

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, August 30, 2005

10:00 AM

Council Chambers

City Council

**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

Present: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2005-1660](#) NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Pittsburgh commends all of the participants of the 2005 National Senior Games, the largest multi-sporting event in Pittsburgh history and congratulates our local athletes.

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

Bill No. [2005-1661](#) NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Pittsburgh commends and congratulates all of the participants of the 2005 Pennsylvania Senior Games.

NOW THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, August 30, 2005 to be "SeniorInterests Day" in the City of Pittsburgh.

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

Bill No. [2005-1662](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh acknowledges and congratulates the founders of Pittsburgh 365 for their efforts and wishes them the best of luck in their work to provide a television show geared toward the young professionals of the City of Pittsburgh.

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

Bill No. [2005-1663](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend Fred Seddon for his work for the betterment of the community and congratulates him for over 53 years of marriage and being a wonderful and caring father to his children.

BE IT FURTHER RESOLVED that August 30, 2005 be hereby declared "Fred Seddon Day" in the City of Pittsburgh.

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

Bill No. [2005-1664](#) Now, therefore, be it resolved that the Council of the City of Pittsburgh commends the efforts that Carnegie Library of Pittsburgh has taken to serve the community as a long-standing destination for knowledge, entertainment and social interaction.

Now, therefore, be it further resolved that the Council of the City of Pittsburgh does hereby declare September 2005, to be "Library Appreciation Month" in the City of Pittsburgh. Please visit your local library to register for a library card.

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

Bill No. [2005-1665](#) Now, therefore, be it resolved that the Council of the City of Pittsburgh commends Chatham College for its efforts increase greater global understanding and for having Ambassador Ronen Sen as featured guest at the Opening Convocation.

Be it further resolved that the Council of the City of Pittsburgh declares Wednesday, August 31, 2005 "Global Focus on India Day" in the City of Pittsburgh.

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

Bill No. [2005-1666](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends and thanks the parishioners and alumni of St. Canice Church for their years of commitment, support and dedication to their Catholic Faith and to Catholic Education.

BE IT FURTHER RESOLVED that today, August 21, 2005, be hereby declared "St. Canice Day" in the City of Pittsburgh.

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

Bill No. [2005-1667](#) NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends the Pittsburgh Board of Education and the staff, parents and community representatives on continuing the legacy of a great women, Helen S. Faison, by affixing her name to this new landmark within the Homewood-Brushton community.

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

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

Bill No. [2005-1640](#) Resolution further amending Resolution No. 260, effective May 5, 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 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).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. [2005-1641](#) Resolution amending Resolution No. 888 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 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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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)

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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)

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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).

Read and referred to Housing, Economic Development & Promotion Committee

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

Read and referred to Housing, Economic Development & Promotion Committee

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

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.

Read and referred to Public Works & Environmental Services Committee

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.

Read and referred to Public Works & Environmental Services Committee

Bill No.

[2005-1637](#)

Resolution granting unto Bernardo Katz, 20 Cedar Boulevard, #104, Mt. Lebanon, PA 15228, his successors and assigns, the privilege and license to construct, maintain and use at his own cost and expense, a deck with canopy, stairs with awning, and a handicap ramp at 1600 Broadway Avenue and Hampshire Avenue, in the 19th Ward, 4th Council District of the City of Pittsburgh.

Read and referred to Public Works & Environmental Services Committee

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.

Read and referred to Public Works & Environmental Services Committee

Bill No.

[2005-1639](#)

Resolution vacating Ogle Way between Liberty Avenue and William Penn Place in the 2nd Ward, 6th Council District, of the City of Pittsburgh

Read and referred to Public Works & Environmental Services Committee

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

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

Read and referred to Finance & Budget Committee

Bill No. Resolution authorizing the City of Pittsburgh to enter into an agreement with the Pittsburgh Foundation to document a voluntary commitment from community nonprofit organizations to provide financial assistance to the City.

[2005-1630](#)

Read and referred to Finance & Budget Committee

Bill No. Resolution providing for authorization for the City of Pittsburgh to continue negotiations with the Salvation Army for the sale of the Brighton Heights Park property in the 26th and 27th Wards of the City of Pittsburgh to The Salvation Army upon terms and conditions to be agreed upon in accordance with applicable law.

[2005-1631](#)

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

Read and referred to Finance & Budget Committee

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

[2005-1632](#)

Read and referred to Finance & Budget Committee

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

[2005-1633](#)

Read and referred to Finance & Budget Committee

Bill No. 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.

[2005-1634](#)

Read and referred to Finance & Budget Committee

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2005-1659](#) Ordinance amending and supplementing the Pittsburgh Code, Title Five, Traffic, Article VII, Parking, Chapter 541: General Parking Regulation, Section 541.01, Prohibitions in Specified Places, Subsection (c) Park a vehicle: by adding (8) to prohibit parking a vehicle in front of an entrance to a residence in such a manner as to limit or completely block ingress and egress to said residence.

SPONSOR(S): GENE RICCIARDI

Read and referred to Public Safety Services Committee

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MOTIONS AND RESOLUTIONS

COUNCILMAN MOTZNIK AND ALL MEMBERS: Approve a formal motion to conduct a Cablecast Post Agenda Meeting in response to the August 20, 2005 protest on the war in Iraq.. The discussion will focus on the City's overall policies with respect to organized protests, crowd control, enforcement, and chain of command staff. Discussion will also include city legislation directing the Bureau to explore the use of taser guns, findings reported, subsequent policies adopted by the Bureau, as well as training.

APPROVAL OF MINUTES

A motion was made to approve the minutes. The motion carried.

ADJOURNMENT

Motion