

# **City of Pittsburgh**

*510 City-County Building  
414 Grant Street  
Pittsburgh, PA 15219*



## **MEETING MINUTES**

*Proceedings of the Council of the City of Pittsburgh*

**Tuesday, September 19, 2006**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-FOURTH COUNCIL**

**Douglas Shields, President**

**Council Members: Len Bodack, Twanda Carlisle,  
Dan Deasy, Jeffrey S. Koch, Jim Motznik, Tonya D. Payne, William Peduto,**

**Linda M. Johnson-Wasler, City Clerk**

**Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Mr. Motzник, Ms. Payne, Mr. Peduto and Mr. Shields

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2006-0774](#)  
NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh hereby wishes to show its support for the United Nations' International Day of Peace by declaring Thursday, September 21st, 2006 an International Day of Peace within the City of Pittsburgh.

**SPONSOR(S): TONYA D. PAYNE, LEN BODACK, TWANDA CARLISLE, DAN DEASY, JIM MOTZNIK, WILLIAM PEDUTO AND DOUGLAS SHIELDS**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No. [2006-0775](#)  
NOW, THEREFORE, BE IT RESOLVED that the City of Pittsburgh extends its warmest gratitude to artist Tom Mosser for his outstanding donation of time, effort and expertise, in helping make the Pittsburgh All-Stars Public Art Project a success, and showing visitors and residents of Pittsburgh that our city is STILL a thriving and rich center for arts, culture and industry.

**SPONSOR(S): JIM MOTZNIK AND ALL MEMBERS**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No. [2006-0776](#)  
NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Pittsburgh commends and congratulates all of the participants of the 2006 Pennsylvania Senior Games.

NOW THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, September 19, 2006 to be "SeniorInterests Day" in the City of Pittsburgh.

**SPONSOR(S): JIM MOTZNIK AND ALL MEMBERS**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No. [2006-0777](#)  
NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby declare September 19, 2006 "Greater Pittsburgh Chapter of the National Association of Women Business Owners Day" and extends its sincere appreciation to Joanne Quinn-Smith, President of NAWBO in Pittsburgh, and the many women business owners who belong to the organization and contribute to the prosperity of our region.

**A motion was made that this matter be Adopted. The motion carried.**

Bill No. [2006-0778](#)  
NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does commend and congratulate the Pittsburgh Symphony Orchestra for all of their

outstanding work throughout Western Pennsylvania and congratulates them on the completion of their European tour. We are privileged to be the home of such a prestigious symphony and are happy for their return to Pittsburgh after performing abroad.

**SPONSOR(S): TWANDA CARLISLE, LEN BODACK, DAN DEASY, JIM MOTZNIK, TONYA D. PAYNE, WILLIAM PEDUTO AND DOUGLAS SHIELDS**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2006-0779](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does hereby recognize and commend Mrs. Madelyn Moorer Hairston Giddens for her timeless accomplishments and service to her community particularly in the field of education.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby does declare September 12, 2006 "Madelyn Moore Hairston Giddens Day" in the City of Pittsburgh.

**SPONSOR(S): TWANDA CARLISLE**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2006-0780](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby declares the weekend of September 18-21, 2006 "Church of God in Christ's Bishop's Conference Weekend" in the City of Pittsburgh.

**SPONSOR(S): TWANDA CARLISLE**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2006-0781](#)

NOW THEREFORE BE IT RESOLVED, that Tuesday, September 19, 2006 is declared "MARY JANE TUCKER DAY" in the City of Pittsburgh.

**SPONSOR(S): DAN DEASY**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2006-0782](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby congratulates Eagle Scout Stephen Ciampanelli on his recent achievement and commends him for his accomplishments.

**SPONSOR(S): DAN DEASY**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2006-0783](#)

NOW, THEREFORE, BE IT RESOLVED, that Craig "Porky" Chedwick, is a pioneer in radio broadcast and the music industry in Pittsburgh; and that the Council of the City of Pittsburgh does hereby proclaim Saturday, September 23, 2006 as "Porky Chedwick Day" in the City of Pittsburgh.

**SPONSOR(S): JEFFREY S. KOCH**

**A motion was made that this matter be Adopted. The motion carried.**

Bill No. [2006-0784](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh hereby wishes to show its support for the entire Pittsburgh Annual Conference of the African Methodist Episcopal Church, while additionally commending this group of individuals for their dedication and service to the promotion of social justice and equity both within the City of Pittsburgh and worldwide.

**SPONSOR(S): TONYA D. PAYNE, TWANDA CARLISLE, LEN BODACK, DAN DEASY, JIM MOTZNIK, WILLIAM PEDUTO AND DOUGLAS SHIELDS**

**A motion was made that this matter be Adopted. The motion carried.**

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

### **MS. CARLISLE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION**

Bill No. [2006-0766](#) Resolution authorizing a 2006-2007 Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for a grant applied for in a Single Application for Assistance filed with the Pennsylvania Department of Community and Economic Development under the Housing and Redevelopment Assistance Program. (Council Districts: All).

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No. [2006-0767](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application for Financial Assistance in the amount of up to \$6,000,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain programs in FY 2006-2007. (Council Districts: All).

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No. [2006-0773](#) Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital Budget and the 2000 Community Development Block Grant Program; and approving the 2000 through 2005 Capital Improvement Program, by deleting "South Oakland Gateway Park", \$50,000, by adding "Pittsburgh History and Landmarks Foundation", \$9,000 and by changing the name of "District 8 Various Projects" to read "District 8 Community Initiatives" and by increasing it by \$41,000 in Council District 8.

**SPONSOR(S): WILLIAM PEDUTO**

**Read and referred to Housing, Economic Development & Promotion Committee**

### **MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING**

Bill No. [2006-0761](#) Resolution providing for the issuance of a warrant in the sum of \$250,000.00 to Howard F. Messer, P.C. Trust Account for the benefit of the heirs of the Estate of Veronica Bradley, c/o of Howard F. Messer, Esquire, 310 Grant Street, Suite 3210 Grant Building, Pittsburgh, PA 15219, in full and final settlement of an action filed at

GD 03-13254, and arising from an incident as a result of an accident that occurred at approximately 9:19 a.m. on January 19, 2003 on McArdle Roadway in the City of Pittsburgh.

**Read and referred to Finance, Law and Purchasing Committee**

Bill No.

[2006-0762](#)

Resolution providing for a contract or contracts, agreement or agreements, or the use of existing contract or contracts, agreement or agreements for the purchase of Kodak Model i610 Document Scanner Machine and Kodak 1 Year Extended Warranty Care Kit, less Trade-In Allowance for Kodak Model 5500D Document Scanner Machine, Serial Number 41437714 used for recording Self-Assessed Tax Payment, at a cost not to exceed Twenty One Thousand Five Hundred Dollars (\$21,500.00) and providing for the payment of the cost thereof.

**Read and referred to Finance, Law and Purchasing Committee**

Bill No.

[2006-0763](#)

Resolution amending Resolution #141, effective March 14, 2003 entitled “ Authorizing and directing the Director of Finance and the City Controller to open an account or accounts with the following financial institutions: Fidelity Investments, Goldman Sachs and J. P. Morgan/Chase for the investment of City funds.” To also include BlackRock financial institution .

**Read and referred to Finance, Law and Purchasing Committee**

Bill No.

[2006-0764](#)

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$175,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's Operation Weed and Seed Program in the Lawrenceville neighborhood.

**Read and referred to Finance, Law and Purchasing Committee**

Bill No.

[2006-0765](#)

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$200,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's Operation Weed and Seed Program in the East Liberty neighborhood.

**Read and referred to Finance, Law and Purchasing Committee**

Bill No.

[2006-0772](#)

Resolution further amending Resolution No. 231, effective April 19, 2000, entitled "Providing for an Agreement or Agreements, or use of existing Agreements and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for various projects in connection with the

Neighborhood Needs Program in Council District 8; and providing for the payment of the costs thereof,” by deleting “South Oakland Gateway Park” \$50,000, by adding “Pittsburgh History and Landmarks Foundation”, \$9,000 and by changing “District 8 Various Projects” to read “District 8 Community Initiatives” and by increasing it by \$41,000 in Council District 8. Total cost of all projects not to exceed \$914,429.00

**SPONSOR(S): WILLIAM PEDUTO**

**Read and referred to Finance, Law and Purchasing Committee**

## **MR. MOTZNIK PRESENTS COMMITTEE ON PARKS, RECREATION & YOUTH POLICY**

Bill No.

[2006-0768](#)

Resolution providing for a contract or contracts, agreement or agreements, lease or leases, or the use of existing contracts, leases or agreements and other approved expenditures for the payment of supplies, equipment, materials, rentals, and other services for the construction and purchase of a rubberized track at the Schenley Oval into an all-weather, 400 meter international standard facility in an amount not to exceed \$120,000.00 for the Department of Parks and Recreation.

**A motion was made that this matter be Waived under Rule 8. The motion carried.**

**Read and referred to Parks, Recreation & Youth Policy Committee**

## **MR. SHIELDS, PRESIDENT OF COUNCIL PRESENTS COMMITTEE ON HEARINGS**

Bill No.

[2006-0771](#)

Communication from Tony Pokora, Acting City Controller, submitting a Single Audit Report for the year ended December 31, 2005.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

## **UNFINISHED BUSINESS**

## **REPORTS OF COMMITTEE - FINAL ACTION**

### **MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING**

Bill No.

[2006-0757](#)

Report of the Committee on Finance, Law and Purchasing for September 12, 2006.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

Bill No.

[2006-0433](#)

Resolution repealing Resolution No. 740, effective December 20, 2005 entitled “Providing for an agreement with Creative Information Management Concepts, Inc. to redesign the YP Connection Website by changing the contractor to Pittsburgh Public Schools” by repealing it in its entirety.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2006-0434](#)

Resolution repealing Resolution No. 744 effective December 20, 2005 entitled "Authorizing the Mayor and the Director of the Department of Public Safety to enter into an agreement with the Pittsburgh Public Schools to provide prevention and intervention services to gang involved youth or youths who could potentially become involved with gangs, at a cost not to exceed \$110,000.00" by repealing it in its entirety.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2006-0708](#)

Resolution authorizing the Department of Finance to enter into an agreement or agreements for professional services with Official Payments Corporation to provide credit card acceptance services for the collection of real estate taxes owed to the City of Pittsburgh on an annual basis at a cost not to exceed Six Thousand, Five Hundred Dollars (\$6,500.00) per year, subject to annual budget appropriation or revenue transfer, chargeable to and payable from Account 526100, Fund 1000, Organization 107000, Sub-class 150, Budget Year 2006.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2006-0709](#)

Resolution authorizing the Department of Finance to enter into an agreement or agreements for professional services with Zelenkofske Axelrod, LLC. to provide consulting services to the City of Pittsburgh for the preparation of the annual indirect cost allocation reports in accordance with Federal Office of Management & Budget Circular A-87, on an annual basis at a cost not to exceed Seventeen Thousand Dollars (\$17,000.00) per year, subject to annual budget appropriation, chargeable to and payable from Account 526100, Fund 1000, Organization 107000, Sub-class 150, Budget Year 2006.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2006-0710](#)

Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales, in accordance with Act No.171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.  
ITEM A: 4825 Penn.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2006-0711](#)

Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.  
ITEMS A thru K. A: 110 Braden; B: DELETED; C: 460 Augusta;  
D: 2515 & 2517 Webster; E: 249 Seabright; F: 408 & 412 Wyola; G: 16 Loraine;  
H: 3400 Webster; I: 4323 Dakota; J: 7938 Madiera; K: 1105 Lakewood.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2006-0712](#)

Resolution providing for the conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984; having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh/City Source Associates Sideyard Program. ITEMS A thru C: 468 Augusta; B: 6637 and 6639 Premo, C 1138 Brabec

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for the issuance of a warrant in favor of Daystar Computer Systems, Inc. in the amount of \$9,881.55 in payment for the annual maintenance agreement for the legislative tracking software used by the City Clerk's Office.  
[2006-0727](#)

**This Matter was Passed Finally on the Consent Agenda.****Passed The Consent Agenda**

**A motion was made, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

**MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No. Report of the Committee on Public Works and Environmental Services for September 13, 2006.  
[2006-0758](#)

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

Bill No. Resolution vacating a portion of King Avenue from Cordova Road to it's terminus in the 11th Ward, 7th Council District, of the City of Pittsburgh.  
[2006-0713](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing a License Agreement between th eCity and McCormack Baron Salzar, Inc. ("MBS") to permit MBS to alter the grading of a portion of City land adjacent to the Ammon Recreation Center for the purposes of facilitating the construction of the Bedford Hill Apartments Phase II Development.  
[2006-0714](#)

**This Matter was Passed Finally on the Consent Agenda.****Passed The Consent Agenda**

**A motion was made, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

**MR. KOCH PRESENTS COMMITTEE ON ENGINEERING, FLEET AND FORESTRY**



Bill No. Report of the Committee on Engineering, Fleet and Forestry for September 13, 2006.

[2006-0759](#)

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

Bill No.

[2006-0715](#)

Resolution further amending Resolution No.762, effective December 28, 2005, as amended, entitled "Adopting and approving the 2006 Capital Budget and the 2006 Community Development Block Grant Program; and approving the 2006 through 2011 Capital Improvement Program," by creating a line item entitled "Frick Park Trail Renovations/Enhancements."

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2006-0716](#)

Resolution further amending Resolution No. 881, effective January 1, 2001, entitled "Adopting and approving the 2001 Capital Budget and the 2001 Community Development Block Grant Program; and approving the 2001 through 2006 Capital Improvement Program," by eliminating the "DPW 4th Division Move" line item in the amount of \$150,000.00, and creating the "Grandview Avenue Improvements" line item in the amount of \$76,878.38, and creating the "Charles Anderson Bridge" line item in the amount of \$73,121.62, for a total of \$150,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2006-0717](#)

Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, and providing for repairs, maintenance, improvements, emergencies and/or the purchase of equipment, materials and supplies in connection with the design and construction of Grandview Avenue Improvements in Mt. Washington; and providing for the payment of the costs thereof, cost not to exceed \$76,878.38.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2006-0718](#)

Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, and providing for repairs, maintenance, improvements, emergencies and/or the purchase of equipment, materials and supplies in connection with the design and construction of the Charles Anderson Bridge; and providing for the payment of the costs thereof, cost not to exceed \$73,121.62.

**This Matter was Passed Finally on the Consent Agenda.**

## **Passed The Consent Agenda**

**A motion was made, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

**MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. Report of the Committee on Public Safety Services for September 13, 2006.

[2006-0760](#)

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of fire training/rescue equipment for the Fire Bureau at a cost not to exceed Ninety Eight thousand Eight Hundred and seven dollars (\$98,807) and providing for the payment thereof.

[2006-0723](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of six fire incident command boards and related accessories for the Fire Bureau at a cost not to exceed Fourteen thousand dollars (\$14,000.00) and providing for the payment thereof.

[2006-0724](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of rapid intervention equipment and related accessories for the Fire Bureau at a cost not to exceed One Hundred and Forty-Eight Thousand and Nine Hundred dollars (\$148,900.00) and providing for the payment thereof.

[2006-0725](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of SCBA parts and the replacement and upgrade of the hydro-test console and related accessories for the Fire Bureau at a cost not to exceed Thirty-Seven thousand dollars (\$37,000.00) and providing for the payment thereof.

[2006-0726](#)

**This Matter was Passed Finally on the Consent Agenda.**

**Passed The Consent Agenda**

**A motion was made, including all the preceding items marked as having been adopted on the Consent Agenda. The motion carried by the following vote:**

**Votes:** Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

**MOTIONS AND RESOLUTIONS****APPROVAL OF MINUTES**

**A motion was made to approve the minutes. The motion carried.**

## **ADJOURNMENT**

**A motion was made to adjourn the meeting. The motion carried.**