

ALLEGHENY COUNTY COUNCIL

REGULAR MEETING

- - -

BEFORE:

John DeFazio	-	President, Council-at-Large
Nicholas Futules	-	Vice President, District 7
	-	(via telephone)
Heather S. Heidelbaugh	-	Council-At-Large
Thomas Baker	-	District 1
Edward Kress	-	District 3
Michael J. Finnerty	-	District 4
Sue Means	-	District 5
John F. Palmiere	-	District 6
Dr. Charles J. Martoni	-	District 8
Robert Macey	-	District 9
William Russell Robinson	-	District 10
Barbara Daly Danko	-	District 11
James Ellenbogen	-	District 12

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

Tuesday, February 17, 2015 - 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 of Constituent Services
Jared Barker	-	Director of Legislative Services
Walter Szymanski	-	Budget Director

PRESIDENT DEFAZIO: Please stand for the Pledge of Allegiance to the Flag and also remain standing for silent prayer or reflection. After me.

(Pledge of Allegiance Recited.)

(Moment of Silent Prayer or Reflection.)

PRESIDENT DEFAZIO: We'll have the roll call.

MR. CATANESE: Mr. Baker?

MR. BAKER: Here.

MR. CATANESE: Ms Danko?

MS. DANKO: Here.

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. Kress?

MR. KRESS: Here.

MR. CATANESE: Mr. Macey?

MR. MACEY: Here.

MR. CATANESE: Mr. Martoni?

DR. MARTONI: Here.

MR. CATANESE: Ms. Means?

MS. MEANS: Here.

MR. CATANESE: Mr. Palmiere?

MR. PALMIERE: Here.

MR. CATANESE: Ms. Rea?

(No response.)

MR. CATANESE: Mr. Robinson?

MR. ROBINSON: Present.

MR. CATANESE: Mr. DeFazio, President?

PRESIDENT DEFAZIO: Here.

MR. CATANESE: 14 members currently present.

PRESIDENT DEFAZIO: Proclamations/Certificates.

8783-15.

MR. CATANESE: Proclamation naming the month of February 2015 American Heart Month in Allegheny County. Sponsored by Council members Green Hawkins, Baker, Danko, DeFazio, Ellenbogen, Finnerty, Futules, Heidelbaugh, Kress, Macey, Martoni, Means, Palmiere, Rea and Robinson.

PRESIDENT DEFAZIO: Is anyone here from that group? If not, we can go back and go on to the next one. We'll go to the next one for now. 8784-15.

MR. CATANESE: Certificates of Achievement awarded to the 2014-2015 Winchester Thurston School Boys' Cross Country Team for winning the 2014 PIAA Class A Boys' Cross Country Championship. Sponsored by Council member Danko.

MS. DANKO: Could we have the boy's cross country team and their coach come up? There's going to be two separate ones, so first we get the cross country. Okay. Winchester Thurston, for those of you who don't know, is in the Shadyside neighborhood of the City of Pittsburgh. And this year they are getting this award for the Class A Boys' Cross Country Championship. And that's a lot of running.

This Certificate of Achievement is awarded to 2014-15 Winchester Thurston School Boys' Cross Country Team in recognition of winning the 2014 PIAA Class A Boys' Cross Country Championship. We commend and recognize each player and coach whose determination and resolve led to this achievement. The team has set a positive example of excellence for all of Allegheny County, continuing evidence that this is the County of Champions. This achievement has conferred honor on this county as an accomplishment in which the entire community can be proud. Sponsored by myself on this, the 17th day of February 2015.

So first, I'm going to ask them --- hopefully they're prepared. How many are seniors? Anybody? Okay. I decided since Winchester Thurston is a private school and they don't all live in Shadyside that if you could say your name, what neighborhood or borough you're from and what year, and if you're a senior and you've decided where you want to go to college maybe you could tell us that, too. So can we start up here?

MR. TAY: Shawn Tay (phonetic), South Hills, 2017.

MR. POLLOCK: Gordon Pollock.

MS. DANKO: What neighborhood?

MR. POLLOCK: Point Breeze.

MS. DANKO: Point Breeze. Okay. And what year?

MR. POLLOCK: 2018.

MS. DANKO: 2018. Okay.

MR. LITTMAN: Ben Littman, Butler, 2017.

MR. LOEVNER: Will Loevner, Allison Park, 2016.
MR. CHARNEY: Grant Charney, Squirrel Hill,
Class of 2017.

MR. BRODSKY: Dave Brodsky, Point Breeze, Class
of 2016.

MR. DELANEY: Landin Delaney, Ross Township,
Class of 2015. I'm going to the Bucknell University next
year.

MS. DANKO: Very good.

MR. FORSYTHE: Tristan Forsythe, Shadyside,
Class of 2018.

MS. DANKO: Okay. And the coach.

MR. FREY: Coach Bruce Frey, Edgewood High
School before it was Woodland Hills.

MS. DANKO: All right.

MR. FREY: Class of '72. Yeah. U of Virginia,
Class of '76,

MS. DANKO: Do you want to say anything about
your team here? You can get up here and say ---.

MR. FREY: They started out as fast as they
could and gradually increased their speed. We're proud of
them.

MS. DANKO: All right.

MR. FREY: But they did. They worked hard and
we're very proud. They've come a long way. I think they
were 31st in the WPIAL three years ago or something along
those lines. So they recognized that they wanted to try a
little bit harder and they did. And we're forever proud
of them. And we would like to think (knocks on wood)
we'll be here in 52 weeks.

MS. DANKO: Well, I have some kids that ran
cross country so I know what it takes and all the miles
and miles that you guys put in. You know, what do they
say, if you put it in the bank it's there when you need to
take it out, so ---.

MR. FREY: Thanks for your recommendation.

MR. DANKO: Okay. And we'll go and take a
picture over here (indicating); right?

(Applause.)

(Pictures taken.)

PRESIDENT DEFAZIO: 8785-15.

MR. CATANESE: Certificates of Achievement
awarded to the 2014-2015 Winchester Thurston School Boys'
Soccer Team for winning the 2014 WPIAL Class A Boys'
Soccer Championship. Sponsored by Council Member Danko.

MS. DANKO: All right. Soccer team, your turn. Come on up. And your coach.

All right. So now we have the boys' soccer team, which notably has a couple of girls. And we'll talk about that. All right.

This Certificate of Achievement is awarded to the 2014-15 Winchester Thurston School Boys' Soccer Team in recognition of winning the 2014 WPIAL Class A Boys' Soccer Championship. We commend and recognize each player and coach whose determination and resolve lead to this achievement. The team has set a positive example of excellence for all of Allegheny County, continuing evidence that this is the City --- County of Champions. This achievement has conferred honor on this county and is an accomplishment in which the entire community can be proud.

Sponsored by myself and presented on this day, the 17th of February, 2015. Congratulations.

(Applause.)

MS. DANKO: All right. So do you all know the drill; name, year and neighborhood? And if you're a senior, if you know where you're going to college it would be good. If you're going to college.

MR. BARRINGER: Jacob Barringer (phonetic), Plum Borough, Class of 2018.

MR. ROSENBLATT: Lucas Rosenblatt, Class of 2015 in Squirrel Hill.

MR. PLAUT: Daniel Plaut, Squirrel Hill, Class of 2018.

MR. BINION: Alek Binion, Edgewood, Class of 2015, and the University of Chicago.

MR. HARRIS: Elliott Harris, Class of 2018, Squirrel Hill.

MR. BIANCO: Eric Bianco, Class of 2016. Shadyside.

MR. HOLMAN: Alec Holman (phonetic), Morningside and Class of 2016.

MR. CHAILLET: Jack Chaillet, Point Breeze, Class of 2016.

MR. BROWNLEE: Eric Brownlee (phonetic), Squirrel Hill, Class of 2018.

MR. WATERS: Jack Waters, Class of 2017, Shadyside.

MR. HALL: Nathaniel Hall, Squirrel Hill, Class of 2017.

MR. FORSYTHE: Tristan Forsythe, Shadyside, Class of 2018.

MR. FRANK: Tamir Frank, Squirrel Hill, Class of 2016.

MR. ROGOW: Max Rogow, 2016, Huntingdon.

MR. SETH: Ryan Seth, North Huntingdon, Class of 2016.

MS. SWEENEY: Erica Sweeney, Class of 2018, Squirrel Hill.

MS. BLALOCK: Sienna Blalock (phonetic), Class of 2018, Shadyside.

MR. LEBIERE: Mathieu Lebiere, Class of 2015, Point Breeze and attending Rochester Institute of Technology.

MR. HASU: Max Hasu (phonetic), Point Breeze, 2015, and undecided.

MR. BIEMI: Aiden Biemi (phonetic), Shadyside, 2015, undecided.

MR. DAVIDS: Yoni Davids (phonetic), Class of 2016.

MR. SNYDER: Scott Snyder, Class of 2016, Point Breeze.

MR. TODREESE: Eric Todreese (phonetic), Class of 2016.

MR. MINNIER COLES: Jonathan Minnier Coles (phonetic), 2016, Friendship.

MS. DANKO: Do you want to say a few words, Coach?

MR. BROWNOLD: It was a great season overall. It was a shame that our one loss of the season was at the end of the season in the state semi-finals. But this group behind me did a fantastic job and made our school proud, so good job.

MS. DANKO: Very good. All right. Do you guys want to take pictures? We'll talk about the girls later. Okay. I also want to recognize the athletic director is here. He's the one with the purple jacket and the camera in the back.

(Applause.)

(Pictures taken.)

PRESIDENT DEFAZIO: 87 --- oh, I'm sorry. The Heart Association people are here, so we're going back to 8783-15.

MR. CATANESE: Proclamation naming the month of February 2015 American Heart Month in Allegheny County.

Sponsored by Council members Green Hawkins, Baker, Danko, DeFazio, Ellenbogen, Finnerty, Futules, Heidelbaugh, Kress, Macey, Martoni, Means, Palmiere, Rea and Robinson.

MS. GREEN HAWKINS: Thank you. I'm going to ask Karen Colbert, the communications director, and Shannon Lesnock, the director, to please join me. And I'll just read the proclamation to give them an opportunity to speak on behalf of the organization and the good work that they are doing.

Whereas, in the United States, cardiovascular disease including heart disease, stroke and high blood pressure are responsible for one out of every three deaths. It's the number one killer of American women and men, and it is a leading cause of serious illness and disability.

And Whereas, during American Heart Month, let us recommit to improving our heart health and continuing the fight against this deadly disease for ourselves and our families.

And Whereas, the American Heart Association, along with the organization's Go Red for Women movement, has impacted the lives of thousands of men, women and children in the Pittsburgh area by supporting cardiovascular research, professional community education and advocacy efforts.

And Whereas, in celebration of the 12th Anniversary of National Wear Red Day on Friday, February 6th, 2015, women across America will wear the color red to signify the fight against the number one heart threat to women.

And now Therefore, be it resolved that the Allegheny County Council does hereby proclaim the month of February as American Heart Month in Allegheny County.

And we thank the American Heart Association and Go Red for Women for its continued efforts to fight this epidemic and build a brighter future for the families of Allegheny County.

MS. COLBERT: Thank you. Good evening, everyone. I'm Karen Colbert. I am the Director of Communications for the American Heart Association. And my colleague is Shannon Lesnock. She is the Go Red for Women director. And there are a lot of young people in the audience, and I really want you to know that it's never too late to start worrying about your health. Not worrying, but preventing heart disease. Heart disease is

the number one killer. And what we're doing in February and all year round is just bringing awareness. Eighty (80) percent of heart disease can be preventable with lifestyle modifications. And what that means is exercising, eating right, making sure that your weight is appropriate, watching your blood pressure and all those things. And you're never too young to start thinking about that. Shannon?

MS. LESNOCK: Hi. As Karen said, I'm Shannon Lesnock, the Go Red for Women director for Pittsburgh. I just wanted to thank the County for recognizing American Heart Month and as was stated, earlier in the month was National Wear Red Day where all the women came together in different buildings throughout the City to wear red and show their support and raise awareness for our number one killer.

The Heart Association launched Go Red for Women because women were experiencing different signs and symptoms of heart disease. And since then, now 56 percent of women are aware that heart disease is the number one killer and know to look for the signs and symptoms.

So thank you, and for everyone that we can reach, that's one more person who is aware, so thanks so much.

(Applause.)

(Pictures taken.)

PRESIDENT DEFAZIO: 8786-15.

MR. CATANESE: Certificates of Achievement awarded to the 2014-2015 Montour High School Girls' Soccer Team for winning the 2014 WPIAL Class AA Girls' Soccer Championship. Sponsored by Councilman Finnerty.

MR. FINNERTY: Thank you, Mr. President. Coach, do you want to bring your team up, please?

Well, first of all, I would like to congratulate all our champions. We all know, especially myself, who coached for 23 years, how much effort you put into what you're doing; soccer, diving, football, track, basketball. So it's a tremendous amount of time, a tremendous amount of effort, and I thank your parents because they probably had to drive you all the time. I know I did when my kids were in school.

So once you're a champion, you're always a champion. So you can look back at this time in your life and say, you know, no matter how old you are, you can say I'm a champion. I was a champion. And that's important.

It's something that can never be taken away from you. You won a championship. So let me read the proclamation.

This Certificate of Achievement is awarded to the 2014-2015 Montour High School Girls' Soccer Team in recognition of winning the 2014 WPIAL Class AA Girls' Soccer Championship. We commend and recognize each player and coach whose determination and resolve led to this achievement.

The team has set a positive example of excellence for all, and continuing evidence to --- this is the County of Champions.

This achievement has conferred honor on this county and is an accomplishment in which the entire community can be proud, especially Robinson and Kennedy, I guess, huh?

So this is sponsored by myself, Michael J. Finnerty, and I'm proud to do that. And girls, great season. Way to go.

(Applause)

MR. FINNERTY: Coach, do you want to introduce yourself and say a few words?

MR. COUGHENOUR: I'm Lee Coughenour and on behalf of the school district and the team I would like to thank you all for the presentation. It is truly an honor to be here. And one thing I will add about this team is this team is very special in the way that they changed Montour's soccer forever. It will never be the same through their accomplishments this year so I thank you, girls.

MR. FINNERTY: Girls, do you want to come up and say your name and your grade? Yeah, come on. You're on TV. Just say your name and your grade. And if you want to put your position, that's fine, too.

MS. FOSTER: I'm Kemper Foster and I'm grade ten.

MS. O'TOOLE: Kelly O'Toole, grade ten.

MS. MARCINKO: Molly Marcinko, freshman.

MS. FAITH: Alex Faith, sophomore.

MS. KUCSUTA: I'm Victoria Kocsuta. I'm a senior.

MS. KOSAR: Haley Kosar, freshman.

MS. SMITH: Taylor Smith, freshman.

MS. MARCINKO: Meghan Marcinko, junior.

MS. WHEELER: Rachel Wheeler, sophomore.

MS. WHEELER: Caroline Wheeler, freshman.

MS. DISALLE: Julia DiSalle, Junior.

MS. HEYER: Vanessa Heyer, freshman.

MR. FINNERTY: All right. Good job.

(Applause.)

(Pictures taken.)

PRESIDENT DEFAZIO: We're going to go down to 8788-15.

MR. CATANESE: Certificates of Achievement awarded to the 2014-2015 Clairton High School Football Team for winning the 2014 WPIAL Class A Football Championship. Sponsored by Council member Palmiere. They're not here, sir.

PRESIDENT DEFAZIO: Okay. 8787 is not here either; right?

MR. CATANESE: That's the one I just read, Clairton.

PRESIDENT DEFAZIO: 8789, is that the next one?

MR. CATANESE: 88.

PRESIDENT DEFAZIO: Okay. I'm sorry. I didn't think I had 88 over there. We're going to go down to 8788-15.

MR. CATANESE: Certificates of Achievement to the 2014-2015 South Park High School Boys' Soccer Team for winning the 2014 WPIAL Class AA Boys' Soccer Championship. Sponsored by Council member Palmiere.

MR. PALMIERE: Thank you, Mr. President and members of Council. This is one of the good things we get to do as Council members. And I'm really glad and proud to be here and proud of you guys and your accomplishments. It's just a wonderful accomplishment. And like my colleague --- Mr. Finnerty stole everything I was going to say. You know, once you're a champion, you're always a champion. And that's the truth, guys. You take that with you through life. That's a wonderful thing.

I want you guys to come on up here, please. Coach and team, come on up. I'll read the proclamation. You already got yours (indicating)? Okay. Very good.

This Certificate of Achievement is awarded to the 2014-2015 South Park High School Boys' Soccer Team in recognition of winning the 2014-2015 WPIAL Class AA Boys' Soccer Championship.

We recommend and --- we commend, not recommend, we commend and recognize each player and coach whose determination and resolve led to this achievement. The team has set a positive example of excellence to all of

Allegheny County, continuing evidence that this County is indeed the County of Champions.

This achievement has conferred honor on this County and is an accomplishment with the entire community can be proud. Sponsored by myself and my colleagues on County Council. Congratulations. And I want --- each one of you guys I want you to come up here and introduce yourself. And Coach, we'll let you speak last. Okay? Come on up, boys.

MR. GOODALL: H. J. Goodall, junior.

MR. CECOTTI: Teddy Cecotti, sophomore.

MR. WALBERT: Brandon Walbert, senior..

MR. MINDA: Justin Minda, senior.

MR. NEZLECKI: Joe Nezlecki (phonetic), junior.

MR. ZOLUCE: Josh Zoluce (phonetic), junior.

MR. MINOR: Jesse Minor (phonetic), sophomore.

MR. MATTIS: Zack Mattis, senior.

MR. MCOURT: Dylan McCourt, senior.

(Telephone dial tone interruption.)

MR. MONROE: Bill Monroe (phonetic), sophomore.

MR. CLYDESDALE: Ryan Clydesdale, junior.

MR. SCHWARZEL: Nick Schwarzel, junior.

MR. PAYNE: Christian Payne, junior.

MR. MATTIS: Jordan Mattis, junior.

MR. MITTLEIDER: Brian Mittleider, junior.

MR. PALMIERE: Got a little hung up on that one, Brian. I just want to say, you know, it's really wonderful that all of these young men and women showed up today to be honored. That's a wonderful thing, a wonderful tribute to you guys, and to your districts and your teachers and coaches. And on behalf of my colleagues, we thank you for doing that and coming down here. That's a wonderful gesture. Thank you. Coach?

MR. CANTWELL: Thank you. On behalf of the South Park School District, I would like to thank the Council for this invitation for having us. The South Park soccer family is very humble, but yet we will not turn down any invitation to celebrate a championship and recognize these kids. I'd be remiss if I didn't acknowledge my fellow coaching staff. Coach Jon Cantwell. Assistant Coach Marc Bellora and Assistant Coach Pat Coleman, whose efforts are a large part of the reason that we're here today. I would like to personally thank the South Park School District for their support. I'd like to thank the South Park soccer families and fans who, in my

admittedly biased opinion, are the greatest fans in the history of civilization. And last, but not least, I would like to thank these kids behind me who, in addition to being tremendous soccer players, are truly exemplary young men. Thank you.

MR. PALMIERE: Thank you.

(Applause.)

(Pictures taken.)

PRESIDENT DEFAZIO: 8789-15. And the rest of the proclamations will be read into the record.

MR. CATANESE: Proclamation recognizing the Be There! School Attendance Matters Conference sponsored by the United Way of Allegheny County, the University of Pittsburgh Office of Child Development and America's Promise Alliance naming Friday, March 6, 2015 Be There Day in Allegheny County. Sponsored by Council member Baker.

8790-15. Proclamation declaring Wednesday, February 18, 2015 as Chuck Cooper Foundation Day in Allegheny County. Sponsored by Council members Baker, DeFazio and the chief executive.

MR. ELLENBOGEN: I'd like to be added.

MR. FINNERTY: Me, too, Joseph.

MR. CATANESE: Okay. Got it.

8791-15. Proclamation congratulating the board, staff and volunteers of The Pittsburgh Experiment on the occasion of its 60th Anniversary. Sponsored by Council member Baker.

8792-15. Proclamation celebrating the achievements of women of color from February 15 to March 15, 2015 during Women of Color, HERStory Month, created by New Voices Pittsburgh. Sponsored by Council member Green Hawkins.

8793-15. Proclamation congratulating the Borough of Wilmerding upon the occasion of its 125th anniversary. Sponsored by Council Members Martoni, DeFazio and Heidelbaugh.

8794-15. Proclamation honoring the National Association of Women in Construction and designating the week of March 1st through 7th, 2015 as Women in Construction Week in Allegheny County. Sponsored by --- Sponsored by Council Members Green Hawkins, Baker, Danko, DeFazio, Ellenbogen, Finnerty, Futules, Heidelbaugh, Kress, Macey, Martoni, Means, Palmiere, Rea and Robinson.

8795-15. Certificate of Achievement awarded to Nicholas Ruffing of Boy Scout Troop 1640 upon earning the rank of Eagle Scout. Sponsored by Council member Macey.

8796-15. Certificate of Recognition congratulating Whitehall Deputy Police Chief Richard M. Danko upon the occasion of his retirement after 40 years of dedicated service. Sponsored by Council member Palmiere.

8797-15. Certificate of Achievement awarded to Mr. Zack Reynolds of Thomas Jefferson High School in recognition of winning the 2015 Breisinger Award. Sponsored by Council member Palmiere.

8798-15. Certificate of Recognition awarded to the 2015 Allegheny County Police retirees and thanking them for their many years of service to Allegheny County. Sponsored by Council Members Baker, DeFazio, Ellenbogen, Finnerty, Kress, Macey, Martoni, Palmiere and Means.

MS. HEIDELBAUGH: Add me.

MS. DANKO: Add me.

MR. CATANESE: Okay.

PRESIDENT DEFAZIO: Is that it? Public Comment on Agenda Items. The first speaker is Angelo Taranto.

MR. CATANESE: Mr. President and Members of Council, we will be using our backup system today so it will not have a one minute designation. It just goes to three minutes.

PRESIDENT DEFAZIO: Will you just tell them at one ---

MR. CATANESE: I'll just tell them ---.

PRESIDENT DEFAZIO: --- at one and two ---?

MR. CATANESE: I will.

PRESIDENT DEFAZIO: Okay.

MR. TARANTO: Thank you for this opportunity to address you tonight. My name is Angelo Taranto and I live at 11000 Park Plaza Drive in Ross Township. I'm a member of the Allegheny County Clean Air Now, ACCAN, and am here to urge you not to accept the nomination of Mark Aloe to the Finance and Development Commission. Media reports indicate that he was chairman and CEO of the Shenango Coke Plant from 1986 to 1998 and special projects director for the plant from 2005 to 2009. Those reports also indicated that Mr. Aloe said that he had a 40-year record of protecting the environment and that he had, quote, always put the environment ahead of any business gain, unquote. Those statements are hard to reconcile with the fact that

the Shenango Coke Plant throughout its history has been spewing toxic air pollution into nearby communities. Over 70,000 people live within three miles of the plant and one third of them live below the poverty line. The incidence of asthma among children in the Northgate School District is twice the state average, and residents of these nearby communities have an above average mortality rate for lung cancer, heart disease and respiratory disease. In 1993, during Mr. Aloe's tenure at Shenango, the EPA had to step in to write a consent order with the plant because Shenango was exceeding the legal limits on its emissions. As reported in 1999, even with the 1993 order, Shenango continued to have violations for the next six years and was fined for those violations. Shenango continues to pollute our air.

MR. CATANESE: One minute.

MR. TARANTO: Instead of approving Mr. Aloe's nomination, Council should be asking the Health Department to develop an aggressive and pro-active strategic plan to reduce air pollution in Allegheny County so that Pittsburgh and Allegheny County can become known as the place that confronted its air quality issues and made itself a safe and healthy place to live. This plan should include the following requirements for the Shenango plant. One, require Shenango to comply with all existing regulations. Two, use penalties and fine scheduling that are high enough to discourage future violations increasing fines for repeat violations, limit production at Shenango on Air Quality Day and require that Shenango cease production until it demonstrates that it can meet all applicable federal, state and local regulations. Thank you.

PRESIDENT DEFAZIO: Thaddeus Popovich.

MR. POPOVICH: You have to have a little fun with these things, even though they're too serious; right? My name is Thaddeus Popovich. I live at 6606 Virginia Avenue. That's in --- a Pittsburgh, PA address, 15202. Actually, in Ben Avon. And I'm going to segue with Angelo's presentation or testimony. And my goodness, that we had someone from the Heart Association here today. I love it. And this is American Heart Health month. And I'm going to read something to you, and what I have given you is what I sent the day after Valentine's Day to our Health Department, including Dr. Karen Hacker. And I have attached to it our stories project for Allegheny County

Clean Air Now, talking about our quality of life and health concerns. And also attached to that is the legal amount of pollution that Shenango is allowed to spew out. We get to breathe this free of charge. And fine particles, particulates in particular, 21 tons per year as my bronchitis, heart disease. I have heart disease. I'm a survivor of heart disease so let me read this to you. My Valentine's Day has started out badly. I've attached a PDF file of a complaint that I filed this morning into the ACHD system. I would like a response, please.

We continue to experience lousy, stinky days in our ACCAN neighborhoods. It's shameful. It's ironic that the caption notation is, my Valentine, especially since February is Heart Health Month as designated by the American Heart Association. As you know, I suffer from cardiovascular disease which is caused and impacted by air pollution. I'm attaching a research paper which you don't have, but I attached it for the Health Department. And it's entitled Particulate Matter, Air Pollution and Cardiovascular Disease. There is a connection. Perhaps it's time for the Health Department to convene a panel of medical experts to discuss the connection between cardiovascular disease and air pollution.

MR. CATANESE: One minute.

MR. POPOVICH: I will gladly offer up my cardiologist to be on that panel. And let me read to you what I said in my notation on mine. This morning at 7:30 a.m. when I left the dogs out I noticed a noxious odor attributable to the tar-making process at DTE Shenango. I've smelled that smell. Prior to that before getting out of bed I notice a twinge in the left pec area over my heart. I would like an accounting from ACHD on what was going on at DTE Shenango at the time. Were ACHD inspectors on site? I found out today --- one of the inspectors called me and he said we do not have inspectors on weekends. Exactly my point. How do we know what's going on? So I was following a bus today in and there's a big, black plume of smoke, so that bus should be taken out of service and serviced by PAT. That's exactly what happens at Shenango day after day after day after day. It should be taken out of service unless it can clean up its act. And I invite Mr. Palmiere, I invite Mr. Baker and I invite Mr. Finnerty to come to our area to be my guest so you can smell and see what I see. That's an open invitation. Thank you very much. Oh, by the way, those

DVDs are three minutes of Shenango's finest or worst, so please enjoy. I get to enjoy that every other day. Thank you.

PRESIDENT DEFAZIO: 8799-15.

MR. CATANESE: Motion to approve the minutes of the Regular Meeting of Allegheny County Council held on January 20, 2015.

MR. FINNERTY: So moved.

PRESIDENT DEFAZIO: Is there a second?

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it. 8687-15.

MR. CATANESE: Approving the reappointment of Avis Kotovsky to serve as a member of the Children, Youth and Families Advisory Committee for a term to expire on December 31, 2017. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Jan Rae isn't here. I was talking to Mike Finnerty. Are you going to ---?

MR. FINNERTY: Sure. I'll do that. This reappointment was affirmatively recommended by the Committee and I would like to make a motion to approve it.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it. We'll go down to 8700-15.

MR. CATANESE: Approving the appointment of Jennifer Liptak to serve as a member of the Allegheny County Airport Authority for a term to expire on December 31, 2019. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Again, I'm going to ask Mike. He's been to all the meetings.

MR. FINNERTY: This appointment was affirmatively recommended, positively and I would like to make a motion to approve.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Second. Under remarks?

MS. HEIDELBAUGH: Remark.

MS. MEANS: Remark.

PRESIDENT DEFAZIO: Okay. I think she was first. Councilwoman Heidelbaugh.

MS. HEIDELBAUGH: Thank you. I would like to speak in opposition to this appointment. Jennifer Liptak is serving as the chief of staff of the county executive. We have approximately 1.2 million people who reside in Allegheny County, many of whom who have backgrounds in aviation. We have just hired someone who is a new director of the airport. We have many people in this County who I'm sure would love to serve on the Airport Authority. I have spoken out quite frequently in this regard, that members of our Authorities should be independent. And I believe that as --- by virtue of the fact that she is the Chief of Staff of the county executive, who we know regularly intersects with these board members on their votes, I don't believe that she can hold two hats. I don't believe she can be truly independent and still serve as Chief of Staff of the county executive. I believe that she would put her job in jeopardy if she were to disagree with the county executive on any particular vote. I don't think it's fair for her to be put in that position. And I also have introduced a bill that was referred to Committee that no county employee should serve on independent boards and authorities.

Our airport is in dire need of new thinking, trying to get to solutions to the problems that we have out there. The last thing that we need is single-minded thinking, one person controlling everything. So for those reasons --- and lastly, while Ms. Liptak may have a lot of abilities in other areas, I don't believe that she has any particular in-depth knowledge about aviation or the need for increased flights or all of the particular issues that are confronted by our airport. I think it's just so patently obvious that this is not good for the citizens of Allegheny County, I would respectfully request all of my colleagues to vote no.

PRESIDENT DEFAZIO: Councilwoman Means?

MS. MEANS: I just wanted to say I agree with Councilwoman Heidelbaugh. I just think that our boards and authorities should be independent, and I don't feel that county employees should serve in that capacity. They can't wear two hats and be independent. Thank you.

PRESIDENT DEFAZIO: Any other remarks? I think I'll start with Barbara.

MS. DANKO: Usually I try to give wide latitude to the county executive in his appointments. I had

concerns about this and they were highlighted the day of the Appointment Review Committee. There was an article in the paper where Ms. Liptak, I felt, crossed the line of professionalism by going after county employees in the newspaper, and there was no retraction. You know, as an elected official, high-ranking government employees, you know, taking the hits is part of job. But I think to go after the rank and file employees was of great concern to me, and it makes me question her ability to be professional in this particular role. I agree, she has many talents, but I will be voting no on this appointment.

PRESIDENT DEFAZIO: I think next was Councilman ---.

MR. ELLENBOGEN: Don't you remember my name?

PRESIDENT DEFAZIO: Yeah, I forgot it.

MR. FINNERTY: Ellenbogen.

MR. ELLENBOGEN: I have to respectfully disagree with my colleagues. I don't know. My colleagues are basically newer Council people. Those of us who have been here a little bit had the pleasure to serve when Jennifer was a chief of staff in Council. And anybody that worked with her knows that Jen is not a wallflower, she's an independent thinker. She has no problem opening up her mouth. She's nobody puppet and nobody's lap dog. And if a person follows the mindset that she is controlled, I submit this to you. No one would have the ability to possibly change the chief executive's mind on something than Jennifer Liptak. And for that reason I'm voting on her --- for her because I believe that if there's something that he may not agree with or whatever, she's the one person that --- if anyone can get him to change his mind, you know --- Jen, you know, like I said, she's very strong willed and she'll stand up. So like I said, I respect her and I'm for her. Thank you.

PRESIDENT DEFAZIO: Go ahead, Councilman.

MR. FINNERTY: Sure. Thank you. I disagree --- a number of reasons. But basically it's that I believe that people that are employed by the County and County Council people should be on boards of the county. It's extremely important that we, as people, know what's going on on the boards. You have --- you are one vote on a board. I sit on two boards, and I think it's important that I'm there so that I know what's going on at Soldiers and Sailors. I know what's going on at the Conservation District. Those things are important. And I think by

putting up legislation that's blankly saying something, I think there's a consideration that's not being made. Thank you.

PRESIDENT DEFAZIO: Okay. Go ahead. You're next.

