

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 16, 2010

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.

[2010-0238](#)

Now, therefore be it resolved, that the Council of the City of Pittsburgh does hereby commend Mr. William Nunn, Jr. for the work he has endeavored on the behalf of African-American football athletes nationwide. The Council of the City of Pittsburgh recognizes the trials and tribulations that Mr. Nunn has overcome to be rightfully respected as one of the greatest innovators and catalyst leaders of the game of football here in Pittsburgh; and,

SPONSOR(S): R. DANIEL LAVELLE

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

Bill No.

[2010-0239](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Pathways Wellness Program for the work they do for healthy lifestyles; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, March 16, 2010, to be "Healthy Living Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH

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

Bill No.

[2010-0240](#)

NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to recognize and honor the community leaders and organizations for their commitment to the Core Series 2010 Program:

SPONSOR(S): NATALIA RUDIAK

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON HUMAN RESOURCES, PRESENTS

Bill No.

[2010-0234](#)

Ordinance supplementing the Pittsburgh Code of Ordinances, Title One, Administrative, Article Three, Organization, Chapter 116, Department of Public Safety, by adding language.

SPONSOR(S): REVEREND RICKY V. BURGESS

Read and referred to Public Safety Services Committee

Bill No. Ordinance supplementing the Pittsburgh Code of Ordinances, Title One,
[2010-0235](#) Administrative, Article Seven, Organization, Chapter 160, Investigations of Police
Conduct, by adding language.

SPONSOR(S): REVEREND RICKY V. BURGESS

Read and referred to Public Safety Services Committee

**MR. DOWD, CHAIRPERSON OF THE COMMITTEE ON INTERGOVERNMENTAL
AFFAIRS, PRESENTS**

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor
[2010-0236](#) license, License No. R-10217, from La Romana Inc., 200-202 N. Monongahela Ave.,
Glassport PA, 15045 to Applicant Jen Jack Inc., 119 First Ave., Pittsburgh PA, 15222
into the premises to be known as Fox Hunt Café, 119 First Ave., Pittsburgh PA,
15222, pursuant to amended Pennsylvania Liquor Code, §4-461.

Read and referred to Intergovernmental Affairs Committee

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

Bill No. Resolution authorizing cooperation agreement or agreements, providing for the
[2010-0229](#) transfer of funds not to exceed Five Million (\$5,000,000) dollars to the City of
Pittsburgh Equipment Leasing Authority for the purchase of vehicles, radios and
equipment for use by the City of Pittsburgh Departments and Authorities.

Read and referred to Finance and Law Committee

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or
[2010-0230](#) agreements with Hollinshead, Mendelson, Bresnahan & Nixon, P.C. for professional
services to assist in the legal representation of the City of Pittsburgh in connection
with litigation arising from the Corfu Street remediation, specifically actions
concerning Douglas Blair and real property identified at Block and Lot 7-N-238, 20th
Ward, City of Pittsburgh and providing for the payment thereof at a cost not to exceed
\$50,000.00 (Fifty Thousand Dollars).

Read and referred to Finance and Law Committee

Bill No. Resolution providing for a professional services agreement or agreements for
[2010-0231](#) consulting services, but not limited to auditing , accounting, and technical services for
the City Controller's Office for a two year period with a cost not to exceed
\$140,000.00 upon yearly appropriation.

Read and referred to Finance and Law Committee

MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON HEARINGS, PRESENTS

Bill No. Communication from City Clerk Linda M. Johnson-Wasler, City Clerk, on behalf of
[2010-0232](#) City Council, submitting the signed Interim Approval Letter, dated March 10, 2010,
for the approval of the Mayor's Declaration of a Local Disaster Emergency.

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

Bill No. [2010-0233](#) Communication from Michael Lamb, City Controller, submitting a Performance Audit of the Department of Public Safety Bureau of Animal Control, dated March, 2010.

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

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

Bill No. [2010-0226](#) Report of the Committee on Finance and Law for March 10, 2010 with an Affirmative Recommendation.

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

Bill No. [2010-0220](#) Authorizing and directing the City Clerk to enter into an agreement or agreements with the Comprehensive Municipal Pension Trust Fund Board (CMPTF), the Government Finance Officers Association (GFOA), and the Intergovernmental Cooperation Authority (ICA) and/or other entities for the purpose of providing an independent examination of the value of the assets of the Pittsburgh Parking Authority. The scope of the study shall include the real estate value and the market value of the garages, facilities, lots, other assets, and the City's on-street meter system; and examination of the Mayor's monetization proposal; Sale of PPA facilities; Privatization of PPA management with revenue sharing; the Public Plan proposal transferring assets to the pension; and President Harris's option to keep the assets and increase rates by providing clear, objective quantitative data related to the impact on the pension fund and City operations. The cost to the City shall not exceed \$50,000.00

SPONSOR(S): DARLENE HARRIS, NATALIA RUDIAK AND BRUCE A. KRAUS

A motion was made that this matter be AMENDED. 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

Bill No. [2010-0220](#) Authorizing and directing the City Clerk to enter into an agreement or agreements with the Comprehensive Municipal Pension Trust Fund Board (CMPTF), the Government Finance Officers Association (GFOA), and the Intergovernmental Cooperation Authority (ICA) and/or other entities for the purpose of providing an independent examination of the value of the assets of the Pittsburgh Parking Authority. The scope of the study shall include the real estate value and the market value of the garages, facilities, lots, other assets, and the City's on-street meter system; and examination of the Mayor's monetization proposal; Sale of PPA facilities; Privatization of PPA management with revenue sharing; the Public Plan proposal transferring assets to the

pension; and President Harris's option to keep the assets and increase rates by providing clear, objective quantitative data related to the impact on the pension fund and City operations. The cost to the City shall not exceed \$50,000.00

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

Votes: Ayes: 8 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 1 - Rev. Burgess
Abstentions: 0

MRS. SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2010-0227](#) Report of the Committee on Public Safety Services for March 10, 2010 with an Affirmative Recommendation.

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

Bill No. [2010-0178](#) Resolution authorizing the Mayor and the Director of Public Safety to enter into a grant agreement with the United States Department of Justice, Office of Justice Programs, Bureau of Justice Assistance (DOJ) to receive monies from the 2009 Recovery Act Edward Byrne Memorial Competitive Grant Program, and further authorizing legitimate expenditures by the Department of Public Safety, Bureau of Police for purchases authorized by the Grant Agreement and for the execution of agreement(s), or contract(s) for any equipment or services required in connection with the execution of said Grant Agreement. Said agreement(s) or contract(s) shall not exceed one million, nine hundred fourteen thousand, three hundred and sixteen dollars (\$1,914,316.00). Stimulus Trust Fund: account 450500, fund 2950, organization code 230000, project ST10003, subcode 600, budget year 2010, Department of Public Safety - Bureau of Police.

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

MR. SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2010-0228](#) Report of the Committee on Land Use and Economic Development for March 10, 2010 with an Affirmative Recommendation.

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

Bill No. Resolution providing for an Agreement or Agreements with a Consultant or
[2010-0179](#) Consultants or with a Vendor or Vendors for the purchase and installation of materials and supplies necessary for the “Planning Commission Room Acoustics Improvements,” at a cost not to exceed \$30,000.00.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending and supplementing Resolution No. 311, effective January
[2010-0180](#) 1, 1996, as amended, entitled: “Adopting and approving the 1996 Capital Budget and the 1996 Community Development Block Grant Program; and approving the 1996 through 2000 Capital Improvement Program,” by adjusting various line items in accordance with Comprehensive Capital Budget Amendments.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending and supplementing Resolution No. 461, effective January
[2010-0181](#) 1, 1997, as amended, entitled: “Adopting and approving the 1997 Capital Budget and the 1997 Community Development Block Grant Program; and approving the 1997 through 2001 Capital Improvement Program,” by adjusting various line items in accordance with comprehensive capital budget amendments.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending and supplementing Resolution No. 881, effective January
[2010-0182](#) 1, 2000, as amended, entitled: “Adopting and approving the 2001 Capital Budget and the 2001 Community Development Block Grant Program; and approving the 2001 through 2004 Capital Improvement Program,” by adjusting various line items in accordance with Comprehensive Capital Budget Amendments.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending and supplementing Resolution No. 488, effective January
[2010-0183](#) 1, 2002, as amended, entitled: “Adopting and approving the 2002 Capital Budget and the 2002 Community Development Block Grant Program; and approving the 2002 through 2006 Capital Improvement Program,” by adjusting various line items in accordance with comprehensive capital budget amendments.

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

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT