

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, January 16, 2007

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

Douglas Shields, President

Council Members: Len Bodack, Twanda Carlisle,

Dan Deasy, Darlene M. Harris, 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: 7 - Mr. Bodack, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne and Mr. Peduto

Absent: 2 - Ms. Carlisle and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2007-1113](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh congratulates James Francis Kelly III on his burgeoning film career and wishes him continued success both on and off the big screen.

Presented By Councilman Deasy

SPONSOR(S): DAN DEASY

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2007-1112](#) Ordinance amending and supplementing the Pittsburgh Code, Title Six - Conduct, Article VII, NUISANCE PROPERTIES, by changing the name of Article VII to read "Nuisance/Vacant Properties" and adding a new Chapter 671 - Vacant Properties.

SPONSOR(S): LEN BODACK, DAN DEASY, DARLENE HARRIS AND DOUGLAS SHIELDS

Read and referred to Public Safety Services Committee

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

Bill No. [2007-1107](#) 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 "Brighton Heights Athletic Association" \$15,000, "Observatory Hill Inc" \$5,000, "Summer Hill Citizens Council" \$5,000, "Brighton Heights Citizens Federation" \$5,000, "Criminal Justice Volunteers Inc." \$10,000, "District 1 Community Organizational Support" \$111,703.58 in Council District 1.

SPONSOR(S): DARLENE HARRIS

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. [2007-1109](#) 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 "Wesley AME Charities", \$13,700 and by amending various line items in Council District 6.

SPONSOR(S): TONYA D. PAYNE

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1111](#)

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 "District 7 Community Organizational Support" \$187,084.57 in Council District 7.

SPONSOR(S): LEN BODACK

Read and referred to Housing, Economic Development & Promotion Committee

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No.

[2007-1097](#)

Resolution authorizing the issuance of a warrant in the sum of \$20,000.00 to Rodney M. and Dorothy A. Bradshaw c/o G. Christopher Apessos, Esquire, 330 Grant Street, Suite 2201, Pittsburgh, PA 15219, in full and final settlement of an action filed at GD-05-26403, arising from damages allegedly caused by a landslide of City-owned property near 206 Venture Street, in the City of Pittsburgh.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1098](#)

Resolution providing for the renewal of a contract with UPMC WORKPARTNERS for the purpose of on-going professional nurse case management services in connection with the monitoring of certain workers' compensation claims and medical treatment toward a goal of returning employees to work as soon as they are medically able to return, at a cost not to exceed \$128,750.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1099](#)

Resolution providing for the renewal of a contract with UPMC WORKPARTNERS for the purpose of on-going claims management provided to City of Pittsburgh employees who file reports of on-the-job injuries and/or illness pursuant to the Pennsylvania Workers' Compensation Act and providing for the payment of the cost thereof, at a cost not to exceed \$526,672.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1100](#)

Resolution authorizing the Citizen Police Review Board to enter into an Agreement(s) or contract(s) with Thieman and Ward for professional services to assist in the legal representation of the Citizen Police Review Board providing for payment there of at a cost not to exceed \$50,000 (Fifty Thousand Dollars).

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1106](#)

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 in Council District 1; and providing for the payment of the costs thereof," 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

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1108](#)

Resolution further amending Resolution No. 403, 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 6; and providing for the payment of the costs thereof," by amending various line items in Council District 6. Total cost of all projects not to exceed \$1,000,000.

SPONSOR(S): TONYA D. PAYNE

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1110](#)

Resolution further amending Resolution No.204, effective April 12, 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 7; and providing for the payment of the costs thereof," by adding "District 7 Community Organizational Support" \$187,084.57. Total of all projects should not exceed \$1,000,000.

SPONSOR(S): LEN BODACK

Read and referred to Finance, Law and Purchasing Committee

MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS AND ENVIRONMENTAL SERVICES

Bill No.

[2007-1101](#)

Resolution providing for an agreement or agreements with University of Pittsburgh Medical Center (UPMC), Iroquois Building, Suite 207, Pittsburgh, PA 15213 for the grant of easement for a utility tunnel under Darragh Street in the 4th Ward, 8th Council District. Of the City of Pittsburgh.

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

Read and referred to Public Works & Environmental Services Committee

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

Bill No.

[2007-1104](#)

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

Read and referred to Parks, Recreation & Youth Policy Committee

MS. PAYNE PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter
[2007-1102](#) 902 Section 902.03, Zoning District Map No. 9 by changing various zoning district
classifications in the Overbrook 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.

Read and referred to Planning, Zoning & Land Use Committee

Bill No. Resolution authorizing the Mayor and the Director of City Planning to enter into an
[2007-1103](#) agreement or agreements with members of the Zoning Board of Adjustment, for
payment of services for duties related to any and all activities of the Zoning Board of
the City of Pittsburgh. Cost not to exceed \$39,000.

Read and referred to Planning, Zoning & Land Use Committee

MR. SHEILDS PRESENTS COMMITTEE ON HEARINGS

Bill No. Resolution authorizing the appointment of Kim Graziani, as a member of the Clean
[2007-1105](#) Pittsburgh Commission for a term to expire October 31, 2009. Ms. Graziani will fill
the unexpired term of Linda Binstock.

Held, Pending Interview to Hearings Committee

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING**

Bill No. Report of the Committee on Finance, Law Purchasing for January 10, 2007.

[2007-1094](#)

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

Bill No. A Resolution Authorizing the Mayor and the Director of the Department of Personnel
[2007-1074](#) and Civil Service Commission to enter into a professional services agreement or
agreements with Mercy OccuNet for professional services in connection with the
administration and evaluation of medical examinations and related tests and
procedures for the Civil Service Commission's medical examination program for
current and prospective employees for employment and promotion, and providing for
the payment of the cost thereof. Cost not to exceed \$150,000.00.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing that the City of Pittsburgh enter into a professional services
[2007-1075](#) agreement or agreements with In-Touch Mercy EAP for professional services in
connection with the administration and provision of mental health and counseling
services for the City of Pittsburgh's Employee Assistance Program for current and
prospective employees, and providing for the payment of the cost thereof. Cost not to

exceed \$71,000.

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2007-1081](#)

Resolution further amending Resolution No.204, effective April 12, 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 7; and providing for the payment of the costs thereof," by adding "Highland Park Gateway Signage" \$8,000.00. Total of all projects should not exceed \$812,915.43.

SPONSOR(S): LEN BODACK

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: 7 - Mr. Bodack, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne and Mr. Peduto

Noes: 0

Abstentions: 0

Absent: 2 - Ms. Carlisle and Mr. Shields

MS. PAYNE PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE

Bill No.

[2007-1095](#)

Report of the Committee on Planning, Zoning and Land Use for January 10, 2007.

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

Bill No.

[2007-1076](#)

Resolution authorizing the Mayor to enter into a Donation Agreement with Artist Jane Haskell in order to officially accept the donation of "Windows of Light", a neon sculpture for inclusion in the City's art collection.

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

Votes: Ayes: 7 - Mr. Bodack, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne and Mr. Peduto

Noes: 0

Abstentions: 0

Absent: 2 - Ms. Carlisle and Mr. Shields

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

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2007-1096](#) January 10, 2007.

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

Bill No. Resolution authorizing the reallocation of \$2,000,000 in Brownfields Economic
[2007-1078](#) Development Initiative grants from the North Point Breeze and Chateau Industrial Districts projects to the Pittsburgh Technology Center, authorizing the filing of amended applications for the grants and designating Urban Redevelopment Authority of Pittsburgh as the City's agent. (Council District No. 6).

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the submission of applications to the U.S. Department of
[2007-1079](#) Housing and Urban Development for a Section 108 loan or loans of up to \$11,500,000 for the Pittsburgh Technology Center. (Council District No. 6).

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing a Cooperation Agreement with the Urban Redevelopment
[2007-1080](#) Authority of Pittsburgh designating URA as the City's agent for implementation of federal Brownfields Economic Development Initiative grants and Section 108 loans for the Pittsburgh Technology Center project. (Council District No. 6).

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1,
[2007-1082](#) 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 "Highland Park Gateway Signage" \$8,000.00 in Council District 7.

SPONSOR(S): LEN BODACK

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: 7 - Mr. Bodack, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne and Mr. Peduto
Noes: 0
Abstentions: 0
Absent: 2 - Ms. Carlisle and Mr. Shields

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

**A motion was made to excuse the absent member(s) Ms. Carlisle and Mr. Shields.
The motion carried.**

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.