

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, November 27, 2007

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

**Douglas Shields, President
Council Members: Len Bodack,**

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, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Absent: 1 - Mr. Deasy

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2007-1966](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to recognize Educating Teens About HIV/AIDS, Inc. and its upcoming gala, while also taking this opportunity to wish this important organization continued success in its future efforts to educate young people about the tragic effects of this preventable disease.

SPONSOR(S): TONYA D. PAYNE AND ALL MEMBERS

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

Bill No. [2007-1967](#) NOW THEREFORE BE IT RESOLVED, that the City Council of the City of Pittsburgh does hereby recognize and commend The 2007 Brashear Bulls Varsity Football Team for their hard work and contribution to The City of Pittsburgh.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby proclaim Tuesday, November 27th, 2007 as "Brashear Bulls Day" in the City of Pittsburgh.

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

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

Bill No. [2007-1969](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to recognize and honor Judge Justin Morris Johnson for his successful career in public service and his numerous personal and professional achievements.

This matter was officially introduced at the Standing Committee Meeting of November 28, 2007.

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

Bill No. [2007-1970](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to recognize and honor Judge Cynthia A. Baldwin for her successful career in public service and her numerous personal and professional achievements.

This matter was officially introduced at the Standing Committee Meeting of November 28, 2007.

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

Bill No. [2007-1971](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to recognize and honor Judge Livingstone Morris Johnson for his successful career in public service and for his numerous personal and professional

achievements.

This matter was officially introduced at the Standing Committee Meeting of November 28, 2007.

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON ENGINEERING, FLEET AND FORESTRY, PRESENTS

Bill No. [2007-1960](#) Resolution authorizing the Mayor to enter into a grant agreement with the Commonwealth of Pennsylvania's Department of Conservation and Natural Resources to receive monies to construct the Route 28/Three Rivers Heritage Trail and further providing for legitimate expenditures for payments and agreement or agreements, or contract or contracts for any services required in connection with the execution of said grant agreement. Said agreement or agreements, contract or contracts or expenditures shall not exceed \$ 1,000,000.

Read and referred to Engineering, Fleet and Forestry Committee

Bill No. [2007-1961](#) Resolution authorizing the Mayor to enter into a grant agreement with the Pittsburgh Downtown Partnership to receive monies to secure technical support for managing and upgrading the city's Computerized Traffic Response and Traffic Control System (CTRACS) and further providing for legitimate expenditures for payments and agreement or agreements, or contract or contracts for any services required in connection with the execution of said grant agreement. Said agreement or agreements, contract or contracts or expenditures shall not exceed \$ 33,000.00.

Read and referred to Engineering, Fleet and Forestry Committee

MR. KOCH, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS AND ENVIRONMENTAL SERVICES, PRESENTS

Bill No. [2007-1958](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of one (1) Street Sweeper, and one (1) Street Flusher, for the Department of Public Works, Bureau of Operations, and provide for the payment thereof, and/or transfer of funding to the Equipment Leasing Authority, at a cost not to exceed \$320,000.00.

Read and referred to Public Works & Environmental Services Committee

Bill No. [2007-1959](#) Resolution granting unto Children's Hospital of Pittsburgh, 3705 Fifth Avenue, Pittsburgh, PA 15213, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a pedestrian protective railing along the 3400 block of Fifth Avenue in the 4th Ward, 6th & 8th Council Districts of the City of Pittsburgh.

Read and referred to Public Works & Environmental Services Committee

MR. MOTZNIK, CHAIRPERSON OF PARKS, RECREATION AND YOUTH POLICY, PRESENTS

Bill No. Resolution authorizing the issuance of a warrant in favor of the Richard S. Caliguiri
[2007-1957](#) Amyloidosis Foundation in an amount not to exceed eleven thousand and three dollars, in connection with the 2007 Great Race in the Department of Parks and Recreation, without previous authority of law; and providing for the payment thereof. Cost not to exceed eleven thousand and three dollars (\$11,003.00).

Read and referred to Finance, Law and Purchasing Committee

Bill No. Resolution authorizing the City of Pittsburgh to lease to the South Pittsburgh
[2007-1964](#) Development Corporation property in the 32nd Ward, at the corner of Jacob and Whited Street, for a period of twenty (20) years, at a rental of \$1.00 per year, and upon such other terms and conditions as may be approved by the Mayor and City Solicitor.

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

Read and referred to Finance, Law and Purchasing Committee

MS. PAYNE, CHAIRPERSON OF PLANNING, ZONING AND LAND USE, PRESENTS

Bill No. Resolution authorizing the assignment to Lamar Outdoor Advertising Company of the
[2007-1963](#) License Agreement, dated June 1, 2001, between the City of Pittsburgh and Adshel, Inc.

Read and referred to Planning, Zoning & Land Use Committee

MR. SHEILDS, PRESIDENT OF COUNCIL AND CHAIRPERSON OF THE COMMITTEE ON HEARINGS, PRESENTS

Bill No. Communication from Anthony J. Pokora, Deputy Controller, submitting the audit of
[2007-1962](#) the Urban Development Authority's Streetface Loan Program.

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

Bill No. Petition from the residents of the City of Pittsburgh requesting City Council to hold a
[2007-1965](#) public hearing relative to the Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the URA and Carnegie Library of Pittsburgh, for the Sale of Disposition Parcel 16 in Redevelopment Area No. 51, in the 22nd Ward of the City of Pittsburgh, Council District 6 (Library Construction)

Read and referred 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 November 19, 2007
[2007-1953](#) with an Affirmative Recommendation.

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

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property
[2007-1897](#) Taxes; Chapter 267, Exemptions for Industrial and Commercial Improvements; Section 267.01, Definitions; paragraph (k), Qualified Conversion to Commercial Residential Use, paragraph (o), Downtown District, and paragraph (u), Qualified Conversion to Residential Use; and Section 267.03, Exemption Schedule, paragraph (c), subparagraph (3); and Section 267.04, Exemption Conditions, paragraph (e), so as to eliminate the fifty (50) percent threshold requirement for conversions, to clarify the location of properties included within the Downtown District, and to eliminate the ownership restriction for qualified conversions to residential use.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending and Supplementing the Pittsburgh Code, Title Two, Fiscal;
[2007-1898](#) Article IX, Property Taxes; Chapter 265, Exemptions for Residential Improvements; Section 265.01, Definitions; paragraph (a), Board, and paragraph (v), Downtown District; and Section 265.06, Procedures for Obtaining Exemption, so as to clarify the identify of the agency responsible for administration of exemption applications and the location of properties included within the Downtown District, to provide for a filing period of one hundred-eighty (180) days, and also to add a prohibition pertaining to tax delinquency.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Mayor and the Director of the Department of Personnel
[2007-1923](#) 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 \$100,000.00.

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, Mrs. Harris, Mr. Koch, Mr. Motznic, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Absent: 1 - Mr. Deasy

MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. [2007-1954](#) Report of the Committee on Public Works and Environmental Services for November 19, 2007 with an Affirmative Recommendation.

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

Bill No. [2007-1858](#) Resolution granting unto Folino's Ristorante, 1715-1721 E. Carson Street, Pittsburgh, PA 15203, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, decorative steel fencing on the sidewalk area of 1717-1721 E. Carson Street in the 17th Ward, 3rd Council District of the City of Pittsburgh.

A motion was made that this matter be RECOMMENDED to the Public Works & Environmental Services Committee. The motion carried.

Bill No. [2007-1924](#) Resolution amending Resolution 406, effective July 26, 2007, entitled, providing for a professional services agreement/s with the Animal Rescue League, a Pennsylvania non-profit corporation, for professional services in connection with the detention, care and/or euthanasia of domestic animals at a cost not to exceed \$1,140,000," by providing for an Amendment to the Agreement, for an additional cost of \$50,000.

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

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

Noes: 0

Abstentions: 0

Absent: 1 - Mr. Deasy

MRS. HARRIS PRESENTS COMMITTEE ON ENGINEERING, FLEET AND FORESTRY

Bill No. [2007-1955](#) Report of the Committee on Engineering, Fleet and Forestry for November 19, 2007 with an Affirmative Recommendation.

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

Bill No. [2007-1925](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an easement agreement or agreements with THE BUNCHEER COMPANY and others whereby THE BUNCHEER COMPANY and others grant to the City an easement along Liberty Avenue, in the Second Ward of the City of Pittsburgh, for the construction on a portion of the Buncher Property of a bus stop and a pedestrian signalized crossing for use as a transit stop for the Port Authority of Allegheny County.

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

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

Noes: 0

Abstentions: 0

Absent: 1 - Mr. Deasy

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2007-1956](#) Report of the Committee on Public Safety Services for November 19, 2007 with an Affirmative Recommendation.

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

Bill No. [2007-1926](#) Resolution authorizing the Mayor and the Chief of the Bureau of Emergency Medical Services to enter into an agreement or agreements with QuickMed Claims for professional services in connection with the provision of ambulance billing services.

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

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

Noes: 0

Abstentions: 0

Absent: 1 - Mr. Deasy

MOTIONS AND RESOLUTIONS

Bill No. [2007-1968](#) WHEREAS in 2006, "RealtyTrac", the recommended online source for property foreclosure information, stated that in a nation-wide analysis, U.S. home foreclosures had increased 38% percent since the previous quarter and 72% from the first quarter of 2005; and

SPONSOR(S): TONYA D. PAYNE AND ALL MEMBERS

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

EXCUSE ABSENT MEMBERS

A motion was made to excuse the absent member(s)Mr. Deasy. 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.