

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, May 9, 2006

10:00 AM

ROLL CALL**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MR. BODACK PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE**

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter 902
[2006-0390](#) Section 902.03, Zoning District Map Nos. 6 & 7 by changing various zoning district classifications in the ALLEGHENY WEST neighborhood in accord with Map Pittsburgh: Zoning for your Neighborhood, the city's zoning re-mapping project relative to the city's new Urban Zoning Code.

Legislative History

5/9/06 City Council Read and referred

Bill No.

[2006-0391](#) Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter 902 Section 902.03, Zoning District Map Nos. 3 & 7 by changing various zoning district classifications in the ELLIOTT neighborhood in accord with Map Pittsburgh: Zoning for your Neighborhood, the city's zoning re-mapping project relative to the city's new Urban Zoning Code.

Legislative History

5/9/06 City Council Read and referred

MR. DEASY PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. Resolution granting unto the Public Parking Authority of Pittsburgh, 232 Boulevard of
[2006-0387](#) the Allies, Pittsburgh, PA 15222, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, tiebacks at Liberty Avenue, Penn Avenue and 11th Street in the 2nd Ward, 6th Council District of the City of Pittsburgh.

Legislative History

5/9/06 City Council Read and referred

Bill No.

[2006-0388](#) Resolution vacating Clark Way, Clark Street, Judge Street and a portion of Rose Street in the 3rd Ward, 6th Council District, of the City of Pittsburgh.

Legislative History

5/9/06 City Council Read and referred

Bill No.

[2006-0389](#) Resolution vacating a portion of Meirsch Street in the 27th Ward, 1st Council District, of the City of Pittsburgh.

Legislative History

5/9/06 City Council Read and referred

MS. PAYNE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all
[2006-0392](#) of the City's Right, Title and Interest, if any, in and to the following Publicly-Owned Properties in the City of Pittsburgh (Centre Avenue Corridor -- Council District No. 6 - Site Assemblage for Commercial/Residential Development).
Block & Lot 10-P-121, 2213 Centre Avenue, 5th Ward; and Block & Lot 11-A-179, 311 Dinwiddie Street, 3rd Ward.

Legislative History

5/9/06 City Council Read and referred

Bill No. Resolution approving execution of a Contract for Disposition by Sale of Land by and
[2006-0393](#) between the Urban Redevelopment Authority of Pittsburgh and Middle Hill Housing Ventures, or an entity to be formed, for the sale of Disposition Parcel 50, in the 5th Ward of the City of Pittsburgh, in Redevelopment Area No. 32 - Block 10-H, Lot 56, - 2601 Wylie Avenue -- Council District No.6 (residential construction).

Legislative History

5/9/06 City Council Read and referred

Bill No. Resolution approving execution of a Contract for Disposition by Sale of Land by and
[2006-0394](#) between the Urban Redevelopment Authority of Pittsburgh and Fukui Architects, P.C. for the sale of Block 48-S, Lots 213, 213-1, 216, 217 and 218 in the 6th Ward of the City of Pittsburgh, 3405-3413 Butler Street --Council District No.7 (commercial/residential construction).

Legislative History

5/9/06 City Council Read and referred

Bill No. Resolution approving Execution of a Contract For Disposition of Land By and
[2006-0395](#) Between the Urban Redevelopment Authority of Pittsburgh and ACTION-Housing, Inc. or an entity to be formed for the sale of Parcels 1B and 2 (Block 22-M, Lots 72 and 102) in the Twenty Fifth Ward of the City of Pittsburgh in Redevelopment Area No. 49, Council District No. 6, Jacksonia Street at Brighton Place (residential construction).

Legislative History

5/9/06 City Council Read and referred

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Resolution providing that the City of Pittsburgh enter into a Professional Services
[2006-0384](#) Agreement(s), and/or Contract(s) for the purpose of conducting comprehensive Job Analyses and Civil Service examination services for the position of Police Officer Recruit and Firefighter Recruit, cost not to exceed \$140,000.00.

Legislative History

5/9/06 City Council Read and referred

Bill No. Resolution taking, appropriating and condemning by the City of Pittsburgh, for the
[2006-0385](#) purpose of abating landslides, certain property in the 20th Ward of the City of Pittsburgh, owned by Douglas T. Blair, authorizing the payment of just compensation and necessary and incidental acquisition costs related thereto, and designating the Urban Redevelopment Authority of Pittsburgh as the City's acquisition agent, and

providing for the payment of the cost thereof. (Council District No. 2). Cost not to exceed \$240,000.

Legislative History

5/9/06 City Council Read and referred

Bill No.

[2006-0386](#)

Resolution taking, appropriating and condemning by the City of Pittsburgh, for the purpose of abating landslides, certain property in the 20th Ward of the City of Pittsburgh, owned by Lawrence Miedema, authorizing the payment of just compensation and necessary and incidental acquisition costs related thereto, and designating the Urban Redevelopment Authority of Pittsburgh as the City's acquisition agent, and providing for the payment of the cost thereof. (Council District No. 2). Cost not to exceed \$76,000.

Legislative History

5/9/06 City Council Read and referred

MR. RAVENSTAHL, PRESIDENT OF COUNCIL, PRESENTS COMMITTEE ON HEARINGS

Bill No.

[2006-0396](#)

Resolution authorizing the appointment of Patrick J. Bigley, 112 Carol Circle, Pittsburgh, Pennsylvania 15227, as a member to the Housing Authority of the City of Pittsburgh for a term to expire April 30, 2011.

Legislative History

5/9/06 City Council Held, Pending Interview

UNFINISHED BUSINESS

Bill No.

[2006-0155](#)

Resolution authorizing the appointment of Don A. Linzer, as a member of the Pittsburgh Water and Sewer Authority of the City of Pittsburgh, to till the unexpired term ending January 2, 2007. Mr. Linzer is succeeding Ann J. Davis.

Legislative History

2/28/06	City Council	Held, Pending Interview	
5/3/06	Hearings Committee	Interview Held	Passed
5/9/06	City Council	Approved	Passed

Bill No.

[2006-0277](#)

Resolution authorizing the appointment of Gregg Ramshaw, 5316 Ellsworth Avenue, Pittsburgh, PA 15232, as a member to the Pittsburgh Cable Communications Advisory Committee for a term concurrent with that of the Mayor.

Legislative History

4/4/06	City Council	Held, Pending Interview	
5/3/06	Hearings Committee	Interview Held	Passed
5/9/06	City Council	Approved	Passed

Bill No.

[2006-0305](#)

Resolution authorizing the appointment of Mary Lou Simon, 2618 Stromberg Street, Pittsburgh, PA 15203, as a member to the City of Pittsburgh Planning Commission for a term to expire November 30, 2006. Ms. Simon will fill the unexpired term of Peter Czuczman.

Legislative History

4/11/06	City Council	Held, Pending Interview	
5/3/06	Hearings Committee	Interview Held	Passed
5/9/06	City Council	Approved	Passed

REPORTS OF COMMITTEE - FINAL ACTION

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Report of the Committee on Finance and Budget for May 3, 2006.

[2006-0378](#)

Legislative History

5/9/06 City Council Read, Received and Filed

Bill No.

[2006-0333](#)

Resolution authorizing the City of Pittsburgh to grant to Duquesne Light Company permanent utility easement for the installation, use, operation, maintenance, repair, renewal and for the removal of an underground electrical transmission line across City of Pittsburgh property designated as Block 82-H, Lot No. 1 located along Washington Boulevard between the Leech Farm Road intersection and Negley Run Boulevard in the 11th and 12th Wards of the City of Pittsburgh.

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0334](#)

Resolution amending Resolution No. 772, Item D, effective December 30, 2005, which authorized the sale of a vacant lot 50.71' X 60', known as 607 W. Jefferson Street, 25th Ward, Block 23 E, Lot 128, to Paul Johnson and Janet Moore for the sum of \$2,000.00, so as to correct the Lot Size to read 20 X 70 and the Treasurer's Sale date to read October 7, 1985.

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0335](#)

Resolution providing for 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.

ITEM. A: 1136 Brabec.

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0336](#)

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-D. A: 1029 Newcomer; B: 5509 Armitage; C: 72 Holt D: 15 Kosciusko.

Legislative History

4/25/06	City Council	Read and referred	
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5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0337](#)

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 W. A: 1517 & 1519 McCullough and 1532 Brighton;
B: 343 Grace; C: 2820 Shadeland; D: 2142 Wightman; E: 7257 Somerset; F: Fritz;
G: 234 Chalfont; H: 522 Sickles; I: 7239 Finance; J: 120 Tarragonna; K: 137 46th
Street; L: 4023 ½ Eden; M: 1630 Harpster; N: 7332 Lemington; O: 2359 South 18th;
P: 4437 Sweetbay; Q: 1210 Loraine; R: 322 Bothwell; S: 266 Kennedy;
T: 3629 Charlotte; U: Jefferson; V: 412 Jefferson; W: Balboa and Lisbon.

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	AMENDED	Passed
5/3/06	Finance & Budget Committee	Affirmatively Recommended as Amended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0338](#)

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: 240 Alpine; B: 242 Alpine.

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0359](#)

Resolution Further amending Resolution No. 121 of 2003, effective March 14, 2003 entitled, "Resolution 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 City Council's 2003 Community Needs Program; and providing for the payment of the costs thereof," by adding Colrain Street Retaining Wall \$17,000 and by reducing Concrete Slab Replacement by \$17,000.00 in Council District 4.

SPONSOR(S): JIM MOTZNIK**Legislative History**

5/2/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0360](#)

Resolution Further amending Resolution No. 230, 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 4; and providing for the payment of the costs thereof," by adding new line item "Colerain Retaining Wall" \$12,821.00, and

by decreasing "Overbrook Deck Hockey Court" by \$3,636, "Banksville School Bathrooms" \$8,000.00 and various other projects to reflect actual expenditures in Council District 4. Total of all projects is not to exceed \$970,000.00

SPONSOR(S): JIM MOTZNIK

Legislative History

5/2/06	City Council	Waived under Rule 8	Passed
5/2/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0361](#)

Resolution Further amending Resolution No. 654, effective October 25, 2001, entitled, "Resolution 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 City Council's 2001 Neighborhood Needs Supplement Program; and providing for the payment of the costs thereof," by adding Colerain Street Retaining Wall \$31,588.00 and by reducing Deck Hockey Phillip's Park from \$30,000.00 to \$0.00 and Brookline T-Ball from \$13,000.00 to \$11,412.00 in Council District 4.

SPONSOR(S): JIM MOTZNIK

Legislative History

5/2/06	City Council	Waived under Rule 8	Passed
5/2/06	City Council	Read and referred	
5/3/06	Finance & Budget Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

MR. DEASY PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No.

[2006-0379](#)

Report of the Committee on Public Works and Environmental Services for May 3, 2006.

Legislative History

5/9/06	City Council	Read, Received and Filed	
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Bill No.

[2006-0339](#)

Resolution granting unto Pittsburgh Downtown Partnership 925 Liberty Avenue, Pgh PA 15222, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a public art and music installation over the right-of-way of Strawberry Way in the 2nd Ward, 6th Council District of the City of Pittsburgh.

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

MR. BODACK PRESENTS COMMITTEE ON PLANNING, ZONING & LAND USE

Bill No. Report of the Committee on Planning, Zoning and Land Use for May 3, 2006.

[2006-0380](#)

Legislative History

5/9/06 City Council Read, Received and Filed

Bill No. Resolution (denying) approving a Conditional Use exception under the Pittsburgh Code, Title Nine, Zoning, Article V, Chapter 911, Section 911.04.A.22 to Michael Facchiano Contracting on behalf of Community Specialists Corporation, property owner, for authorization to place approximately 88,000 cubic yards of fill on property located at 900 Agnew Road, zoned "UI", Urban Industrial District, 31st Ward.

[2006-0173](#)

Legislative History

3/7/06	City Council	Read and referred	
3/15/06	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
4/25/06	Hearings Committee	Public Hearing Held	Passed
4/26/06	Planning, Zoning & Land Use Committee	Held in Committee	Passed
5/3/06	Planning, Zoning & Land Use Committee	AMENDED	Passed
5/3/06	Planning, Zoning & Land Use Committee	Affirmatively Recommended as Amended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No. Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine, Zoning, Articles IV Chapter 911 Section 911.04.A.64 to Pittsburgh Public Schools Facilities Division for authorization to install a third modular classroom building on a temporary basis to the rear of Colfax Spanish Academy/Elementary School located at 2332 Beechwood Boulevard on property zoned R2-L, Residential Two-Unit, Low Density District, 14th Ward.

[2006-0293](#)

Legislative History

4/11/06	City Council	Read and referred	
4/19/06	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
5/1/06	Planning, Zoning & Land Use Committee	Public Hearing Held	Passed
5/3/06	Planning, Zoning & Land Use Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No. Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine, Zoning, Articles IV Chapter 911 Section 911.04.A.64 to Pittsburgh Public Schools Facilities Division for authorization to construct a two-story extension for a gymnasium, cafeteria and classrooms to the rear of Colfax Spanish Academy/Elementary School located at 2332 Beechwood Boulevard on property zoned R2-L, Residential Two-Unit,

[2006-0294](#)

Low Density District, 14th Ward.

