

# **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 22, 2011**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-SIXTH COUNCIL**

**Darlene Harris, President**

**Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Bruce A. Kraus, R. Daniel Lavelle, William Peduto, Natalia Rudiak, Douglas Shields, 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. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No.

[2011-1553](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate and commend AIU3, its employees and contributors for their creative effort in collecting 86,093 cans for the Greater Pittsburgh Community Food Bank; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, March 22, 2011, to be a "Souper Day" in the City of Pittsburgh.

**SPONSOR(S): THERESA SMITH AND ALL MEMBERS**

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

Bill No.

[2011-1554](#)

THEREFORE BE IT RESOLVED That the People of the City of Pittsburgh stand in solidarity with the People of Japan during this time of national tragedy; and

BE IT FURTHER RESOLVED That the City Council of the City of Pittsburgh urges all Pittsburghers to donate to emergency relief agencies such as the American Red Cross, the Japan Association of Greater Pittsburgh, the Brother's Brother Foundation, CARE, World Vision, The Salvation Army, Catholic Relief Services, as well as other worthy and involved service organizations; and

BE IT FINALLY RESOLVED That the City of Pittsburgh declares today, Tuesday, March 22nd, 2011 a City wide day of memoriam in honor of the Japanese people who died as a result of these catastrophic events.

**SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS**

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

Bill No.

[2011-1555](#)

NOW THEREFORE BE IT RESOLVED, that Pittsburgh City Council does hereby honor Peggy Outon for her deep commitment to the Bayer Center for Nonprofit Management, Pittsburgh's non-profit community and the professional women serving that community.

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, March 22, 2011, Peggy Outon Day in the City of Pittsburgh.

**SPONSOR(S): PATRICK DOWD AND ALL MEMBERS**

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

Bill No.

[2011-1556](#)

Now, Therefore, be it resolved that the Council of the City of Pittsburgh does hereby recognize the history and achievements of the Rosedale Block Cluster; and

Be It Further Resolved, that the Council of the City of Pittsburgh does hereby proclaim Tuesday, March 22nd to be designated "Rosedale Block Cluster" day in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No.

[2011-1557](#)

Now, Therefore, be it resolved, that the Council of the City of Pittsburgh does hereby proclaim Tuesday, March 22nd to be designated "Sickle Cell Society" day in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No.

[2011-1558](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend Evan Wolfson for his remarkable efforts to fight for equal rights for the LGBT community; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 27, 2011 to be "EVAN WOLFSON DAY" in the City of Pittsburgh.

**SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS**

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

Bill No.

[2011-1559](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend and congratulate Eagle Scout Adam McGeehan for his outstanding achievement of attaining the rank of Eagle Scout; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Monday, March 21, 2011, to be "Adam McGeehan Day" in the City of Pittsburgh.

**SPONSOR(S): THERESA SMITH AND ALL MEMBERS**

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

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

### **COUNCILMAN PATRICK DOWD PRESENTS:**

Bill No.

[2011-1545](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit six applications for financial assistance for six projects in the aggregate amount of \$3,402,600 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain projects in FY 2010-2011. (Council Districts 4, 6, 7 & 9).

**Read and referred to Intergovernmental Affairs Committee**

Bill No. [2011-1546](#) Resolution authorizing a 2010-2011 Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for six grants applied for in six applications filed with the Pennsylvania Department of Community and Economic Development under the Housing and Redevelopment Assistance Program. (Council Districts 4, 6, 7 & 9).

**Read and referred to Intergovernmental Affairs Committee**

**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No. [2011-1543](#) Ordinance adding section 192.34 to the Pittsburgh Code, Title One, Administrative, Article XI, Personnel, Chapter 192, Firemen's Benefit Plan No. 2, to address the merger of the Borough of Wilkinsburg Fire Department into the Pittsburgh Bureau of Fire as said merger relates to the Borough of Wilkinsburg Firefighters' participation in the Firemen's Benefit Plan No. 2 following said merger.

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

**Read and referred to Public Safety Services Committee**

Bill No. [2011-1544](#) Resolution providing for an Intergovernmental Agreement between the City of Pittsburgh ("City") and the Borough of Wilkinsburg ("Borough") for providing fire protection services to the Borough by the City for a term commencing April 1, 2011, and ending December 31, 2015.

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

**Read and referred to Public Safety Services Committee**

Bill No. [2011-1547](#) Resolution further amending Resolution No. 232, effective April 19, 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 in Council District 2; and providing for the payment of the costs thereof," by adding "Mt. Washington Community Development Corporation" \$6,499 and by adjusting various projects in Council District 2. Total cost of all projects not to exceed \$1,000,000.

**SPONSOR(S): THERESA SMITH**

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

Bill No. [2011-1548](#) 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 "Mt. Washington Community Development Corporation" \$6,499 and by adjusting various projects in Council District 2 Neighborhood Needs program.

**SPONSOR(S): THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

Bill No. [2011-1549](#)  
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 "Hello Bully" \$1,600 and "Mt. Washington Community Development Corporation" \$515 and by adjusting other projects in Council District 2.

**SPONSOR(S): THERESA SMITH**

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

Bill No. [2011-1550](#)  
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 \$1,128,888.00 from Grant/Liberty to City Clerk's Office Modernization" by adding "Hello Bully" \$1,600 and "Mt. Washington Community Development Corporation" \$515 and by adjusting other projects in Council District 2 Neighborhood Needs.

**SPONSOR(S): THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

Bill No. [2011-1551](#)  
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 adjusting various projects and funding "Mt. Washington Community Development Corporation" \$650 in Council District 2 Neighborhood Needs.

**SPONSOR(S): THERESA SMITH**

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

Bill No. [2011-1552](#)  
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 funding "Mt. Washington Community Development Corporation" \$650 and by adjusting other projects in Council District 2 Neighborhood Needs.

**SPONSOR(S): THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

**COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No.                    Communication from A Fulton Meachem, Jr., Executive Director of the Housing  
[2011-1542](#)                    Authority of the City of Pittsburgh, submitting the Position and Salary Report as of  
December 31, 2010.

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

**UNFINISHED BUSINESS****REPORTS OF COMMITTEE - FINAL ACTION****COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No.                    Report of the Committee on Finance and Law for March 16, 2011 with an Affirmative  
[2011-1539](#)                    Recommendation.

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

Bill No.                    Resolution authorizing and directing the Mayor to execute the attached  
[2011-1479](#)                    Intergovernmental Cooperation Agreement to allow the City of Pittsburgh to join the  
County of Allegheny as a co-licensee on the County of Allegheny's existing Enterprise  
Resource Planning system.

**SPONSOR(S):    WILLIAM PEDUTO, DARLENE HARRIS AND NATALIA  
RUDIAK**

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

Bill No.                    An Ordinance Of The City Of Pittsburgh ("The City") Authorizing The City To Enter  
[2011-1480](#)                    Into An Intergovernmental Cooperation Agreement With The County of Allegheny  
("The County") Under Which The City And The County Jointly Will Share And  
Implement A Financial Reporting System Known As Enterprise Resource Planning.

**SPONSOR(S):    WILLIAM PEDUTO, DARLENE HARRIS AND NATALIA  
RUDIAK**

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

Bill No.                    Resolution authorizing the issuance of a Warrant in the sum of \$40,127.57 (Forty  
[2011-1500](#)                    Thousand One Hundred Twenty-Seven Dollars and Fifty-seven Cents), in favor of  
Blaine Lucas of Babst, Calland, Clements & Zomnir, PC, Two Gateway Center, 603  
Stanwix Street, 7th Floor, Pittsburgh, PA 15222, for payment of services rendered in  
representation of the City of Pittsburgh in connection with various zoning and land use  
matters.

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

Bill No.                    Resolution authorizing and directing the Mayor to issue and the City Controller to  
[2011-1501](#)                    countersign a warrant in the amount of Seventy-nine Thousand, Three Hundred and  
Ninety-three Dollars and Thirty-two Cents (\$79,393.32) to the Commonwealth of

Pennsylvania representing payment required for unclaimed funds for the year 2005, pursuant to the provisions of Deposition of Abandoned and Unclaimed Property Act of August 9, 1971 P.L. 74.

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

Bill No.

[2011-1502](#)

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 through P. A: 17 & 19 Wooster; B: 731 Carnival; C: 916 Freeland; D: 524 Curtin; E: 423 Michigan; F: 2122 Broadway; G: 2778 Glen Mawr; H: 1416 Claim (DELETED); I: 3801 Baytree; J: 3132-34 McClure (DELETED); K: 3811 Bonaventure; L: 134 W. McIntyre M: 2331 Valera; N: 240 Charles; O: 2829 & 2831 Centre; P: 2835 Centre.

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

Bill No.

[2011-1503](#)

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.  
A: 7632 Frankstown.

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

Bill No.

[2011-1504](#)

Resolution authorizing the City of Pittsburgh to enter into an option agreement with Point Park University for the sale of a parcel of real property located at 344 Boulevard of the Allies for a purchase price of Two Hundred Seventy-Five Thousand Dollars (\$275,000.00), to lease space at the site from the University for a term of fifty (50) years at an annual rent of one dollar (\$1.00), and to execute any agreement of sale, lease or other documents in furtherance thereof.

**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: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

**COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT**

Bill No.

[2011-1540](#)

Report of the Committee on Land Use and Economic Development for March 16, 2011 with an Affirmative Recommendation.

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

Bill No. [2011-1369](#) Resolution approving a new Institutional Master Plan under the Pittsburgh Code, Title Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922, Section 922.12.G for Magee-Womens Hospital of UPMC entitled "Project Area Master Plan" dated January 11, 2011 on property zoned EMI, Educational/Medical Institution District, 4th Ward, Council District No. 6.

**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. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

### **COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS**

Bill No. [2011-1541](#) Report of the Committee on Intergovernmental Affairs for March 16, 2011 with an Affirmative Recommendation.

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

Bill No. [2011-1505](#) 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 of up to \$750,000 for the 62nd Street Project. (Council District 7)

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

Bill No. [2011-1506](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's Application for a Redevelopment Assistance Capital Program grant of up to \$750,000 for the 62nd Street Project. (Council District 7)

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

Bill No. [2011-1507](#) 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 of up to \$500,000 for the Pittsburgh Community Services, Inc. Project. (Council District 8)

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

Bill No. [2011-1508](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Pittsburgh Community Services, Inc. Project. (Council District 8)

**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: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

*REV. BURGESS: Motion for a Cablecast Post Agenda and Cablecast Public Hearing on A Day of Remembrance relating to Crime.*

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**

## **LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**