

ALLEGHENY COUNTY COUNCIL

REGULAR MEETING

- - -

BEFORE:

John P. DeFazio	-	President
Nicholas Futules	-	Vice President, District 7
Samuel DeMarco III	-	Council-At-Large (via telephone)
Tom Baker	-	District 1
Cindy Kirk	-	District 2
Anita Prizio	-	District 3
Patrick Catena	-	District 4
Sue Means	-	District 5
John F. Palmiere	-	District 6
Dr. Charles J. Martoni	-	District 8
Robert J. Macey	-	District 9 (via telephone)
DeWitt Walton	-	District 10
Paul Klein	-	District 11
Robert Palmosina	-	District 12
Denise Ranalli-Russell	-	District 13

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

Tuesday, February 6, 2018 - 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:

Jared Barker - Director of Legislative Services
Jack Cambest - Allegheny County Council Solicitor
Ken Varhola - Chief of Staff
Sarah Roka - Budget Assistant

PRESIDENT DEFAZIO: Meeting will come to order.
Will you please rise for the Pledge of Allegiance to the
Flag and remain standing for silent prayer or reflection.
After me on the pledge of allegiance ---.

(Pledge of Allegiance.)

(Silent prayer or reflection.)

PRESIDENT DEFAZIO: Roll call.

MR. BARKER: Mr. Baker?

MR. BAKER: Here.

MR. BARKER: Mr. Catena?

MR. CATENA: Here.

MR. BARKER: Mr. DeMarco?

(No response.)

MR. BARKER: Mr. Futules?

MR. FUTULES: Here.

MR. BARKER: Ms. Kirk?

MS. KIRK: Here.

MR. BARKER: Mr. Klein?

(No response.)

MR. BARKER: Mr. Macey?

MR. MACEY: Here.

MR. BARKER: Mr. Martoni?

DR. MARTONI: Here.

MR. BARKER: Ms. Means?

MS. MEANS: Here.

MR. BARKER: Mr. Palmiere?

MR. PALMIERE: Here.

MR. BARKER: Mr. Pamosina?

MR. PALMOSINA: Here.

MR. BARKER: Ms. Prizio?

MS. PRIZIO: Here.

MR. BARKER: Ms. Ranalli-Russell?

MS. RANALLI-RUSSELL: Here.

MR. BARKER: Mr. Walton?

MR. WALTON: Here.

MR. BARKER: President DeFazio?

PRESIDENT DEFAZIO: Here.

MR. BARKER: We have 13 members present at the
moment.

PRESIDENT DEFAZIO: Okay. Proclamations and
certificates, 10499-18.

MR. BARKER: Proclamation declaring the month of
February as American Heart Month in Allegheny County.
Sponsored by Council Members Kirk, Means, Prizio and
Ranalli-Russell. I think we may have a recipient absent.

Actually, we may want to go out of order. Dr. Martoni is close to the podium already and we have a recipient who's not here for the first one, it looks like. Okay.

PRESIDENT DEFAZIO: Can we go down one? Do we want to go to the next one?

MR. BARKER: I believe so.

PRESIDENT DEFAZIO: Okay. 10500-18.

MR. BARKER: Proclamation congratulating Ms. Sandra Smith upon the occasion of her retirement from the Borough of Wilmerding. Sponsored by Council Member Martoni.

DR. MARTONI: Thank you. Thanks for your patience.

This is a particular proclamation I'm very proud to give out. I'll read it first and then you'll understand why.

WHEREAS, the price of success is hard work --- let me say that while all of you try to register that in your mind. The price of success is hard work, dedication to the job at hand and the determination that whether we win or lose, and we all win or lose, we have applied the best of ourselves to the task at hand. This quote by Vince Lombardi, who all --- we all know who that is or was --- depicts the essence of this young lady next to me, Ms. Sandra Smith.

Okay. And in her years dedicated to the Borough of Wilmerding --- and if you don't --- if you have never visited Wilmerding, I would recommend you do. It's a very unique borough and a very good one in Allegheny County; and

WHEREAS, former Council --- she's a former Council member of the Borough of Wilmerding, Ms. Smith officially retired after more than ten years, and you all know what ten years is being a Council person, what it can do to you, of dedicated service to the community through the efforts of the Wilmerding Council and orchestrating fundraisers across Allegheny County.

WHEREAS, prior to joining Wilmerding Council, Ms. Smith worked closely with North Versailles Township Police to raise funds for the K-9 officers; and

WHEREAS, before being sworn in for her first full term, Ms. Smith was appointed by Wilmerding Council to fill a vacant seat in 2007 which she held for two years. Immediately following, Ms. Smith was elected to a

four-year term and was reelected --- and was elected to vice president of Council. In the year 2016, Ms. Smith was elected by the Council to be president of the Wilmerding Council, a title she held until her retirement; and

WHEREAS, during her tenure in Wilmerding Council, Ms. Smith served on the Public Safety Committee, Recreation Committee, Finance Committee, Public Works Committee, Borough Property Committee, Borough Association Committees. During her time on Council, Ms. Smith demonstrated a strong interest in the borough's public safety and initiating negotiations with Allegheny County officials to have Allegheny County Police Department patrol Wilmerding, and it worked out very well, by the way; and

WHEREAS, Ms. Smith will not fully retire, but will continue to focus on fundraising aspirations across Allegheny County. Currently, she's working with the Allegheny County Mounted Police in a program called Saddle Up, and to keep raising funds to purchase appropriate saddles for the police officers.

NOW, THEREFORE, BE IT RESOLVED, that I, Allegheny County Council Member Charles Martoni, does hereby congratulate Ms. Sandra Smith upon the occasion of her retirement. And on behalf of Allegheny County Council, we thank her for her hard work and dedication to serving the Borough of Wilmerding and the people of Allegheny County. Her long and distinguished service deserves the accolades of our citizenry, and the Council wishes her the best in all future endeavors.

(Applause.)

DR. MARTONI: Come on, you say something.

MS. SMITH: Thank you so much. I'm humbled by receiving this proclamation.

You know, looking back, you always forget the things that you did and --- and the good that you have brought. But one thing that I never lost sight of, when I was added to Council in 2007, I had my own personal mission. My own personal mission was to never lose sight that I had to make decisions, what was right for Wilmerding, not for me. And that wasn't always easy, and that wasn't always accepted. But I think that's what always kept me on the right track.

So Dr. Martoni has been a mentor. We go back to my days at community college, and that's a pretty long

ago. But he has always been a friend, and he has always been helpful as well as a mentor. So again, I am humbled to receive this, and I thank you very much, Dr. Martoni.

DR. MARTONI: Thank you. Thank you.

(Applause.)

PRESIDENT DEFAZIO: Come on up front for a picture.

(Pictures taken.)

PRESIDENT DEFAZIO: 10499-18.

MR. BARKER: I believe we are still short a recipient for that one.

PRESIDENT DEFAZIO: Okay. Let's go on to the ones being read into the record.

10501-18, and the rest will be read into the record.

MR. BARKER: Actually, before proceeding, please let the record reflect that Mr. Klein is now with us, and I believe Mr. DeMarco may or may not have been on the phone recently.

MR. DEMARCO: I'm here.

MR. BARKER: He is. Excellent. Okay.

Bill 10501-18. Proclamation honoring the region's Lithuanian-American residents and members of the Lithuanian Citizens' Society of Western Pennsylvania on the celebration of the 100th anniversary of the Declaration of Lithuanian Independence. Sponsored by Council Member Kirk.

10502-18. Proclamation honoring the life of Mrs. Michele Johnson-Humphries. Sponsored by Council Member Walton.

10503-18. Proclamation congratulating the Borough of Millvale as it celebrates the 150th anniversary of its incorporation. Sponsored by Council Member Prizio.

10504-18. Certificate of Recognition presented to Mrs. Yolanda "Vicki" Koch upon the momentous occasion of her 100th birthday. Sponsored by Council Member Prizio.

10505-18. Proclamation congratulating Coach Joseph David as he celebrates his 300th career win as the Mt. Lebanon boys basketball coach. Sponsored by Council Member Means, and that is all.

PRESIDENT DEFAZIO: I would --- 10505-18.
10505-18.

MR. BARKER: Which I believe Ms. Kirk might have a question.

PRESIDENT DEFAZIO: Go ahead.

MS. KIRK: Could we just call out and see if Ms. Jesabel Rivera-Guerra is here? I'm just questioning, is Ms. Jesabel Rivera-Guerra here?

(No response.)

MS. KIRK: Apparently not. She was the one who was going to collect --- is the recipient for the American Heart Association.

PRESIDENT DEFAZIO: Okay. 10505-18.

MR. BARKER: I actually just read that one.

Proclamation congratulating Coach Joseph David as he celebrates his 300th career win as the Mt. Lebanon boys basketball coach. Sponsored by Council Member Means.

PRESIDENT DEFAZIO: Who?

MR. BARKER: Council Member means.

PRESIDENT DEFAZIO: Is that 10505?

MR. BARKER: That was 10505, correct.

PRESIDENT DEFAZIO: Okay. I believe Mr. Catena would like to add a proclamation ---.

MR. CATENA: Mr. President, I'm sorry. There was a death in the family so they're --- we're not going to be able to do that.

PRESIDENT DEFAZIO: Okay.

MR. CATENA: So thank you, though, for ---.

PRESIDENT DEFAZIO: All right. Public comment?

MR. BARKER: We have none signed up for agenda items tonight.

PRESIDENT DEFAZIO: Okay. 1040 --- 10490-18.

MR. BARKER: Motion to approve the minutes of the December 5th, 2017 regular meeting of Council.

PRESIDENT DEFAZIO: Someone want to make a motion?

MR. MACEY: Make a motion to approve.

MR. DEMARCO: Seconded.

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

(Chorus of ayes.)

PRESIDENT DEFAZIO: Opposed? The ayes have it. 10491-18.

MR. BARKER: Motion to approve the minutes of the December 19th, 2017 regular meeting of Council.

PRESIDENT DEFAZIO: Someone want to make a motion again?

MR. FUTULES: I'll move.

MR. MACEY: Second.

PRESIDENT DEFAZIO: Under remarks, does anybody ---?

Okay. All those in favor signify by saying aye.
(Chorus of ayes.)

PRESIDENT DEFAZIO: Again --- against, nays? Okay. Ayes have it. 10492-18.

MR. BARKER: Motion to approve the minutes of the January 2nd, 2018 regular meeting of Council.

MR. FUTULES: So moved.

MR. MACEY: Make a motion to approve.

PRESIDENT DEFAZIO: Someone made a motion.

MR. DEMARCO: Second.

PRESIDENT DEFAZIO: Does someone want to second it?

MR. PALMOSINA: I move.

MR. PALMIERE: Second.

MS. RANALLI-RUSSELL: Second.

PRESIDENT DEFAZIO: Okay. Under remarks? Seeing none, all those in favor signify by saying aye.
(Chorus of ayes.)

PRESIDENT DEFAZIO: Opposed? The ayes have it. Presentation of appointments, 10506-18.

MR. BARKER: Approving the reappointment of William F. Ward, Esquire to serve as a member of the Accountability, Conduct and Ethics Commission for a term to expire on December 31st, 2023. Sponsored by Council Member DeMarco.

PRESIDENT DEFAZIO: That'll be referred to the Appointment Review Committee. 10507-18.

MR. BARKER: Approving the appointment of William T. Ondek to serve as a member of the Board of Property Assessment Appeals and Review for a term to expire on December 31st, 2019. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Appointment Review Committee. 10508-18.

MR. BARKER: Approving the appointment of Josephine B. Moore to serve as a member of the Children, Youth and Families Advisory Committee for a term to expire on December 31st, 2020. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Appointment Review Committee. 10509-18.

MR. BARKER: Approving the appointment of Julie Derence to serve as a member of the Community College of

Allegheny County Board of Trustees for a term to expire on December 31st, 2018. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Committee on Appointment Review. 10510-18.

MR. BARKER: Approving the reappointment of the Honorable Jay Costa to serve as a member of the Community College of Allegheny County Board of Trustees for a term to expire on December 31st, 2023. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That would be referred to the Committee on Appointment Review. 10511-18.

MR. BARKER: Approving the reappointment of Charles M. Powell to serve as a member of the Community College of Allegheny County Board of Trustees for a term to expire on December 31st, 2023. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: 10512-18.

MR. BARKER: I'm sorry. Refer 10511 to Appointment Review as well?

PRESIDENT DEFAZIO: Pardon me?

MR. BARKER: 10511, refer to Appointment Review as well?

PRESIDENT DEFAZIO: Yeah.

MR. BARKER: Thank you. 10512-18. Approving the appointment of Dr. William H. Curtis to serve as a member of the Allegheny County Airport Authority Board for a term to expire on December 31st, 2021. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That will be referred to the Committee on Appointment Review. Okay. 10487-18.

MR. BARKER: An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing South Park BMX, Incorporated to use a facility on East Park Drive in the County's South Park. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: John, do you have --- want to say anything?

MR. PALMIERE: Thank you, Mr. President, yes. We met --- the committee met last Wednesday. In fact, it was the most committee people I had at a meeting in a long time. It was a pleasure to have that particular meeting.

And this ordinance would authorize the continuation of South Park's BMX tracks use and improvement and maintenance of the BMX track located in

the county's South Park. I move for approval, Mr. President.

MS. MEANS: Second.

PRESIDENT DEFAZIO: Under remarks? Seeing none, let's have a roll call.

MR. BARKER: Mr. Baker?

MR. BAKER: Yes.

MR. BARKER: Mr. Catena?

MR. CATENA: Yes.

MR. BARKER: Mr. DeMarco?

MR. DEMARCO: Yes.

MR. BARKER: Mr. Futules?

MR. FUTULES: Yes.

MR. BARKER: Ms. Kirk?

MS. KIRK: Yes.

MR. BARKER: Mr. Klein?

MR. KLEIN: Yes.

MR. BARKER: Mr. Macey?

MR. MACEY: Yes.

MR. BARKER: Mr. Martoni?

DR. MARTONI: Yes.

MR. BARKER: Ms. Means?

MS. MEANS: Yes.

MR. BARKER: Mr. Palmiere?

MR. PALMIERE: Yes.

MR. BARKER: Mr. Pamosina?

MR. PALMOSINA: Yes.

MR. BARKER: Ms. Prizio?

MS. PRIZIO: Yes.

MR. BARKER: Ms. Ranalli-Russell?

MS. RANALLI-RUSSELL: Yes.

MR. BARKER: Mr. Walton?

MR. WALTON: Yes.

MR. BARKER: President DeFazio?

PRESIDENT DEFAZIO: Yes.

MR. BARKER: Ayes 15, nos zero. The bill passes.

PRESIDENT DEFAZIO: Okay. Down to liaison reports. Does anybody have a liaison report?

MR. FUTULES: Yeah, sure.

PRESIDENT DEFAZIO: Who, him? Go ahead, Mr. --- Representative Futules?

MR. FUTULES: Congratulations to the Philadelphia Eagles for winning the Super Bowl. And I think everybody here in Pittsburgh is really happy they

did, because we didn't want to see New England, for a fact. And just in case we hadn't thought about it, Pennsylvania now holds the title for the Super Bowl and the Stanley Cup. So thank you. Congratulations, Pennsylvania.

PRESIDENT DEFAZIO: Representative Catena?

MR. CATENA: Thank you, Mr. President. I would just like to extend my --- my condolences to the Marshall Family. Bob Marshall was the owner of Bob's Diners throughout the areas and he lost his battle with cancer a few days ago. So again, I extend my sympathy to the family.

Also, Mr. President, I'd like to commend the Pittsburgh Cultural Trust. Over the past weekend, they did a performance of Wicked. Obviously, the Broadway show, most people know Wicked. But the interesting thing and the special thing about this performance was it was a performance for --- that basically was friendly for autism or autistic individuals.

I couldn't have been more happy that the cultural trust basically takes on events like this and makes them friendly for autistic individuals, because my son had the pleasure of attending, as well as many other adults and children that had autism. And it was a wonderful event, and I'd encourage the cultural trust and many organizations to continue this type of programming because it's something that the community basically really enjoys.

So thank you, Mr. President.

PRESIDENT DEFAZIO: Okay. Representative DeWitt Walton?

MR. WALTON: Mr. President, thank you. Thank you, Mr. President.

This past Thursday I had the opportunity to attend the start of what is a march to April 3rd. Last Thursday, 50 years ago, two black men died in the back of a garbage truck in Memphis, Tennessee, and they died because 50 years ago, black garbage workers didn't get paid if it rained. White garbage workers went home and were paid. Those two black garbage workers were in the back of the garbage truck, and the motor shorted and they were crushed to death.

As a result, black sanitation workers went on strike in Memphis, Tennessee, and as a result, the Reverend Dr. Martin Luther King came and supported those

garbage workers in that sanitation strike. And in April of 1968, he was assassinated in Memphis. This event this past Thursday was a kickoff of a huge series of activities that will culminate on April 4th in Memphis, Tennessee at the Church of God in Christ Temple to continue to demonstrate that there were huge obstacles 50 years ago to blacks and work --- and the working poor in this country, and that we have to continue to fight for economic and social justice every day.

Our job and my --- and my mission in life is to bring about more equity and opportunity for the have-nots in our society, and I was really moved and continue to be moved because 50 years ago when Dr. King was assassinated, I was on a bus heading --- I was on a bus in Peoria, Illinois heading home for Easter break, and it has made a huge impact in my life.

And so we can't forget that, and we can't forget those things that we need to do every day to bring about equity and justice in our country. Thank you.

PRESIDENT DEFAZIO: Okay. Did anyone else have a --- go ahead, Representative Palmiere.

MR. PALMIERE: Thank you, Mr. President. I'm glad that Mr. Catena mentioned about the cultural trust.

On Saturday night, this past Saturday night, I was down at the Pittsburgh Public Theatre's production of A Funny Thing Happened on the Way to the Forum. Now they should be here sometimes if they want to see some funny things happen on the way ---.

It was a wonderful evening and the reason why I mention it too is because the public theatre, in the back of the program the other night, I opened it up and there's all kind of supporters in there. I had no idea how many people support the public theatre. I do by attending. I didn't --- I didn't even realize it had all the --- you know, so much of an inventory of supporters. However, the program was --- the show was excellent and received a wonderful review in the Post-Gazette the other day.

And also I'm on the --- not a council, but a committee that helps the kids at Baldwin Whitehall. We had --- this turned out to be a fundraiser for them and what it does, it supports the theatre arts at Baldwin Whitehall. And so I'm proud to be a part of that organization. We help those kids really put on a first class show and it was just an honor to be there the other

night, and I just wanted to, you know, give them some recognition. Thank you, Mr. President.

PRESIDENT DEFAZIO: Okay. Seeing no more hands, we'll move on. New business ordinance and resolutions, 10493-18.

MR. BARKER: An Ordinance authorizing the County of Allegheny to acquire by condemnation certain right-of-way and temporary construction easement areas from a parcel required to stabilize the slope supporting Tarentum Culmerville Road south of Allegheny Valley Expressway in Tarentum Borough, and to take such further action as may be necessary under applicable law, including the Eminent Domain Code. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Committee on Public Works. 10494-18.

MR. BARKER: An Ordinance authorizing the County of Allegheny to acquire by condemnation certain right-of-way and easement areas from six parcels required to reconstruct Dooker's Hollow Bridge in North Braddock Borough, and to take such further action as may be necessary under applicable law, including the Eminent Domain Code. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Committee on Public Works. 10495-18.

MR. BARKER: An Ordinance authorizing the County of Allegheny to acquire by condemnation certain right-of-way and temporary construction easement areas from five parcels required to reconstruct Kenmawr Bridge carrying Kenmawr Avenue, South Braddock Avenue over Norfolk Southern Railway in the Boroughs of Rankin and Swissvale, and to take such further action as may be necessary under applicable law, including the Eminent Domain Code. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Committee on Public Works. 10496-18.

MR. BARKER: An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the conveyance of the County of Allegheny's interest in one parcel of land located on Wilhelm Avenue in the Township of South Park known as Block 564-C, Lot 267 to Sunrise Baptist Church. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Committee on Economic Development and Housing. 10497-18.

MR. BARKER: An Ordinance of the County of Allegheny, Commonwealth of Pennsylvania, authorizing the conveyance of the County of Allegheny's interest in one parcel of land located on Union Avenue in the Township of North Versailles known as Block 458-R, Lot 26 to John Wiehagen. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Committee on Economic Development and Housing. 10498-18.

MR. BARKER: A Resolution of the County Council of Allegheny County, Pennsylvania, authorizing participation in the 2017-2018 Nursing Home Intergovernmental Transfer Program proposed by the Pennsylvania Department of Human Services, authorizing the transfer of funds as required by the said program and further granting authorization for any and all lawful actions necessary to effectuate Allegheny County's participation in said program. Sponsored by the Chief Executive.

PRESIDENT DEFAZIO: That'll be referred to the Committee on Budget and Finance. New business motions? Seeing none --- none. Notification of contracts?

MR. BARKER: We also have none.

PRESIDENT DEFAZIO: None. Public comment on general items, would you read the speakers?

MR. BARKER: First up is Hannah Reiff.

MS. REIFF: Thank you. Thank you for letting me speak. My name's Hannah Reiff and I live in North Braddock, Pennsylvania. I'm a member of North Braddock Residents for Our Future, a grassroots community group organized in 2014 to promote community connections, community health and to advocate against unconventional gas wells in our community.

I've come here tonight to talk about my concerns about the proposal for unconventional gas wells at the Edgar Thomson Work by Merrion Oil and Gas. We're asking that County Council ensure that the Allegheny County Health Department becomes involved in this issue.

The ACHD and EPA recently issued notices of violation on Edgar Thomson for excessive visible emissions of particulates, failure to properly maintain equipment and noncompliance with their air quality permit. We're glad they did this because the pollution affects our community. And we realize under current law that the ACHD is not involved in permitting unconventional gas wells,

but it is involved in monitoring the air quality at the mill and it has issued the Title V permit for the mill.

This unconventional gas drilling will affect air quality and health, and so we're requesting that the ACHD becomes involved in this issue and that County Council ensures that they do.

The reasons that we're concerned --- I just want to talk brief --- I know I only have three minutes, but I just want to talk briefly about our concerns. The hydraulic fracturing process is exempted from regulation by the EPA in compliance with the Safe Drinking Water Act, is allowed to inject chemicals directly into --- directly adjacent to drinking water supplies. And it also enjoys exemptions from other major federal statutes intended to protect public health and the environment, including the Clean Air Act, Clean Water Act and OSHA provisions requiring disclosure of chemicals.

And currently, 50,000 children and 40,000 seniors live within a mile of a permitted unconventional well. And as these wells begin to appear in Allegheny County, I'm concerned about the lack of regulation oversight. So we're just asking that County Council hears our concern and helps the Health Department become involved in this issue. Thank you.

Oh, I still have a minute. Okay. Do I still have a minute? Okay. I haven't done this a lot. Sorry.

Many peer-reviewed studies are documenting health risks of living near unconventional well sites, including the recent study that just came out, Hydraulic Fracturing and Infant Health: New Evidence from Pennsylvania, which is coauthored by Princeton and the University of Chicago. It showed a decrease in health of infants within 1.8 miles of a well and 25 percent increased chance of low birth weight for infants born to mothers living within .6 miles of a well.

The proximity to these unconventional gas facilities can increase exposure to air pollutants including BOCs, some of which are carcinogens, formaldehyde, which are irritants, benzene, which is a carcinogen, and especially fine particulate matter from the flaring in diesel trucks which we experience from the mill already. So these are some of our concerns. Thank you.

PRESIDENT DEFAZIO: Thank you. Next?

MR. BARKER: Next is Joni Rabinowitz.

MS. RABINOWITZ: Hi, I'm Joni Rabinowitz and I live at 7721 Edgerton Avenue, Pittsburgh, 15221.

Well, I can't believe I'm here again to talk about the dangers of fracking. The site, it's the fracking wells at Edgar Thomson property near Turtle Creek near the --- near the Turtle Creek where Pittsburgh and North Versailles come together.

For those of you who weren't here in 2013 and 2014, we spend many months speaking at Council meetings and then meeting with individual Council members, individual county officials, educating them about the dangers of hydraulic fracking and urging them to reject Rich Fitzgerald's plan to allow fracking under Deer Lakes Park.

Although we testified at every Council meeting during that two year period, over 40 of us, Council still sucked up to Fitzgerald and approved the deal with Range Resources. Only one Council member, Barbara Daly Danko, took the brave stand to oppose this vote and she is sadly deceased. Sorry, but I'm bitter.

This isn't the same situation now because we're not looking at county property, although we probably will some day. And we have a 50 percent new Council since then. Now, we're looking at New Mexico based Merrion Oil and Gas Company, a company with no fracking experience, which plans to drill numerous wells and frack on property owned by the ET Mill.

We ask you through our Health Department to do a full and complete review of the entire process as planned, and to pay attention to the DEP when it receives the request from Merrion. As I said, they have no fracking experience in our type of geology.

From the initial widening of roads, thousands of diesel trucks going through our communities to ready the site, then to build it, then to drill, then to frack, then to remove and dispose the polluted fluid which comes back up laced with carcinogens and dangerous chemicals. Many reputable studies over the past ten years prove that people living and working near fracking wells, especially children, suffer severe health damages from toxic emissions, groundwater contamination, explosions and leaks from the drilling, fracking and transporting process.

What happened to the rest of this?

Thousands of trucks will go through these communities on their fragile streets. Besides carrying

machinery, they will carry sand, chemicals and 10,000,000 gallons of water per well.

Again, I want to close by urging you to be sure that the Allegheny County Health Department does its job and watches over this process. We hope that we can stop it from happening. But at the very least, we want the Health Department to be sure and oversee the pollution that's definitely going to happen. Thank you.

PRESIDENT DEFAZIO: Thank you. Next?

MR. BARKER: Next is Mark Dixon.

MR. DIXON: Great. Hello. Oh --- should I wait until the ---? Apologies, I don't know that I have enough for every single person.

MR. FUTULES: You can start, we'll catch up.

MR. DIXON: Okay. Okay, great. My name is Mark Dixon and I'm a member --- I'm actually a Board member of the Thomas Merton Center and cofounder of NoPetroPA.wordpress.com. And the words today are mine. I don't represent another organization.

I'm speaking today as an ally of North Braddock Residents for Our Future and resident of Allegheny County, and I respectfully request that the Allegheny County Health Department claim its rightful role of oversight for the air quality regulation of the proposed fracking well at the Edgar Thomson mill. The mill is currently in violation of air quality standards and the proposed well is located at the mill on U.S. Steel property. The ACHD must act to regulate this well.

Consider the following. The Allegheny County is, per its own website, responsible for the --- for protecting the public's health by regulating air pollutants within Allegheny County, enforcing federal pollution standards and permitting industrial sources of air pollution. The NRDC reports that fracking has material impacts on air quality at global, regional and local levels, a focus on regional and local.

Nitrogen oxides and volatile organic compounds form --- form ground level ozone in the presence of sun light which can cause respiratory problems including cough, shortness of breath, airway and lung inflammation, et cetera, et cetera. Locally, exposure to diesel particulate matter, hydrogen sulfide, toxics including benzene, toluene, ethylbenzene and xylene, and other volatile hydrocarbons which can lead to eye and nose and throat irritation, respiratory problems, cardiovascular

problems, brain and nervous system problems, damage to the blood and bone marrow, reproductive system effects, effects on fetal and child development, cancer and premature mortality.

Your constituents are suffering dearly from air quality problems already, even without fracking nearby. Allegheny County has horrible air quality, with the region not meeting federal air quality requirements for ozone, PM2.5 and sulfur dioxide.

The American Lung Association State of the Air Report gives Allegheny County an F for high ozone days and an F for particulate pollution, and we're in the top one to two percent of cancer from air quality due to the 2011 National Air Toxic Assessment and it doesn't appear to be getting better.

Furthermore, individual residents are complaining via the Smell Pittsburgh app, submitting over 8,500 complaints since the app's creation in 2016. You can see a sample here. This is one day of air reports, reporting smells like chemical, industrial, sulfur, rotten eggs, stench, burning, acrid and metallic. And they describe health impacts of headache, irritation, cough, sore throat, itching, sneezing, shortness of breath, congestion and nausea.

The Edgar Thomson mill recently received notice of a joint enforcement action by the Allegheny County Health Department and the U.S. EPA for multiple air pollution exceedances.

Remember, Allegheny County Health Department is responsible for protecting the public's health by regulating air pollutants within Allegheny County. Please take a close look at this well and seriously consider its consequences in light of the charter of the ACHD. We cannot have wealth without health. Thank you.

PRESIDENT DEFAZIO: Next?

MR. BARKER: Next is Leslie Stem.

PRESIDENT DEFAZIO: Not here. Okay. Next.

MR. BARKER: Next is Anne Regan

PRESIDENT DEFAZIO: Go ahead.

MR. BARKER: Also not here.

After Anne is Moshe Sherman. And last is Nica

Ross.

PRESIDENT DEFAZIO: Not here?

MR. BARKER: None of the ---

PRESIDENT DEFAZIO: Okay.

MR. BARKER: --- last four are here.

PRESIDENT DEFAZIO: All right.

MR. WALTON: Motion to adjourn?

MR. CATENA: Second.

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

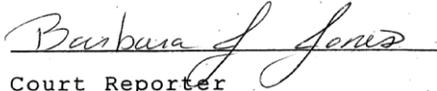
(Chorus of ayes.)

PRESIDENT DEFAZIO: Opposed? The ayes have it.
Meeting adjourned.

MEETING ADJOURNED AT 5:38 P.M.

CERTIFICATE

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


Court Reporter

Barbara J. Jones