

# **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 29, 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: 8 - Mr. Deasy, Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields  
Absent: 1 - Ms. Payne

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2008-0081](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh wishes to congratulate Mr. Chuck Crummie on the occasion of his milestone 500th basketball victory, and also acknowledge his many years of service to the students and student-athletes of the City of Pittsburgh.

**SPONSOR(S): DARLENE HARRIS, REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No. [2008-0082](#) NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh hereby recognizes the professional excellence achieved by one of Pittsburgh's finest lawyers, Attorney William Goodrich, and extends its heartfelt thanks to Bill for all of his volunteer work and commitment to community, the political process, and the professional and charitable organizations that he serves; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh hereby declares Tuesday, January 29th as "Bill Goodrich Day" in the City of Pittsburgh.

**SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS**

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

Bill No. [2008-0083](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby proclaim January 27, 2008 Holocaust Remembrance Day in the City of Pittsburgh.

**SPONSOR(S): BRUCE A. KRAUS, DOUGLAS SHIELDS, PATRICK DOWD AND ALL MEMBERS**

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

Bill No. [2008-0084](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Black and White Reunion for their efforts to promote racial harmony amongst the people of Pittsburgh and acknowledges the Summit on Racism that allows people to educate themselves to the issues presented by racism, to explore creative and effective ways to affirm the message of racial tolerance and to celebrate the memory and message of Dr. Martin Luther King.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh, in recognition of this important event, does hereby declare January 26, 2008 to be "BLACK AND WHITE REUNION DAY" in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS, DAN DEASY, PATRICK DOWD, DARLENE HARRIS AND BRUCE A. KRAUS**

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

Bill No.

[2008-0085](#)

NOW, THEREFORE, BE IT RESOLVED that the City of Pittsburgh will apply for the designation of East Allegheny, Central North Side, and Allegheny West as a Preserve America Neighborhoods; and

BE IT FURTHER RESOLVED, that the City of Pittsburgh will protect and celebrate our heritage, use our historic assets for economic development and community revitalization, and encourage people to experience and appreciate local historic resources through education and heritage tourism programs.

**SPONSOR(S): TONYA D. PAYNE AND DARLENE HARRIS**

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

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

### **REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON PLANNING, ZONING AND LAND USE, PRESENTS**

Bill No.

[2008-0065](#)

Resolution authorizing the Mayor and the Director of City Planning to enter into a grant agreement with the Richard King Mellon Foundation to receive monies to support conservation and maintenance of the City of Pittsburgh's art collection, 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 \$300,000.00.

**Read and referred to Planning, Zoning & Land Use Committee**

Bill No.

[2008-0069](#)

Ordinance providing for the designation as a Historic Structure under Title 11 of the Code of Ordinances that certain structure known as the former August Wilson House, located at 1727 Bedford Avenue, block and lot number 09-S-036, in the 3rd Ward, City of Pittsburgh.

**Read and referred to Planning, Zoning & Land Use Committee**

Bill No.

[2008-0070](#)

Ordinance amending and supplementing the Pittsburgh Code, Title Eleven - Historic Preservation, Chapter 1101, Historic Structures, Districts, Sites and Objects, sub-section 1101.03(i)(4), so as to extend time frame of designation requirements and add new language.

**SPONSOR(S): REVEREND RICKY V. BURGESS**

**Read and referred to Planning, Zoning & Land Use Committee**

### **MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS AND ENVIRONMENTAL SERVICES, PRESENTS**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the repairs, maintenance, improvements and emergencies in connection with the Wall, Step, and Fence Program, in CDBG areas throughout the City of Pittsburgh, and providing for the payment of the cost thereof, at a cost not to exceed \$36,928.31.

[2008-0060](#)

**Read and referred to Public Works & Environmental Services Committee**

Bill No. Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, and providing for repairs, maintenance, improvements, emergencies and/or the purchase of equipment, materials and supplies in connection with the on-going maintenance, rehabilitation and new construction of City-owned walls, steps and fences; and further providing for the payment of the costs thereof. Cost not to exceed \$100,000.

[2008-0061](#)

**Read and referred to Public Works & Environmental Services Committee**

### **MR. KRAUS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC SAFETY SERVICES, PRESENTS**

Bill No. Resolution amending Resolution no. 200, effective April 17, 2006 entitled "Resolution providing for a contract or contracts or the use of existing contract or contracts; or agreement or agreements for the purchase of two canine vehicles, three patrol vehicles, twenty two mobile data computers and accessories at a cost not to exceed Two Hundred Eighty Nine Thousand Nine Hundred and Five Dollars (\$289,905.00) and providing for the payment of the costs thereof."

[2008-0066](#)

**Read and referred to Public Safety Services Committee**

Bill No. Resolution providing for an agreement or agreements, contract or contracts, or for the use of existing agreements and/or contracts, for the purchase of computer hardware, software and/or communications equipment, maintenance, installation, professional services, licenses, warranties, accessories and training in conjunction with the enhancement or implementation of automated systems for the Department of Public Safety, Bureau of Police, at a cost not to exceed one hundred fifty thousand, thirty six dollars (\$150,036) and providing for the cost thereof.

[2008-0067](#)

**Read and referred to Public Safety Services Committee**

Bill No. Resolution providing for an agreement or agreements, or use of existing agreements and/or a contract or contracts, or use of existing contracts, for the purchase of materials, supplies, equipment or services in connection with the relocation and renovation of the Firearms Training Section at the new Zone 5 on Washington Boulevard; and providing for the payment of the costs thereof. Cost not to exceed \$50,000.

[2008-0068](#)

**Read and referred to Public Safety Services Committee**

### **MR. MOTZNIK, CHAIRPERSON OF THE COMMITTEE ON ENGINEERING, FLEET AND FORESTRY, PRESENTS**

Bill No. Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts or for the use of existing Contracts,

[2008-0062](#)

providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the investigation, design, construction and/or remediation for critical slope failures throughout the City; and providing for the payment of the costs thereof. Cost not to exceed \$200,000.

**Read and referred to Engineering, Fleet and Forestry Committee**

Bill No.

[2008-0063](#)

Resolution providing for an Agreement or Agreement or the use of existing Agreements; providing for a Contract or Contracts or for the use of existing Contracts; in connection with the design and reconstruction of sidewalks and curbing along Crane Avenue; and further providing for the payment of the costs thereof. Cost not to exceed \$200,000.

**Read and referred to Engineering, Fleet and Forestry Committee**

Bill No.

[2008-0064](#)

Resolution providing for an Agreement or Agreements, or the use of existing Agreements; providing for a Contract or Contracts, or the use of existing Contracts for Construction Management and Construction Inspection Services on various City projects; and further providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation, and providing for the payment of the costs thereof. Cost not to exceed \$250,000.

**Read and referred to Engineering, Fleet and Forestry Committee**

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

Bill No.

[2008-0057](#)

Resolution providing for the issuance of a \$2,576.88 warrant in favor of Motheral Inc., c/o Brinton Motheral, 400 Hastings Street, Pittsburgh, PA 15206, in settlement of a claim for sidewalk damage due to City tree roots on August 15, 2007.

**Read and referred to Finance, Law and Purchasing Committee**

Bill No.

[2008-0058](#)

Resolution further amending and supplementing Resolution No. 592, effective December 13, 2004, as amended by Resolution No. 320, effective June 15, 2007, entitled: "Providing for an Agreement or Agreements and a Lease or Leases by and between the City of Pittsburgh ("City") and First Vehicle Services ("First Vehicle"), pursuant to which First Vehicle will furnish all work and services needed to manage and maintain the City's vehicle fleet," by extending the contract for a period of twenty-seven months from February 22, 2008 through May 31, 2010 and authorizing funding for said extension period.

**Read and referred to Finance, Law and Purchasing Committee**

Bill No.

[2008-0059](#)

Resolution authorizing the Mayor and the Director of the Department of Public Safety to enter into a professional service agreement with the Center for Victims of Violence and Crime to provide training and services for the Mayor's Youth Service Coordination Project. Cost not to exceed \$12,000.

**Read and referred to Finance, Law and Purchasing Committee**

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

Bill No. Resolution authorizing the appointment of the Honorable Dan Deasy, 2093  
[2008-0072](#) Noblestown Road, Pittsburgh, PA 15205, as a member to the Pittsburgh Water and Sewer Authority Board for a term to expire on December 31, 2011.

**Held, Pending Interview to Hearings Committee**

Bill No. Resolution authorizing the appointment of the Honorable Darlene Harris, 1032  
[2008-0073](#) Buente Street, Pittsburgh, PA 15212, as a member to the Board of the Sports and Exhibition Authority for a term to expire on December 31, 2010.

**Held, Pending Interview to Hearings Committee**

Bill No. Resolution authorizing the appointment of the Honorable Tonya Payne, 1714 Locust  
[2008-0074](#) Street, Pittsburgh, PA 15219 as a member to the City of Pittsburgh Equal Opportunity Review Commission for a term to expire: January 31, 2012.

**Held, Pending Interview to Hearings Committee**

Bill No. Resolution authorizing the appointment of the Honorable Jim Motznik, 2246  
[2008-0075](#) Groveland Street, Pittsburgh, PA 15234 as a member to the Board of ALCOSAN for a term to expire: December 31, 2012

**Held, Pending Interview to Hearings Committee**

Bill No. Resolution authorizing the appointment of Sylvia Wilson, 6369 Meadow Street,  
[2008-0076](#) Pittsburgh, PA 15206, as a member to the Board of ALCOSAN with a term to expire December 31, 2011.

**Held, Pending Interview to Hearings Committee**

Bill No. Resolution authorizing the appointment of Wrenna Watson, 1700 Wylie Avenue,  
[2008-0077](#) Pittsburgh, PA 15219, as a member of the Planning Commission, for a term to expire: January 2, 2014

**Held, Pending Interview to Hearings Committee**

Bill No. Resolution informing Council of the appointment of Art Victor, 1314 Orchlee Street,  
[2008-0078](#) Pittsburgh Pennsylvania 15212-1940, as a member to the City of Pittsburgh Parking Authority Board for a term to expire April 30, 2009.

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

Bill No. Resolution informing Council of the appointment of the Honorable James Ferlo,  
[2008-0079](#) 1118 N Saint Clair Street, Pittsburgh, PA 15206-162, as a member of Board of the Urban Redevelopment Authority for a term to expire on December 02, 2012 .

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

Bill No. Resolution informing Council of the appointment of James T. Kunz, Jr., 3333  
[2008-0080](#) Fleming Avenue, Pittsburgh, PA 15212, as a member of Board of the Urban Redevelopment Authority for a term to expire on December 02, 2011.

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

Bill No. Communication from George R. Specter, Solicitor submitting the Claims Report for  
[2008-0086](#) 2007.

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

Bill No. Communication from George R. Specter, Solicitor submitting the Claims Report for  
[2008-0087](#) 2006.

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

## **UNFINISHED BUSINESS**

### **REPORTS OF COMMITTEE - FINAL ACTION**

#### **MR. PEDUTO PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING**

Bill No. Report of the Committee on Finance, Law and Purchasing for January 23, 2008 with  
[2008-0053](#) an Affirmative Recommendation.

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

Bill No. Resolution providing that the City of Pittsburgh enter into a professional service  
[2008-0006](#) Contract or Contracts for the purpose of providing professional legal services in connection with the defense of certain worker's compensation matters and claims brought against the City under the Workers' Compensation Act and providing for the payment of the cost thereof. Cost not to exceed \$278,000.

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

**Votes:** Ayes: 8 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0  
Absent: 1 - Ms. Payne

#### **MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No. Report of the Committee on Public Works and Environmental Services for January 23,  
[2008-0054](#) 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0008](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for street resurfacing programs to include, hot mix asphalt, crack sealing, equipment purchases, sawing and sealing, asphalt milling, truck rental, brick and blockstone repairs, handicap ramps, concrete slab replacement and parks related asphalt work at various locations throughout the City of Pittsburgh, and providing for the payment of the cost thereof, at a cost not to exceed \$9,460,000.00.

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

### **MR. DEASY PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION**

Bill No. [2008-0055](#) Report of the Committee on Housing, Economic Development and Promotion for January 23, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0012](#) Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Downtown Streets Pittsburgh, L.P. for the sale of Block 1D, Lots 266, 268, 273, 274, 276, 278, 279 & 280, in the 2nd Ward of the City of Pittsburgh for \$2,310,000.00 - Council District No. 6, 212-236 Fifth Avenue, 225 Forbes Avenue & 12-16 McMasters Way (residential and commercial rehabilitation).

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

**Votes:** Ayes: 8 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0  
Absent: 1 - Ms. Payne

### **MR. KRAUS PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. [2008-0056](#) Report of the Committee on Public Safety Services for January 23, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0024](#) Resolution authorizing the City to enter into a Grant Agreement with the Pennsylvania Gaming Control Board for the receipt of grant monies in the amount of one hundred eighty one thousand, one hundred twenty-nine dollars and eight cents (\$181,129.08). These funds will be used to implement the enforcement and prevention of the unlawful operation of illegal slot machines and illegal gambling in the Pittsburgh area.



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

**Votes:** Ayes: 8 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motzник, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Absent: 1 - Ms. Payne

## **MOTIONS AND RESOLUTIONS**

Bill No.

[2008-0071](#)

THEREFORE, BE IT RESOLVED that Pittsburgh City Council calls upon the Pittsburgh delegation to the Pennsylvania General Assembly to support the passage of HB 1400/SB 761 at the earliest opportunity; and

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

**SPONSOR(S): DOUGLAS SHIELDS, DAN DEASY, PATRICK DOWD, DARLENE HARRIS, BRUCE A. KRAUS, JIM MOTZNIK, TONYA D. PAYNE AND WILLIAM PEDUTO**

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

**Votes:** Ayes: 7 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Mr. Motzник

Absent: 1 - Ms. Payne

**EXCUSE ABSENT MEMBER, MS. PAYNE**

**APPROVAL OF MINUTES**

**ADJOURNMENT**