

City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Monday, November 14, 2011

1:30 PM

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

MAYOR LUKE RAVENSTAHL'S 2012 BUDGET ADDRESS

PROCLAMATIONS

Bill No. [2011-2297](#) NOW, THEREFORE, BE IT RESOLVED that Pittsburgh City Council declares November 19th, 2011 to be Fairhaven United Methodist Church day in the City of Pittsburgh.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. [2011-2295](#) Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption; Adding Section 263.03, Special Library Tax Levy and Rate on Lands and Buildings, fixing the rate of taxation effective as of January 1, 2012.

SPONSOR(S): PATRICK DOWD AND BRUCE A. KRAUS

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

Read and referred to Finance and Law Committee

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2011-2291](#) Resolution authorizing the Mayor and Director of the Department of Public Works to enter into an Acceptance of Donation and License and Maintenance Agreement with Linda Wallen and the Spring Hill Civic League regarding the donation, installation, and maintenance of a mosaic mural neighborhood sign at the corner of Homer and Damas Streets.

Read and referred to Public Works Committee

Bill No. [2011-2292](#) Resolution amending Resolution No. 776, approved December 19, 2006, effective December 27, 2006, entitled "Providing for an Agreement or Agreements, or for the use of existing Agreements, with a Consultant or Consultants, for design services in connection with the rehabilitation or replacement of the South Highland Avenue Bridge; providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof.," by adding language.

Read and referred to Public Works Committee**COUNCILMAN WILLIAM PEDUTO PRESENTS:**

Bill No. [2011-2290](#) Resolution providing for the issuance of a Eighty-Seven Thousand Five-Hundred Dollar (\$87,500.00) warrant in favor of Costa Soutemenides, c/o David M. Landay, Esquire, The Grant Building, Suite 1420, 310 Grant Street, Pittsburgh, PA 15219, in settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 07-026833 for personal injuries and damages arising from a vehicular accident on or about July 13, 2007, at or near the public highway or thoroughfare known as 32nd Street, in the City of Pittsburgh.

Read and referred to Finance and Law Committee**COUNCILMAN DOUGLAS SHIELDS PRESENTS:**

Bill No. [2011-2293](#) Resolution amending Resolution No. 1267 approved November 12, 1993, to include an additional address and area "V" in the Shadyside neighborhood.

Read and referred to Land Use and Economic Development Committee

Bill No. [2011-2296](#) Ordinance supplementing the Pittsburgh Code, Title Six, Conduct, Article 1 Regulated Rights and actions, by adding 618.05 Enforcement Subsection (d) to Chapter 618 entitled Marcellus Shale Natural Gas Drilling.

SPONSOR(S): DOUGLAS SHIELDS

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

Bill No. [2011-2294](#) Communication from Mayor Luke Ravenstahl submitting a veto of Council Bill No. 2011-2223.

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

Bill No. [2011-2223](#) Resolution amending Resolution No. 908, effective January 1, 2011 entitled "Adopting and approving the 2011 Capital Budget and the 2011 Community Development Block Grant Program; and approving the 2011 through 2016 Capital Improvement Program," by deleting the line item entitled "Community Based Organizations" \$500,000 and adding that amount to the ACCBO board-approved organizations as follows: Amani Christian CDC - ACCBO \$9,872.40; Bloomfield-Garfield Corp. - ACCBO \$42,310.30; Brightwood Civic Group - ACCBO \$28,206.87; Building United of Southwestern PA - ACCBO, \$22,565.49; Central Northside Neighborhood Council - ACCBO \$42,310.30; Community Alliance Spring Garden East Deutschtown - ACCBO \$16,500.00; East Liberty Development - ACCBO \$45,000.00; Fineview Citizens Council - ACCBO \$28,206.87; Hazelwood Initiative - ACCBO \$25,386.18; Hilltop Alliance - ACCBO \$19,744.81; Kingsley Association - ACCBO \$22,000.00; Lawrenceville Corp. - ACCBO \$42,310.30; Lawrenceville United - ACCBO \$42,310.30; Manchester Citizens Corp. - ACCBO \$42,310.30, Mt.

Washington CDC - ACCBO \$42,310.30; Neighbors in the Strip - ACCBO \$28,206.87; Northside Leadership Conference - ACCBO \$35,258.58; Oakland Planning & Development - ACCBO \$40,000.00; Polish Hill Civic Asso. - ACCBO \$28,206.87; South Side LDC - ACCBO \$40,899.96; Troy Hill Citizens Council - ACCBO \$21,500.00 and Uptown Partners of Pittsburgh - ACCBO \$23,975.84.

SPONSOR(S): DARLENE HARRIS

A motion to override a Mayor's veto requires a Super Majority of 6 votes.

A motion was made that this matter be Overridden. The motion failed by the following vote:

Votes: Ayes: 5 - Mrs. Harris, Mr. Kraus, Mr. Peduto, Ms. Rudiak and Mr. Shields
Noes: 4 - Rev. Burgess, Mr. Dowd, Mr. Lavelle and Mrs. Smith
Abstentions: 0

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. [2011-2287](#) Report of the Committee on Finance and Law for November 10, 2011 with an Affirmative Recommendation.

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

Bill No. [2011-2239](#) Resolution authorizing the City Controller to transfer the sum of \$237,000 from the Confiscated Narcotics Proceeds Trust Fund to the Equipment Leasing Authority for the purchase of four specialty vehicles for the Bureau of Police. Funds will be transferred from organization code: 230000, fund: 2416, account: 543000, sub: 600, budget year: 2011, 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

COUNCILWOMAN SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2011-2288](#) Report of the Committee on Public Safety Services for November 10, 2011 with an Affirmative Recommendation.

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

Bill No. [2011-2240](#) Resolution authorizing the Director of Public Safety and the Chief of Police 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 2011 Justice Assistance 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(w) shall not exceed \$231,698.00; account 600000, fund 2445, organization code 230000, subcode 600, budget year 2011, 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

COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. [2011-2289](#) Report of the Committee on Public Works for November 10, 2011 with an Affirmative Recommendation.

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

Bill No. [2011-2244](#) Ordinance amending the Pittsburgh Code, Title Six Conduct, Article I Regulated Rights and Actions, Chapter 619, Refuse Collection and Recycling, Section 619.18; Refuse Collection Times in Residential Zones.

SPONSOR(S): R. DANIEL LAVELLE

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

Bill No. [2011-2298](#) NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does support and declare solidarity with Occupy Pittsburgh and the Occupy Wall Street movement, exercising First Amendment rights in a free, open, peaceful, and productive manner, toward the better condition of our citizens and of these United States.

SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS

A motion was made that this matter be Adopted. 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

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER