

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, July 1, 2008

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FIFTH COUNCIL**

Douglas Shields, President

**Council Members: Reverend Ricky V. Burgess, Dan Deasy, Patrick Dowd, Darlene M. Harris,
Bruce A. Kraus, Jim Motznik, Tonya D. Payne, William Peduto**

Linda M. Johnson-Wasler, City Clerk

Mary Beth Doheny, Deputy City Clerk

ROLL CALL

Present: 9 - Mr. Deasy, Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2008-0562](#)
NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend The H.Y.P.U. of the Original Churches of God or Sanctified Church, Inc. for their efforts to enhance the quality of life for youth and adults alike as they empower communities and change lives.

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

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

Bill No. [2008-0563](#)
NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commends John Hughes and honors his commitment to those in need, and his devotion to the musical arts; and
BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares July 5, 2008, "John Hughes Day" in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No. [2008-0564](#)
NOW THEREFORE BE IT RESOLVED that the council of the City of Pittsburgh does hereby wish to congratulate Ebenezer Baptist Church on its 133rd Anniversary Celebration, while additionally taking this opportunity to thank the church and its leadership for all that they have done in order to better our community and our City.

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

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

Bill No. [2008-0565](#)
NOW, THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh urges the General Assembly to approve the inclusion of the \$25 million green building grant program into the final version of the omnibus energy bill, as well as the final passage of SS HB 4 and 5; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to all members of the Pennsylvania General Assembly, and to the Governor of Pennsylvania.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

MR. SHIELDS, PRESIDENT OF COUNCIL AND CHAIRMAN OF THE COMMITTEE ON HEARINGS, PRESENTS

Bill No. Resolution informing Council of the appointment by Councilman William Peduto of
[2008-0561](#) James K. Hayes, 4215 Bigelow Boulevard, Pittsburgh, PA, 15213, as a Member of the Pittsburgh Cable Communications Advisory Committee representing District 8, for a term to expire December 31, 2009.

SPONSOR(S): WILLIAM PEDUTO

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS, PRESENTS

Bill No. Resolution providing for a Contract or Contracts or for the use of existing Contracts,
[2008-0559](#) providing for an Agreement or Agreements or for the use of existing Agreements, providing for the purchase of materials and supplies in connection with the renovations and maintenance of various public buildings, and further providing for the payment of the costs thereof. Cost not to exceed \$600,000.00.

Read and referred to Public Works Committee

Bill No. Resolution providing for a Contract or Contracts or for the use of existing Contracts,
[2008-0560](#) providing for an Agreement or Agreements or for the use of existing Agreements, providing for the purchase of materials and supplies in connection with the Tree Maintenance Program throughout the City of Pittsburgh, and further providing for the payment of the costs thereof. Cost not to exceed \$250,000.

Read and referred to Public Works Committee

MR. PEDUTO, CHAIRPERSON OF THE COMMITTEE ON FINANCE AND LAW, PRESENTS

Bill No. Resolution repealing items in Resolutions approved on various dates, authorizing the
[2008-0555](#) sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984. Items A thru D: A: 7632 Frankstown; B: 6486 Frankstown; C: 64 Beltzhoover; D: 3100 Tretow.

Read and referred to Finance and Law Committee

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,
[2008-0556](#) 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 through P. A: 1022 Voskamp; B: 2631 Merwyn; C: 4208 Milgate; D: 1103 Lakewood; E: 425 Antenour (Part); F: 3111 Wadlow; G: 901 Arlington; H: 2002 Tustin; I: 133 ½ 42nd; J: 49 Baldwick; K: 7016 Kedron; L: 4039 Perrysville; M: 111 Fountain; N: 952 Walbridge; O: 2019-23 N. Charles; P:

734 Herscel.

Read and referred to Finance and Law Committee

Bill No.

[2008-0557](#)

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 C: A: 5442 Baywood; B: 5525 Black; C: 509 Collins.

Read and referred to Finance and Law Committee

Bill No.

[2008-0558](#)

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 Z. A: 2315 Maple; B: 1909 & 1911 Forbes; C: 1905 Forbes; D: 1245 High; E: 1812 Rhine; F: 721 Singer; G: 174 Wabash; H: 1120 Faust; I: 9 Pride; J: 1906 Shamokin; K: 1213 Woodland; L: 5486 Broad; M: 212 Warrington; N: 3210 Ward; O: 523 Jefferson; P: 1200 Lincoln; Q: 2649 Brighton; R: 425 Marshall; S: 1301 Reddour; T: 2149 & 2153 Wylie; U: 89 Barry; V: 7801, 7803 & 7805 Tioga and 506 & 508 Cora; W: 44 Pasadena; X: 113 Mansion; Y: 617 ½ Seagirt; Z: 26 Ramage.

Read and referred to Finance and Law Committee

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MR. PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No.

[2008-0552](#)

Report of the Committee on Finance and Law for June 25, 2008 with an Affirmative Recommendation.

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

Bill No.

[2008-0308](#)

Resolution authorizing and directing the City Solicitor and City Clerk to enter into an agreement or agreements for the hiring of outside legal counsel and consultants to represent the Council of the City of Pittsburgh in connection with Zoning Board of Adjustment Docket # 200704126 and Court of Common Pleas Docket # 08-7180 at a cost not to exceed \$80,000.00 \$11,000 (Eleven Thousand Dollars).

SPONSOR(S): DOUGLAS SHIELDS

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

Votes: Ayes: 6 - Mr. Deasy, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne and Mr. Shields
Noes: 2 - Mr. Dowd and Mr. Peduto
Abstentions: 0
Out of Room: 1 - Rev. Burgess

Bill No. Resolution authorizing the City of Pittsburgh ("City") to Petition the Court of
[2008-0525](#) Common Pleas of Allegheny County to sell a certain lot ("Property"), now part of Highland Park, to Michael Gallagher and Angela Scolieri Gallagher, his wife ("Buyers"), for the sum of Fifteen Thousand Dollars (\$15,000.00), or upon such other terms and conditions as the Court may authorize and/or direct.

SPONSOR(S): PATRICK DOWD

A motion was made that this matter be RECOMMENDED to the Finance and Law Committee. The motion carried.

Bill No. Ordinance amending the Pittsburgh Code, Title One: Administrative, Article XI:
[2008-0368](#) Personnel, Chapter 197, CODE OF CONDUCT, by making various language changes to Sections 197.02 Definitions, 197.04 Use of Authority and Public Property, and 197.07 Offering or Accepting Gifts or Favors.

SPONSOR(S): REVEREND RICKY V. BURGESS

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending Resolution No. 403, effective June 14, 2000, as
[2008-0371](#) 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 adding "Freedom Corner Maintenance and Improvements Trust Fund" \$2,000 and by reducing "District 6 Neighborhood Initiatives" by the same amount. Total cost of all projects not to exceed \$1,000,000.

SPONSOR(S): TONYA D. PAYNE

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the creation of the Freedom Corner Maintenance and
[2008-0372](#) Improvements Trust Fund and for setting conditions for the deposit and expenditure of such funds.

SPONSOR(S): TONYA D. PAYNE

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. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Rev. Burgess

REV. BURGESS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development for June 25, 2008
[2008-0553](#) with an Affirmative Recommendation.

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

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 adjusting various line items in conformance with City Council's 2000 Capital Budget amendments," by adding "Freedom Corner Maintenance and Improvements Trust Fund" \$2,000 and by reducing "District 6 Neighborhood Initiatives" by the same amount.

[2008-0373](#)

SPONSOR(S): TONYA D. PAYNE

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution amending Resolution No. 253, effective May 21, 2008 entitled: providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment and/or rehabilitation of neighborhood facilities and the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contract or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed 800,000.00, so as to reprogram funds in City Council from "District 2-Equipment" (-3,000) and transfer these funds to: "Southwest PA Athletic Association" (+3,000).

[2008-0526](#)

SPONSOR(S): DAN DEASY

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution amending Resolution No.254, effective May 21, 2008 entitled: by providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2007 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories; so as to reprogram funds in City Council from "District 2-Equipment" (-3,000) and transfer these funds to "Southwest PA Athletic Association" (+3,000).

[2008-0527](#)

SPONSOR(S): DAN DEASY

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. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznic, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Rev. Burgess

MR. DEASY PRESENTS COMMITTEE INTERGOVERNMENTAL AFFAIRS

Bill No. [2008-0554](#) Report of the Committee on Intergovernmental Affairs for June 25, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0541](#) Resolution approving execution of a Deed by and between the Urban Redevelopment Authority of Pittsburgh and the City of Pittsburgh for the sale of Disposition Parcel 22B, Block 2-D, Lot 256, in the 3rd Ward of the City of Pittsburgh, in Redevelopment Area No. 31 - Crawford and Centre Avenue - Council District No. 6 (Freedom Corner Monument).

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

Votes: Ayes: 8 - Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznic, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Rev. Burgess

MOTIONS AND RESOLUTIONS

APPROVAL OF MINUTES

ADJOURNMENT