

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, September 13, 2005

10:00 AM

**ONE-HUNDRED
THIRTY-THIRD COUNCIL**

Gene Ricciardi, President

**Council Members: Len Bodack, Twanda Carlisle,
Dan Deasy, Jim Motznik, William Peduto, Luke Ravenstahl, Douglas Shields, Sala Udin**

Linda M. Johnson-Wasler, City Clerk

Mary Beth Doheny, Deputy City Clerk

ROLL CALL**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of various trucks, and related accessories, for the Department of Public Works, Bureau of Operations, and provide for the payment thereof, at a cost not to exceed \$386,000.00.

[2005-1681](#)

Legislative History

9/13/05 City Council Read and referred

Bill No. Resolution granting unto Federal Reserve Bank of Cleveland – Pittsburgh Branch, 717 Grant Street, Pittsburgh, PA 15219, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, granite and hydraulic (steel) bollards on the sidewalk area of William Penn Place and building-mounted pedestrian warning devices in the 2nd Ward, 6th Council District of the City of Pittsburgh.

[2005-1682](#)

Legislative History

9/13/05 City Council Read and referred

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Resolution authorizing the City of Pittsburgh (“City”) to accept a no-interest loan, for a term not to exceed Three (3) years, in an amount not to exceed Seventy-Five Thousand Dollars (\$75,000.00) from the Pittsburgh History & Landmarks Foundation, the proceeds to be used to make certain repairs to City property at 439 Market Street, 1st Ward, and to enter into an Agreement or Agreements to effectuate such loan, and permit the City to grant a historic preservation easement to protect the front façade of such building.

[2005-1685](#)

Legislative History

9/13/05 City Council Read and referred

MR. UDIN PRESENTS COMMITTEE ON PLANNING, ZONING & LAND USE

Bill No. Ordinance amending the Pittsburgh Code, Title Nine - Zoning, Article II, Section 911.02 - Use Table, Section 911.04 - Use Standards and Section 922.12 - Institutional Master Plans by changing use types, use standards and review procedures regarding EMI, Educational/Medical Institute districts, City of Pittsburgh.

[2005-1683](#)

Legislative History

9/13/05 City Council Read and referred

MR. RICCIARDI, THE CHAIR, PRESENTS COMMITTEE ON HEARINGS

Bill No. Petition from the residents of the City of Pittsburgh requesting a Public Hearing to discuss unresolved issues involving the April 6, 1995 shooting of black motorist Jerry Jackson by area police in the Armstrong Tunnel.

[2005-1684](#)**Legislative History**

9/13/05 City Council Read and referred

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET**

Bill No. Report of the Committee on Finance and Budget for September 7, 2005.

[2005-1678](#)**Legislative History**

9/13/05 City Council Read, Received and Filed

Bill No. Resolution providing for the issuance of a \$40,000.00 warrant in favor of Alphonso Sloan, c/o Edward A. Olds, Esquire, 1007 Mount Royal Boulevard, Pittsburgh, PA 15233 in settlement of a claims asserted, or which could have been asserted of, in the Civil Action filed at CA 02-1943 and consolidated with CA 03-0995 in the United States District Court for the Western District of Pennsylvania.

[2005-1629](#)**SEE ATTACHMENT****Legislative History**

8/30/05	City Council	Read and referred	
9/7/05	Finance & Budget Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No. Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

[2005-1632](#)

ITEMS A thru C. A: 1515 Wolpert; B: 1425 Napoleon; C: 1724 Columbia.

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Finance & Budget Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

[2005-1633](#)

ITEM A thru B. A: 126 Meadow; B (Deleted)

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Finance & Budget Committee	Affirmatively Recommended	Passed

9/13/05	City Council	RECOMMITTED	Passed
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Bill No. [2005-1634](#) Resolution providing for the conveyance by the City of Pittsburgh of certain property, 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 thru G. A: 25 St. Thomas; B: 4169 Irvine; C: 1806 Enoch; D: 3348 Spring; E: 608-610 Lenora; F: 3234 Joe Hammer; G: 215 Greenfield.

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Finance & Budget Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. [2005-1679](#) Report of the Committee on Public Works and Environmental Services for September 7, 2005.

Legislative History

9/13/05	City Council	Read, Received and Filed	
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Bill No. [2005-1635](#) Resolution granting unto Maggie and Stellas, 209 Oakland Avenue, Pittsburgh, PA 15213, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a business identification sign at 209 Oakland Avenue in the 4th Ward, 3rd Council District of the City of Pittsburgh.

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No. [2005-1636](#) Resolution granting unto Heiber's Pharmacy, Inc., 3500 Fifth Avenue, Pittsburgh, PA 15213, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a canopy over the sidewalk area at 3500 Fifth Avenue in the 4th Ward, 3rd Council District of the City of Pittsburgh.

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No. [2005-1638](#) Resolution granting unto the University of Pittsburgh, 124 Cathedral of Learning, Pittsburgh, PA 15260, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, decorative lighting fixtures on Parkman Avenue in the 4th Ward, 8th Council District of the City of Pittsburgh.

Legislative History

8/30/05	City Council	Read and referred	
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9/7/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No. Resolution vacating Ogle Way between Liberty Avenue and William Penn Place in the
[2005-1639](#) 2nd Ward, 6th Council District, of the City of Pittsburgh

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
9/13/05	City Council	RECOMMITTED	Passed

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

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2005-1680](#) September 7, 2005.

Legislative History

9/13/05	City Council	Read, Received and Filed	
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Bill No. Resolution further amending Resolution No. 260, effective May 5, 2005 entitled:
[2005-1640](#) "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 1994 Community Development Block Grant Program" so as to transfer funds in City Council from various line items "District 7 Equipment" (-13,627.60); "District 8 Equipment" (-7,853.00); "South Highland Owners & Proprietors" (-20,014.28) to the following line items; "Urban League" (+2,500.00); "District 7 Weed & Seed" (+13,627.60); "Public Works - Public Space Upgrades/North Oakland" (+25,014.28); and "Breachmenders" (+353.00).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No. Resolution amending Resolution No. 888 effective December 16, 2003 entitled,
[2005-1641](#) "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 1998 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 transfer funds from an account in the Urban Redevelopment Authority from the "Business Growth Fund" (-335,932.56) to the "Urban Development Fund" (+335,932.56).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1642](#)

Resolution amending Resolution No. 889, effective December 16, 2003, 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 1999 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 transfer funds in the Urban Redevelopment Authority from the “Business Growth Fund” (-295,241.00) to the “Urban Development Fund” (+295,241.00); and from “NBDR - Shared Management” (-27,834.12) to the “NBDR - Public Space Improvements” (+27,834.12).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1643](#)

Resolution amending Resolution No. 492, effective August 17, 2005, as entitled, “Providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of HUD for a grant in connection with the 2000 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 8 Equipment” (-10,147) to “Breachmenders” (+147.00); “Pedal Pittsburgh/Community Design Center” (+5,000); “Pittsburgh History & Landmarks Foundation” (+2,500); and to “Union Project” (+2,500); and reprogram funds in the Urban Redevelopment Authority from “Business Growth Fund” (-100,000) and “NBDR – Shared Management” (-225,000) to the “Urban Development Fund” (+100,000) and “NBDR – Public Space Improvements” (+225,000).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1644](#)

Resolution amending Resolution No. 489, effective August 17, 2005, 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 “Alpha House” (-2,000) to “Breachmenders” (+2,000); and reprogram funds in the Urban Redevelopment Authority from “Business Growth Fund” (-155,000) to the “Urban Development Fund” (+155,000).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1645

Resolution amending Resolution No. 491, effective August 17, 2005 entitled: “Resolution providing for the filing of a Community Development statement with the U.S. Department of Housing and Urban Development for a grant in connection with the 2002 CDBG Program; providing for execution of grant contracts, filing of data, execution of payment vouchers and certification of signature; the deposit of funds in a bank account and providing for payment of expenses”, so as to reprogram funds in City Council from “East Liberty Development” (-2,000) and “Alpha House” (-3,000); to the “Pittsburgh Partnership for Neighborhood Development” (+5,000); and reprogram funds in the Urban Redevelopment Authority - “Business Growth Fund” (-150,000) to “Urban Development Fund” (+150,000)

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1646

Resolution amending Resolution No. 490. Effective August 17, 2005, 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 in City Council from “Acorn Housing Corp.” (-7,000) and “Golden Carriage” (-4,000) to the “Bloomfield Business Assoc.” (+3,000) and to “Friendship Development Associates” (+4,000) and the Lower Bloomfield Unity Council (+4,000).

Legislative History

8/30/05	City Council	Read and referred	
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9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1647](#)

Resolution amending Resolution No. 483, effective, August 17, 2005, 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 “Acorn Housing Corp.” (-7,000) and “Golden Carriage” (-4,000) to the “Bloomfield Business Assoc.” (+3,000); to “Friendship Development Associates” (+4,000); and to the “Lower Bloomfield Unity Council” (+4,000)

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1648](#)

Resolution amending Resolution No. 484 effective August 17, 2005, 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 the purchase of equipment and/or furniture at a cost not to exceed \$1,440,896.62” so as to transfer funds from City Council “District 8 Equipment” (-10,147) to “Breachmenders” (+147); “Pedal Pittsburgh/Community Design Center” (+5,000); “Pittsburgh History & Landmarks Foundation” (+2,500); and to “Union Project” (+2,500).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1649](#)

Resolution amending Resolution No. 485, effective August 17, 2005 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 the purchase of equipment and/or furniture at a cost not to exceed \$1,492,500.00”, so as to reprogram funds in City Council from “East Liberty Development” (-2,000); and “Alpha House” (-3,000) to the “Pittsburgh Partnership for Neighborhood Development” (+5,000).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1650

Resolution amending Resolution No. 487, effective August 17, 2005, 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: "Alpha House" (-2,000); to "Breachmenders" (+2,000).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1651

Resolution further amending Resolution No 253, effective May 5, 2005, 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, at a cost not to exceed \$1,108,517.10, chargeable to and payable from the 1994 Community Development Block Grant Program" so as to transfer funds from City Council, "District 7 Equipment" (-13,627.60); "District 8 Equipment" (-7,853.00); and "South Highland Owners & Proprietors" (-20,014.28); to "Urban League" (+2,500.00); "District 7 Weed & Seed" (+13,627.60); "Public Works - Public Space Upgrades/North Oakland" (+25,014.28); and to "Breachmenders" (+353.00).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1652

Resolution further amending Resolution No. 339, effective June 2, 1999, as amended, entitled "Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1999-2000 Community Development Block Grant Program, and

providing for the payment of the cost thereof” by deleting the Business Growth Fund and reducing NBDR-Shared Management line items and transferring the funds to Urban Development Fund and NBDR-Public Space Improvements. (Council Districts: All).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1653

Resolution further amending Resolution No. 448, effective August 19, 1998, as amended, entitled “Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 1998-1999 Community Development Block Grant Program, and providing for the payment of the cost thereof” by decreasing the Business Growth Fund line item by \$335,932.56 and increasing the Urban Development line item by the same amount. (Council Districts: All).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1654

Resolution amending Resolution No. 570, effective August 8, 2000 entitled “Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2000 Community Development Block Grant Program, and providing for the payment of the cost thereof” by deleting the NBDR-Shared Management line item and transferring the funds to NBDR-Public Space Improvements. (Council Districts: All).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

2005-1655

Resolution further amending Resolution No. 571, effective August 8, 2000 entitled "Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2000 Community Development Block Grant Program, and providing for the payment of the cost thereof" by deleting the Business Growth Fund line item (-\$100,000.00) and transferring the funds to Urban Development Fund in the same amount. (Council Districts: All).

Legislative History

8/30/05	City Council	Read and referred	
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9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1656](#)

Resolution amending Resolution No. 767, effective November 30, 2001, entitled "Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2001 Community Development Block Grant Program, and providing for the payment of the cost thereof, not to exceed \$1,460,900" by deleting the Business Growth Fund line item(-\$155,000.00) and transferring the funds to Urban Development Fund in the same amount. (Council Districts: All).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1657](#)

Further amending Resolution No. 371, effective June 13, 2002, entitled "Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2002 Community Development Block Grant Program, and providing for the payment of the cost thereof (Business Development Programs)" by decreasing Business Growth Fund by \$150,000 and transferring the funds to Urban Development Fund. (Council Districts: All).

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
9/13/05	City Council	Passed Finally	Passed

Bill No.

[2005-1658](#)

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 adding EthicsWorks - Economic Development Conference \$2,500.00, Ellsworth Avenue Business Association - Street Banners \$4,500, Attack Theatre \$2,000 and by decreasing District 8 Various Projects by \$9,000 to \$1,293.46 and making various reductions to reflect actual expenditures in Council District 8.

SPONSOR(S): WILLIAM PEDUTO**Legislative History**

8/30/05	City Council	Read and referred	
9/7/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed

9/13/05

City Council

Passed Finally

Passed

MOTIONS AND RESOLUTIONS

Bill No.

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT