

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, October 3, 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. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2006-0831](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh recognizes Joanne Witkowski for her leadership and commitment to the eradication of domestic violence; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare the month of October to be Domestic Violence Awareness Month 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.

[2006-0832](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Karen Egorin, Twyla Sable, Dena Chottiner, Christine Stone and Lynne Garfinkel for their dedication and hard work to promote and support the Silent Witness Initiative and Sheila's Shawls to educate the community about the eradication of domestic violence.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

Bill No.

[2006-0833](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the health care professionals that care for patients with lung disease and the advocates that work to promote lung health through effective public policy; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 3, 2006 "American Lung Association Health Day" here in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS, DAN DEASY, JEFFREY S. KOCH, TONYA D. PAYNE, JIM MOTZNIK AND LEN BODACK

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

Bill No.

[2006-0834](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend and congratulate Comcast on their sixth Annual Comcast Care Day, and commends Comcast for their concentrated efforts to help with the improvements of our Communities.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2006-0835](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh congratulates Marian Manor and the Sisters of the Holy Spirit for fifty years of compassionate and loving care to all who have called Marian Manor their home.

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

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

Bill No.

[2006-0836](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend the Traffic Division of the Department of Public Works for their efforts and dedicated service to the communities they serve.

SPONSOR(S): JEFFREY S. KOCH AND ALL MEMBERS

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

Bill No.

[2006-0837](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh welcomes the participants, guests, and speakers organizing the "March for Sustainability"; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares Saturday October 7, 2006, "March for Sustainability" day in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO, LEN BODACK, TWANDA CARLISLE, DAN DEASY, JEFFREY S. KOCH, JIM MOTZNIK AND DOUGLAS SHIELDS

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

Bill No.

[2006-0838](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and congratulate Mr. Charles Trail for all of his hard work and dedication to the Pittsburgh Job Corp; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare September 28, 2006 "Charles Trail Day" in the City of Pittsburgh.

SPONSOR(S): TWANDA CARLISLE

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.

[2006-0809](#)

Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of fire hose and SCBA parts for the Fire Bureau at a cost not to exceed Seventy Thousand dollars (\$70,000.00) and providing for the payment thereof.

Read and referred to Public Safety Services Committee

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

Bill No. 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 \$4,500,000 for the Children's Home of Pittsburgh project. (Council District No. 7)

[2006-0810](#)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$4,500,000 Redevelopment Assistance Capital Program grant for the Children's Home of Pittsburgh project. (Council District No. 7)

[2006-0811](#)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a \$2,500,000 increase to a Redevelopment Assistance Capital Program grant for the South Shore Riverfront Park project for a total grant of \$3,500,000. (Council District No. 3)

[2006-0812](#)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for an additional \$2,500,000 Redevelopment Assistance Capital Program grant for the South Shore Riverfront Park project. (Council District No. 3)

[2006-0813](#)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. 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 \$2,000,000 for the Children's Institute of Pittsburgh project. (Council District No. 5)

[2006-0814](#)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$2,000,000 Redevelopment Assistance Capital Program grant for the Children's Institute of Pittsburgh project. (Council District No. 5)

[2006-0815](#)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. 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 \$250,000 for the Carnegie Library of Pittsburgh Centre and Kirkpatrick project. (Council District No. 6)

[2006-0816](#)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$250,000 Redevelopment Assistance Capital Program grant for the Carnegie Library

[2006-0817](#)

of Pittsburgh Centre & Kirkpatrick project. (Council District No. 6)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0818](#)

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 \$7,500,000 for the Carnegie Library of Pittsburgh branch modernization project. (Council Districts: All)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0819](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$7,500,000 Redevelopment Assistance Capital Program grant for the Carnegie Library of Pittsburgh branch modernization project. (Council Districts: All)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0820](#)

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 \$4,000,000 for the Pittsburgh Technology Center project. (Council District No. 6)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0821](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$4,000,000 Redevelopment Assistance Capital Program grant for the Pittsburgh Technology Center project. (Council District No. 6)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0822](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a \$5,000,000 increase to a Redevelopment Assistance Capital Program grant for the Nine Mile Run project for a total grant of \$17,500,000. (Council District No. 5)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0823](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for an additional \$5,000,000 Redevelopment Assistance Capital Program grant for the Nine Mile Run project. (Council District No. 5)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0824](#)

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 \$500,000 for the Strip District project. (Council District No. 6)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2006-0825](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$500,000 Redevelopment Assistance Capital Program grant for the Strip District

project. (Council District No. 6)

Read and referred to Housing, Economic Development & Promotion Committee

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$6,000.00 to Mildred Ware-Tyler c/o August M. Damian, Esquire, 800 Mutual Building, 816 Fifth Avenue, Pittsburgh, PA 15219, in full and final settlement of an action filed at GD 04-022061, and arising from alleged injuries as a result of a deteriorated curb at 7424 Hermitage Street, Pittsburgh, PA 15208 in the City of Pittsburgh.

[2006-0807](#)

Read and referred to Finance, Law and Purchasing Committee

Bill No. Resolution providing for an agreement or agreements with First Data Government Solutions Inc., a subsidiary of First Data Corporation, for Interactive Voice Response (IVR) and Webfile Software Support, for a period of three (3) years, July 1, 2006 through June 30, 2009, at a cost not to exceed Forty Thousand Dollars (\$40,000) per year, subject to annual budget appropriation, chargeable to and payable from Account 525100, Fund 1000, Organization 107300, Sub-Class 150, Budget Years 2006 - 2008.

[2006-0808](#)

Read and referred to Finance, Law and Purchasing Committee

Bill No. Ordinance providing for the establishment of a Neighborhood Improvement District, in specific the Western Avenue Neighborhood Improvement District, to be administered by the Allegheny West Civil Council.

[2006-0830](#)

SPONSOR(S): TONYA D. PAYNE

Read and referred to Finance, Law and Purchasing Committee

MR. SHEILDS PRESENTS COMMITTEE ON HEARINGS

Bill No. Resolution informing Council of the appointment of Pat Ford, 5188 Glenhurst Road, Pittsburgh, Pennsylvania 15207 to the Public Parking Authority for a term to expire April 30, 2009.

[2006-0826](#)

Held, Pending Interview to Hearings Committee

Bill No. Resolution informing Council of the appointment of Yarone Zober, 1121 Farragut Street, Pittsburgh, Pennsylvania as a member to the Urban Redevelopment Authority of the City of Pittsburgh for a term to expire December 2, 2009.

[2006-0827](#)

Held, Pending Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Doris Carson-Williams, 1429 Pennsylvania Avenue, Pittsburgh, Pennsylvania 15233, as a member to the Housing Authority of the City of Pittsburgh for a term to expire September 30, 2009.

[2006-0828](#)

Held, Pending Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Dennis Regan, 6920 Reynolds Street, Pittsburgh, Pennsylvania 15208, as Director of Department of Public Safety.

[2006-0829](#)

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 and Purchasing for September 27, 2006.

[2006-0804](#)

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

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.

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

Votes: Ayes: 7 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 1 - Mr. Motznik

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.

This Matter was Passed Finally on the Consent Agenda.

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 .

This Matter was Passed Finally on the Consent Agenda.

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.

This Matter was Passed Finally on the Consent Agenda.

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.

This Matter was Passed Finally on the Consent Agenda.

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

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

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

Bill No.

[2006-0805](#)

Report of the Committee on Planning, Zoning and Land Use for September 27, 2006.

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

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter
[2006-0645](#) 902 Section 902.03, Zoning District Map Nos. 12 and 13 by changing various zoning district classifications in the Greenfield 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter
[2006-0646](#) 902 Section 902.03, Zoning District Map No. 6 by changing various zoning district classifications in the Perry South 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter
[2006-0647](#) 902 Section 902.03, Zoning District Map Nos. 1, 2, 5 & 6 by changing various zoning district classifications in the Brighton Heights 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter
[2006-0669](#) 902 Section 902.03, Zoning District Map Nos. 7 & 12 by changing various zoning district classifications in the Uptown (Bluff) 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.

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

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

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2006-0806](#) September 27, 2006.

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

Bill No. 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).

[2006-0766](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. 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).

[2006-0767](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. 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.

[2006-0773](#)

SPONSOR(S): WILLIAM PEDUTO

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.