

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, April 24, 2007

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

Douglas Shields, President

Council Members: Len Bodack, Twanda Carlisle,

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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2007-1394](#)

NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to commend the Reverend Victor Julius Grigsby for his ten years of service to the Central Baptist Church, while additionally thanking him for his spiritual and civic contributions to the greater Hill District community.

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

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

Bill No.

[2007-1395](#)

NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to commend and congratulate the Midwife Center for Birth & Women's Health on its 25th anniversary, while additionally thanking the Center for ensuring the health and wellbeing of thousands of local women and their children.

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

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

Bill No.

[2007-1396](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby declare Friday, April 27, 2007 as Arbor Day in the City of Pittsburgh and encourages all the citizens of Pittsburgh to observe this day, along with the students at Phillips School, as a time to help care for existing trees and to plant new trees to honor our urban forest.

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

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

Bill No.

[2007-1397](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commends and thanks PIIN for its efforts to bridge religious communities; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares April 26, 2007, "Pittsburgh Interfaith Impact Network Day" in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO

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

Bill No.

[2007-1398](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commends and thanks Three Rivers Youth for its dedication to serving homeless and at-risk youth and congratulates this year's Nellie Leadership awardees; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares April 25, 2007, "Three Rivers Youth Day" in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO, LEN BODACK, TWANDA CARLISLE, DAN DEASY, DARLENE HARRIS, JEFFREY S. KOCH, JIM MOTZNIK AND TONYA D. PAYNE

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

Bill No.

[2007-1399](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh congratulates Jewish Sports Hall of Fame inductees Dennis Bair and Jill Grinberg James, Hershey STRIVE Awardee Lenny Silberman, and Ziggy Kahn Awardee Bob Helfer; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares April 29, 2007, "Jewish Sports Hall of Fame Day" in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS, WILLIAM PEDUTO, LEN BODACK, TWANDA CARLISLE AND JIM MOTZNIK

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

Bill No.

[2007-1400](#)

THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh recognizes the contribution the principals of the Holiday Bar have made to gay rights, civil rights, acceptance and tolerance in the City of Pittsburgh ; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh notes the closing of the Holiday Bar and does hereby declare April 24, 2007, to be HOLIDAY BAR DAY in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS

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

Bill No.

[2007-1401](#)

THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Boris Weinstein of the United Jewish Federation and Aliyah Durham of the Eastside Community Collaborative who serve as chairs of this year's Cleanup and without whose vision and direction the project would not have grown and achieved such great success; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declares April 28 and 29, 2007, to be Homewood Squirrel Hill Point Breeze Reddup Cleanup Days in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. Resolution further amending Resolution No. 403, effective June 14, 2000, as
[2007-1390](#) 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 amending various line items in Council District 6. Total cost of all projects not to exceed \$1,000,000.

SPONSOR(S): TONYA D. PAYNE

Read and referred to Finance, Law and Purchasing Committee

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

Bill No. Resolution Amending and supplementing Resolution No. 861, effective January 1,
[2007-1392](#) 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 "Oakland Planning and Development Corporation", \$600 and by amending various line items in Council District 6.

SPONSOR(S): TONYA D. PAYNE

Read and referred to Housing, Economic Development & Promotion Committee

MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title IV, Public Places
[2007-1391](#) and Property; Article 1, Public Rights-of-Way; by adding a new Chapter 424, PAVEMENT MANAGEMENT SYSTEM.

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Public Works & Environmental Services Committee

MR. MOTZNIK PRESENTS COMMITTEE ON PARKS, RECREATION & YOUTH POLICY

Bill No. Resolution authorizing the Mayor and the Director of the Department of Parks and
[2007-1386](#) Recreation to enter into a Cooperation Agreement with the Housing Authority of the City of Pittsburgh pertaining to the City's provision of social and recreational services to eligible residents and participants at the Bernice Crawley Manor and the Northview Heights Estate Manor Senior High Rise Buildings.

Read and referred to Parks, Recreation & Youth Policy Committee

Bill No. Renaming Pittsburgh's Schenley Park Golf Course to the Bob O'Connor Golf Course
[2007-1393](#) at Schenley Park, effective September 29th, 2007.

SPONSOR(S): DOUGLAS SHIELDS

Read and referred to Parks, Recreation & Youth Policy Committee

MR. SHIELDS, PRESIDENT OF COUNCIL, PRESENTS COMMITTEE ON HEARINGS

Bill No. Resolution authorizing the appointment of Bryan Woll, 1027 Summerset Drive, Pittsburgh, PA 15217 as a member to the Youth Commission, as a representative to the 2007 Mayor's Youth Council, for a term to expire September 30, 2007.

[2007-1387](#)

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

Bill No. Resolution authorizing the appointment of Audrienne Curington, 332 Mt. Pleasant Road, Pittsburgh, PA 15214 as a member to the Youth Commission, as a representative to the 2007 Mayor's Youth Council, for a term to expire September 30, 2007.

[2007-1388](#)

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

Bill No. Resolution authorizing the appointment of Nicole Kubiczki, 2004 Hazeldell Street, Pittsburgh, PA 15210 as a member to the Youth Commission, as a representative to the 2007 Mayor's Youth Council, for a term to expire September 30, 2007.

[2007-1389](#)

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

UNFINISHED BUSINESS

Bill No. Resolution authorizing the appointment of Penny Zacharias, 206 West North Avenue, Pittsburgh, PA 15212, as a member to the Ethics Hearing Board of the City of Pittsburgh for a term to expire August 1, 2009. Ms. Zacharias will be replacing Mr. David Scott.

[2007-1378](#)

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

REPORTS OF COMMITTEE - FINAL ACTION

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. Report of the Committee on Finance, Law & Purchasing for April 18, 2007.

[2007-1383](#)

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

Bill No. Resolution authorizing and directing the Mayor and the Directors of the Departments of Finance and Personnel to enter into negotiations with Allegheny County for the purpose of furthering a shared services environment through centralizing claim management of workers compensation insurance, employee health care and other similar matters, including but not limited to the administration of civil service testing, standardization of job descriptions, and legal advertising.

[2007-1163](#)

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

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the issuance of a warrant in favor of Veronica R. Trettel, RPR, Official Court Reporter with Allegheny County, PA in an amount not to exceed \$2,620 (Two Thousand Six Hundred and Twenty Dollars) for official trial proceeding transcripts in the criminal case: Commonwealth of Pennsylvania vs. John Charmo, (CC-1999-02859), February 5-19, 2001; and providing for the payment thereof.

[2007-1337](#)

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 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, 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. Report of the Committee on Planning, Zoning and Land Use for April 18, 2007.

[2007-1384](#)

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 902 Section 902.03, Zoning District Map Nos. 10, 11, 15 and 16 by changing various zoning district classifications in the Morningside 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.

[2007-1196](#)

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, 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 April 18, 2007.

[2007-1385](#)

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

Bill No.
[2007-1349](#)

Resolution providing for an Agreement or Agreement(s) and to provide administrative/operating expenses, including but not limited to, rehabilitation, maintenance, operation, insurance, utilities, furnishings, homeless prevention and essential services and other miscellaneous expenses associated with the Emergency Shelter Grant funds, at a cost not to exceed \$740,197.

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2007-1350](#)

Resolution providing for an Agreement or Agreements with the Jewish Healthcare Foundation to provide administration and operating expenses, housing and housing related supportive services to persons with HIV/AIDS and their families, at a total cost not to exceed \$619,000.

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2007-1351](#)

Resolution amending Resolution No. 167, effective April 5, 2006, entitled, "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 2001 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 1 - Equipment" (1,000) and "District 7" (-3,000) to "East Allegheny Community Council" (+1,000) and "Tree of Hope" (+3,000).

SPONSOR(S): DARLENE HARRIS AND LEN BODACK

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2007-1352](#)

Resolution amending Resolution No. 155, effective April 5, 2006, which presently reads as follows: The Mayor and the Director of the Department of City Planning of the City of Pittsburgh are hereby authorized to enter into an Agreement or Agreements, in a form approved by the City Solicitor, with the following various community organizations, for operational/administrative expenses, maintenance, purchase of equipment and/or rehabilitation of neighborhood facilities for the benefit of residents of the City of Pittsburgh and further, authorizing various departments to enter into contract(s) or use existing contract(s) for the purchase of equipment and/or furniture and installation thereof, at a cost not to exceed \$1,153,750.00, chargeable to and payable from the 2001 Community Development Block Grant Program "City Council", so as to reprogram funds in City Council from "District 1 - Equipment" (-1,000) and "District 7" (-3,000) to "East Allegheny Community Council" (+1,000) and "Tree of Hope" (+3,000).

SPONSOR(S): DARLENE HARRIS AND LEN BODACK

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2007-1353](#)

Resolution amending Resolution No. 153, effective April 5, 2006 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 for the benefit of residents of the City of Pittsburgh and further, authorizing various departments to enter into contract or contracts or use existing contract or contracts for street paving and other related costs the purchase of equipment and/or furniture at a cost not to exceed \$972,000.00; so as to reprogram funds in City Council from "District #9 Projects" (- 4,500) to "Agape" (+ 4,500) and by reducing District 7 Equipment (-\$8,000) and adding District 7 Citizen Observer Project (+8,000).

SPONSOR(S): TWANDA CARLISLE AND LEN BODACK

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2007-1354](#)

Resolution amending Resolution No. 153, effective April 5, 2006 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 for the benefit of residents of the City of Pittsburgh and further, authorizing various departments to enter into contract or contracts or use existing contract or contracts for street paving and other related costs the purchase of equipment and/or furniture at a cost not to exceed \$972,000.00; so as to reprogram funds in City Council from "District #9 Projects" (- 4,500) to "Agape" (+ 4,500) and by reducing District 7 Equipment (-\$8,000) and adding District 7 Citizen Observer Project (+8,000).

SPONSOR(S): TWANDA CARLISLE AND LEN BODACK

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2007-1355](#)

Resolution amending Resolution No.163, effective 4-9-2007 entitled: Resolution 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 2005 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 5 - Street Tree Planning" (-1,000) to "Carnegie Library Hazelwood Branch" (+1,000) and "District 1 - Equipment" (-3,500) to "Sarah Heinz House" (+2,000) and "North Side Leadership Conference" (+1,500).

SPONSOR(S): DARLENE HARRIS AND DOUGLAS SHIELDS

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2007-1356](#)

Resolution amending Resolution No. 588, effective October 10, 2006 entitled: The Mayor and the Director of the Department of City Planning of the City of Pittsburgh are hereby authorized to enter into an Agreement or Agreements, in a form approved by the City Solicitor, with the following various community organizations, for operational/administrative expenses, maintenance, purchase of equipment and/or rehabilitation of neighborhood facilities for the benefit of residents of the City of Pittsburgh and further, authorizing various departments to enter into contract(s) or use existing contract(s) for street paving and other related costs, for the purchase of

equipment and/or furniture and installation thereof, at a cost not to exceed \$1,000,000.00 chargeable to and payable from the 2005 Community Development Block Grant Program "City Council" so as to reprogram funds in City Council from "District 5 - Tree Planting" (-1,000) to "Carnegie Library Hazelwood Branch" (+1,000) and "District 1 - Equipment" (-3,500) to "Sarah Heinz House" (+2,000) and "Northside Leadership Conference" (+1,500).

SPONSOR(S): DARLENE HARRIS AND DOUGLAS SHIELDS

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2007-1357](#)

Resolution amending Resolution No. 784 effective December 12, 2006, entitled: "Resolution 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 2006 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 District #8, District 5, and District 3 to various Council line items.

SPONSOR(S): JEFFREY S. KOCH, DOUGLAS SHIELDS AND WILLIAM PEDUTO

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2007-1358](#)

Resolution amending Resolution No. 587, effective October 10, 2006 entitled: "Resolution 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 950,000.00" so as to amend line items in City Council: (District 8), (District 5) and (District 3) and reprogram these funds to various Council line items.

SPONSOR(S): JEFFREY S. KOCH, DOUGLAS SHIELDS AND 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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

MOTIONS AND RESOLUTIONS

Bill No. [2007-1403](#) NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby declare Pirates Charities to be a civic and/or service association within the context of the Pennsylvania Small Games of Chance Act, as amended

SPONSOR(S): TONYA D. PAYNE

A motion was made that this matter be Adopted. 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.