

# **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 6, 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. [2010-0713](#) NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby celebrate the installation of Dr. Darryl T. Canady to the Rodman Street Missionary Baptist Church, his many years of commitment to the ministry and his relentless dedication to our communities; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby proclaim Sunday, July 11, 2010, to be designated, "Dr. Darryl T. Canady" day in the City of Pittsburgh.

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

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

## PUBLIC COMMENTS

## PRESENTATION OF PAPERS

### COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2010-0704](#) Resolution repealing Resolution No. 271, effective May 13, 2010, entitled "Providing for an Agreement or Agreements, or for the use of existing Agreements, with a Consultant or Consultants, for design services and for project management services, in connection with the transformation of Penn Circle into a two-way traffic flow system; and further providing for the payment of the costs thereof. Cost not to exceed \$175,000.00," by repealing it in its entirety.

**Read and referred to Public Works Committee**

### COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. [2010-0711](#) Ordinance amending the Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board at Chapter 662, Citizen Police Review Board.

**SPONSOR(S): R. DANIEL LAVELLE AND PATRICK DOWD**

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

### COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. [2010-0702](#) Resolution providing for an agreement for payment of operation expenses for the Allegheny County Central Tax Collection District for tax collection. Cost not to exceed \$11,106.75.

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

**COUNCILWOMAN NATALIA RUDIAK PRESENTS:**

Bill No. Resolution naming the Community Center located at 2406 Saw Mill Run Boulevard as  
[2010-0710](#) the Fran Accamando Community Center.

**SPONSOR(S): NATALIA RUDIAK AND DARLENE HARRIS**

**Read and referred to Public Works Committee**

**COUNCILMAN DOUGLAS SHIELDS PRESENTS:**

Bill No. Resolution closing out Pennsylvania Department of Conservation and Natural  
[2010-0703](#) Resources Community Conservation Partnerships Grant Project (BRC-TAG-11.5-32)  
for a Natural Areas Study of the Four RAD Regional Parks

**Read and referred to Land Use and Economic Development Committee**

Bill No. Ordinance amending and supplementing the Pittsburgh City Code, Title Six: Conduct,  
[2010-0712](#) Article VI: Citizen Police Review Board, by making various changes to clarify the  
process.

**SPONSOR(S): DOUGLAS SHIELDS**

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

**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1,  
[2010-0708](#) 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  
"Elliott West End Athletic Association", \$5,000 District 2 Public Works \$1,498.95  
and by deleting "West End Elliott Citizens Council" \$5,000 and by adjusting various  
projects in Council District 2.

**SPONSOR(S): THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

Bill No. Resolution further amending Resolution No. 232, effective April 19, 2000, as  
[2010-0709](#) 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 2; and  
providing for the payment of the costs thereof," by adding "Elliott West End Athletic  
Association", \$5,000, District 2 Public Works \$1,498.95 and by deleting "West End  
Elliott Citizens Council" \$5,000 and by adjusting various projects in Council District  
2. Total cost of all projects not to exceed \$1,000,000.

**SPONSOR(S): THERESA SMITH**

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

**COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No. Resolution authorizing the Chief of Police to use the City's Firing Range and Training Academy classrooms and other resources to certify, including to carry concealed firearms, retired City of Pittsburgh police officers under 37 Pa. Code Ch. 221.

[2010-0705](#)

**SPONSOR(S): DARLENE HARRIS**

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

Bill No. Petition from the residents of the City of Pittsburgh requesting a public hearing before City Council relative to the Marcellus Shale drilling taking place in City of Pittsburgh neighborhoods.

[2010-0706](#)

**Read and referred to Hearings Committee**

Bill No. Resolution informing City Council of the Reappointment of Ameenah Salaam, 143 Oakbrook Circle, Pittsburgh, PA 15220, as the District 2 member of the Pittsburgh Cable Communications Advisory Committee with a term to expire December 31, 2013.

[2010-0707](#)

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

## UNFINISHED BUSINESS

Bill No. Resolution authorizing the reappointment of Richard Carrington, 321 Michigan Street, Pittsburgh, PA 15210 as a member of the Citizen Police Review Board for a term to expire on October 31, 2011.

[2010-0638](#)

**A motion was made that this matter be Held in Council for July 27, 2010. The motion carried by the following vote:**

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

Bill No. Resolution authorizing the reappointment of Deborah Walker, 856 Lillian Street, Pittsburgh, PA 15210 as a member of the Citizen Police Review Board for a term to expire on October 31, 2013.

[2010-0639](#)

**A motion was made that this matter be Held in Council for July 27, 2010. The motion carried by the following vote:**

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

Bill No. Resolution authorizing the appointment of Diana O'Brien Martini, 2389 Rose Garden Road, Pittsburgh, PA 15220 as a member of the Citizen Police Review Board for a term to expire on October 31, 2011.

[2010-0640](#)

**A motion was made that this matter be Held in Council for July 27, 2010. The motion carried by the following vote:**

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

Bill No. Resolution authorizing the appointment of Eugene Downing, Jr., 5120 5th Avenue,  
[2010-0643](#) Pittsburgh, PA 15232, as a member of the Citizen Police Review Board for a term to expire on October 31, 2013.

**A motion was made that this matter be Held in Council for July 27, 2010. The motion carried by the following vote:**

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

Bill No. Resolution authorizing the appointment of Deborah Whitfield, 3102 Landis Street,  
[2010-0644](#) Pittsburgh, PA 15204, as a member of the Citizen Police Review Board for a term to expire on October 31, 2013.

