and then it's Barb.

MR. ELLENBOGEN: And I didn't want to go after Jim.

PRESIDENT MARTONI: All right. We'll just do this.

MR. ELLENBOGEN: But I'm going to speak as a public safety chair here. First of all, in regard to the district attorney, he's very well loved in this county. He's very well loved in this county because he's passionate. He does his job, and he believes in what he's doing. And I commend him for coming back to the table and negotiating what he feels he should live with. That's professionalism and recognizes a budget issue, also. So to him, I give my kudos. As a public safety chair --- and I'm probably a little more understanding of this. I come from a police family. My late father retired as a ranked officer in the City of Pittsburgh. And there are various

members of my family in the next generation who are police officers in various places in government.

Regardless of what happened here, I don't like seeing police officers who put that gun on every day that feel that they've been slighted. You know, if anybody wants to argue that point, the guys who are wearing the guns that represent them are all sitting here. Now, they're not sitting here because they really like to see what we do. They feel that they've been disenfranchised. That's a bad message for the public. It's a bad message for the guy on the street. Now in my other life --- I don't just do this for a living --- I'm the chief enforcement officer for Southwest Pennsylvania, for the Department of Revenue.

My agents depend on various police officers and various agencies to help me and my people when things get a little bit too much for us. So I understand that. What needs to be done here is, as the public safety chair --- and I've spoken to different members of my committee --- that there needs to be a meeting that I need to chair. I want the U.S. attorney there. I want the feds there. I want the county folks there. I want the city folks there. I want the DA there. I --- not to disparage anybody --- I want the public to see that our police enforcement are unified, and they feel good about what they're doing. That's what's important here. For those people that are in the street to feel good, and for the district attorney to also feel good that he's doing what he needs to do to make things right. So I think that there needs to be some debate. People need to talk. We need to have public safety meetings about this, so that we can bring our public safety people together as one.

Now it's easy for a lot of us to sit up here and say, well, you know what, I think this, or maybe I like this one better, or this or that, believe me, I saw my father in shootouts, coming home where he was almost killed. I know firsthand what these folks go through. I lived it. I still live it with my nieces and nephews. This is no joke, and this is not funny. There's a kid that knew my daughter and the young lady that's doing the typing, who was murdered in Oakland over something completely stupid. So it's not just drugs, it's not just --- it's all the crime. And our folks, as many as there are, need to be unified.

So look forward, folks, because we're going to have some meetings, and we're going to talk about this. And we're going to try to come to some resolve, so that our people --- that the DA feels comfortable and that our officers and their people feel comfortable, also. Thank you for your tolerance.

PRESIDENT MARTONI: Thank you. Heather?

MS. HEIDELBAUGH: I just want to make this crystal clear. If Mr. DeFazio's amendment passes, five detectives will not be hired to address the increase in crime in the East Hills. Mr. Zappala, when approached by the executive, if he could live with the money appropriated which would fund his office as it exists, said that he could live with it. He has never said he does not want five detectives hired to form a task force to fight crime in the East Hills.

Our failure to fund what has been passed by the budget committee will have direct and immediate consequences. And those consequences will be borne by us.

PRESIDENT MARTONI: Thank you. Barbara, then Bill.

MS. DANKO: Yes. I'm looking at the DeFazio amendment by substitution, and it seems to me everybody is talking about the deal between the DA and the County Executive. Well, I'm not going to talk about that, although I could. It also --- this amendment takes a quarter of a million dollars out of the community college. Nobody brought that up. You know, I don't know where it says that those people in the room can decide --- okay, and we're going to take a quarter million out of the community college, too, and we're going to put it back in services, which is --- anybody who's done budgets knows that that's a fudge factor in this budget.

And we're saying, well, the fudge factor is more important than the community college, and I am curious why, if Mr. DeFazio, in his budget, that he --- the \$16 million he was talking about last week for the DA, if he also had taken the money out of the community college. Thank you.

PRESIDENT MARTONI: Okay. Bill?

MR. ROBINSON: Thank you, Mr. President, and members of Council. This has been an interesting Budget and Finance Committee meeting.

PRESIDENT MARTONI: You're correct. It has been.

MR. ROBINSON: I thank everybody for their enthusiasm, spirited discussion. I respect everybody's right to say what they want, but you're not entitled to your own facts. The facts are the facts. Some facts we give; some facts we don't give. We give facts to support the position we're taking. I understand it, and I only had one year of law school. I understand what's going on. Let me blame this discussion on a gentleman who is deceased, and then I'm going to blame part of this on the staff person, who I'll stand behind.

The Honorable Joseph Rhodes, Jr., who served in the Pennsylvania Legislature, represented 24th District, was a bold and brave young man who, yes, took on organized crime in this state and suffered death threats when other legislators more seasoned refused to join him. Much of the power that our police departments have in this county and our district attorney has, can go back to the courageous work of Joseph Rhodes, who was the Chairman of the Judiciary Sub-committee on Crime and Corrections and Chairman of the House --- Pennsylvania House Investigating Sub-committee on the Lottery and Statewide Gambling. Mr. Rhodes, at a tender age, advanced legislation to create the Pennsylvania Crime Commission and to give to our district attorneys like Mr. Zappala, broad, sweeping powers to address some of the issues that we are opining about and we've asked him to address. Mr. Rhodes is not here anymore. Before there was Barack Obama, there was Joseph Rhodes, a man 30 to 40 years ahead of his time, but strong enough and bold enough to know that crime needs to be addressed in this state. We're the beneficiaries of his work.

Mr. Zappala, by his own admission, in this room at a budget hearing, expressed displeasure --- that's a good word, with what was proposed by the Chief Executive of this county for his budget. This, in my hand, is Mr. Zappala's statement, verbatim statement. Can't have your own facts, folks. This is what he told us, and he gave us a report that highlighted a letter referencing some members of this council who had asked him for help. The fire is still burning.

I assume that the members of this council who asked for Mr. Zappala's help were in the meeting when Mr. Zappala and Mr. Fitzgerald met recently. If they weren't, they weren't a party to the deal, the arrangement, whatever you want to call it in politics. Where's Dave

Marsh when we need him? Where's Bubby Harriston when we need him? Do you want to cut a deal? Fine, you'll cut it here on TV in front of everybody and cram it down their throats of 15 members? I don't think so. Bad politics. Worse government.

I don't know what Steve Zappala and Rich Fitzgerald talked about, and I don't want to know. That's their business. I'm not going to dignify any private meetings I had with anybody, by discussing them here with everybody, to put them on the public record. Private meetings are private meetings. Mr. Zappala and Mr. Fitzgerald had a meeting, so I've been told. And Mr. Zappala sent to this council, a communication giving us some indication of what that meeting was about. He never once said what the plan was moving forward. He never once said what was the role of a judge of our Common Pleas Court, who he says he's requested to do something. Since when did the judges of our Common Pleas Court get involved in budget-making for this county? We're going far afield. Mr. Fitzgerald and Mr. Zappala have gone far afield, but that's their business. Neither Mr. Zappala nor Mr. Fitzgerald, to my knowledge, met with members of this council to tell us what their deal was. Instead, they left us to sit up here and argue all night long and have one of our members, who was a member of the budget committee and who did not attend all the meetings --- Ms. Heidelbaugh is 100-percent correct --- present us with some kind of substitute. Even if it passes, bad politics, worse government.

When you set a fire, you better know what is going to burn. Poor man wants to be rich; rich man wants to be king; king is not satisfied 'til he rules everything. I support Ms. Heidelbaugh in her position, and I support Mr. Burn. Ms. Heidelbaugh and I ended up on the same page in the same book. Who would have thought that was going to happen? We even celebrated in the committee. When she first came here, that was the furthest thought from my mind, that she would --- she and I would ever agree on anything. And we had some classic arguments, discussions in committee --- in committee --- and we had one here. And I apologize if she was offended, if anybody was offended.

Mr. Zappala, for his own reasons, came before the Budget and Finance Committee at a public hearing --- it's on the record --- and told us what he wanted and made

some comments in reference to the administration and the county police, that only he has to stand behind. He hasn't asked anybody to stand by anything he said. He stands behind it. And I presume that whatever arrangement he's made with Mr. Fitzgerald, they understand it. I don't. I haven't been a party to those discussions.

Also, what's going to happen to the people in the Mon Valley that Mr. Zappala told us needed help? What do we do now with those people? We sat up here and discussed it as if their concerns are not our concerns. Ms. Heidelbaugh is absolutely correct. If it was left up to me, I'd give Mr. Zappala more money and I'd turn him loose in the North Hills and the South Hills. It's not up to me. When you start a fire, you better know what's going to burn.

There are some very important and salient points that Ms. Heidelbaugh has made. I commend her for being courageous enough to recognize that there's a major public safety issue that's not just related to narcotics, but it's related to violent crime. And there are a lot of people in our county who feel unsafe, a lot of people. As I said to the district attorney when I met with him --- and I said this in committee; I met with him. He said I can tell people I met with him. He didn't tell me to tell you what we were discussing, and I'm not going to tell you what we discussed. I told him, if you get this task force and you start working in the Mon Valley, somebody is going to get hurt. Somebody is going to get hurt if our county police become more aggressive. Somebody is going to get hurt.

And I said to the district attorney, I'll support you under certain conditions. One, you have to address the issue of racial profiling, profiling anybody, be they gay, lesbian or Chinese. That's unacceptable behavior by our police and law enforcement people. You need to do something about police officers who are engaged in situations where they're accused of taking someone's life. Please remove yourself from that process. He said to me, I don't think you could do that at the county level. I think you can only do it at the state level. Let's be bold. Let's ask the State attorney general to take over these cases. The State attorney general has jurisdiction; or our U.S. attorney, Mr. Higgins. He has jurisdiction.

How come they don't rush in to these cases? Why is it that Steve Zappala gets beat up because he won't prosecute more police officers, when their record suggests that he's prosecuted a lot of police officers, and they've been found guilty? I also said to him, it seems to me that it makes sense for us to address some related issues. Who are the members of this task force? Who do you think they should be? Because he told us he could go around Civil Service requirements and pick the people that he wanted. Someone has said that can't be done. Mr. Zappala says it can be done. I believe Steve Zappala.

I believe he deserves the opportunity to put this task force together, and I asked him most recently, once he puts the task force together, would he assure me he would come back before this council to let us know when it was formed and that it was active; he never gave me an answer. I think it is equally important to take the experience of Mr. Burn as a mayor and his work with law enforcement, as we move forward. Ms. Heidelbaugh is on to something. Let's not derail her. Let's not give the impression that we're soft on crime. Let's not give the impression that we're going to bend to some political deal made by two persons who have no legitimate right to be involved in the budgeting process, the district attorney and the Chief Executive. What Mr. Zappala and Mr. Fitzgerald discussed, I don't believe anyone here knows what they actually discussed or why Mr. Zappala's communication with us was so short and to the point. I sent a response, including asking him, why would he involve Judge Manning? At what point does Judge Manning get involved in the budgeting process for this county?

PRESIDENT MARTONI: Thank you, Bill.

MR. ROBINSON: It's going to get very uncomfortable, folks, if we don't understand, we created Steve Zappala's activities. Since I've been on this council for almost nine years, every time the district attorney has made a request of us, including a \$1,000,000 request last year or the year before, we have granted it. And one last thing, if I might, Mr. President, on the community college, and I won't make it long.

PRESIDENT MARTONI: Okay.

MR. ROBINSON: Tonight the community college selected a new president, someone to lead the college that we sponsor. What a present we're giving to him, a knife in the back, by telling him that we're not willing to

provide to the college the money that is rightfully due them, that we made an adjustment in our budget a couple years ago so we wouldn't have to raise taxes. And now we don't want to make things right for our community college. We took their money so we wouldn't have to raise taxes. Now we come back after we raise taxes, and we don't want to make things right for the community college. This is no way to welcome someone to our city. This is no way to treat the community college. And I would encourage my colleagues to slow down a little bit and re-think what you're about to do. The fire continues to burn. Thank you, Mr. President.

PRESIDENT MARTONI: Thank you, sir. Nick and then Amanda.

MR. FUTULES: Yes. I'll start with the Community College, start with that one. I don't want members to think that we've taken \$232,000 out of what we were giving them. We were giving them their two percent increase like they were promised, and that was, like, \$464,000. I guess Bill added another one percent to give them another \$232,000 on top of the two percent we're already giving them. So next year we would be giving them two percent on the three percent increase as well. So from what I was told, and correct me if I'm wrong, I was told that when Onorato, I guess, cut their budget, they paid the money back in another year or so to make that whole again. And we've been obligated to give them the two percent which we've been doing. So that's that issue.

The next one, Heather, you said that it's crystal clear that the DA will not hire these new detectives. That's probably not exactly crystal. He did get the \$400,000 and he does have \$4 million in his own discretionary money to fund that project if he wishes to do so. Because he's the DA and if he wants to put a task force together, I'm sure he can do it with that extra \$4 million that he has. So as far as this being crystal clear, when we vote, he's not going to do it, that's not true. I believe he's a man of his word and if he wants to build it with his discretionary money, he will.

PRESIDENT MARTONI: Thank you.

MS. GREEN HAWKINS: Thank you, Mr. President. Councilman Futules may have addressed my concern here with this amendment. You know, I'm not wedded to my budget necessarily, to the one where I'm a co-sponsor, 7832-13. However, like Councilwoman Danko raised the issue of the

quarter million dollars cut from Community College, that does concern me. When we talk about crime, we often talk about opportunity. When we talk about opportunities, we also talk about preparation. When we talk about preparation, we also talk about education. So if education is the foundation for opportunities and preparation, the foundation for all of that, for these opportunities, why would we cut that? I understand two percent is what we're supposed to give. But there have been cuts to education from other sources. So what would be wrong with us giving from our budget a little extra to education to help make up for some of the shortfall that they're facing from the federal government, from the state. I don't see anything wrong with that.

And so what is the reasoning? And it's become, like Councilman Robinson has said, the budget and finance committee meeting. So this is a question that's probably more appropriate for that meeting, but we're here now. And so I do raise that question. When we talk about crime, we talk about education, opportunity, preparation. Was that not a part of the concern or was the concern only that we meet our two percent and that's it, without recognizing cuts to education from other areas? We're feeling cuts to education from early childhood education on up. This is serious. It's a serious situation. And when we look at the budget, maybe a quarter of a million dollars, \$232,404 to be exact, is not a lot of money, but it could make a difference in credit for someone. It could make the difference in an adjunct faculty member. It could make a big difference. So I implore you to consider that. And I'm going to try to perhaps take this back to committee so we can talk about this because this is not something I want to see. Thank you.

PRESIDENT MARTONI: Thank you.

MR. FUTULES: Yeah. I'd like to answer that if I could? Amanda, if you remember, I don't know how many years back, Dr. Johnson was here from the Community College and he was asking us for \$4 million to make sure that --- to keep the tuition the same. And I asked him at the time how much will that \$4 million cover for a year's education? What would be the increase if we didn't give it to you?

MS. GREEN HAWKINS: The increase in what?

MR. FUTULES: In their tuition. His answer was in the two-year period, \$65.00. That was his answer.

MS. GREEN HAWKINS: Per credit hour or per student or ---

MR. FUTULES: For a two-year Associate degree, it would have cost an additional \$65.00. We're talking about \$232,000 right now and I can't even calculate what that is. It could be a dollar or two or three, you know, in the difference in the two-year period. So I just want to put you in perspective of what \$232,000 or \$4 million -- what we had discussed before. \$4 million equals \$65.00 per person for an Associate degree. I don't have a calculator to pull out, \$232,000, what that equals. And we're giving them the obligation that we promised them.

MS. GREEN HAWKINS: And I understand what you're saying about obligations, but when you're throwing out numbers on what he said years ago, about \$4 million and so forth, that's why this becomes even better for the committee process. Because I'm sitting up here like, what? You know, I need a presentation at this point because it's confusing me.

PRESIDENT MARTONI: That's what we need. That's what we need.

MS. GREEN HAWKINS: I just look and I see almost \$4 million ---

PRESIDENT MARTONI: John, I think this is your committee, where we got into all this miscellaneous discussion. Do you want to call for a vote, whatever it was?

MR. DEFAZIO: I don't take as long as some people. I'll be quick. Okay. First of all, it actually makes your stomach turn when people say we're against --- we're for crime. Come on. Everyone up here is smart enough to know if Steve Zappala can live with certain amounts of money and if there's emergencies and he needs this kind of money, at the end of the day, him, the County police, the Deputy Sheriff, if they need it and have good cause, they're going to get it to get the job done. And here's a guy saying he can live with this amount of money. I've never since all the years I've been here said, oh, give him more, give this one more. Once they say that, then anybody --- we used to have a problem with everybody. I need more. I need more. He's saying this is okay for now. And we're going to say, oh, there's some kind of deal. The deal is nobody is going to intimidate Steve Zappala and I don't think anybody is going to intimidate Rich Fitzgerald. If that's what it is, then that's what

it is. It isn't like they're being intimidated. You mean to tell me you're afraid to make an honest decision? That's not true.

MS. REA: Chuck?

PRESIDENT MARTONI: Okay. If I could --- instead of this long debate, Jan, and then we're going to do something.

MS. REA: Thank you, Chuck. I just wanted to make a statement because there's been just kind of some things said, that this administration or this Council could be soft on crime or we're not concerned about mothers and children, and certainly serious issues that go on throughout Allegheny County and there are dangerous neighborhoods to live in. And even in --- you know, in every neighborhood there are dangerous situations. But according to what the figures are in this budget, I think there's around \$61 million spent on crime prevention. The District Attorney did come to --- or sent us all an email saying that he would be satisfied with the \$16.2 million, I believe it is, in his budget. We heard from the County police who are saying to us that they do have a good task force and they might choose to increase the number of people they use to fight crime, narcotics. And that's something I think this Council next year needs to seriously look at and determine if that's an area that we want to increase, and maybe next year decide also that the DA needs more money. But we're working on almost a balanced budget that was given to us that is not an increase to the taxpayers of this County. We are certainly giving enough money to public safety at this point. Could we give more money if we raise taxes, if we shift monies around from services? But there are also critical other services that we do provide to County residents. So I would hate for anyone viewing this thinking that there's any member of this Council sitting here that we would ever put women and children at risk. We have city police forces --- the city police force. We have municipal police forces. We have our county police who do an excellent job in supporting these municipal police force and the city police force. And we also have a District Attorney who does a wonderful job. And if we have enough --- a district attorney coming to us saying I can operate on this amount of money, then I think we should respect that. And I don't understand why everyone keeps implying there are these back door dealings going

on. This is a budget process that people talk with each other and make determinations as to what we can do with the very limited funds that we have. Thank you.

PRESIDENT MARTONI: Thank you. Okay. John, did you disappear? You motion on the floor; do we have a second on it?

MR. PALMIERE: Yes.

PRESIDENT MARTONI: Questions? Okay. Roll call.

MR. CATANESE: Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: No.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Aye.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Yes.

MR. CATANESE: Mr. Futules?

MR. FUTULES: Yes.

MR. CATANESE: Ms. Green Hawkins?

MS. GREEN HAWKINS: Nay.

MR. CATANESE: Ms. Heidelbaugh?

MS. HEIDELBAUGH: No.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Ms. Means?

MS. MEANS: Yes.

MR. CATANESE: Mr. Palmiere?

MR. PALMIERE: Yes.

MR. CATANESE: Ms. Rea?

MS. REA: Yes.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Nay.

MR. CATANESE: Mr. Martoni, President?

PRESIDENT MARTONI: Yes.

MR. CATANESE: Ayes, 11, noes, 4. The amendment passes.

PRESIDENT MARTONI: 7849-13.