MS. HEIIDEELBAUGH: Yeah. I want to address an article in the newspaper in which Ms. Liptak was quoted as saying that --- certain employees of Allegheny County, she referred to them as Ravenstahl rejects. These are people that are our colleagues. They receive a paycheck from Allegheny County. They were hired by Allegheny County. They work here. I thought it was extremely unprofessional for her to call another human being a reject, particularly also because, you know, I think what she's doing is she's trying to get in a disagreement or fight that Mr. Fitzgerald has with someone and she's trying to back him up. I think she should have apologized for calling another human being a reject. That's just not the way we talk about other human beings, especially our colleagues who are receiving paychecks from the County. And if they're rejects, you know, why are they still working here? So for that additional reason, I thought that was very unprofessional.

And I've also heard through a number of people that she regularly refers to one of our elected officials in an extremely derogatory manner in front of other employees which I also think is beneath the standards that we should have. Thank you.

PRESIDENT DEFAZIO: Thank you. Council Member Macey?

MR. MACEY: Yes. Thank you, Mr. Chairman, Members of Council. Having served on the Airport Authority Board and being a commercial pilot doesn't necessarily make you the best person to be on that Board. I did bring a lot of aviation experience, as well as having an airport in my district, which was very important to my constituents, as well as to those who work at the airport. Jennifer Liptak brings a different demographic. She brings an experience in budget. She was our budget director, so you don't necessarily --- I think she's going to bring a lot of good things to the Airport Authority. She's young. She's looking for more flights out of there. She's looking for additional areas to --- points to fly to. And I think it's important that we have some kind of

direct communication with Council as well as the administration.

Now, the Airport Authority is a make up of specific individuals. There are State Representatives that are required to be on that Board as well as other people of professional backgrounds. So I think she's a perfect match. I think she brings a lot to the Airport Authority, and I think she's going to be an asset, not only to the Airport Authority, but to the aviation community. Thank you.

PRESIDENT DEFAZIO: Any other comments?

MR. KRESS: I just want to say something, yeah. This has to do about authorities and this has to do with Mount Lebanon. They actually got rid of their Parking Authority and --- in regard to this article from the Allegheny Institute. And they basically said the Authority served to fragment local government, reducing the ability of elected officials to control operations in a manner that's most responsive to citizens' concerns. And thus, the decision to dissolve the Authority was made. And that's the thing. I mean, we're saying, oh, you have to be independent, but here's the thing. We're elected officials. I think there needs to be a certain amount of responsibility. The Airport Authority was created back in 1999. And again, what makes the airport even more unique now is the fact that it's sitting on a billion dollars worth of natural gas. And my question is shouldn't they have more, I guess, accountability to elected officials? And I know I introduced legislation back in 2011 saying how can we use that natural gas to benefit all the people in Allegheny County? And the question is again --- and I know the FAA doesn't allow us to tap into that natural gas and use it for our budget, but that's the thing. I mean, one minute you're saying, hey, let's keep the airport independent. But on the other hand, the gas that sits underneath the airport belongs to all of us as taxpayers. So to me it doesn't hurt the fact that we have people from Allegheny County government sitting on that board because they need to be accountable to us and are they doing everything in the best interest of the people of this county? So I don't have a problem with Jennifer Liptak sitting on that board. I think she's qualified. She's good with numbers. And I want there to be accountability to this government. And again, the question comes down to all these authorities. Why do we have all these

authorities? Are we better served maybe getting rid of these authorities and maybe having greater oversight? Because again, there's a huge amount of money sitting under that airport. The FAA says we can't use it. But if we had greater accountability with that money, could we maybe eventually bring it in to our budget to serve the needs of the people in entirety? Like there's bridges in McKeesport or roads in McKeesport that need to be fixed. There's roads throughout this county that need to be fixed. Could we eventually use that money? I don't know. But I'm saying when you keep an airport completely independent of this government, that money is going to sit at that airport. It's never going to be used for maybe the benefit of the people of this county. So that's just one of my concerns.

Again, I think Jennifer Liptak is qualified to be on that Board. Thank you.

PRESIDENT DEFAZIO: Seeing no more ---. Sorry, go ahead.

MR. ELLENBOGEN: You know, when it comes to budget I don't know anybody who is more professional and better at budgets than Jennifer Liptak. She is the Michael Jordan of budgets. Anybody that knows her knows that. And I for one --- you know, I can't allow her professionalism to be attacked from this podium. Jennifer is a warrior. She disagrees with people, you know, what some Council people see as ---.

MR. FUTULES: (via telephone) I haven't seen you for a while.

MR. CATANESE: Councilman, can you put it on mute? We can hear you in the background.

MR. FUTULES: Oh, sorry.

MR. ELLENBOGEN: I see it as having passion, the same passion that she will take to the Airport Authority. You know, saying that people calling people disparaging names and whatnot, to me it's more hearsay than anything. I've never heard Jennifer say anything in my presence and I've known Jennifer for probably longer than anyone on this Council. So like I said, I stand by her professionalism and I'm for her.

PRESIDENT DEFAZIO: Being that there's a controversy, we'll take a roll call.

MR. CATANESE: Mr. Baker?

MR. BAKER: Yes.

MR. CATANESE: Ms Danko?

MS. DANKO: No.
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?
(No response.)
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: No.
MR. CATANESE: Mr. Kress?
MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
DR. MARTONI: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: No.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Nay.
MR. CATANESE: Mr. DeFazio, President?

PRESIDENT DEFAZIO: Yes.

MR. CATANESE: Yes, 9, noes, 4. Confirmed.

PRESIDENT DEFAZIO: 8701-15.

MR. CATANESE: Approving the reappointment of Lynn Heckman to serve as a member of the Southwestern Pennsylvania Commission for a term to expire on December 3, 2018. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Again, I'm going to call on Council Member Finnerty because he was at the meeting.

MR. FINNERTY: The reappointment was affirmatively recommended from Council, I mean, from the Committee, and I move for approval.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it.
8702-15.

MR. CATANESE: Approving the reappointment of Melvin Pollard to serve as a member of the Allegheny County Children, Youth and Families Advisory Committee for

a term to expire on December 31, 2017. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Again, I'm going to call on Council Member Finnerty.

MR. FINNERTY: The reappointment was affirmatively recommended in Committee, and I move for approval.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed?

MR. FUTULES: Aye.

PRESIDENT DEFAZIO: The ayes have it. 8703-15.

MR. CATANESE: Approving the reappointment of Stanley Gorski to serve as a member of the Authority for the Improvements in Municipalities for a term to expire on December 31, 2019. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Mr. Finnerty, would you like ---?

MR. FINNERTY: Yes. The appointment was affirmatively recommended in Committee and I move for approval.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed?

MS. HEIDELBAUGH: Yes.

PRESIDENT DEFAZIO: One no; okay.

MR. CATANESE: One no.

PRESIDENT DEFAZIO: The ayes have it. 8704-15.

MR. CATANESE: Approving the reappointment of Stephan Broadus to serve as a member of the Allegheny County Human Relations Commission for a term to expire on December 31, 2018. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Council Member Finnerty?

MR. FINNERTY: The reappointment was affirmatively recommended and I move for approval.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks? Go ahead, Council Member Danko.

MS. DANKO: I sat on the Human Relation Commission for a few years when Stephan Broadus was the chair. He does a wonderful job. Very committed to the

Human Relation Commission. And I just wanted to add that we're very lucky to have him. Thank you.

PRESIDENT DEFAZIO: Seeing no other comments, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it. 8705-15.

MR. CATANESE: Approving the appointment of Nicola Henry-Taylor to serve as a member of the Allegheny County Human Relations Commission for a term to expire on December 31, 2018. Sponsored by the chief executive.

PRESIDENT DEFAZIO: 8706-15.

MR. FINNERTY: The appointment was ---.

PRESIDENT DEFAZIO: Go ahead.

MR. FINNERTY: The appointment was positively recommended, and I move for approval.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it. Okay. Is this 8606-15?

MR. CATANESE: Uh-huh (yes). Approving the appointment of William Price to serve as a member of the Allegheny County Human Relations Commission for a term to expire on December 31, 2018. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Again, Mr. Finnerty. Council Member Finnerty.

MR. FINNERTY: The appointment was affirmatively recommended and I move for approval.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed. The ayes have ---

MR. FUTULES: Aye.

PRESIDENT DEFAZIO: --- it. 8707-15.

MR. CATANESE: Approving the appointment of Dennis Floyd Jones to serve as a member of the Allegheny County Juvenile Detention Board of Advisors for a term to expire on December 31, 2015. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Again, Council member Finnerty.

MR. FINNERTY: The appointment was affirmatively recommended and I move for approval.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it.
8708-15.

MR. CATANESE: Approving the appointment of Maria Silva to serve as a member of the Allegheny County Juvenile Detention Board of Advisors for a term to expire on December 31, 2015. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Council member Finnerty?

MR. FINNERTY: The appointment was affirmatively recommended and I move for approval.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it.
8709-15.

MR. CATANESE: Approving the reappointment of John C. Brown to serve as a member of the following Authorities: the Allegheny County Industrial Development Authority, the Allegheny County Hospital Development Authority, the Allegheny County Higher Education Building Authority and the Residential Finance Authority, administered collectively through the Finance and Development Commission, for a term to expire in December 31, 2019. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Council member Finnerty.

MR. FINNERTY: The reappointment was affirmatively recommended and I move for approval.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor respond by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it.
8710-15.

MR. CATANESE: Approving the appointment of Mark Aloe to serve as a member of the following authorities: the Allegheny County Industrial Development Authority, the Allegheny County Hospital Development Authority, the Allegheny County Higher Education Building Authority and the Residential Finance Authority, administered

collectively through the Finance and Development Commission, for a term to expire on December 31, 2019. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Council Member Finnerty.

MR. FINNERTY: Thank you. The reappointment was affirmatively recommended and I move for approval.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Under remarks? Council Member Means?

MS. MEANS: I'd like to set the record straight. I was in attendance at the Appointment Review Committee meeting, and I was unaware that Mr. Aloe had some legal issues at the time of the meeting. I was aware that he had given money to Mr. Fitzgerald's campaign. And during the meeting, I asked if he had given money --- donated money to other people's campaigns. And he shared with me that given money to Mr. Peduto and Mr. Flaherty as well. And I abstained at that time on the vote, just because I wanted to think about that. I did ask him straight up if he had been promised a favor because of the money he gave. He said no, but afterwards, after the meeting, I learned that there was an indictment in the Nebraska against Mr. Aloe. And that has me very concerned. And it's so easy just to go online to Google Mark Aloe and up comes the indictment. And you can read the terms of the indictment, and it looked --- and I've had some legal people look at this paper and tell me that if Mr. Aloe was appointed to the Higher Education Committee and Allegheny County Industrial Development Authority and the Hospital Development Authority and the Residential Finance Authority that he may even be violating the terms of his agreement because he has a voluntary prohibition from serving as an administrator, a fiduciary officer, trustee, custodian, consultant, advisor to or any other capacity that involved decision-making authority or custody or control of monies, funds, assets or properties of any employee that blah, blah, blah --- for 14 years. So this happened in March of 2010. I just can't --- and the more I research on this individual, the more troubled I am. And I will be a no, a definite no. The people of Allegheny County depend on us to appoint people of high integrity to the Boards and Authorities. Thank you.

PRESIDENT DEFAZIO: Any other remarks? Seeing none ---. Okay. Go ahead, Council Member Heidelbaugh.

MS. HEIDELBAUGH: So in reading the documents provided to us and the whole Committee, it appears that the indictment and the eventual settlement resulted from the taking by Mr. Aloe of monies that should have been secured to various employees and was never paid back. In excess of a million dollars, I believe. And I found it curious that Mr. Aloe then filed a lawsuit here in Allegheny County, Mark Aloe versus Voyager Jetsetter, LLC in January of this year. And Voyager Jetsetter is a company that operates out of the West Mifflin Airport. He says in his lawsuit that on or about December 24th, 2013, he purchased a 2014 Mercedes Benz GL-450 SUV for the purchase price of \$72,000, a gift for his girlfriend, Ms. Dina White. And that the Voyager failed to roll up the windows and he wants to be paid back his money, \$72,000. Yet he did not pay back any of the monies he seems to have taken from any of the employees that he was indicted for. So I just don't think this is a person that ought to be appointed to serve as a member of the Allegheny County Industrial Development Authority, the Hospital Development Authority, the Higher Education Building Authority and the Residential Finance Authority, as, again, we have \$1.2 million people that live in this county, 800,000 of which are probably adults. It seems odd to me that a gentleman who has been indicted, who's suing an operator out at our County airport, is one of the only people that we could find to fill in this important role. And the fact that he gave \$10,000 in contributions to Mr. Fitzgerald and \$10,000 to Mr. Peduto and \$2,000 to Mr. Flaherty has absolutely no relevance to his appointment. I think that a yes vote on this gentleman will really say a lot as to where we are on this Council.

PRESIDENT DEFAZIO: Any other remarks? Go ahead Council Member Means.

MS. MEANS: forgot two important points. Number One, Mr. Aloe did not put Paysetter Corporation of America on his résumé. And I just thought was really an important thing. Thank you.

PRESIDENT DEFAZIO: Controversy here. We'll call the role.

MR. CATANESE: Mr. Baker?

MR. BAKER: No.

MR. CATANESE: Ms. Danko?

MS. DANKO: No.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Yes.
MR. CATANESE: Mr. Finnerty?
MR. FINNERTY: Yes.
MR. CATANESE: Mr. Futules?
(No response.)
MR. CATANESE: Ms. Green Hawkins?
MS. GREEN HAWKINS: Nay.
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: No.
MR. CATANESE: Mr. Kress?
MR. KRESS: No.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
DR. MARTONI: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: No.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Mr. Robinson?
MR. ROBINSON: Nay.
MR. CATANESE: Mr. DeFazio, President?
PRESIDENT DEFAZIO: Yes.
MR. CATANESE: Yes, 6, No, 7. It fails.
PRESIDENT DEFAZIO: All right. We're down to

8753-15.

MR. CATANESE: Approving the reappointment of Theresa Edwards to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to expire on December 31, 2017. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Council Member Finnerty.

MR. FINNERTY: Thank you. This was affirmatively recommended from the Committee and I move for approval.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor signify by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Those opposed? The ayes have it. 8754-15.

MR. CATANESE: Approving the reappointment of Valerie J. Ketter to serve as a member of the Drug and Alcohol Planning Council of Allegheny County for a term to

expire on December 31, 2017. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Council Member Finnerty.

MR. FINNERTY: Again, the reappointment was affirmatively recommended and I move for approval.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Any remarks? Seeing ---. Okay. Council Member Means.

MS. MEANS: Valerie Ketter is a very valuable member --- employee of our county. She's an outstanding citizen. She is just so gifted. She was so wonderful when we interviewed her in the appointment review committee. I abstained on her vote and that is because she is an employee of the County. And again, I have the philosophical opinion that --- stance that we should not appoint employees to these authorities and boards, so I will be a no. Thank you.

PRESIDENT DEFAZIO: Seeing no other comments, let's try a voice vote. First, all those in favor signify by saying aye.

(Ayes respond)

PRESIDENT DEFAZIO: Opposed?

MS. HEIDELBAUGH: No.

MS. MEANS: No.

PRESIDENT DEFAZIO: Well, it seems like two.

MR. CATANESE: That's correct.

PRESIDENT DEFAZIO: Is there any question on it? Okay. Then it will be approved. Committee on Budget and Finance, second reading. 8774-15.

MR. CATANESE: A Resolution of the County of Allegheny amending the Grants and Special Accounts Budget for 2015, Submission #02-15. Sponsored by the chief executive.

PRESIDENT DEFAZIO: Council Member Finnerty.

MR. FINNERTY: This was affirmatively recommended from the Committee and I move for approval.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, we'll have a roll call.

MR. CATANESE: Mr. Baker?

MR. BAKER: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: Aye.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: Aye.

MR. CATANESE: Mr. Finnerty?
MR. FINNERTY: Yes.
MR. CATANESE: Mr. Futules?
MR. FUTULES: Here.
MR. CATANESE: Ms. Green Hawkins?
MS. GREEN HAWKINS: Aye.
MR. CATANESE: Ms. Heidelbaugh?
MS. HEIDELBAUGH: Yes.
MR. CATANESE: Mr. Kress?
MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
DR. MARTONI: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Mr. Robinson?
(No response.)
MR. CATANESE: Mr. DeFazio, President?
PRESIDENT DEFAZIO: Yes.
MS. HEIDELBAUGH: Point of order.
PRESIDENT DEFAZIO: What's your point?
MS. HEIDELBAUGH: My point is that Mr. Futules'
vote should not be counted. He voiced here. That should
not be counted as a yes vote.
MR. CATANESE: You could ask him to clarify
that.
PRESIDENT DEFAZIO: Mr. Futules, can you hear
us?
MR. FUTULES: Yes.
PRESIDENT DEFAZIO: Do you understand what we
just said?
MR. FUTULES: I didn't hear it. I'm sorry. I'm
in a group of people. I just walked away from them. What
happened?
PRESIDENT DEFAZIO: Well, there was a comment
that you didn't vote. You said here. Are you voting for
this or against it?
MR. FUTULES: Oh, are you talking about 8774-15?
PRESIDENT DEFAZIO: Yeah.
MR. FUTULES: I'm sorry. I meant yes.
MS. HEIDLBAUGH: It's not 74. It's 54.
MR. FINNERTY: It is 8774.

PRESIDENT DEFAZIO: Yeah, it is.

MS. HEIDELBAUGH: Point of order.

PRESIDENT DEFAZIO: What's your point?

MS. HEIDELBAUGH: I think what just happened was completely inappropriate and I ask the Chair to --- and the parliamentarian, to take back what just happened. I don't think there's ---

PRESIDENT DEFAZIO: Hold it, Heather.

MS. HEIDELBAUGH: --- any precedent for that.

PRESIDENT DEFAZIO: Hold it. Hold it. First of all, technically, I make the final decision. I went to the parliamentarian and he agreed to let him vote and I agree with him, so there's no ---. That's the rules. Okay? I know the rules on that.

MR. ELLENBOGEN: Mr. President?

PRESIDENT DEFAZIO: Yes.

MR. ELLENBOGEN: Yeah, just to clarify. I think Mr. Burn was president at the time when you missed a vote like that and the past precedent and you were allowed to re-vote again. So there is a past precedent for that.

PRESIDENT DEFAZIO: Well, see, he wasn't paying attention.

MR. ELLENBOGEN: No, but that's what I'm saying. I'm agreeing with you.

PRESIDENT DEFAZIO: All right.

MR. ELLENBOGEN: I'm saying it has happened before is what ---.

PRESIDENT DEFAZIO: Okay. Go ahead.

MS. GREEN HAWKINS: Thank you, Mr. President. I just wanted to ask if we can just get a formal ruling from the parliamentarian? There are times when things happen, for whatever reason, and it's not clear to me whether --- what happens is something that should normally happen.

PRESIDENT DEFAZIO: Okay. What we'll do, technically, I make the real final decision.

MS. GREEN HAWKINS: I understand that.

PRESIDENT DEFAZIO: But I want to --- I'll go to our ---. Right. Okay. So we'll go to him. I don't think there's anything specific on it either way, to be honest with you. You're not going to see a specific ---.

MR. FUTULES: Did my vote make a difference, Mr. President?

PRESIDENT DEFAZIO: No. It's moot. Yeah, I don't --- they specifically spell that out in there.

MR. CATANESE: The vote's done. I mean, the vote is done. I'm just looking at it.

PRESIDENT DEFAZIO: Yeah, the vote is over with. But she was just asking the way it looks.

MS. HEIDELBAUGH: I'd like to place on the record an objection to what just happened. I think it's --- Mr. Futules isn't here. He just admitted he's not paying attention. He voted here. His vote should not be counted. He should be here. It's just an affront to the body.

PRESIDENT DEFAZIO: Okay. Let me go back again. For the third time, I'm going to say this. I make the final decisions; okay? And I said it was okay based on even what our parliamentarian said. So there's really nothing we can do about it. The vote was phoned in, so we're going to move on. What are we on, Liaison Reports?

MS. MEANS: Mr. President?

PRESIDENT DEFAZIO: Yeah.

MS. MEANS: I have one.

PRESIDENT DEFAZIO: What's that?

MS. MEANS: I just wanted to share that tomorrow night at the Bethel Park Community Recreational Center, Congressman Tim Murphy will have a town hall meeting where he'll be discussing immigration and Medicare and health benefits. It's open to the public. And again, it's tomorrow night, the 18th of February at seven o'clock at the Bethel Park Recreation Center. Thank you.

PRESIDENT DEFAZIO: Any other ---? Go ahead, Councilman Ellenbogen.

MR. ELLENGOGEN: Thank you, Mr. President. I don't know how to start this, but I'm just going to start. I spent seven years and four in high school and almost another eight at another school working myself through college, working at the Pittsburgh Zoo, and have probably been exposed to and taken care of more different types of animals than most. That, coupled with living one street from Mount Lebanon, I'm more than aware of the deer problem that exists in Mount Lebanon. That being said, the Mount Lebanon folks had voted to allow these deer to be rounded up, placed into a pen and then literally assassinated while the other ones watched. This is a hunting community. This is not a cruelty to animal community. Anybody that has any knowledge of whitetail deer will tell you that under that kind of --- that duress and fear, that the minute that the first one is killed,

the others will start to kill themselves by banging their heads off the fence and off the ground. This is probably, in the 40-plus years that I've been around animals --- and I've been around some pretty exotic ones --- I have never heard of anything so cruel and so rotten as to what's going to be done in Mount Lebanon.