Legislative History

4/11/06	City Council	Read and referred	
4/19/06	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
5/1/06	Planning, Zoning & Land Use Committee	Public Hearing Held	Passed
5/3/06	Planning, Zoning & Land Use Committee	Affirmatively Recommended	Passed
5/9/06	City Council	AMENDED	Passed
5/9/06	City Council	Passed Finally	Passed

MS. PAYNE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT & PROMOTION

Bill No. [2006-0381](#) Report of the Committee on Housing, Economic Development and Promotion for May 3, 2006.

Legislative History

5/9/06 City Council Read, Received and Filed

Bill No. [2006-0175](#) Resolution adopting the Fifth and Market Tax Increment Financing Plan presented by the Urban Redevelopment Authority of Pittsburgh, repealing LERTA exemptions and making certain findings. (Council District 6).

Legislative History

3/7/06	City Council	Read and referred	
3/15/06	Housing, Economic Development & Promotion Committee	Held for Public Hearing	Passed
3/16/06	Housing, Economic Development & Promotion Committee	Public Hearing Scheduled	Passed
4/18/06	Hearings Committee	Public Hearing Held	Passed
5/3/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No. [2006-0176](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh, the County of Allegheny and the School District of Pittsburgh providing for the financing, monitoring, implementation and termination of the Fifth and Market Tax Increment Financing District. (Council District 6).

Legislative History

3/7/06 City Council Read and referred

3/15/06	Housing, Economic Development & Promotion Committee	Held in Committee	Passed
3/16/06	Housing, Economic Development & Promotion Committee	Held in Committee	Passed
5/3/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0340](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$6,500,000 Redevelopment Assistance Capital Program grant for the August Wilson Center for African American Culture. (Council District No. 6)

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0341](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$6,500,000 for the August Wilson Center for African American Culture. (Council District No. 6)

Legislative History

4/25/06	City Council	Read and referred	
5/3/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0362](#)

Resolution amending and supplementing Resolution No. 891, effective January 1, 2003, as amended, entitled: "Adopting and approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program; and approving the 2003 through 2008 Capital Improvement Program, by adjusting various line items in conformance with City Council's 2003 Capital Budget amendments." by adding Colrain Street Retaining Wall \$17,000 and by reducing Concrete Slab Replacement by \$17,000.00 in Council District 4.

SPONSOR(S): JIM MOTZNIK**Legislative History**

5/2/06	City Council	Waived under Rule 8	Passed
5/2/06	City Council	Read and referred	

5/3/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0363](#)

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 adjusting various line items in conformance with City Council's 2000 Capital Budget amendments," by adding new line item "Colerain Retaining Wall" \$12,821.00, and by decreasing "Overbrook Deck Hockey Court" by \$3,636, "Banksville School Bathrooms" \$8,000.00 and various other projects to reflect actual expenditures in Council District 4.

SPONSOR(S): JIM MOTZNIK**Legislative History**

5/2/06	City Council	Waived under Rule 8	Passed
5/2/06	City Council	Read and referred	
5/3/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

Bill No.

[2006-0364](#)

Resolution Further Amending Resolution No. 424 of 2001, effective June 19, 2001, entitled "Further amending Resolution No. 976 effective January 1, 1996, as amended, Adopting and Approving the 1996 Capital Budget and the 1996 Community Development Block Grant by creating a new line item, City Clerk Office Modernization Project Grant # 2271000 for the purpose of augmenting neighborhood needs programs and/or the District Improvement Fund, and transferring \$1,128,892.00 from Grant/Liberty to City Clerk's Office Modernization" by adding Colerain Street Retaining Wall and by reducing Deck Hockey Phillip's Park from \$30,000.00 to 0.00 and Brookline T-Ball from \$13,000.00 to \$11,412.00 in Council District 4.

SPONSOR(S): JIM MOTZNIK**Legislative History**

5/2/06	City Council	Waived under Rule 8	Passed
5/2/06	City Council	Read and referred	
5/3/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
5/9/06	City Council	Passed Finally	Passed

MOTIONS AND RESOLUTIONS**EXCUSE ABSENT MEMBERS****APPROVAL OF MINUTES****RECESS MEETING AND RECONVENE ON WEDNESDAY, MAY 10, 2006**

