

**DRAFT**

**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, March 3, 2009**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-FIFTH COUNCIL**

**Douglas Shields, President**

**Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Darlene M. Harris, Bruce A. Kraus, Jim Motznik, Tonya D. Payne, William Peduto, Theresa Smith**

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

**Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto, Mrs. Smith and Mr. Shields

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

## PUBLIC COMMENTS

## PRESENTATION OF PAPERS

### MR. DOWD, CHAIRPERSON OF THE COMMITTEE ON INTERGOVERNMENTAL AFFAIRS, PRESENTS

Bill No. [2009-1152](#) Resolution approving Execution of a Deed by and between the Urban Redevelopment Authority of Pittsburgh and the City of Pittsburgh for the Sale of Block 50-H, Lots 196, 200, 207, 208, 209, 210, 212, 258 and 265, in the 10th Ward of the City of Pittsburgh - Council District No. 9 - Cornwall, Wicklow, Fannell Streets (Greenway)

**A motion was made that this matter be Read and referred to the Intergovernmental Affairs Committee. The motion carried.**

Bill No. [2009-1153](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Robert A. and Grace S. Vargo, for the Sale of Block 56-D, Lots 132 and 134, in the 15th Ward of the City of Pittsburgh - Council District No. 5 - 477 Kilbourne Street/Flowers Avenue (sideyard).

**A motion was made that this matter be Read and referred to the Intergovernmental Affairs Committee. The motion carried.**

### MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS, PRESENTS:

Bill No. [2009-1156](#) Resolution further amending and supplementing Resolution No. 258, effective April 26, 2000, as amended, 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; and providing for the payment of the costs thereof," by adding \$2,000 to Animal Care and Welfare" and by adjusting various projects in Council District 1. The total amount of all projects is not to exceed \$1,000,000.

**SPONSOR(S): DARLENE HARRIS**

**A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.**

Bill No. [2009-1157](#) Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital; and approving the 2000 through 2005 Capital Improvement Program, by adjusting various line items in conformance with City Council's 2000 Capital Budget amendments," by adding "Animal Care and Welfare" \$2,000 and by adjusting various other projects in Council District 1 Neighborhood Needs.

**SPONSOR(S): DARLENE HARRIS**

**A motion was made that this matter be Read and referred to the Land Use and Economic Development Committee. The motion carried.**

### **MR. KRAUS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC SAFETY SERVICES, PRESENTS**

Bill No. [2009-1133](#) Resolution providing for a professional services agreement or agreements with The Three Rivers Youth Shelter for the purpose of on-going professional services related to the Youth Curfew Center and providing for the cost thereof. Cost not to exceed \$500,000.00.

**A motion was made that this matter be Read and referred to the Public Safety Services Committee. The motion carried.**

Bill No. [2009-1134](#) Resolution authorizing the acquisition of the property located at 1222 Arlington Avenue, 18th Ward, Block & Lot No. 14-F-153, from Adam R. Ripley and Nicole L. Ripley or Urban Redevelopment Authority of Pittsburgh for \$85,000 plus closing costs for use as a parking lot for the new Zone 3 police station. (Council District 3).

**A motion was made that this matter be Read and referred to the Public Safety Services Committee. The motion carried.**

Bill No. [2009-1158](#) Ordinance amending and supplementing the Pittsburgh Code of Ordinances, Title 4: Public Places and Property; Article I: Public Rights of Way; Chapter 416: Obstructions, by making various changes relating to street encroachments for sidewalk cafes.

**SPONSOR(S): BRUCE A. KRAUS**

**A motion was made that this matter be Read and referred to the Public Works Committee. The motion carried.**

### **MR. MOTZNIK, CHAIRPERSON OF THE COMMITTEE ON GENERAL AND GOVERNMENT SERVICES, PRESENTS**

Bill No. [2009-1150](#) Resolution providing for an agreement or agreements for Information Systems Modernization to include upgrades to the City's existing information and telecommunication systems, public safety systems, public works systems, and bureau of building inspection systems for a sum not to exceed \$250,000 and for the payment of the costs thereof.

**A motion was made to the General and Government Services Committee. The motion carried.**

Bill No. Resolution providing for an agreement or agreements for enhancements and upgrades for of the City's Public Safety systems, mobile data computers, and Automated Police Reporting Systems for a sum not to exceed \$150,000 and for the payment of the costs thereof.

[2009-1151](#)

**A motion was made that this matter be Read and referred to the General and Government Services Committee. The motion carried.**

**MR. PEDUTO, CHAIRPERSON OF THE COMMITTEE ON FINANCE AND LAW, PRESENTS**

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements for the hiring of outside legal counsel and consultants to represent the City of Pittsburgh in connection with the conduct of labor negotiations and various litigation matters at a cost not to exceed \$75,000.00 (Seventy-Five Thousand Dollars).

[2009-1130](#)

**A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.**

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements for the hiring of Blaine Lucas of Babst, Calland, Clements & Zomnir, PC, Two Gateway Center, 603 Stanwix Street, 7th Floor, Pittsburgh, PA 15222 for representation of the City of Pittsburgh in the Lamar Advertising Company LED Zoning Appeal, at a cost not to exceed Fifteen Thousand Dollars (\$15,000.00).

[2009-1131](#)

**A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.**

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements for the hiring of the Cohen Law Group to represent the City of Pittsburgh in connection with the conduct of negotiations for renewal of a cable franchise agreement in the City of Pittsburgh with Comcast, Inc., at a cost not to exceed Fifty Thousand Dollars (\$50,000.00).

[2009-1132](#)

**A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.**

**MRS SMITH, CHAIRPERSON OF THE COMMITTEE ON URBAN RECREATION, PRESENTS**

Bill No. Resolution providing for an Agreement with the Allegheny County Community College (CCAC) for reimbursement for health and wellness programs for the Senior Community Program via the Allegheny County Area Agency on Aging/State Primetime Health Allocation in an amount not to exceed \$20,000 for the Department of Parks and Recreation.

[2009-1139](#)

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No. Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreements in individual amounts of Ten Thousand Dollars (\$10,000.00) or

[2009-1140](#)

less with performers, instructors, artists and persons with specialized skills in connection with the Department's recreational and instructional programs.

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No.

[2009-1141](#)

Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreement or agreements, contract or contracts and use of existing agreement or agreements, contract or contracts in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with consultants in connection with the Department's recreational and park related services.

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No.

[2009-1142](#)

Resolution providing for an Agreement or Agreements, Lease(s) and/or License Agreement(s) for the use of certain property for senior facilities for the provision of center services to seniors in an amount not to exceed \$92,196.00, chargeable to and payable from the Seniors Community Program Trust Fund in the Department of Parks and Recreation.

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No.

[2009-1143](#)

Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the maintenance of City swimming pools. Cost not to exceed \$50,000.00.

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No.

[2009-1144](#)

Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the renovation of the Mellon Park restroom facility. Cost not to exceed \$80,000.00.

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No.

[2009-1146](#)

Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, St. Mary of the Mount Parish Charitable Trust, for the use of property in the St. Mary of the Mount parking lot for a 2009 Farmers' Market.

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No.

[2009-1147](#)

Resolution authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a License Agreement with Union Real Estate Company of Pittsburgh for the use of property behind Carrick Shopping Center for the 2009 Farmers' Market.

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No. Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, Immaculate Conception School parking lot for a 2009 Farmers' Market.

[2009-1148](#)

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

Bill No. Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with Lamar Advertising Company for the use of property on Noblestown Road for the 2009 Farmers' Market.

[2009-1149](#)

**A motion was made that this matter be Read and referred to the Urban Recreation Committee. The motion carried.**

## **MR. SHEILDS, CHAIRPERSON OF THE COMMITTEE ON HEARINGS, PRESENTS**

Bill No. Resolution informing City Council of the appointment of Ameenah Salaam, 143 Oakbrook Circle, Pittsburgh, PA 15220 , as a District 2 member of the Pittsburgh Cable Communications Advisory Committee with a term to expire December 31, 2009. Ms. Salaam is replacing Michael Galovich.

[2009-1154](#)

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

Bill No. Resolution informing City Council of the appointment of Robert Jon Hairston, Jr., 1120 Climax Street, Pittsburgh, PA 15210, as a District 3 member of the Pittsburgh Cable Communications Advisory Committee with a term to expire December 31, 2011.

[2009-1155](#)

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

## **UNFINISHED BUSINESS**

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

### **MR. PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. Report of the Committee on Finance and Law for February 25, 2009 with an Affirmative Recommendation.

[2009-1128](#)

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

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$175,000.00 to Matthew Loughren, Esquire and Jason T. Pifer, Administrator of the Estate of Michelle Pearce; c/o Matthew Loughren, Esquire; Loughren, Loughren, and Loughren, PC; 3204 Grant Building; Pittsburgh, Pennsylvania 15219; in full and final settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania to

[2009-1110](#)

No. GD-03-15628.

**A motion was made that this matter be Passed Finally. The motion carried by the following vote:**

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto, Mrs. Smith and Mr. Shields  
Noes: 0  
Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**