

# **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, March 18, 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: 8 - Mr. Deasy, Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne and Mr. Peduto  
Absent: 1 - Mr. Shields

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2008-0224](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the 80th birthday of Fred Rogers on March 20, 2008, and honors our favorite hometown neighbor who became America's favorite neighbor ; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, March 20, 2008, to be “WON'T YOU BE MY NEIGHBOR? 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. [2008-0225](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh, congratulates the American Cancer Society's Greater Pittsburgh Unit on again being named NUMBER ONE IN THE NATION for the year 2007 Daffodil Days campaign, and wishes it even greater success with the 2008 campaign;

BE IT FURTHER RESOLVED, that March 24 to 28, 2008 is declared “DAFFODIL DAYS” in the City of Pittsburgh

**SPONSOR(S): DAN DEASY AND ALL MEMBERS**

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

Bill No. [2008-0226](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Pittsburgh Public Theater and its Education and Outreach Staff for its remarkable Shakespeare Monologue and Scene Contest ; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby laud the exceptional talent of the six outstanding winners for their extraordinary performances and wishes them well for a future enhanced and inspired by the Pittsburgh Public Theater.

**SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS**

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

Bill No. [2008-0227](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to recognize the following community leaders and organizations for their commitment to the Core Series 2007 Program:

- · Valerie A. Bullock, Lemington Community Services
  - Jan Faith Casson, YWCA Greater Pittsburgh
  - David B. Clarke, Community Technical Assistance Center, Inc.
  - Michael Creighton, Creative Directions
  - Terry Doloughy, Polish Hill Civic Association
  - Kathy Ellis, Women in Christian Ministries, Inc.
  - Toni M. Evans, Greater Chartiers Valley Community Outreach
  - Marsha Hayden, Polish Hill Civic Association
- 
- Beatrice D. Hogan, North View Heights Residents Council
  - Teresa N. Maynor, Ursuline Senior Services
  - Glenora Ryan, Bellefield Dwellings Tenant Council
  - Joy Starzl, Lemington Community Services
  - Chester D. Thrower, Northside United
  - Donna L. Washington, Fairywood Citizens Council
  - Leigh White, Carnegie Community Development Corporation
  - Barbara J. Williams, Macedonia FACE
  - Greater Aliquippa Image Network
  - Neighbors in the Strip

AND BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby wish to congratulate these individuals and organizations for their completion of CTAC's Core Series 2007 Program, while also commending them on their impressive level of dedication and hard work within the City of Pittsburgh.

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

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

Bill No.

[2008-0228](#)

NOW, THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh recognizes the International Day for the Elimination of Racial Discrimination and commends the YWCA Greater Pittsburgh for its efforts to promote diversity and inclusion; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares March 20, 2008, "A Day of Inclusion" in the City of Pittsburgh.

**SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS**

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

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

## **MR. KRAUS, CHAIRPERSON OF PUBLIC SAFETY SERVICES, PRESENTS**

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title Nine, Zoning,  
[2008-0222](#) Chapter 919, Signs, by changing various language as it relates to Signs.

**SPONSOR(S): BRUCE A. KRAUS AND DOUGLAS SHIELDS**

**Read and referred to Planning, Zoning & Land Use Committee**

Bill No. Resolution Authorizing and directing the Director of City Planning, the Zoning  
[2008-0223](#) Administrator and the Chief of the Bureau of Building Inspection to place a Six (6)  
month moratorium on the erection and/or approval of all billboards, advertising signs,  
electronic, LED or signs in general in all zoning districts.

**SPONSOR(S): BRUCE A. KRAUS AND DOUGLAS SHIELDS**

**Read and referred to Planning, Zoning & Land Use Committee**

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

Bill No. Resolution providing for the issuance of a warrant in the sum of \$9,500.00 to Michael  
[2008-0216](#) Balzarini, Esquire and Denise Fuller, c/o Balzarini & Watson, 3303 Grant Building,  
310 Grant Street, Pittsburgh, PA 15219, in full and final settlement of an action filed  
at GD 05-011901, and arising as a result of a slip and fall accident which occurred on  
February 4, 2004, at approximately 2:00 PM, at Friendship Park in the City of  
Pittsburgh.

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

**REV. BURGESS, PRESIDENT PRO TEM PRESENTS COMMITTEE ON PLANNING,  
ZONING AND LAND USE AND COMMITTEE ON HEARINGS**

Bill No. Communication from Darlene Linder, Human Resources Manager, Housing Authority  
[2008-0219](#) of the City of Pittsburgh, submitting the Position and Salary Report effective January  
31, 2008.

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

Bill No. Resolution amending the Rules of Council, to change the Committee Structure and  
[2008-0220](#) add certain requirements relating to legislative review and submission of invoices.

**SPONSOR(S): DOUGLAS SHIELDS**

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

Bill No. Ordinance Amending the Pittsburgh Code, Title One: Administrative, Article XI -  
[2008-0221](#) Personnel, Chapter 181 General Provisions, by replacing Section 181.06, "Allowance  
for Use of Private Vehicles" with new language.

**SPONSOR(S): REVEREND RICKY V. BURGESS**

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

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

## UNFINISHED BUSINESS

### REPORTS OF COMMITTEE - FINAL ACTION

#### MR. PEDUTO PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. [2008-0213](#) Report of the Committee on Finance, Law and Purchasing for March 12, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0168](#) Resolution providing for the issuance of a warrant in the sum of \$165,000.00 to James Belliveau, Esquire and William L. Metz, c/o of James Belliveau, Esquire, 2100 Law & Finance Building, 429 Fourth Avenue, Pittsburgh, PA 15219, in full and final settlement of an action filed at GD 05-025680, and arising from an incident that occurred at approximately 10:40 p.m. on September 17, 2004 at 3034 Glen Mawr Street in the Sheridan section of the City of Pittsburgh.

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

Bill No. [2008-0181](#) Resolution creating the Rental Permit Implementation Task Force (RPITF) which shall assist in the implementation and creation of policy of the City of Pittsburgh Residential Rental Permit Program in the City of Pittsburgh

**SPONSOR(S): DAN DEASY**

**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: 7 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik and Mr. Peduto

Noes: 0

Abstentions: 0

Out of Room: 1 - Ms. Payne

Absent: 1 - Mr. Shields

#### MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. [2008-0214](#) Report of the Committee on Public Works and Environmental Services for March 12, 2008 with an Affirmative Recommendation.

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

Bill No. Resolution accepting the dedication of parcels for the newly formed cul-de-sac on  
[2008-0169](#) Claybourne Street as right-of-way in the 7th Ward, 8th Council District.

Bill No. Resolution granting unto Market at Fifth, LP, 100 West Station Square Drive, Suite  
[2008-0170](#) 450, Pittsburgh, PA 15219, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, an access doors on Graeme Street for 439 Market Street, Pittsburgh, PA 15222 in the 1st Ward, 6th Council District of the City of Pittsburgh.

Bill No. Resolution providing for an Agreement or Agreements with the South Pittsburgh  
[2008-0172](#) Development Corporation, P. O. Box 9606, Pittsburgh, PA 15226, for easements for dog litter bag dispensers in various locations of the right-of-way in the Brookline Community in the 19th Ward, 4th Council District of the City of Pittsburgh.

**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: 7 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik and Mr. Peduto

Noes: 0

Abstentions: 0

Out of Room: 1 - Ms. Payne

Absent: 1 - Mr. Shields

### **MR. KRAUS PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. Report of the Committee on Public Safety Services for March 12, 2008 with an  
[2008-0215](#) Affirmative Recommendation.

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

Bill No. Resolution further amending Resolution 532, effective November 17, 2004, as  
[2008-0176](#) amended by Resolution No. 145, effective March 17, 2000, and also as amended by Resolution No. 439, effective June 27, 2002, entitled "Providing for a lease(s) and/or sublease(s) of space located within the City of Pittsburgh's 20th Ward, from lessor, Scientific-Pittsburgh, for the purpose of establishing offices for the Department of Public Safety, Bureau of Police, Weed & Seed Task Force effective September 1, 2001 and renewable annually thereafter until November 1, 2004 at a cost not to exceed Seven Hundred Seventy Five Dollars (\$775.00) per month, Nine Thousand Three Hundred Dollars (\$9,300.00) per year." The amendment will extend the lease, renewable through November 2010, and change the rate to \$815.00 per month and \$9780.00 annually.

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

**Votes:** Ayes: 7 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik and Mr. Peduto  
Noes: 0  
Abstentions: 0  
Out of Room: 1 - Ms. Payne  
Absent: 1 - Mr. Shields

## **MOTIONS AND RESOLUTIONS**

### **EXCUSE ABSENT MEMBERS**

**A motion was made to excuse the absent member, Mr. Shields. The motion carried.**

### **APPROVAL OF MINUTES**

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

### **ADJOURNMENT**

**A motion was made to adjourn the meeting. The motion carried.**