MR. CATANESE: You need to vote on the bill as edited.

PRESIDENT MARTONI: As you can see, I want to get through this. Do we have a motion?

MR. DEFAZIO: I make a motion that we vote on the bill as amended.

(Chorus of seconds).

PRESIDENT MARTONI: Second. Question? Matt?

MR. DROZD: Real quick. The reason why I am amiable to reducing the Community College, if you look at the administrative costs, very top-heavy. Westmoreland puts strings when donors give money and we're a donor. They put strings on it. It goes to the students. Westmoreland County says that any monies they give to their community college will not be used --- I believe it's for administrative costs. You look at that community college and you'll see it's very top-heavy, I think. I know that because I come from higher education, as you know. And it's top-heavy. So we ought to be putting strings to those monies. Somebody mentioned faculty chairs. Those monies should be pushed down to where this belongs. And that's to the students and the helping hands to the faculty. That's where it needs to go. We don't put any strings on it. We better start doing audits to see what the percent is. I did that when I was on the school board. God, we were so top heavy in administrative costs, when we were done, we saved \$50, \$60 million. And you know what? The faculty really loved it and so did the parents and the students. Thank you.

PRESIDENT MARTONI: Okay. John?

MR. DEFAZIO: Let's vote.

PRESIDENT MARTONI: Roll call.

MR. CATANESE: This is the bill as amended. Mr. Burn?

MR. BURN: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: No.

MR. CATANESE: Mr. DeFazio?

MR. DEFAZIO: Yes.

MR. CATANESE: Mr. Drozd?

MR. DROZD: Aye.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: Yes.

MR. CATANESE: Mr. Futules?

MR. FUTULES: 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: Ms. Means?
MS. MEANS: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Nay.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: Ayes, 12, noes, 3. The bill

passes.

PRESIDENT MARTONI: 7849-13.

MR. CATANESE: A resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2013 (Submission 10-13). Sponsored by the Chief Executive.

PRESIDENT MARTONI: Mr. Robinson?

MR. ROBINSON: Move for approval.

(Chorus of seconds).

PRESIDENT MARTONI: Moved and second. Question?

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: Ms. Green Hawkins?
MS. GREEN HAWKINS: Aye.

MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: 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: 7777-13.

MR. CATANESE: An ordinance authorizing the extension of the term of Ordinance No. 02-12-OR enacted February 21, 2012, allowing the Department of Public Works to take certain action on behalf of County Council with respect to the issuance of highway occupancy permits, the grant of certain licenses, right of entry and easements and amicable acquisition of certain real estate affecting County Public Works projects and other matters for calendar years 2014 and 2015. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Mr. Macey?

MR. MACEY: Thank you, Mr. President and members of Council. The Public Works Committee met on November 19th and they sent this bill to full Council with an affirmative recommendation. Therefore, I move for approval.

PRESIDENT MARTONI: Second. Moved and second.
Question?

MS. DANKO: I have a question. I would like to bring the County Manager up for some questions.

PRESIDENT MARTONI: Sure. Is he here?

MS. DANKO: My understanding is that this legislation is identical to legislation that's happened in the past related to his same topic. Say it out loud.

MR. MCKAIN: Yes. And my understanding is every so many years this expires and we come back and ask for permission to extend similar legislation.

MS. DANKO: Since this legislation is a little bit vague and we're giving away our authority on whatever this particular use of County land is, I want to be perfectly clear that there is nothing in this legislation that is delegating authority related to drilling or natural gas development.

MR. MCKAIN: Yes.

MS. DANKO: Yes. There is not?

MR. MCKAIN: Correct.

MS. DANKO: And it also would not include any delegation of land use for outdoor advertising?

MR. MCKAIN: That's correct.

MS. DANKO: Thank you.

PRESIDENT MARTONI: 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: Ms. Green Hawkins?

MS. GREEN HAWKINS: Aye.

MR. CATANESE: Ms. Heidelbaugh?

MS. HEIDELBAUGH: No.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Ms. Means?

MS. MEANS: Abstain.

MR. CATANESE: Mr. Palmiere?

MR. PALMIERE: Yes.

MR. CATANESE: Ms. Rea?

MS. REA: Yes.

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Nay.

MR. CATANESE: Mr. Martoni, President?

PRESIDENT MARTONI: Yes.

MR. CATANESE: Ayes, 12, noes, 2 with 1 abstention. The bill passes.

PRESIDENT MARTONI: 7778-13.

MR. CATANESE: An ordinance authorizing the County of Allegheny to adopt Thorn Hill Road also known as Thorn Hill Industrial Park Drive as a County road and to acquire its right of way being a 1498.69 foot long road, including Brush Creek Bridge No. 3 between the intersection of Brush Creek Road/Commonwealth Drive and its intersection with Perry Highway, State Route 19, formerly LR 246 in Marshall Township. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Mr. Macey?

MR. MACEY: Thank you, Mr. President, and members of Council. This particular piece of ground and roadway has been something that the Allegheny County Public Works has been taking care of. PennDOT is going to redo this road, resurface the road, because they have a project with the bridge over the turnpike. And they're going to do it on their dime. And at our meeting on 11/19 we sent this to the full Council with an affirmative recommendation. Therefore, I make that motion to approve.

PRESIDENT MARTONI: We have a motion. Do we have a second?

MR. DEFAZIO: Second.

MR. ELLENBOGEN: I have a question. We had a second; right?

PRESIDENT MARTONI: He seconded.

MR. ELLENBOGEN: Hey, Bob, so they're going to build this bridge and then they're going to give it to us then and we're going to maintain it; is that what it is?

MR. MACEY: Yes, sir.

MR. ELLENBOGEN: Okay. That's all I wanted to know. Oh, I do have one more question. There's no like fancy membranes on this bridge that are like real expensive that, like, we don't know about or realize it?

MR. MACEY: I'm not an engineer but I can check on that for you.

MR. ELLENBOGEN: Okay.

PRESIDENT MARTONI: 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: Ms. Green Hawkins?
MS. GREEN HAWKINS: Aye.
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: No.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: No.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Ms. Rea?
MS. REA: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Nay.
MR. CATANESE: Mr. Martoni, President?
PRESIDENT MARTONI: Yes.
MR. CATANESE: Ayes, 12, noes, 3, the bill

passes.

PRESIDENT MARTONI: Liaison Reports. Mike, you go first, okay?

MR. FINNERTY: I hate to disappoint you, but I really don't have one.

PRESIDENT MARTONI: Oh, my god. Matt?

MR. DROZD: Thank you. Things that we discussed here tonight or I explained to you is what I'm about to say --- and I mean this. Councilman Macey joined me with this. We attended Auberle. If any of you are familiar with Auberle, Auberle is an organization that takes children that are having difficulties at home, that are borderline Shuman. Some of them have already gone to Shuman. But they need help. So they come in to Auberle and they turn these children and turn their lives around the best they can. But they still go back into the home environment. What I saw, though, was most impressive because I'm the one that mouths off most about Council. That's what drove me into do substitute teaching in inner

city schools where I was in 98 percent of those schools. I've seen a cross variance of all those schools including the alternate school. And I will tell you this and tell you the truth is this: they have a program out there.

If we were going to put money anywhere, this is the place to put it. It's called the SNAP program. It was designed and developed, and I would recommend the newspapers to go out and learn about this. It was developed in Toronto, Canada. Our problem is, in the inner cities and whatever it may be, is the children, the teachers can only do so much when they're in the classroom. But when they go home, they go home, some of them to the same environment. They don't have the family life. They don't have the support. They don't have the reinforcement. They don't have the mentorship. What they see is what we don't want our children to see or us and we were not exposed to. But these children, what it is, is this. The component is the children are brought into a setting in one of the classrooms to discuss what their issues are. And guess who else is brought in, in another setting, in another classroom? Their parents. The investment is far less than what we're going to invest in this prison, \$58,000 right now, a prisoner --- does not include, I don't believe, healthcare. We need to do something.

I would strongly recommend that Council look at this. I've already told them I would try to help them raise funding, which I did, for this program. We need to do more of it. They're turning children away. This is far less costly but most importantly, so far more effective. And it really answers the mail because I have really been wringing my hands for the last three years thinking how do I get to those children? How do we get to those children when they go home? And this answers the mail. And it can be evolved and advanced. So I would strongly recommend you look at that. Councilman Macey was there with me. We saw the results of what this may be. We need more of it. I thank you, my fellow Councilmen.

PRESIDENT MARTONI: Thank you, Mr. Drozd. Anything else? Yes, John?

MR. PALMIERE: Thank you, Mr. President. I just wanted to extend a thank you to Dr. Stoltz at Duquesne University who extended an invitation to the Council, my colleagues, to attend the symposium over there a --- it's about a week ago, I guess. It was on a Monday and

Tuesday. I had the opportunity to go all day Monday. It almost lasted as long as this meeting and I think at times it made a heck of a lot more sense. And I just wanted to mention the fact that there was a whole lot of good information there and I really appreciated the opportunity to meet with a lot of those experts that came in from all over the country. For me, it was a very worthwhile experience. Thank you.

PRESIDENT MARTONI: Thank you. Anyone else?

Jim?

(Applause).

MR. ELLENBOGEN: I was just waiting until they applaud. I know it's not for me, although I do deserve it.

PRESIDENT MARTONI: I thought it was for you.

MR. ELLENBOGEN: You know, I guess I had a couple things I wanted to say. First, you know, welcome, Councilwoman Means. You've gotten a baptism by fire. It only gets better. We have a couple folks that are leaving. We're not promised tomorrow so I'm just saying if I don't see anybody else until the new Council comes in --- we have some new folks that are coming in. We have a couple folks that are leaving. Councilman Burn has, you know, worked very hard over the years, the Mayor of Millvale and whatnot. Councilman Drozd, what can I say about Councilman Drozd? He works very hard and you should have his expertise, Nick.

MR. FUTULES: He's sincere.

MR. ELLENBOGEN: With that being said, I mean, a lot of you folks up here I've known for more years than I probably would want to admit. Others of you I don't know that well, but there's a lot of passion. I mean, Councilman Robinson I've known since I was a kid. He's very passionate and very honest in the way he feels about things. Councilman DeFazio I've known for many years, the same with Councilman Martoni and Finnerty. Councilwoman Heidelbaugh is very passionate. I've gotten to know her, but she speaks her peace. The thing I'm trying to say here is I hope that, as we have always done in the years that I've been here, always come together and found a way to like put our differences and our anger and our passion aside so that we can get along and get the business at hand done for the people of this County. And that's the important thing. So I just hope kind of --- this meeting got a little bit ugly and I hope folks can kind of put it

behind them and say, you know, let's get on with the business at hand and try to work together and come together for everybody. And to the viewing public who --- I don't know --- I can't promise you a rematch but, you know, Happy Holidays to everybody and you know. And you weren't here. See, you always leave when I got something important to say. But anyway, I am grateful for actually --- I'm grateful for being here. As you folks remember, I had a health event, and I'm just grateful that I had an opportunity to serve with so many passionate and really caring people, although you know, we disagree but you know, I think we do it for the right reason. Thank you.

PRESIDENT MARTONI: Thank you, Jim. New Business, Ordinances and Resolutions. 7872-13.

MR. CATANESE: An ordinance approving the sale of a parcel of land to be determined by survey and subdivision conceptually projected to be approximately 3,793 square feet of land, more or less, that is a portion of certain parcel of real property known as 3342 Fifth Avenue, Pittsburgh, PA, 15213, owned by the County of Allegheny, to a development group currently known as MWK Forbes, LLC consisting in part of Massaro Properties, LLC; Langholz Wilson Ellis, Incorporated; Tasso Katselas Associates, Incorporated; and such other participants/entities that may join the group, the development group, at the appraised rate of 76 square feet in conjunction with the sale of 3333 Forbes Avenue, Pittsburgh, PA, 15213 to MWK Forbes, LLC. Sponsored by the Chief Executive.

PRESIDENT MARTONI: I believe that would go to Public Works Committee. 7873-13.

MR. CATANESE: An ordinance of the County of Allegheny, Commonwealth of Pennsylvania, directing that a referendum question be placed on the ballot to eliminate the current Allegheny County Home Rule Charter and establish a general plan under Title 53, Subchapter F, Optional County Plan with a commissioner representative system. Sponsored by Councilman Drozd.

MS. HEIDELBAUGH: I'd like to be added as a co-sponsor.

MR. FINNERTY: I think we should all be commissioners so we can get paid what a commissioner gets paid. Can I hear a second for that?

PRESIDENT MARTONI: That goes to Government Reform. Okay? We'll just let that go.

MR. DROZD: Do I get a chance to say something?

PRESIDENT MARTONI: Yeah, say something quickly.

MR. DROZD: Very quickly. Council and the Chief Executive, all their passions and their hearts are in this as much as anybody's. What this is, is about to make it right again. I believe this. I'm a member of CCAP, County Commissioner Association of Pennsylvania. The majority of them are bodies of commissioners. You'll see later in a motion --- I don't agree with three county necessarily decides, but we don't need this bureaucracy. Across the hall, who said what, whichever said whatever. I venture to say that if the people saw this tonight --- and again, no insult to the county. When you get so many people, it's just too much and we have to go across the hall and come back, and you people, your heads are spinning, too. I venture to say there'd be a lot of people out there that would probably raise their hand and say, we better rethink this.

This is an operational situation. It's not a legislative body. The County needs good operating people like the county manager and other people, good people that serve on the administration and here on our staff. That's what really runs this county. We just make whatever. But it needs to be --- eliminate bureaucracy, that's where our --- remember at one time --- and I'll leave you with this thought. Legislature was part-time at one time; part-time. They were paid about \$5,000 a year. Look where it grew and look what happened. A perfect example. So I'm a very, very strong believer in this and this is not just because I'm getting off Council. Councilman Robinson and our staff will verify, I thought about this for years but I wanted to put this up. So I wanted to make sure --- it might die in committee. I hope not, but we have to look at new innovative ways to take this county into the 21st, 22nd and 23rd Centuries, and believe me, this is not the way to go. It just isn't. Thank you very much.

PRESIDENT MARTONI: Thank you. 7874-13.

MR. CATANESE: A resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2013, Submission 11-13. Sponsored by the Chief Executive.

PRESIDENT MARTONI: Budget and Finance Committee. New Business, Motions. 7875-13.

MR. CATANESE: Expressing the Sense of Council of Allegheny County calling for the General Assembly to

amend Article IX, Section 4 of the Constitution of the Commonwealth of Pennsylvania, and to amend Title 53 of the Pennsylvania Consolidated Statutes establishing a three-member commission form of County government so that Allegheny County may choose to elect five rather than three commissioners under Pennsylvania's Optional Plans Law. Sponsored by Councilman Drozd.

PRESIDENT MARTONI: Government Reform. Okay?

MR. DROZD: Yes. I believe that, again, that should be about five per a county this size. That's approximately one size of the senatorial district. It would also include in essence, you know, the minority types of representation. And be more efficient, much more efficient, much more responsive to the people's needs. They'll be full-time. And again, by the way, the Commissioner ruled that three saves the county about \$250,000. That's what he estimated. This may be a little more in five. Bureaucracy is saving the cost. And that bureaucracy is going to be far greater than what you can believe.

One last thing, those legislators, it's not just a matter of cost, there are \$100 million more than the State of New York that cost us, the taxpayers. That's this legislative body in Pennsylvania costs us \$100 million more than New York with a population of about nine million --- but think it is --- when there's that many legislators, that many council members, you're going to get that many laws. That's what you're going to get and you're not going to get efficient. Thank you.

PRESIDENT MARTONI: Jan?

MS. REA: Mr. President, I just wanted to make a comment just to make sure that people who we are representing understand. Since the adoption of the Chief Executive and the 15-member Council, we have been paid \$9,000 a year. We've never, ever asked or received a penny more. So I don't want people out there getting the impression that we are full-time paid employees. We have no benefits. We have no pension. We are here representing the people. And I don't think we can be compared to the state representatives or even the Council members across the street. And to every colleague here -- -- and we certainly had our words this evening, most of them are very dedicated, leave their families every night and basically pay to work. Thank you.

PRESIDENT MARTONI: Michael?

MR. FINNERTY: Thank you. A little personal privilege here. I do not --- do not, and I'll repeat, do not want to apologize for the way we conducted ourselves this evening. I think you saw government, transparent, the way it is. And that's one of the things that I think is most important, that you see how government works. You didn't sit in a committee meeting. You saw it right here, right where it's on TV and you can see it and you can hear what people say. And I think that's extremely important for all the people of Allegheny County. We might have had words, but that's fine. You saw a debate. You saw people who are passionate about different ideas. But it was transparent. There wasn't any pulling of any punches, I believe, up here. People accused people of many things. And that's the way government is.

It's not a pretty operation, you know. Some people say it's like making sausage or whatever. It is what we are. And we believe that we're doing the best for Allegheny County. And it might not be the same belief as somebody else up here, but we believe it. And myself, right or wrong, if I believe it, I'm going to definitely speak for it. And I think we --- I'm sorry it took us so long, that you had to sit here through all this, but it's budget time. Sometimes we went to ten and eleven o'clock at night doing this. So again, thanks for being here and this is the way we do business. Thank you.

PRESIDENT MARTONI: Nick, and then we're going to ---

MR. FUTULES: I need to excuse myself. I have to go to work at eight o'clock and it's late. I have an event this evening. I just don't want the people out there think I'm being rude in leaving. I see a lot of faces that are familiar, and I have to go to work. I'm sorry, you know, and I'll read the minutes.

PRESIDENT MARTONI: Wait. Wait.

MR. FUTULES: I'm only referring to myself, ma'am. I'm not referring to this entire Council. I'm excusing myself and I'm apologizing to you for leaving. Yeah, I have a job and I'm sorry, I have to leave.

PRESIDENT MARTONI: We are going to get to our speakers. Ms. Colucci, are you here? You're first. You're number one.

MS. COLUCCI: Pia Colucci, 4725 Wallingford Street, Pittsburgh, Pennsylvania, 15213. A lot of comments today that actually I had a whole thing here to

talk about. And I love the fact that we were just given a little explanation that this is a transparent Council full of debate and questions going back and forth. And that's what we want about fracking. I haven't heard any kind of debating going back and forth about fracking and that's what we're expecting. We'd be very happy to sit here until midnight to listen to a debate about fracking. And in the words of Councilwoman Heidelbaugh, we are elected by the people to do the work of the people and not to tuck tail. And that's what we're hoping for about fracking. So with that, I also have kind of a question because I wasn't here on the meeting where the --- Barbara Daly-Danko's proposal for a three-year moratorium was voted down, I guess. And there were four abstentions on that vote. And what's interesting to me, those four abstentions come because there's conflict of interest. But there was only one abstention for conflict of interest when the vote was taken to drill at the County Airport. So I just --- I'm kind of curious about that and I'll try and find out what the reason is for that.

But week after week we come before you with facts and figures and clear, concise truths, not conjectures, about the destructive consequences of fracking. And some of the speakers have invited you to university-sponsored symposia. Others have urged you to visit Washington County frack sites, and not with the prearranged field trip agenda by Mr. Fitzgerald, but rather on your own. And other hard science with facts and figures of the depletion of our fresh water supplies forever, the earthquakes, the air pollution, noise pollution, the traffic, the nearly complete lack of PA jobs that are a result of fracking, the increase of sexual assaults that occur in fracking towns. I can go on and on. But we've heard it all these past few weeks and what we need to know for all of us present and those that couldn't be here tonight, if you voted against the three-year moratorium to fracking of our county parks, what exactly of this myriad of lethal implications and collateral damage of fracking is still not understood? Once fracking begins, who's going to guarantee that there are no toxic accidents, no flair-offs, no polluting of the air, no wastewater, midnight dumps. We're protesting on our behalf, but also on your behalf for your family, your children, your grandchildren, sisters, brothers, uncles,

mothers, to protect you guys as well. And I hope that you consider that.

PRESIDENT MARTONI: Thank you very much. Aaron Booz? Aaron?

MR. BOOZ: Aaron Booz, 3181 Bel Air Drive, Whitehall. I've spoken several times on the issue of leasing county parks for shale gas fracking and I think I made myself clear on this. So I'm here to talk about some recent developments. And by the way, I want to welcome Ms. Means to Council and I'll be emailing you the same information that I sent to other members a few months ago.

First on the moratorium that didn't pass last month, if any of you voted no because you were concerned it would restrict your options, I would ask you to definitely oppose a measure to lease park land. Signing that lease would close off all your options. Anything you learn after approval would not matter. Mr. Fitzgerald and the companies might be telling you that you would have a say, but the fact is the leaseholders are often very upset with the negative harms of fracking and very frustrated that the companies are unresponsive. The companies' response would be, sorry, Allegheny County, we don't have to do any of that. And I can guarantee you they can pay many times the legal fees that the County can't.

Secondly, when I last spoke here, I talked about fracking. But I also spoke in opposition to mining coal at South Park. Now it turns out the County has decided that the coal is too deep at South Park to be mined, so that plan is not going forward and I'm very glad to hear it. However, as a general principle, fossil fuel extraction in our parks is a bad idea regardless of depth. Strip mining coal at the South Park oval would have been a bad idea if it had been closer to the surface. And Marcellus drilling in our county parks is a bad idea no matter how deep they frack below the surface. If there's any difference at all it's that fracking is much more dangerous in the long term for all the reasons I've spoken about at previous meetings.

Remember, six percent of cement casing leaks on installation, 50 percent in 30 years. Also, I want to pick on something that Ms. Heidelbaugh said several times, which is there is a need for a post agenda hearing on this topic of fracking. As my Councilmember, Mr. Palmiere, said, several Council members met some of the leading researchers in the field at a conference last week. I'm

confident that you could get them to come before you and I'm confident that the people in this room will be supportive when you do that. And I think about how late it is and how tired we are as a testament to me to doing this in a separate meeting, exchanging information.

Finally, I would note that what --- I would ask you to note what Mr. Fitzgerald is not saying in his responses to our concerns. He's not giving any evidence that serious damage could not occur to our parks. He's not saying that serious accidents could not happen. He's not guaranteeing the quality of the air or the water and the lakes at Deer Lakes Park. And he's not saying anything that makes families feel that their children will be safe with fracking going on under their feet. The only thing he continues to say is hydraulic fracturing would happen under the parks, not on the surface. However, residents who keep showing up to your meetings, emailing you, calling you, residents who vote and who are politically active have been consistent in saying that we don't want fracking in or under our county parks. We are not reassured by his wooden responses. His closed political relationships with the Marcellus Shale coalition are very concerning to us and so we're putting our trust in your hands. Please protect our parks.

PRESIDENT MARTONI: Thank you. Stephanie Ulmer. Stephanie?

MS. ULMER: Right here. I have a visual aide.

PRESIDENT MARTONI: You can correct my pronunciation, too.

MS. ULMER: Yes, Stephanie Ulmer, yes. My name is Stephanie Ulmer. I live at 427 Elmer Street in Edgewood. And I'd like to talk about the lifecycle of the average shale gas well and why we don't want them near or under our parks at all. According to a recent article in Bloomberg Business Week titled, It Runs Out Fast, production of gas declines by 60 to 70 percent within the first year. Because of this, producers must drill new wells at a breakneck pace in order to hold output steady. Covering the earth in shale wells is not a sustainable business model. And new wells, the latest research demonstrates, are far less productive than the ones drilled at the outset of the shale gas boom. Currently, we need to drill five times as many wells to maintain the same production rates that we had in the year 2000.

That's because most of the known sweet spots have already been drilled.

Business Week continues and quotes a praetorian geologist who owns his own drilling firm as saying, I look at shale as more a retirement party than a revolution, it's the last gasp. Is this an industry whose presence we really want to encourage in Allegheny County, a last gasp? Geology.com which is an online earth science magazine corroborates these figures. Geology.com notes shale wells start with high royalties and rapid production, both of which decline quickly during the first year, usually dropping by 70 percent. So you can see it starts off very high and within just one year you have only 70 percent of production and royalties and impact fees and everything else associated with it. Geology.com adds that after about six years, production and consequent royalties have dropped by 94 percent. Eventually, the well will produce so little it will be abandoned. Is this what we want to despoil our parks, devalue our homes and degrade our quality of life for?

Marcellus.U.S. tracked 190 wells over three dozen drilling locations within the Marcellus play and found that average productive life to be eight and a half years with liquid gas well production dropping even faster. So that's eight and a half years from the start of production to the abandonment of the well. That's all you get. Is this what we want to risk poisoning our water and air for? Allowing further gas drilling in Allegheny County is a bad business decision. It's a poor investment, one that will leave the taxpayer on the hook for cleanup costs for decades to come in return for a few brief years of rapidly declining revenues. Please do everything you can to halt further gas drilling in our county. Thank you.

PRESIDENT MARTONI: Thank you. Nancy Cibula? Nancy? C-I-B-U-L-A? Are you here? Okay. Lucas Lyons? Lucas, I think I saw you.

MR. LYONS: Lucas Lyons, 1902 Meadville Street, North Side. Thank you, Mr. Palmiere, Dr. Martoni for coming to the symposium. I'm going to briefly go through some of the things I learned at the symposium, incredibly paraphrased and incredibly condensed. And this is just the first day that I was able to go. I'm just going to go through some of the findings that you showed. And if you guys want the citations and the professors and the people

that are doing the research on this, I have the pamphlet and I can get more of these for you.

Dr. Michael Balfield (phonetic) from the New Jersey Institute of Technology said it's impossible to find where methane gas leaks from a fracking well. Many times it could take years due to the high solubility of methane in water. In our unique Western Pennsylvania geological composition, leaks happen and they can happen over a mile away from the fracking well. So when methane starts leaking out of the ground, it can come out of the ground over a mile away from where the well's at; okay?

Dr. Robert Howarth from Cornell University: methane, a major bioproduct from fracking, has 100 percent the carbon footprint as carbon dioxide. Interesting. If we continue to release the current levels of carbon and methane into the air, it will be 20 to 30 years before we enter an uncontrollable feedback loop of greenhouse effect. If you want to know what happens when feedback loops go crazy with the greenhouse effect look at the planet Venus. It's 900 degrees there. Sea levels rise, storms, tornados and floods and famines become more and more common. Tornadoes in Western Pennsylvania are going to become the norm.

Third, Dr. Robert Jackson, Duke University, simply statistically laid out, the closer you live to a fracking well, the higher levels of methane, propane and ethane --- ethane, propane and methane. Quite simply, like I said, the closer you are to a fracking well, the higher levels of these gases in your well system. That's when you start getting the flaming sinks. Okay.

Dr. Jean VanDressen from Carnegie Mellon University, local doctor, she's found that salt, particularly bromides are not filtered by treatment plants in the area. They are used to disinfect water and older plants are grandfathered in and are not able to filter them. So we have older plants grandfathered in in Allegheny County that are dumping bromide-filled salts back into the river. The PWSA knows about this.

Ben Stout (phonetic) from West Virginia. He tested trucks that were showing up at these --- the trucks that were taking the brine from the fracking sites to be reconstituted. He found --- he tested 13 trucks and he found 5 out of a third of them had PH 1.5 water, with chemical concentration so high they were considered hazardous waste. He warned, this professor warned that if

one of these trucks were to overturn in one of the tunnels in Allegheny County, everyone in that tunnel would have organ failure. It'd be game over if one of these trucks went over in our neighborhood.

Tony Ingraffea from Cornell University --- I'll email it to you. It goes on and on. There is no two sides to this debate. This is science versus your general thoughts on job and you know, whatever you're thinking. I mean, it's not debatable. Thanks.

PRESIDENT MARTONI: Thank you. Rusty Loudermilk.

MR. LOUDERMILK: Hello. Rusty Loudermilk, 600 Pillow Avenue, Cheswick, PA, 15024. Good to see some of you again. Some of you probably don't want to see me again but trust me, I'd rather not be here. But having said that, please forgive me and if this comes out sarcastic, I apologize already. But Joe Catanese is passing you a letter right now that I received on November 20th, 2013, from Access Transportation Systems, which in layman's terms is a division of the Port Authority, even though it's not the Port Authority. Long story, can't debate that here. Having said all of that, Access subcontracts the trips for people like me with disabilities out to subcontractors that they call carriers.

One of those carriers is NAMS which stands for Northern Area Multi-Service Center. Having said that, when I called to book a trip on three different occasions this past month, they told me that I would have to take more than the one-hour time frame, which is my right under the ADA and the federal law. I'll give you a quick example. If I run over a little bit, I'm sorry. But let's say that I tell them I want a three. They are legally able to say, Mr. Loudermilk, I'm sorry, you do not --- we do not have a three. We can give you either a four or a two, what do you want? But they can't tell you that you have to go one minute beyond that one-hour time frame. If I say three, they can't say, like, six. However, they have been trying to say similar things like that. And one person at the NAMS location even told me --- and I'm going to clean it up for you guys because I realize this is going on television at some point, so forgive me, but if you don't take the GD --- if you don't take the GD time, you're not going to have a ride home.

So having said that, I contacted the Federal Transit Administration regional office in Philadelphia, spoke with Mr. J.M. Fox, an attorney there. And I also spoke with Mr. Michael Reese, civil rights advocate. And both of those gentlemen presented me with the notification that they cannot go more than one hour past the window that I just told you about. I submitted it to ACCESS. ACCESS said in the letter that I have given to you that I am correct. However, I have a fear that based on drivers who are personal friends of mine, there may be some retaliation against me. I know there's another issue where a guy just died because he fell down the steps and there's a personal injury lawsuit relating to that. So I'm not going to get into all of that, but I still have make this point. I don't want to file any complaints or anything like that with anybody, but if I have to, I will. And even after I file the federal complaint, I'll be back down here fussing with you guys for some of you not helping me get these people off my back. And the reason why Mr. Futules left is because he didn't want to see me talk about him helping his daughter get into Pitt, but yet he can't help me. Thank you very much.

PRESIDENT MARTONI: Terri Supowitz? Terri, are you here?

MS. SUPOWITZ: Hi. It's a long evening, almost four hours. I am Terri Supowitz and I want to go home and bake bread. I live, breathe and garden at 910 Hay Street in Wilkesburg. Again, I want to thank Barbara Daly Danko and Bill Robinson for sponsoring and cosponsoring that three-year moratorium. It was the right thing to do and it was the courageous thing to do. It is my belief that all of you are my Council people. All of you represent me. When water is polluted by fracking in your district and it travels down the Allegheny River into my faucet, it doesn't matter where it came from. It affects me very, very directly.

Going along with the pollution, there was a report in the Post Gazette, Allegheny County in top two percent in the U.S. for cancer risk from air pollution. And these are going to be quotes from this article. Because of toxic air pollution, Allegheny County residents have twice the cancer risk of those living in surrounding counties according to this report. In hot spots within Allegheny County, the cancer risk is up to 20 times higher. We all live in Allegheny County the last time I

looked. This report underscores three major air quality challenges. One of them is a pollutant mixture from unconventional natural gas drilling operations, i.e., fracking.

The report notes that Allegheny County ranks in the top two percent of counties in the U.S. for cancer risk from hazardous air pollutants. One report noted that there were almost 15,000 more deaths in 14 counties in Western Pennsylvania from 2000 to 2008. Communities downwind from any pollution sources showed higher mortality rates. There's enough information in the Pitt report, this was from the University of Pittsburgh, to determine with certainty we have an air toxics problem and challenge that presents serious and systematic threat to our population and the environment. What more do you need to say no to fracking?

The highest overall cancer risk in the county is in West Elizabeth where residents face a cancer risk 20 times higher than residents in surrounding counties. The last thing Allegheny County, needs in my opinion is another industry that's going to contribute to our already compromised air quality and water quality.

PRESIDENT MARTONI: Thank you. Marcia Bandes? Marcia? Marcia, you can correct my pronunciation.

MS. BANDES: Hi. My name is Marcia Bandes, 1531 South Negley, Pittsburgh, Pennsylvania. When people say that fracking is not safe and the gas industry responds that it is, the gas industry is talking about what happens one to two miles below the surface. We're talking about what happens near and on the surface. Truck traffic, diesel exhaust, flaring, escaping nitrogen oxides and volatile organic compounds and the creation of ozone. We are talking about the quality of the air and water and the impact that has on the health of plants, wildlife and of course, us. It sounds like some of you are becoming educated. I'm glad to hear that, but you all desperately need to be educated. The League of Women Voters had a fabulous conference on the 23rd on the health of Marcellus Shale. I hope that if you didn't attend the Duquesne symposium, that you were able to attend that.

We are all busy, I understand that. But soon you'll be asked to take a vote on fracking near and under our parks that will affect the lives in Allegheny County and Pennsylvania for at least the next 30 years if not for generations. And air and water know no boundaries as the

woman before me was saying. So the ramifications of your decision will ripple way beyond our borders. How do you know what you're voting for or against if you haven't educated yourself? We voted for you with the expectation that on a topic this important, that you would take it upon yourselves to get educated and not depend upon three minute blurbs by your constituents or from the gas industry which obviously has a horse in this race.

The League of Women Voters are putting the video of the conference on their website. I don't see how you can ethically or morally take a vote on drilling in or near our parks until it becomes available and you can watch the various speakers. In the meantime, I've provided each of you with a 47-minute video, and it's only 47 minutes, by Doctor Theo Colborn of the Endocrine Disruption Exchange. This organization focuses on endocrine disruptors, not just in gas drilling but various areas. For those of us not familiar with the term, endocrine disruptors are chemicals that may interfere with the body and produce adverse developmental reproductive neurological and immune effects in both humans and wildlife. This video focuses mostly on Western Colorado but much of the information, except possibly the open air evaporation pit is transferable to Pennsylvania.

This video is incredibly educational for both fracking processes and health impacts. It includes several graphs of the known endocrine disruptors included in the fracking slurry and their effects. These graphs are based on government information, not made up information that the gas industry gives you. At the very least, you should bring the request for a moratorium back to Council and support it until you know what the actual impact of all this drilling will have. But I strongly recommend you just plain vote against any drilling in our parks or near our parks. Thank you.

PRESIDENT MARTONI: Timothy Ludwig?

MR. LUDWIG: Tim Ludwig, 18 Greismere Street in Etna. Today I'm not going to talk about the specifics of the RFP for Deer Lakes Park. I instead want to talk about what happened two weeks ago. I want to thank the Council members that recused themselves for conflicts of interest. That was the ethical thing to do. I would like to point to another crucial member of the process that should probably recuse himself from the process. That man is

County Executive Rich Fitzgerald. Let me remind you of the County Executive's background.

After graduating from Carnegie Mellon, he started his career as an employee for Nalco Chemicals. Nalco is currently known throughout the region as a leader in conditioning drilling mud in the oil and gas industry. They deal with the chemicals added to the cement around drilling casings. They are also involved in treating the mixture in and out of the wells.

After he left Nalco, he started his own company called Aquenef. Forgive me if I'm pronouncing it wrong. According to his bio on the Allegheny County Website, Aquenef provides water treatment equipment and services for the industry in the Western Pennsylvania region. Other bios call his company the leading provider of water treatment equipment and services in the region. What does this mean? It can mean a lot of different things. In interviews, he points towards helping industrial clients keep scale and buildup off their terminal tubes which can interfere with the efficiency of the heat transfer.

Through some research I was able to discover that Mr. Fitzgerald has also been a consulting engineer for projects like installing settling tanks. Settling tanks are used throughout the region by many industries, including the oil and gas industry. They are used to separate materials within water. One of the largest growing industries in need of those services in our region is the oil and gas industry. Do you think the leading provider of water treatment services in the region would be involved in this industry? Why would his company ignore the industry with this growing demand for his services?

Personally, I do not know if Mr. Fitzgerald's company has oil and gas clients currently. I was only able to identify a few of his 700-plus claimed customers, one of which was installing settling tanks. Another notable customer I found, which I thought was a little amusing, was Pittsburgh International Airport whom which he just allowed to be the lead negotiator for their lease. I do not know everything about this company but I do know this. The demand for his services increases as drilling increases in our area. He through his company has a direct personal benefit to increase drilling in the region. More drilling means more water treatment needs.

More drilling means a direct personal gain through his company.

In the case of Mr. Drozd's recusal, he pointed to a close friend in the water treatment business. Mr. Fitzgerald is more than a friend in the water treatment business. He is the sole employee of his own water treatment business.

I again commend the members of Council who recused themselves. They did the ethical thing. It would be appropriate for Mr. Fitzgerald to similarly do the ethical thing. I ask this Council to please ask Mr. Fitzgerald to recuse himself like many of you did. If he does not recuse, I ask this Council to maybe consider a vote of censure. It is the right and ethical thing to do. Thank you for your time.

PRESIDENT MARTONI: Joni Rabinowitz? Joni? I see you out there. Joni, we're out of tape here. We have to take a few minutes; okay?

MS. RABINOWITZ: Oh, okay. I'll talk in the meantime.

PRESIDENT MARTONI: Well, it won't be on the tape.

MS. RABINOWITZ: I don't care if it's on the tape.

PRESIDENT MARTONI: Do whatever you want to do. Do you want to talk and it's not on tape? Whatever you want to do.

MS. RABINOWITZ: My name is Joni Rabinowitz.

MS. HEIDELBAUGH: Wait, wait. Mr. President, point of order. This poor woman has been typing without a break for four hours. I really --- please, as a humanitarian, can we please give this nice woman ten minutes off? She needs to be able to go to the bathroom, have a drink. No, no. You'll say you're fine. I know you're trying to --- she's a human. She needs a break.

BRIEF INTERRUPTION

PRESIDENT MARTONI: We are ready to begin. Joni, we are ready.

MS. RABINOWITZ: My name is Joni Rabinowitz. And I live at 7721 Edgerton Avenue in Pittsburgh. First of all, I want to thank, as some people have, Mr. Martoni and Mr. Palmiere for attending the symposium at Duquesne last week which I was very pleased about. Even the people who weren't sure. There were a lot of people represented that weren't sure, but there wasn't a single person that

smoked there. That's an important fact. And I feel certain that you will invite some of the experts represented there to speak to council at a post agenda soon.

Now I want to tell you about some headlines from recent newspaper stories. Here's some headlines. France reaffirms opposition to shale gas expiration. North Texas quakes prompt inquiry into gas drilling as a possible cause. Residents Uri as UK, that's United Kingdom, firm begins shale gas test drilling in Greater Manchester. DEP aims to reduce waste treatment corporation discharges into the river. These are all stories that have appeared in the newspapers in the last two, three days. And I want to especially concentrate on two that I'm going to mention now.

Gas drillers should minimize the impact on nature, poll says. And this was a poll that was done in the six Marcellus states by Penn Environment, which is part of a national organization. And they found that 54 percent --- 54 percent of the people say that conservation of natural habitat and water resources should be a higher priority than shale gas development, even if that produces higher energy costs. 54 percent in this study said that they would prefer to keep their natural environment instead of drilling.

And the last issue that I want to talk about again, worker deaths in oil and gas industry at an all-time high. John's not here now but I hope that he'll pay attention to this. Oil and gas fatalities spike with the boom. And this was in the Post Gazette a couple of days ago and here's the first line in the story. About every three days an oil and gas worker was killed on the job in 2012, and in 2011 and 2010. Every three days an oil and gas worker was killed on the job.

This is worker deaths in the industry we haven't even begun to look at. But if we double the number of wells, we'll have one in every day and a half that gets killed in the industry. Mr. DeFazio, Mr. Finnerty, Futules, Palmiere, Martoni and Ellenbogen, if you want that death rate on your conscience on your watch I feel sorry for you. Thank you.

PRESIDENT MARTONI: Thank you. Carrie White? Carrie White, are you here? That's a silly thing. If she wasn't here, she couldn't answer; right? Devon Cohen?

MR. COHEN: My name is Devon Cohen. I live at 272 38th Street in Pittsburgh. I grew up in the south of Pittsburgh and have tons of family in Pittsburgh, so I feel a little bit like I'm speaking not just for myself but for a huge crew of Cohens that don't come out to this kind of thing, but feel similarly. There is nothing that I can really say to you that you haven't' already heard. Folks have been coming out for months now, giving you tons of information. And it's all available. I don't feel like I have anything to add to that right now or need to rehash it, but I have a question for all of you on the Council, which is what does it take for you to know and vote against something that is a really bad idea? Because I feel like the way that I know folks who I know care about this issue and are facing with the Council, are kind of trying to do everything that we can. And I don't know where we're getting with that. And I want to believe that public participation in an issue that the Council is in charge of will make a difference. And I don't want to be proven wrong. I'm willing to believe that that's possible. And that will not stop opposition to terrible things happening to people in our communities that we love. But anyway, the question stands. I'm really curious about what it takes to vote down fracking in the County parks in Allegheny County. That's all. Thank you.

PRESIDENT MARTONI: Thank you. Peter Wray?
Peter?

MR. WRAY: What a night. Good evening. Welcome to Councilwoman Means. My name is Peter Wray. I live at 110 Royal Oak Avenue, Pittsburgh, 15235. And I'm chair of the conservation committee of the Allegheny group of the Sierra Club. Last month, for a variety of reasons, Council voted down a resolution that would have provided members with a period of time to thoughtfully and responsibly consider the pros and cons of allowing shale gas drilling in, under and adjacent to our County parks. In the new year, you will be asked to lease the gas rights beneath one of the nine parks in the County park system. In the absence of a moratorium that would have allowed time for proper consideration of fracking in our parks, we urge you to now adopt procedures that will allow sufficient time for input from experts' testimony at open committee meetings, time for research by your staff, public hearings and for your own due diligence and thoughtful deliberation during that time, including site

visits. Methods that you should perhaps consider in your assessment to the task risks --- sorry, of your assessment of the risks associated with this leasing are numerous but I'll just cite a few.

One, independent estimates of the royalties from the leasing. \$30 million in royalties over ten years looks like an unusual amount for a 1,200 acre area. Two, confirmation that the deeds related to the transfer of property when the parks were established do not contain covenants that preclude the use of park for industrial purpose. Three, compatibility of fracking with a comprehensive master plan for the parks for 2001. Four, the extent of air pollution associated with the extraction of shale gas beneath the park knowing that we are already classified as a non-attainment area. Five, the responsibility to the County to reduce the emission of greenhouse gases that contribute to climate change. Six, the lowering of property values and hence county taxes due to the presence of due to the presence of gas well sites around the park. Seven, the additional costs of County road repair associated with the increase of wastewater transportation in the area. Eight, alternative options for funding for the maintenance and improvement for the whole park system, including the collaborative county/city efforts suggested by Mr. Fitzgerald and Mr. Peduto. Nine, the possibility of the leasing of Deer Parks Lake mineral rights will be but a first step in the general program of gathering income from the parks. Will you have to repeat the procedure for Round Hill Park, Settlers Park Cabin, White Oak Park, Hartwood Acres? In conclusion, as trustees of our valuable and vulnerable County park system, we respectfully urge you to thoroughly assess the risks involved in this proposed leasing of county real estate. And to diligently explore alternative and environmentally friendly plans for long-term funding of the whole park system. Thank you.

PRESIDENT MARTONI: Thank you. Mel Packer?

MR. PACKER: Mr. President, I've got John Detwiler to speak on my behalf.

MR. DETWILER: Mr. President, if we could ask further leeway to the exhibits because they're germane to what Council will be hearing. And if I could ask to have the three minutes start when the materials are in your hands?

PRESIDENT MARTONI: Oh, yeah. Sure.

MR. DETWILER: Thank you. I'm John Detwiler, member of the Protect Our Parks Coalition at 5129 Penn Avenue. Protect Our Parks is a coalition of local, statewide and national organizations representing the combined membership of over 25,000 residents in Allegheny County concerned about fracking and about the integrity of both our parks and our political processes, 25,000 residents of Allegheny County. Tonight I want to talk specifically about the role of the hearings on this matter.

Exhibit One in your hands is the transcript of very public dialogue in which the County Executive promises to hold a public meeting. Now, our own experience with one of his public hearings on fracking was the one last February when the airport lease was signed. What had been advertised as a hearing turned out to be hours long dog and pony show orchestrated by Mr. Fitzgerald and Consol Energy. There was no coherent discussion of any of the real issues, only public comments in the waning hours of the night for those who signed up to testify. Thankfully, some of you were able to stay and keep awake to at least listen to what was said.

We don't need a staged meeting by the Executive. His mind is settled. What we do need is a serious hearing both for and by this Council which is where the only real decisions will have to be made reside. A thorough inquiry into fracking of the parks would include many practical questions, such as those listed in Exhibit Two and also reiterated by Mr. Wray, as well as a discussion by invited unbiased experts on the health, economic and environmental impacts of this extreme industrial process. Respectfully, I suggest that all those questions and more, deserve on your part your due diligence before you are ready to vote on any proposed gas lease.

As to how such a meeting might work, Exhibit Three is just a starter set of ground rules, all of which should be settled to the satisfaction of this entire body before any hearing date is set. Finally, for context, Exhibits Four and Five are illustrations of what fracking might look like at Deer Lakes Park. I should emphasize that we as citizens are on the outside looking in. Although we think that these illustrations are plausible, only the driller, presumably Range Resources, gets to decide what's actually going to happen. So if they choose to make a liar out of me, it will be easy to do that.

But you can expect roughly a dozen additional wells, wells which would not be drilled if the park is not leased. Each of them takes millions of gallons of fresh water and makes millions of gallons of toxic waste along with the usual air and groundwater pollution, pipeline rights-of-way, potential accidents and failures of containment.

I'm running out of time, which again makes the point that a three-minute comment isn't enough for substantive input on a decision as significant as this one. I expect you also see that a real public hearing, as I described it, is an awfully time-consuming process. So I'll end by reminding you that if you determine you won't have enough time to perform responsible due diligence before fracking those parks, then you have the right or maybe the duty to reject such a scheme until you do get the time, to, as the gas industry is promising, do it right.

PRESIDENT MARTONI: Thank you. Mr. Boas, Kenneth, are you here? Yes, you are.

MR. BOAS: Good evening. Thank you all for hanging in there. My name is Ken Boas. I'm at 312 Elysian Street, Pittsburgh, PA. You've heard the facts, you'll hear them again. You're not going to hear them from me. Sometimes we have to face the hard truth that we got into bed with the wrong person, that we are in over our heads and we will inevitably pay a heavy price for it. That we have been seduced by his or her beauty and sensual charms. But at some point, hopefully, we realize that we are being used, manipulated, and that our bedmate is taking us for all they can get, while we have been living under the illusion that we are the ones getting the best of the deal. And in the end, our need is with the power to resist. Even as we watch ourselves become evermore enmeshed in the lies we must tell our family and friends, as we continually betray them with our desire, to say nothing of the STD which we just happen to suddenly find ourselves suffering from.

In this case, those of you who don't want to get into bed --- I'm sorry, in this case, those of you who want to get into bed or have already gotten into bed with the frackers are betraying all of the citizens of Allegheny County and their children and grandchildren to come. You are betraying your obligation to maintain and protect the good health of our county and its sacred land.

And by doing so, you are enabling the spread of a kind of environmental STD deep into the core of our county. History will not absolve you and your children and the people of Allegheny County will not forgive you.

To enter willingly into this love affair with those who seem only to love to rape and pillage the earth for profit and then will treat us like an abused and lied to spouse who is thrown away and abandoned after she or he is no longer of use is to stand perversely on the wrong side of the street. And despite your denials and scientific studies and rationalizations about what you are doing, in the end, you, too, will have your core suffered for what you've done. But I know in your heart you're good, decent people. And I believe that side of you can resist the temptation of the seducer before it's too late. The whole world is watching. You can stand on the right side of the street and be counted or you can stand on the wrong side of the street. Thank you.

PRESIDENT MARTONI: Joseph Osborne? Joseph?

MR. OSBORNE: I'm Joseph Osborne. I'm the legal director of the Group Against Smog and Pollution. The address is 5135 Penn Ave of beautiful Pittsburgh, Pennsylvania, 15224. I'm here to talk about the parks. Gas consumerization has worked on air quality issues in Southwestern Pennsylvania for about 40 years, over 40 years. And in recent years, the vast majority of our work has dealt with addressing the environmental impacts of shale gas development because this industry has sprung up overnight and the impact is so significant. For the most part, I think we take a pretty pragmatic approach to the issue of shale gas drilling. Basically, we recognize that in most of the state it is occurring and residents are being bogged down on whether that will be happening or whether more study is required first. We focus on addressing the impacts that are occurring and trying to minimize those impacts to the maximum extent practical.

With the parks, it's a different case. Drilling is not occurring in the parks now. You, Council, have the ability to prevent drilling from occurring there. And given the fact that this industrial activity in our opinion is incompatible, entirely incompatible with the purpose and character of the parks, we do not believe it should occur there. You know, that's just my opinion. If I've learned anything in life it's that no one particularly cares what my opinion is. There are some

questions that I think everyone would agree ought to be answered before drilling occurs, that must be answered before Council can make an informed responsible decision about whether this is appropriate or not. Others have touched on this a bit, so I'll just mention one.

GAS is a member of the CSSD, the Center for Sustainable Shale Development. This is an organization. It's a coalition of industry environmentalists dedicated to creating practices for the industry. You know, a lot of people who want to protect our parks question the value and wisdom of that effort. Personally I do think it has value. We've been involved in the development of this for over two years. However, the reason that it does have value is because CSSD members consent to a third-party audit to ensure they're actually complying with these standards. There is no such requirement associated with --- there's no requirement in the RFP. Instead, there's some language about the driller shall endeavor to adhere to the spirit of the standards of CSSD.

I take no comfort in that language. So one question that must be answered is how would Council ensure that this driller is actually operating according to reasonable standards, and particularly, how do you have confidence that is the case when an entirely uncontroversial piece of legislation that simply requires drillers to notify the County air program prior to engaging in any activities that may produce air pollutions when that legislation has sat in committee since March of this year. No action has been taken on something that Pennsylvania and other industry agrees is not controversial, it's something that can easily be ---. Thank you.

PRESIDENT MARTONI: Thank you. Briget Shields? Briget? Welcome back.

MS. SHIELDS: Briget Shields, 2329 Tilbury Avenue, Pittsburgh, PA. First, I would like to thank Mr. Martoni and Mr. Palmiere for attending the Duquesne symposium where there were over two dozen expert testimonies from Duke, CMU, Cornell, Penn State, Pitt, on the health and environmental impacts of drilling. And tonight was an education for me, and I know that the County's budget is in great trouble. But you said that you go on expert testimony when you're making your decision. So I'll just read a few of the experts, what they have to say about Pennsylvania. It indicates the

need for an arranged policy and research efforts to safeguard public health. The study of more than 100 Pennsylvania residents living near gas facilities found that reported symptoms closely matched scientifically established effects of chemicals attached to air and water testing at those sites, and occurred at significantly higher rates in households living closer to the facility governing the communities living around the parks.

Birth outcomes, before and after gas wells, were completed for mothers who live approximately 1.5 miles from gas development was much lower. Mothers living within the gas well range, weight infant on an average compared to before was greatly diminished. I find that shale gas development increased the incidence of low birth weight for people living within 1.5 miles of gas drilling. Monitoring the Marcellus Shale is key to improved quality. Currently, the absence of an efficient water quality sampling and monitoring prevents the detecting. What came out of this symposium mostly was that there is a lack of data all the way around the board.

So in order for us to make an intelligent decision on this issue there needs to be a lot more investigation. And even Mr. Futules, who left, in the paper yesterday about the unions wanting an increase in pay, he said it's not that big of a windfall that they can even use that as part of negotiation, said Mr. Futules, Chair of the Parks Committee. When you look at more than an eight million dollar budget, it's not even a drop in the bucket. And I understand that the \$300 million at the airport will only go to the airport. Experts from the FAA said it was a bad idea. So that the people living in the communities surrounding the airport won't get any of the money. So who's going to pay the road damage, the water damage, the air quality? It's all going to come back on the taxpayer. So I think we need to really look at the negative impacts versus the short-term monetary gains. Thank you.

PRESIDENT MARTONI: Thank you. Doug Shields?

MR. SHIELDS: Thank you. My name is Douglas Shields. I live at 2329 Tilbury Avenue, Pittsburgh, Pennsylvania. The report that was referred to by an earlier speaker, you can download it, you can read it online. Cancer cluster. I've heard talk from my dear friend, Mr. Drozd. I've heard other analogies offered up in the budget about, oh, this and that and the other and

we would never put the public safety at risk. Well, guess what? We did. We're dying. It's here. We got it. The World Health Organization came out with a study last month. This is the worst air quality in the United States. And you want to add to the load. You want to create jobs; right? The Governor said 200,000 jobs. That number was pulled down by every expert in the world and at the Duquesne University symposium, Keystone Research, which does economics, gave a real nice presentation on how you gave the numbers. And there isn't a job in the world that's worth my life and the life of you or anybody else or your family members. You cannot put economics ahead of public safety. Yet time and time again in the assembly of the Commonwealth of Pennsylvania, that has been the agenda. And that has been the agenda thus far in this Council. There has not been one meeting scheduled.

CSSD, some initials they may give you comfort that the Heinz --- Teresa Heinz herself walked away from, walked away from. And the same day that was played by Shenango on the island down here, Neville, today it was read in the paper that the citizens who were in that engagement group walked out because they're not anywhere near what they need to do. And the cancer cluster is down there, too. It's there. Go look. Where's our Department of Health? Allegheny County is distinguished in that there's only four or five county departments that have them. They collect data, do morbidity and mortality work. And I've consulted in my county government. It's a rich data. Are you looking at it? Have you consulted with public health officials in your own employ? We're dying. It's a cancer cluster.

See the orange part on the map? Guess where I live? Right in the middle of it. It is happening. And yet to sit here and twiddle our thumbs and go, well, gee, I don't know about drilling in the parks. I do. And you're going to add to the load. If you get the cracker plant, maybe you can get rid of --- and some zinc and some other stuff, but you add loads more of benzene to the air if you think that you're going to get the cracker plant and die in Aliquippa. It's not jobs, people, it's our health. And that's what we care about. That's what bothers us. And this government has yet to take this issue up. It sits in committee, it's deferred and delayed. It is your responsibility and we're here to

help. We are here to help. So I hope you take us up on the offer.

PRESIDENT MARTONI: Thank you. Lester Ludwig?

MR. LUDWIG: My distinguished age of almost 81 is showing. I got up a little slow from the chair. Thank you for bearing with me as I come to talk. I live at 6589 Rosemoor Street in Squirrel Hill. So much has been said that one would wonder what's left. And so I started looking at my life. What happened during my life? Well, I started frankly because of the celebration of Kennedy's death. And the idealism that came from it that we carry now. We haven't given up on it. These people who are sitting here who are talking to the subject are really talking about idealism, idealism expressed by JFK. When you turn against it, aren't you really turning against the very basic principles of our country?

So that was '63. That's a long time ago. Now it's come forward into the '70s and there was an anthropologist and her name was Margaret Mead. And she spoke to the United Nations in New York City, and I wasn't able to find the exact reference, but some of what she said is a reflection of what you've been hearing. There's only one water. There isn't an Allegheny County water. There isn't a New Jersey water. There isn't an English water. There isn't a French water. There isn't a water anywhere that's different. Water is water and when we poison it, who do we pay? We pay ourself with illness and probably death.

So at 81, I end up coming to you. And what is it that I want to say to you? The Japanese had an accident. The radiation was getting very close to the ocean. What's the dilution factor? How much danger is it to us in our country when there's only one water? And then you turn around and you worry about a truck spilling over? There's only one water. Wake up. Wake up, electric. Wake up, officialdom, and face the issue, that you can't play the game when there's only one water. You're not going to get away with it and we're all going to unfortunately pay for it. And in reading your faces, I end up sitting here literally with eight grandchildren and I'm worried sick that you're going to make the wrong decision. Sorry, Matt, I can't buy into your desire to see fracking. Fracking is poison. It's called one water and you want to mess it up. You got to stop and think,

you were a teacher. What does life teach you? One water, sir. Good bye, now.

MR. DROZD: I haven't made a decision yet, Mr. Ludwig. You have to retract that.

MR. LUDWIG: You should have.

MR. DROZD: I listened. I'm listening to you and I'm listening to the experts. And then you make decisions based upon that.

PRESIDENT MARTONI: Thaddeus Popovich?

MR. POPOVICH: I'm happy to say I'm still awake.

PRESIDENT MARTONI: I'm not sure we are.

MR. POPOVICH: I'll try to make it interesting. My name is Thaddeus Popovich. I live at 6606 Virginia Avenue in the Borough of Ben Avon, six miles north of Pittsburgh along the Ohio River. Many of us in this room attended the Research on Shale Gas Extraction Symposium that was held just about over a week ago at Duquesne University. More than two dozen academic researchers were present as was already reported. I am delighted that I was able to introduce Robert Howarth and Tony Ingraffea of Cornell University to Doctor Charles Martoni and Susan Christopherson of Cornell University to John Palmiere. I was delighted.

Many of the presentations were very technical in nature. Even with an engineering degree, an old one by the way, I found that I could only comprehend so much in one sitting. Thankfully, Duquesne University has recorded all of the discussions and will make them available from its website. I will keep you posted.

Susan Christopherson's presentation was less technical, thus a little more understandable by the lay person. She is a professor in the Department of City and Regional Planning at Cornell University. I think we need her here. Her presentation was a policy brief on how U.S. communities are responding to shale gas and oil development. In 2012, Susan helped conduct a systematic study of local government responses to HVHF, also known as high volume hydraulic fracturing, shale gas development in the Marcellus Shale gas states.

The majority of respondents to the survey questions with the study said this, consistently expressed concerns about the ability of either the oil and gas industry or government to protect the environment, their health and their communities. 65 percent gave the natural gas industry a no or no confidence rating protecting the

environment, the health, safety, economic and social stability of their communities. 62 percent gave their state a low or no confidence rating on the capacity to enforce environmental, health and safety regulations to protect our communities. 67 percent gave their state a low or no confidence rating on the ability to regulate drilling activity effectively.

Conclusion, communities do not trust the industry who is creating the risks and do not trust their state in dealing with the resulting harms. So what do we have left? We have you. We want to establish trust with Allegheny County Council. That's why we continue to be present. Thank you.

PRESIDENT MARTONI: Thank you. Is Ron Slabe --- is Ron here? Ron Slabe, S-L-A-B-E. He's not here. Okay. That's the end of our speakers.

Move for adjournment.

(Chorus of motions.)

(Chorus of seconds.)

MEETING CONCLUDED AT 9:40 P.M.

CERTIFICATE

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



Court Reporter