**A motion was made that this matter be Held in Council for July 27, 2010. The motion carried by the following vote:**

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

Bill No. Resolution authorizing the appointment of Jason Matthews, 4405 Schenley Farms  
[2010-0550](#) Terrace, Pittsburgh, PA 15213, as a member of the Equal Opportunity Review Commission for a term to expire on May 31, 2014.

**A motion was made that this matter be Approved. 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. Resolution authorizing the appointment of Mayada Mansour, 434 Ella Street,  
[2010-0543](#) Pittsburgh, PA 15224, as a member of the Youth Commission for a term to expire on April 1, 2011. Ms. Mansour is replacing Joanne Witkowski.

**A motion was made that this matter be Approved. 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.

[2010-0544](#)

Resolution authorizing the appointment of Steve MacIsaac, 6658 Northumberland Street, Pittsburgh, PA 15217, as a member of the Youth Commission for a term to expire on April 1, 2011. Mr. MacIsaac is replacing Mohamed Arif Ali.

**A motion was made that this matter be Approved. 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.

[2010-0645](#)

Resolution authorizing the appointment of Phil Gruszka as a member of the Shade Tree Commission for a term to expire on December 31, 2012.

**A motion was made that this matter be Approved. 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

## REPORTS OF COMMITTEE - FINAL ACTION

### COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No.

[2010-0698](#)

Report of the Committee on Finance and Law for June 30, 2010 with an Affirmative Recommendation.

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

Bill No.

[2010-0631](#)

Resolution providing for the issuance of a \$6,350.00 warrant in favor of Thomas Alexander, of 1431 Woodbourne Avenue, Pittsburgh, PA 15226, in settlement of a claim for property damage to a vehicle while it was parked in the lot adjacent to the City Fire Station at 630 Brookline Boulevard on February 20, 2010.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2010-0632](#)

Resolution providing for the issuance of a \$3,347.55 warrant in favor of Caryn Lenz, of 1817 Bader Street, Pittsburgh, PA 15212, in settlement of a claim for property damage to a vehicle from an accident with a City Environmental Services vehicle on February 19, 2010.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2010-0633](#)

Resolution providing for the issuance of a Thirteen Thousand Dollar (\$13,000.00) warrant in favor of Sana Abu-Dahab c/o Brian W. DelVecchio, Esquire, The Law Firm of Swensen, Perer & Kontos, One Oxford Centre, Suite 2501, Pittsburgh, PA 15219, in settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 08-010697 for personal injuries and damages arising from a trip and fall on or about August 10, 2007, at or near the intersection of Centre and Melwood Avenues, in the City of Pittsburgh.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2010-0648](#)

Further amending and supplementing Resolution No. 229 effective April 19, 2000, 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; and providing for the payment of the costs thereof," by adding 2 new projects; "Squirrel Hill Urban Coalition Minadeo Community Playground Project" \$10,000 and the "Gateway Project" \$20,000 and by reducing the "Squirrel Hill Sewer Line" project by \$30,000 in Council District 5. Total cost of all projects is not to exceed \$1,000,000.

**SPONSOR(S): DOUGLAS SHIELDS****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

**COUNCILWOMAN SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No.

[2010-0699](#)

Report of the Committee on Public Safety Services for June 30, 2010 with an Affirmative Recommendation.

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

Bill No.

[2010-0634](#)

Resolution authorizing the Mayor and the Director of the Department of Public Safety or the Chief of the Bureau of Emergency Medical Services, on behalf of the City of Pittsburgh, to enter into an Agreement or Agreements, or to supplement existing agreements, in a form approved by the City Solicitor, for the provision of medical direction services for a period of one year commencing July 1, 2010 to July 1, 2011 automatically renewing in 2012 and 2013 unless either party gives (6) month written

notice with intent to terminate. The City shall pay consultant a fee not to exceed \$25,000.00 for the second half of 2010, and a fee not to exceed \$50,000.00 in calendar years 2011, 2012 not to exceed \$25,000.00 for the first half of 2013.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2010-0635](#)

Resolution authorizing the Mayor and the Chief of Emergency Medical Services (EMS) to enter into a grant agreement with the Federal Emergency Management Agency (FEMA) and the Department of Homeland Security (DHS) to receive grant funds to purchase carbon monoxide detection (CO) devices that measure CO in the blood. Said agreement or agreements, contract or contracts or expenditures shall not exceed \$70,000.00

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2010-0636](#)

Resolution providing for a Contract or Contracts, Agreement or Agreements, or the use of existing Contracts for the purchase of Emergency Medical Services equipment and related accessories for the Bureau of Emergency Medical Services at a cost not to exceed One Hundred and Fifty Thousand Dollars (\$150,000.00) and providing for the payment thereof.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2010-0650](#)

Ordinance amending the City Code at Title Six - Conduct, Article III - Dogs, Cats and Other Animals, various chapters, to change the name of Animal Control to the Bureau of Animal Care and Control.

**SPONSOR(S): DARLENE HARRIS**

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2010-0651](#)

Ordinance amending the City Code at Title One - Administrative, Article III - Organization, various chapters, to amend references to the Bureau of Animal Care and Control to reflect its operation under the purview of the Department of Public Safety.

**SPONSOR(S): DARLENE HARRIS**

**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

**COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT**

Bill No.

[2010-0700](#)

Report of the Committee on Land Use and Economic Development for June 30, 2010 with an Affirmative Recommendation.



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

Bill No.

[2010-0649](#)

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 two new projects: "Squirrel Hill Urban Coalition Minadeo Community Playground Project" \$10,000 and the "Gateway Project" \$20,000 and by reducing the "Squirrel Hill Sewer Line" project by \$30,000 in Council District 5.

**SPONSOR(S): DOUGLAS SHIELDS**

**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

## **MOTIONS AND RESOLUTIONS**

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**

## **LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**