

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 15, 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. [2008-0605](#) NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh commends the Franktuary owners for their small business success and for investing in the Pittsburgh community; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares July of 2008, "Hot Dog Month" 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. [2008-0606](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to honor Mr. Charles Daniels by presenting the Daniels Family with a key to the City of Pittsburgh for all of his hard work and dedication to the improvement of our greater Pittsburgh community and declaring the weekend of July 18-19, 2008 Charles Daniels Weekend.

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

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

Bill No. [2008-0607](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does hereby recognize and commend, the American Legion Crispus Attucks Post 30.

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

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

Bill No. [2008-0608](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Art What You Got as the first arts festival in Polish Hill and hopes that the festival will become a tradition for years to come; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, July 20, 2008, "Art What You Got Day" in the City of Pittsburgh.

SPONSOR(S): PATRICK DOWD AND ALL MEMBERS

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

Bill No. [2008-0609](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Vintage Grand Prix for providing all city residents with ten days of excitement, brining the top vintage cars out for the public to view, and pursuing their philanthropic duty as a fundraiser for Allegheny Valley School

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh declares

Friday, July 18, 2008 Pittsburgh Vintage Grand Prix Day, and implores the people of Pittsburgh to join us in celebrating this premier summer event in our city.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

Bill No.

[2008-0610](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh congratulates Primanti Brothers on its 75th Anniversary and recognizes its contributions to Pittsburgh's culture and history; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares July 19, 2008, "Primanti Brothers 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.

[2008-0611](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and celebrate the 85th Annual Slovak American Day at Kennywood Park on July 17, 2008; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare July 17, 2008, SLOVAK DAY in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

Bill No.

[2008-0612](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh, does hereby commend the Fort Pitt Society of the Pittsburgh Chapter of the Daughters of the American Revolution for their continuing dedicated efforts to the preservation of the Fort Pitt Block House and the heritage of the City of Pittsburgh, and does hereby declare July 15, 2008, to be Fort Pitt Block House Rededication 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.

PUBLIC COMMENTS

PRESENTATION OF PAPERS

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

Bill No.

[2008-0593](#)

Resolution vacating a portion of Vera Street in the 5th Ward, 6th Council District, of the City of Pittsburgh.

A motion was made that this matter be Waived under Rule 8. The motion carried.

Read and referred to Public Works Committee

Bill No.

[2008-0595](#)

Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of Five (5) pickup trucks, and all related accessories, and three (3) Tractors, and all related accessories for the Department of Public Works, Bureau of Operations, ARAD, and provide for the payment thereof and/or the transfer of all required funding to the Equipment Leasing Authority, at a cost not to exceed \$355,000.00.

Read and referred to Public Works Committee

Bill No.

[2008-0597](#)

Resolution amending Resolution No. 295 effective June 9, 2008, entitled: Amending the Capital Budget and 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 2003 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 from City Council - "District 1 - Initiatives" (-2,000) and reprogram these funds to "New Hope for Neighborhood Renewal/Café 'N Creamery" (+2,000).

SPONSOR(S): DARLENE HARRIS

Read and referred to Land Use and Economic Development Committee

Bill No.

[2008-0598](#)

Resolution amending Resolution No. 288, effective, June 9, 2008, 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 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 the purchase of equipment and/or furniture at a cost not to exceed \$1,115,000.00, so as to reprogram funds in City Council from "District - 1 Initiatives" (-2,000) to "New Hope for Neighborhood Renewal/Café 'N Creamery" (+2,000).

SPONSOR(S): DARLENE HARRIS

Read and referred to Land Use and Economic Development Committee

Bill No.

[2008-0599](#)

Resolution amending Resolution No. 293, effective June 9, 2008, 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 2004 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 from District #1 in City Council (-3,000) (and made administrative corrections to Resolution No. 292, as required); and transfer these funds to "New Hope for Neighborhood Renewal/Café 'N Creamery" (+3,000).

SPONSOR(S): DARLENE HARRIS

Read and referred to Land Use and Economic Development Committee**MR. KRAUS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC SAFETY,
PRESENTS**

Bill No. Resolution providing for the issuance of a warrant in favor of the Department of
[2008-0592](#) Records in the amount of Four Thousand, Seven Hundred Fifty Dollars (\$4,750.00)
for the LIDAR related cases being appealed.

Read and referred to Finance and Law Committee

**MS. PAYNE, CHAIRPERSON OF THE COMMITTEE ON HUMAN RESOURCES,
PRESENTS**

Bill No. Resolution providing for an agreement to enter into a contract with an individual
[2008-0596](#) attorney or law firm to provide legal representation as the solicitor of the Commission
on Human Relations, and providing for the payment of the costs thereof. Cost not to
exceed \$9,000.00.