It's inhumane. Any veterinarian will tell you that. There are those that want to display it as, you know, well, you know, it's just a couple of animal nuts. No, that's not the case. Anyone that knows anything about animals will tell you that it's cruel and inhumane. And I cannot express that enough. It's one of the most horrible things I've heard. And then to watch them kill --- the other ones start to kill themselves under this kind of duress. And it just to me is incorrigible that in 2015, they can't find a better way to do something about the deer problem. And I recognize that there is, but this is just an abomination. There's no other word for it. And if anybody wants to question my knowledge of this, of animals and that, I would be more than happy to have this debate with them. You can look it up. And anyone that knows, like I said, about whitetail deer will tell you that they will start to kill themselves.

On top of that, they can't even donate the meat to the, you know, food centers, or you know, homeless people. They'll end up, the carcasses, in a landfill, more than likely.

I would ask that the people that are viewing this. And you know, I don't know whether just the folks that voted for this in Mount Lebanon are so upset for the deer --- and there is a problem --- that they don't recognize or realize just what they're doing here. But I think that the media and the public should make them aware of how cruel this is. And like I said, you can talk to --- any veterinarian that knows anything about wildlife will tell you the same thing.

I stand in complete protest against this, and I would ask the viewing public to let their voice be known also of the cruelty of this. So thank you everyone for your attention.

PRESIDENT DEFAZIO: Chuck Martoni. Councilman Martoni.

DR. MARTONI: Thank you. I want to announce that on March 12th, the County Mayor's Association is having a dinner at Futules' Harmar House. And the guest

speaker is our chief executive. Okay? All of County Council is invited. There'll be no cost. If you take another person with you, there'll be a cost of \$20. I think I put a flyer in everybody's mailbox. And I also want to announce that the Steel Valley Council of Governments, they're beginning a process called Blight Busters. Okay? And the first meeting is February 23rd at two o'clock at the Steel Valley COG Headquarters in the Human Service Conference Room, 107. It's something that we should probably try to spread everywhere. They have the initiative to do it, but I think everybody should be involved in that, the entire county. Thank you.

PRESIDENT DEFAZIO: Council Member Means.

MS. MEANS: I just wanted to dovetail onto Mr. Ellenbogen's comment about the deer. I think that has not been approved by the Game Commission yet. And so it's not --- until the Game Commission approves this, it's not going to happen. So at least that's my understanding of the status of that plan.

MR. ELLENBOGEN: My understanding it was just approved a couple of hours ago.

MS. MEANS: Oh, really? Okay. Thank you.

MR. ELLENBOGEN: You have no idea. I mean, this is probably one of the cruelest things that I've ever heard of with animals.

PRESIDENT DEFAZIO: Any other Liaison Reports?

MR. FUTULES: Mr. DeFazio?

PRESIDENT DEFAZIO: Yeah.

MR. FUTULES: I heard Mr. Martoni very clearly about the Harmar House. I hear the food is good there. I heard that pretty good, Heather. Thank you.

MR. FINNERTY: I don't know what he said.

PRESIDENT DEFAZIO: The food is excellent there.

MS. HEIDELBAUGH: Awesome.

PRESIDENT DEFAZIO: Thank you. Any other ---? Seeing none, we'll go on to New Business and Resolutions. 8800-15.

MR. CATANESE: An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing CBS Films, Incorporated, to use certain County-owned real and personal property in connection with filming a motion picture. Sponsored by the chief executive.

MR. FINNERTY: We need a motion to waive that, I believe. I'll make that motion.

MR. PALMIERE: Second.

PRESIDENT DEFAZIO: Okay. a motion to waive it because of the filming. They have to hurry up and get moving on it. So there's a motion and a second. Under remarks?

MR. FINNERTY: Yeah. I would like to ask some questions about it. Could the county manager come up so he can explain to us exactly what's going on? And to everybody.

MR. MCKAIN: I brought --- Kevin Evanto is our chief marketing officer. And if it's okay maybe I'll talk a little bit about why we're asking for the request. We've been approached, as the agenda item says, from CBS Films to film a movie, Let It Snow. And it's at various locations in the region. The story is set in Pittsburgh. The film office, you know, works tirelessly to encourage productions in our area. But the request that the County received for the filming at Boyce Park was after the February 3rd regular meeting deadline, and so we weren't able to come and go through our normal process to ask you, as an agenda item, to go to committee and then come back and film it on February the 24th.

The movie, just to talk a little bit about it, is called Let It Snow and stars, Alan Arkin, John Goodman, Diane Keaton. And the story is set in Pittsburgh and being shot a number of locations, like I said. What they're asking for is permission --- and we're asking for the waivers --- to film on February the 24th. And it would just be for the snow tubing area, meaning the skiing slopes would still be open.

One of the things that we've negotiated with them is that they pay us for the lost revenue at the snow tubing, some custodial services that will be necessary, county police, and electricians. So it's almost about \$10,000. Kevin's going to talk a little bit about the economics on how this film helps our region. I thought that might add to the discussion.

MR. EVANTO: Yeah. While CBS Film is here shooting this movie, they're employing 176 local crew members. They have opened vendor accounts with 152 Pennsylvania based businesses and are doing business with them. Seventy-five (75) crew members who are from out of town are staying in local hotels or renting apartments during the production which is about three months. The production company is renting more than 150 cars from Enterprise which accounts for more than \$220,000 plus,

they are paying the Allegheny County car rental tax. And the production company actually has a local office which is located here --- or in Churchill, rather. And just the central production office spends about \$1,800 a week in restaurants and catering, all from local businesses.

Obviously, we also think that there will be a great bump to the Boyce Park snow tubing area once the film is released, which is scheduled to be at Christmas this year. I'm just giving the fact that it'll be portrayed in a very positive light in a national movie.

MR. MCKAIN: And the only other thing I'd like to add, in addition to the economics, I think it is --- as Kevin said, to promote our parks and our County is wonderful. We don't like to do this and not come through our normal process, but when these opportunities come up --- Kevin and his team hustled really quickly to try to get information for Council to make an informed decision so we're respectfully asking for the wavier.

MR. FINNERTY: And also, do we have all insurances and everything in regard to this?

MR. MCKAIN: Yes, we worked with our Law Department to secure insurance.

MR. FINNERTY: The Law Department has okayed it already?

MR. MCKAIN: Yes, sir.

MR. FINNERTY: Okay. Thank you.

PRESIDENT DEFAZIO: Okay. Councilwoman Danko?

MS. DANKO: I just wanted to thank the county manager, in particular, for reaching out to all the members of Council last week so that this didn't come up at the last minute and offering to get us any additional information. I really do appreciate it. Thank you.

MR. MCKAIN: Thank you.

PRESIDENT DEFAZIO: Any other remarks? Council Member Ellenbogen.

MR. ELLENBOGEN: I just wanted to say, you know, having the star quality of people like John Goodman, Diane Keaton and Alan Arkin just in the media coverage alone gives --- I can't even --- I wouldn't even be able to guess just how much in --- it would cost for that kind of publicity that you would get in a commercial. So that just in itself, I think, is just fantastic. Thank you.

PRESIDENT DEFAZIO: Any other remarks?

DR. MARTONI: I move we accept the ---.

MS. HEIDELBAUGH: I have a ---.

PRESIDENT DEFAZIO: I'm sorry.

MR. FINNERTY: We have a motion and a second?

PRESIDENT DEFAZIO: Councilwoman Heidelbaugh?

MR. FINNERTY: Do we have a motion?

DR. MARTONI: Yes.

MS. HEIDELBAUGH: This is just a remark which has nothing to do with our stellar county manager and our county PR director, who is also stellar. But I had a new business --- I have a motion coming up and I've been trying to get this heard in Committee for a couple of years. It has to do with our elderly poor so that we would --- could debate whether we should ---.

PRESIDENT DEFAZIO: Heather.

MR. FINNERTY: I don't think that's proper. I think that's completely off base.

PRESIDENT DEFAZIO: Yeah, you can't ---.

DR. MARTONI: Out of order.

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

PRESIDENT DEFAZIO: That's right. We're not on that yet.

MS. HEIDELBAUGH: Can I finish my remarks?

PRESIDENT DEFAZIO: No. Heather, that's altogether --- he's right. It's altogether different.

MS. HEIDELBAUGH: Well, I have a remark about this.

PRESIDENT DEFAZIO: You got a remark on the film?

MS. HEIDELBAUGH: Yes, I am talking about the film, but I was interrupted.

PRESIDENT DEFAZIO: You started talking about the other issue. That's why ---.

MS. HEIDELBAUGH: Well, he talked about how he takes care of zoo animals.

PRESIDENT DEFAZIO: That was a Liaison Report. Okay. Come on now. Let's go. You want to speak on the ---.

MS. HEIDELBAUGH: I do.

PRESIDENT DEFAZIO: What is it?

MS. HEIDELBAUGH: The issue is that you're asking for a waiver of the second reading ---

PRESIDENT DEFAZIO: Yeah.

MS. HEIDELBAUGH: --- because this is important, and what I'm saying is that I have things that are important and they don't even go to Committee so I have an objection.

PRESIDENT DEFAZIO: Heather, can I say one thing? And I'll get back to you. Everybody can have their piece. You're one person. I'm one person. The majority up here rule. If you want something and don't get that, that's because a majority of these people don't agree with you. Okay? So everybody has a vote. You're no smarter or better than anybody else. Neither am I or neither is anybody else. We're all one person and we've got to respect their vote even if you don't like how they voted. So go ahead.

MS. HEIDELBAUGH: Well, that's completely --- has nothing pertaining to what I said because I introduced legislation and one person, not all of us, refuses to bring it up Committee and that's you.

PRESIDENT DEFAZIO: That's not true, Heather. Heather, you know what, I hate to do this because I'm out of order, too. I held the meeting and you were the first person that I put on there. I want to try to get this all done. You never showed up. You never even called in and said ---.

MS. HEIDELBAUGH: You didn't give me notice.

PRESIDENT DEFAZIO: The clerk --- are you talking about the clerk? I don't give people notices. You're saying the clerk never notified you?

MS. HEIDELBAUGH: I had no notice of that. I've had that bill pending for two years.

MR. FINNERTY: Excuse me. I think you're both out of order. We're voting on a waiver here. We have a motion. We have a second.

PRESIDENT DEFAZIO: That's right. You're right.

MS. HEIDELBAUGH: May I speak about a waiver?

PRESIDENT DEFAZIO: Are you talking the film?

MS. HEIDLEBAUGH: A waiver. We've voting on a waiver.

PRESIDENT DEFAZIO: Yeah.

MS. HEIDELBAUGH: We have to vote on the waiver first.

PRESIDENT DEFAZIO: Yeah.

MS. HEIDELABAUGH: Yeah. We have to vote on a waiver.

PRESIDENT DEFAZIO: The second reading.

MS. HEIDELBAUGH: Yeah. We've waiving the second reading, and we're waiving it for this. But we can't seem to get other bills argued in front of the Committee.

DR. MARTONI: Question on the motion?

MR. FINNERTY: Oh, we're voting.

MR. FUTULES: Mr. DeFazio, when she's done, I'd like to speak.

PRESIDENT DEFAZIO: What did you say? I couldn't hear you.

MR. FUTULES: When Heather's done, I'd like to speak.

PRESIDENT DEFAZIO: Okay. You're up. You're done.

MR. FUTULES: Everyone, I'd just want everyone to know that as the Chairman of the Committee that I'm okay with waiving the reading because time is of the essence. And it's okay if it doesn't come to my Committee. I was aware of this a week ago and everyone was advised of it by the county manager to make sure that everybody was aware of what was going on. I have no problem with it. Thank you.

PRESIDENT DEFAZIO: All right. Let's take a vote on the waiving the second reading.

MR. FINNERTY: Waiving the second reading.

MR. CATANESE: Mr. Baker?

MR. BAKER: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: 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. Kress?

MR. KRESS: Yes.

MR. CATANESE: Mr. Macey?

MR. MACEY: Yes.

MR. CATANESE: Mr. Martoni?

DR. MARTONI: Yes.

MR. CATANESE: Ms. Means?

MS. MEANS: Yes.

MR. CATANESE: Mr. Palmiere?

MR. PALMIERE: Yes.

MR. CATANESE: Ms. Rae?
(No response.)
MR. CATANESE: Mr. Robinson?
(No response.)
MR. CATANESE: Mr. DeFazio, President?
PRESIDENT DEFAZIO: Yes.
MR. CATANESE: Ayes, 12; no's, 1. The waiver is
passed.
PRESIDENT DEFAZIO: Now, we're going to vote on
the ---.
MR. FINNERTY: I make a motion to approve.
MR. MACEY: Second.
PRESIDENT DEFAZIO: Under remarks? Seeing none,
let's take a vote on the main motion now.
MR. CATANESE: Mr. Baker?
MR. BAKER: Yes.
MR. CATANESE: Ms. Danko?
MS. DANKO: 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. Kress?
MR. KRESS: Yes.
MR. CATANESE: Mr. Macey?
MR. MACEY: Yes.
MR. CATANESE: Mr. Martoni?
DR. MARTONI: Yes.
MR. CATANESE: Ms. Means?
MS. MEANS: Yes.
MR. CATANESE: Mr. Palmiere?
MR. PALMIERE: Yes.
MR. CATANESE: Mr. DeFazio, President?
PRESIDENT DEFAZIO: Yes.
MR. CATANESE: Ayes, 13; noes 0. The bill
passes.
PRESIDENT DEFAZIO: 8801-15.
MR. CATANESE: Motion to pull Bill No. 8228-14,
a Resolution of the County of Allegheny, Commonwealth of

Pennsylvania, urging the Pennsylvania General Assembly to enact with all deliberate speed an act authorizing the governing bodies of counties of the second class to provide by ordinance for the implementation of tax provisions to allow for a property tax freeze for qualifying senior citizens from committee for an immediate and final vote. Sponsored by Council Member Heidelbaugh.

PRESIDENT DEFAZIO: That is in Committee so we'll take a vote on that unless there's a time issue brought up. So let's start with the roll call.

MR. CATANESE: Mr. Baker?

MR. BAKER: Yes.

MR. CATANESE: Ms. Danko?

MS. DANKO: No.

MR. CATANESE: Mr. Ellenbogen?

MR. ELLENBOGEN: No.

MR. CATANESE: Mr. Finnerty?

MR. FINNERTY: No.

MR. CATANESE: Mr. Futules?

(No response.)

MR. CATANESE: Ms. Green Hawkins?

MS. GREEN HAWKINS: Yes.

MR. CATANESE: Ms. Heidelbaugh?

MS. HEIDELBAUGH: Yes.

MR. CATANESE: Mr. Kress?

(No response.)

MR. CATANESE: Mr. Macey?

MR. MACEY: No.

MR. CATANESE: Mr. Martoni?

DR. MARTONI: No.

MR. CATANESE: Ms. Means?

MS. MEANS: Yes.

MR. CATANESE: Mr. Palmiere?

MR. PALMIERE: No.

MR. CATANESE: Mr. DeFazio, President?

PRESIDENT DEFAZIO: No.

MR. CATANESE: Yes, 4: noes 7. It fails.

PRESIDENT DEFAZIO: Okay. Let's go down to

8802-15.

MR. CATANESE: Summary of approved Executive Actions for all Departments from 1/1/15 through 1/31/15 to be received and filed.

PRESIDENT DEFAZIO: Someone want to make that motion?

MR. FINNERTY: I'll make that motion.

DR. MARTONI: I'll second it.

PRESIDENT DEFAZIO: Under remarks? Seeing none, all those in favor, signify by saying aye.
All Ayes Respond

PRESIDENT DEFAZIO: Opposed? The ayes have it.
Public comment. All right. Marion Damick.

MS. DAMICK: Thank you very much. I want to first say that I was very impressed with all of the soccer players and the games that they've won. The only thing that disappoints me is that we do all this work and they are so good at soccer in high school and probably even college, and then we have no professional soccer teams. It's really a pity we're wasting a lot of good men and women and I think it would be great if we did.

Also, I agree definitely with Congressman --- Councilman Ellenbogen. The actions of Mount Lebanon against the deer are disgraceful.

However, I'm Marion Damick, 1341 Shady Avenue, Pittsburgh, 15217, Squirrel Hill. I'm Co-convener of the Pennsylvania Prison Society found in 1787. I remember it well and entitled --- entitled to be official visitors of any county and state prison facility in Pennsylvania. I've been involved in this organization since 1993 when I retired as the Director of the American Civil Liberties Union in Western Pennsylvania. I'm sure you have been somewhat aware of the health situation in the county jail, although I'm not sure how aware you really are. I understand that some of you may not have even received the jail health audit from the controller's office. That's a great pity if it's so. You can obtain it online, but I think you can obtain it from her office also. It is somewhat lengthy, but it's 14 points that they bring out of what is wrong, of what is happening in the one year so far that the County --- that Corizon has been the official nonprofit --- I mean, profit healthcare provider for the Allegheny County Jail. I will definitely say have been some improvements the last couple of months, but that's not nearly enough. And for them, for the county, for Corizon, the sudden loss of Dr. Patterson was a severe blow, but they should be able to recover from that. And we are dealing with inmates, over 2,000 inmates, men and women.

What I'm here to say, though, is that the two year period on the three year contract that for some reason you signed without realizing the background or did

not realize the background of Corizon and the problems that they have had across the country. In any event, you signed it. It was signed by the County. But the second year comes up very quickly, September 1st.

MR. CATANESE: One minute.

MS. DAMICK: September 1st is when it's possible for you to review the whole --- have reviewed the whole health care and decide whether the contract can be terminated then. It's a three year contract, but it comes up for review on September 1st.

Now, yes, you have done --- sent out a job description, announcement description, for a health care contract monitor. Let me tell you the duties which is simply he monitors the contract with the Provider and looks at everything there and receives the issues concerning complaints, reviews the status and performs other duties.

One, even if that happens, which will take a long time because people have to apply for it and go through the review and check, et cetera, et cetera. Not only that, it takes time to go through the hiring process. September will have come and gone. You really can't wait for his decision, his or her. It is necessary to become acquainted with the situation before September 1st. That's why I'm here, because you are County Council. You are the ones who can do something.

PRESIDENT DEFAZIO: Okay. You have to wrap it up real quick.

MS. DAMICK: I will very quickly. You have the power to make the decision by September 1st. I'm asking you, review the audit, visit Corizon, look at their figures for the past year, nine deaths, the most in any Pennsylvania County Jail. Nine people have died, and be well informed to make a decision before September 1st. Thank you very much.

PRESIDENT DEFAZIO: Stay there for one minute.

MS. DAMICK: Yes.

PRESIDENT DEFAZIO: We usually don't comment, but on this, I know that it's a big problem. I've been involved with that myself. I've met with the county executive as late as today again. They're going to get together with him, the Judge and some of these health facilities to try to help solve some of them problems.

MS. DAMICK: I don't know why nobody has asked me. I'm not sure that Mr. Fitzgerald who lives around the

corner from me is exactly friendly with me and that may have something to do with it.

PRESIDENT DEFAZIO: No. The health facilities, everyone said they're going to try and help.

MS. DAMICK: It is, indeed.

PRESIDENT DEFAZIO: So it's, you know ---.

MS. DAMICK: I would be quite willing if asked to meet because I've ---.

PRESIDENT DEFAZIO: They're going to meet, So --- they're going to try and work this out.

MS. DAMICK: I hope so.

PRESIDENT DEFAZIO: Okay. Go ahead, Heather.

MS. HEIDELBAUGH: May I make a comment as well?

PRESIDENT DEFAZIO: Yeah, I did.

MS. HEIDELBAUGH: Thank you very much for coming. The health situation at the jail has been a problem for a very long time. And I agree with you that too little is being done about it. And I hope that you come back and you continue to make Mr. Fitzgerald aware that something has to be done. We're going to get sued. There's going to be a lot of money that's going to have to go out of Allegheny County because they're not giving the medications as they should over there. Thank you for coming.

MS. DAMICK: You're quite welcome.

PRESIDENT DEFAZIO: All right.

MS. DAMICK: I hope I don't have to come back and complain again.

PRESIDENT DEFAZIO: I hope so. Look, I know it's a problem with them. Okay. Lester Ludwig.

MR. LUDWIG: My name is Les Ludwig. I live at 6589 Rosemoor Street in Squirrel Hill, and I come to you with a proposal. Originally, I visited with Dr. Martoni and with Councilman Robinson in regards to entrepreneurship, a government responsibility that the City of Pittsburgh has taken to itself to make a profit from the use of assets. Now, it happens that there's many noted economists who are speaking to the issue of potential of depression, which I note, I believe, in the third paragraph the reasons why. And the importance of entrepreneurship on the part of government lies in the fact that if you could raise as our Chair --- and the city suggests 60 to 75 percent of a year's budget for the County, that you would have money to solve problems with that you never even imagined.

It would take out probably the entire question of finance. It would put it on a new level. I'm here to propose my services, for a fee, to bring entrepreneurship to the County by way of its mayor's association, by way of your coming forward on reading what I've presented here and in talking to Dr. Martoni, who I had the pleasure of visiting in his offices in Monroeville with the City Chair of the Committee for Management Budget Revenue Opportunities or for short, revenue opportunities, because that's what entrepreneurship is really about and that's where I've spent my life. So I think I can bring a special talent that not everyone has in being appointed by the County to go ahead and foster entrepreneurship where we make money from the use of assets of the county.

And let me give you a very simple example and that is rooftop aerals. Huh? Well, there are companies that are renting rooftops including maintenance for aerial communications, so that's like free money that you practically find laying in the street. And that's the kind of thing I want to bring in volume to Allegheny County. I thank you for your attention.

PRESIDENT DEFAZIO: Okay. Thank you. Julia Johnson.

MS. JOHNSON: Good evening. My name is Julia Johnson. I live at 24 Greeley Street, Pittsburgh, PA, 15203 in Southside Slopes.

I'm a community organizer with New Voices Pittsburgh. It is an organization dedicated to the health and well being of black women and girls, including incarcerated women and incarcerated transgender people. For five years, New Voices Pittsburgh has advocated for incarcerated pregnant women who have been and still are shackled during pregnancy and childbirth in the Allegheny County Jail. Our aim is to expose the grave human rights violations at the Allegheny County Jail as we did after the death of Amy Gillespie, a young, pregnant woman who died of pneumonia. A preventable illness while in the care of Allegheny County Jail in 2010.

For too long, officials responsible for the care and treatment of incarcerated people in our jail have not fulfilled their duties, causing the death rate at the Allegheny County Jail to be double that of the national average. Recent tragedies like the death of Frank Smart who simply needed his prescribed seizure medication is evident of that. Those responsible for the care of

incarcerated people must be held to a standard that respects every person in that jail's human rights.

Those present the night of Frank Smart's death must be held accountable for the decisions that led to him being taken from his loving mother who is present here tonight, Tomi Harris, from his family, from his friends and from our community. Every single life is valuable. And it is our duty as a society to respect that life through care, attention and compassion. New Voices Pittsburgh has sought to build relationships with the Allegheny County Jail to improve access to general health care, specifically sexually and reproductive health care with limited progress, even after an in-depth process including the Poverty Maker Leadership Institute that brought key stakeholders together to create strategies to protect the rights of incarcerated women to reproductive health care. Inmates have the right, have the human right to control their bodies, sexuality, gender and reproduction regardless of their incarceration status. This means pre- and post-natal care, no shackling of pregnant women during any point before, during or after childbirth, ability to breast feed, access to contraception, informed of the right to an abortion if wanted or needed, hormone treatment for transgender people and basic humane health care. There are countless ways our justice system harms women, the poor and people of color.

It is no longer acceptable to warehouse human beings, specifically poor people, black people and young people for non-violent crimes that often originate out of social ---. Sorry. I just want to say lastly that we demand accountability. We demand justice for the victims of the system and we demand change to prevent further suffering in our county jail. And that's why we're here tonight with the Allegheny County Jail Health Justice Campaign.

PRESIDENT DEFAZIO: Thank you. Bret Grote.

MR. GROTE: Good evening, Council. My name is Brett Grote. I live at 5441 Rosetta Street, Pittsburgh, PA, 15206 in the Garfield neighborhood.

I'm an attorney and the legal director of the Abolitionist Law Center. We are also with the coalition including the United Steel Workers, New Voices Pittsburgh, the Human Rights Coalition and other groups that have formed the Allegheny Health Justice Project. I also

represent Tomi Harris, a resident of Allegheny County whose son died in the Allegheny County Jail on January 4th due to the systemic deficiencies in the provision of health care in the Allegheny County Jail. His death should weigh heavy on the conscience of every member of this Council which approved the contract between Allegheny County and Corizon in order to cut costs.

Frank Smart was arrested for the unlicensed sale of professional football tickets trying to make some money to survive on during the Steelers' playoff game. When he was arrested, he was in need of ingesting 200 milligrams of Tegretol twice a day in order to prevent severe seizures. It was a simple fact that he had to attend to every day, take his medication or end up in the hospital as the result of a seizure. Frank was thrown in jail without any public safety rationale for committing the so-called crime of trying to survive in the midst of a ruthless economic order that routinely discards and spits out people like their lives don't matter. He entered ACJ on January 3rd and by end of January 4th he was taken out of ACJ with the life having left him.

Frank did not receive his medication, went into a seizure and died due to the improper, inadequate response by staff. Tomi lost one whole child because he did not get one little pill. Since Corizon took over the already troubled health care system at ACJ in September of 2013, the quality of health care services declined precipitously as Corizon implemented the tried and true methods of turning a profit in this industry. Insufficient staffing, depleting the formularity of necessary medications, failure to procure basic supplies and the refusal to create the contractually mandated electronic recordkeeping system.

It is beyond dispute that the County and Corizon are violating the Constitutional rights of those people incarcerated at ACJ as a result of the systemic deficiencies in the provision of health care. Deliberate indifference of policies and practices that deprive people of care for their serious medical needs is not only illegal, but it has also proven lethal. The ACJ has a death rate more than twice the national average of jails.

Since we've launched the ACJ Health Justice Project, we've received increasing reports of countless people not receiving medications, inordinate delays in receiving care, inadequate pre-natal care and incompetence

when it comes to release planning. The death of Frank Smart is the consequence of a decision to value the fiscal concerns of the County over the lives of the poor. This County Council has his death on its hands for approving this contract with Corizon. Failing to exercise oversights and failing to respect the lives and the rights of the most vulnerable members of this county.

We are --- if I may finish, we are calling on the County and Corizon to enact swift remedial measures before it ends up costing more lives, causing unspeakable pain and suffering and exposing the County to millions of dollars in liability. Thank you.

PRESIDENT DEFAZIO: Thank you.

MS. HEIDELBAUGH: May I make a comment?

PRESIDENT DEFAZIO: Go ahead.

MS. HEIDELBAUGH: Thank you. Thank you very much for coming here. This has been known for more than the last year. We, or at least I, have been receiving a lot of complaints from people who are over there at the jail, employees. I don't believe that this Council --- at least I know that I haven't in three and a half years voted on that Corizon contract. The Council did not vote on the contract. So this has to change. You should not die because you have a traffic ticket or because you can't make bail. We have an Eighth Amendment in this country which is a prohibition on cruel and unusual punishment. And there had to be minimum --- minimal levels of care given to the people that go into that jail.

PRESIDENT DEFAZIO: Yeah. Just like I told the other woman that spoke, they're going to try to correct this pill situation and problems like that. The Judge, I told you, the county executive and the UPMCs and the other health groups are going to work together, they claim, to try to resolve this. So let's see what happens. I know what you're going through. Okay. Tomi Harris.

MS. HARRIS: My name is Tomi Harris. I live at 8149 Chasky Street, Verona, PA, 15147. I'm a member of the ACJ Health Justice Campaign. Standing up here may not be popular, but when you stand on principle, you are able to let whatever comes up against you be that. So I'm stating that my son was not dead because of a seizure, nor did he die in 18 hours. He died in the hands of the people in charge of the Allegheny County Jail, Corizon and the cover-up with UPMC. Of the last affrontment, nothing to no one in this room but the silent police in the County

Jail, the nurses that assisted them that work for Corizon and the phone calls made to UPMC to cover up is more than I can imagine. I sat here and watch your Board and I look down. I lost a whole child. He was 39 years old and he meant everything to me. He was with a guy and they bought some tickets. The scalpers didn't get arrested because of the color of their skin, but my son did. My son needed 200 milligrams of a prescription that he had been in jail before that they knew, but that's not what killed him. He was handcuffed. He was shackled. He was beaten because he had a seizure, and they couldn't figure out what it was. How can you hire people that are supposed to be medical that don't know what a seizure is? How can a seizure make the Allegheny County police beat my child to death? That doesn't make any sense to me. The cover-up is to say that he had a seizure in 18 hours. My son was dead in two and a half hours in his cell. Could somebody please tell me what happened to my child? I'm still waiting for the wonderful people at the Allegheny County Jail to call me and tell me that my son is deceased. He's been deceased over 30 days. This doesn't make any sense. I know my color means nothing, but I'm a taxpayer. I'm a good person. And I deserve to know what happen to my child. Thank you.

PRESIDENT DEFAZIO: William Schenk.

MR. SCHENK: Hi, I'm Colin Schenk. I'm live at 249 Amber Street in Pittsburgh, Pennsylvania, 15206. I'm a medical student at the University of Pittsburgh. So health care in the ACJ is in a series of crises. That's not my word. That's the word used by ACJ staff. That's the word used by Corizon staff. They know it. But everyone behind this bench knows, as has already been said, that health care in the ACJ has been in a state of chronic decay. This is nothing new. Those who developed the contract with Corizon undoubtedly saw Corizon's history. They saw the reports. They knew what they were getting themselves into. They knew that Corizon would acerbate the problems that were already existing, yet somehow, Corizon has gone below even our lowest expectations.

This is a personal issue for the family of Frank Smart. It's a personal issue for the women there who wonder whether they're going to be heard when their bodies betray them or if they're going to be handcuffed like Frank Smart was when his body betrayed him. This is a

personal issue for everyone behind this bench because the County is not immune from the litigation that is going to be coming after Corizon. Corizon has had over 600 lawsuits in a five-year period and this County is prone to that as well. This is also a basic numbers issue. The ACJ currently has one doctor for two days per week for over 3,000 inmates. In fact, Burma and Afghanistan have higher physician to population ratios than what exist in the ACJ right now.

Inmates are guaranteed access to the same health care as the general population. So I want to know why in the ACJ is the physician to population ratio less than a third of what exists in the State of Pennsylvania? The County was smart to put in these standards for the number of amount of staffing, but they look impotent when they don't hold Corizon accountable when they break the contract in this way.

To be honest, I don't know the nurses, how the physician's assistants and the other Corizon staff do it on a day-to-day basis. Their commitment to these patients is beyond admirable. As I said, I'm a medical student at the University of Pittsburgh, and I would like to stay in Pittsburgh after I graduate. I'd also like to work with the incarcerated population. There's no way I can work with an organization like Corizon. My classmates and I see what's happening here, and the message that's being received through the County's decision making is that health care for incarcerated populations isn't respected and health care providers are not respected. We can't be part of the solution unless we're given the opportunity to do so. You have to give us that opportunity. That's what governance is. So you can start creating those opportunities by terminating the contract with Corizon. It sounds like the discussion is already happening so I think the most important thing would be to make that transition. After that, I would recommend some soul searching evidence ---

(Beeper sounding.)

MR. SCHENK: Payments, health care providers, people does not work ---. It's known everywhere. The soul searching and evidence didn't exist before so next time, let's focus on that. Thank you.

PRESIDENT DEFAZIO: Thank you. Does someone want to make a motion to adjourn?

MR. FINNERTY: I'll move.

PRESIDENT DEFAZIO: Second?

MR. PALMIERE: (Indicating).

PRESIDENT DEFAZIO: All those in favor, signify
by saying aye.

(Ayes respond.)

PRESIDENT DEFAZIO: Opposed? The ayes have it.

MEETING ADJOURNED AT 7:30 P.M.

CERTIFICATE

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

A handwritten signature in cursive script, reading "Danielle Olin", written over a horizontal line.

Court Reporter