Read and referred to Human Resources Committee

Bill No. Ordinance amending the Pittsburgh Code, Title One: Administrative, Article XI -
[2008-0601](#) Personnel, Chapter 181 General Provisions, by supplementing Section 181.06,
"Allowance for Use of Private Vehicles" with new language.

SPONSOR(S): TONYA D. PAYNE

Read and referred to Finance and Law Committee

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

Bill No. Ordinance supplementing the Pittsburgh Code, Title Nine, Zoning, Section 910.01 GT,
[2008-0602](#) Golden Triangle District, by amending existing language in the calculation of floor
area ratio.

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Land Use and Economic Development Committee

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

Bill No. Ordinance amending the Pittsburgh Code at Title One: Administrative, Article III:
[2008-0603](#) Organization, Chapter 111: Departments: Generally, § 111.01 (f) Establishment; Rules
And Regulations; Organization And Control AND Section 111.02: Deputy Directors;
Designation; Powers And Duties; Revocation in its entirety.

SPONSOR(S): DOUGLAS SHIELDS

Read and referred to Human Resources Committee

Bill No. Resolution informing Council of the appointment by Councilwoman Darlene Harris
[2008-0604](#) (District 1) of Michael J. McGee, as a Member of the Pittsburgh Cable
Communications Advisory Committee, for a term to expire December 31, 2011.

SPONSOR(S): DARLENE HARRIS

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 AND LAW

Bill No. Report of the Committee on Finance and Law for July 9, 2008 with an Affirmative
[2008-0587](#) Recommendation.

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

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 C A: 7632 Frankstown; B: 6486 Frankstown; C: 64 Beltzhoover;

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

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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2008-0557](#) 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2008-0558](#) 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.

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. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields
Noes: 0
Abstentions: 0

MR. KRAUS PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for July 9, 2008 with an
[2008-0588](#) Affirmative Recommendation.

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

Bill No. Resolution providing for a contract or contracts from time to time in connection with
[2008-0536](#) demolition and removal of condemned buildings and providing for the payment of the costs thereof. Cost not to exceed \$1,750,000.00.

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: 1 - Ms. Payne
Abstentions: 0

MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for July 9, 2008 with an Affirmative
[2008-0589](#) Recommendation.

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

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.

This Matter was Passed Finally on the Consent Agenda.

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, 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.

[2008-0560](#)

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

Noes: 0

Abstentions: 0

REV. BURGESS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development July 9, 2008 with an Affirmative Recommendation.

[2008-0590](#)

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

Bill No. Ordinance amending the Pittsburgh Code of Ordinances, Title Nine, Zoning, Article I, Introduction and Establishment, Chapter 902, Zoning Districts in General, Section 902.02, Zoning District Hierarchy; Article IV, Planning Districts, Chapter 909, Planned Development Districts, Section 909.02, PUD, Planned Unit Development District; and Article VII, Review and Enforcement, Chapter 922, Development Review Procedures; in order to revise site development standards for calculating the maximum permitted density in new Planned Unit Development Districts; to add additional density bonuses; to amend the requirements for determining maximum permitted height; to clarify procedures for approving changes of use; and to establish a LEED Building Trust Fund.

[2008-0520](#)

A motion was made that this matter be RECOMMENDED to the Land Use and Economic Development Committee. The motion carried by the following vote:

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

Noes: 0

Abstentions: 0

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from Oakland Public Realm Subdistrict B and RM-VH, Residential Multi-Unit Very High Density District to RP, Residential Planned Unit Development District, certain property bounded by North Dithridge St.;

[2008-0521](#)

Centre Avenue; North Craig St.; Lot No. 102, Block No. 27-D in the Allegheny County Block and Lot System; Chesney Way; and Lot No. 59, Block No. 27-D in the aforesaid system; 4th Ward.

A motion was made that this matter be RECOMMENDED to the Land Use and Economic Development Committee. The motion carried.

MR. DEASY PRESENTS COMMITTEE INTERGOVERNMENTAL AFFAIRS

Bill No. [2008-0591](#) Report of the Committee on Intergovernmental Affairs for July 9, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0543](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to execute on behalf of the City of Pittsburgh the first amendment to the Sewer Services Agreement dated June 1, 1971, which was entered into by and among City of Pittsburgh, the Allegheny County Sanitary Authority (ALCOSAN) and Robinson Township.

SPONSOR(S): JIM MOTZNIK

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

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

Noes: 0

Abstentions: 0

MOTIONS AND RESOLUTIONS

COUNCILWOMAN TONYA PAYNE MOTIONED TO CABLECAST A POST AGENDA ON THE NORTH SHORE COMMUNITY DEVELOPMENT AGREEMENT AND THE STADIUM AUTHORITY.

APPROVAL OF MINUTES

ADJOURNMENT