

# **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, June 28, 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: 7 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl and Mr. Shields  
Absent: 2 - Mr. Udin and Mr. Ricciardi

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2005-1523](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend all of the 2005 Core Series graduates for their service to their communities; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, June 28, 2005, to be "CTAC Core Series 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. [2005-1524](#) NOW THEREFORE BE IT RESOLVED THAT, Pittsburgh City Council congratulates the Dobbs family on its "First Cousins Family Reunion," and extends a special welcome and wishes for a fun-filled affair, and safe travels as they motor about the Keystone state and journey home again.

**SPONSOR(S): SALA UDIN**

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

Bill No. [2005-1525](#) NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh congratulates Gregory Nicholas Thomas on attaining the rank of Eagle Scout and declares Thursday, June 23, 2005 Gregory Nicholas Thomas Day in the City of Pittsburgh.

**SPONSOR(S): GENE RICCIARDI**

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

Bill No. [2005-1526](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh acknowledges and commends Mr. Myron Cope for his dedication and loyalty to the Pittsburgh Steelers, the City of Pittsburgh, and the many people he has touched throughout his life with his charity, his heart, and most notably, his words.

AND BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby proclaim Tuesday, June 28, 2005 to be "Myron Cope Day" in the City of Pittsburgh.

**SPONSOR(S): LUKE RAVENSTAHL AND ALL MEMBERS**

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

## PUBLIC COMMENTS

## PRESENTATION OF PAPERS

### MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Resolution authorizing Raymond V. DeMichiei, Deputy Director, Emergency Management Agency, to execute for and on behalf of the City of Pittsburgh all required forms and reports for disaster relief under the federal Stafford Act.

[2005-1518](#)

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

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

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

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title, and Interest, if any, in and to the following Publicly-Owned Property in the City of Pittsburgh 225 Dinwiddie Street 11-E-284 and 223 Dinwiddie Street 11-E-285 (Council District No. 6, Residential Construction)

[2005-1515](#)

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No. Resolution Amending and supplementing Resolution No. 891, effective January 1, 2003, as amended, entitled: "Adopting and approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program; and approving the 2003 through 2008 Capital Improvement Program, by adjusting various line items in conformance with City Council's 2003 Capital Budget amendments." by adding Westhall Street Tree Planting \$1,700 in Council District 1."

[2005-1521](#)

**SPONSOR(S): LUKE RAVENSTAHL**

**Read and referred to Housing, Economic Development & Promotion Committee**

### MR. MOTZNIK PRESENTS COMMITTEE ON PARKS, RECREATION & YOUTH POLICY

Bill No. Resolution authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a license agreement with Union Real Estate Company of Pittsburgh for the use of property behind Carrick Shopping Center for the 2005 Farmers' Market.

[2005-1516](#)

**Read and referred to Parks, Recreation & Youth Policy Committee**

Bill No. Resolution providing for an Agreement with the Allegheny County Community College (CCAC) for reimbursement for health and wellness programs for the SeniorInterests Program via the Allegheny County Area Agency on Aging/State Primetime Health Allocation in an amount not to exceed \$20,000 for the Department of Parks and Recreation. Cost not to exceed \$20,000.

[2005-1517](#)

**Read and referred to Parks, Recreation & Youth Policy Committee**

**MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS AND ENVIRONMENTAL SERVICES**

Bill No. [2005-1522](#) Resolution amending Resolution No. 128, effective March 16, 2005, entitled, Authorizing and directing the Mayor, the Director of the Public Works Department and Chief of the Bureau of Building Inspection, to create six temporary (6) on-street vending permit areas on Thackeray Street, between Fifth Avenue and O'Hara Street, to provide space for legally permitted vendors to operate during construction of the Schenley Plaza, for the period of March 1 through June 30, 2005" by extending the time period through July 31, 2005.

**SPONSOR(S): WILLIAM PEDUTO**

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

**Read and referred to Public Works & Environmental Services Committee**

**MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET**

Bill No. [2005-1507](#) 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 E. A: 209 Wilbert; B: 3145 Josephine; C: 5337 Second; D: 4828 Coleridge; E: 662 Arlington.

**Read and referred to Finance & Budget Committee**

Bill No. [2005-1508](#) 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 G. A: 5213 Rosetta; B: 5229 Rosetta; C: 5223 Rosetta; D: 5217 Rosetta; E: 5228 Hillcrest; F: 5226 Hillcrest; G: 5209 Rosetta.

**Read and referred to Finance & Budget Committee**

Bill No. [2005-1509](#) 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 D. A: 1708 Chislett; B: 700 N. Aiken; C: 4460 Sweetbay; D: 300 Orchard.

**Read and referred to Finance & Budget Committee**

Bill No. [2005-1520](#) Resolution Further amending Resolution No. 121 of 2003, effective March 14, 2003 entitled, "Resolution providing for an Agreement or Agreements, or use of existing Agreements and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for various projects in connection with City Council's 2003 Community Needs Program; and providing for the payment of the costs thereof," by adding Westhall Street Tree Planting in Council District

**SPONSOR(S): LUKE RAVENSTAHL**

**Read and referred to Finance & Budget Committee****MR. UDIN PRESENTS COMMITTEE ON PLANNING, ZONING & LAND USE**

Bill No. Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine -  
[2005-1510](#) Zoning, Article V, Section 909.02.D.6(a)(1) to the Pittsburgh Board of Public Education or its designee for authorization to operate a Housing for the Elderly facility on property to be zoned RP / Residential Planned Unit Development bounded by Eureka St, Harwood St, Secane Ave and Ruth St and identified as Block and Lot #15-C-220 in Allegheny Block and Lot system, 18th Ward, City of Pittsburgh district.

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

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

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning Article III, Section  
[2005-1511](#) 902.03 - Zoning Map by changing from RM-M / Residential Multi-Unit, Moderate Density to RP/Residential Planned Unit Development certain property bounded by Eureka St, Harwood St, Secane Ave and Ruth St and identified as Block and Lot #15-C-220 in Allegheny Block and Lot system, 18th Ward, City of Pittsburgh.

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

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

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning Article III, Section  
[2005-1512](#) 902.03 - Zoning Map by changing from R1D-L / Residential Single-Unit Detached, Low Density and PO / Parks and Open Space to RP / Residential Planned Unit Development certain property fronting on Beechwood Blvd and identified as Block and Lot #88-D-100 in Allegheny Block and Lot system, 14th Ward, City of Pittsburgh.

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

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

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter  
[2005-1513](#) 902 Section 902.03, Zoning District Map Nos. 8 and 13 by changing various zoning district classifications in the Mt. Oliver neighborhood in accord with Map Pittsburgh: Zoning for your Neighborhood, the city's zoning re-mapping project relative to the city's new Urban Zoning Code.

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

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

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter  
[2005-1514](#) 902 Section 902.03, Zoning District Map No. 17 by changing various zoning district classifications in the Regent Square neighborhood in accord with Map Pittsburgh: Zoning for your Neighborhood, the city's zoning re-mapping project relative to the

city's new Urban Zoning Code.

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

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

Bill No.

[2005-1519](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Sections 912.02, 912.03, 912.04 and 925.06 relative to Administrator Exception and requirements for DUMPSTERS.

**SPONSOR(S): WILLIAM PEDUTO**

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

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

## UNFINISHED BUSINESS

## REPORTS OF COMMITTEE - FINAL ACTION

### MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No.

[2005-1506](#)

Report of the Committee on Finance and Budget for June 22, 2005.

**Read, Received and Filed**

Bill No.

[2005-1433](#)

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. A: 624 East Ohio. ITEM B. B: 1116 Province (deleted)

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

Bill No.

[2005-1440](#)

Resolution requesting the approval of an inter-municipal transfer of a restaurant liquor license, License No. E-03952, from Pizza Hut of America, Inc., 3210 Library Road, Castle Shannon, PA 15203 to Southside Steaks, LLC c/o Marc Feldstein, 5935 Walnut Street, Apt #1, Pittsburgh, PA 15232 for the premises, located at 2000 East Street, Pittsburgh, PA 15203, pursuant to amended Pennsylvania Liquor Code, §4-461.

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

Bill No.

[2005-1475](#)

Resolution providing for the issuance of a \$5,262.50 warrant in favor of Amick Associates, In., c/o John Kazak, 11 Sycamore Street, Carnegie, PA 15106, in settlement of a claim in which claimant's vehicle was damaged due to a City Refuse truck on January 21, 2005.

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

Bill No.

[2005-1476](#)

Resolution further amending Resolution No. 231, effective April 19, 2000, entitled "Providing for an Agreement or Agreements, or use of existing Agreements and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for various projects in connection with the

Neighborhood Needs Program in Council District 8; and providing for the payment of the costs thereof," by adding "Pittsburgh Pridefest" \$3,500, "Friendship Development Baum Grove tree planting/maintenance" \$4,000, "Oakland BID - Farmer's Market Project" \$2,700 and "Kelly Strayhorn Theatre, \$1,000 and by adjusting various line items to reflect actual expenditures in Council District 8. Total cost of all projects not to exceed \$913,700.29.

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

Bill No.

[2005-1477](#)

Resolution providing that the City of Pittsburgh enter into Professional Service Agreement(s) and/or Contracts with consultants and/or service providers for professional services in connection with Civil Service and MPOETC required assessment and evaluation of Police Officer Recruit candidates, and providing for payment of the cost thereof, not to exceed \$56,500.00.

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

Bill No.

[2005-1494](#)

Resolution further amending Resolution No. 230, effective April 19, 2000, entitled "Providing for an Agreement or Agreements, or use of existing Agreements and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for various projects in connection with the Neighborhood Needs Program in Council District 4; and providing for the payment of the costs thereof," by adding "Moore Park Replacement Equipment" \$5,792.04 and decreasing District Four Contingency by the same amount. Total of all projects is not to exceed \$943,050.90.

**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: 6 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0  
Out of Room: 1 - Mr. Ravenstahl  
Absent: 2 - Mr. Udin and Mr. Ricciardi

**MOTIONS AND RESOLUTIONS**

Bill No.

[2005-1527](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby most respectfully request that the Governor and State Assembly consider the significant adverse effect upon the people's ability to secure access to health care. Please also consider the adverse economic effects upon, hospitals, nursing homes, supporting businesses and the communities they're situated in. We ask that you heed the many voices representing broad-based support for restoration of Medicaid funding. We ask that you fully appreciate that deep cuts to this program could literally be a death sentence to those with chronic illnesses. We are supportive of the numerous ideas presented to you to create new funding streams in support of Medicaid funding

restoration as well. It is our hope that the Governor and Assembly act in a bipartisan fashion to restore Medicaid funding for the good of the health and well being of the citizens of this Commonwealth. We pray that the restoration of Medicaid funding is as complete as possible.

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

*CARLISLE: Comments on shooting in District 9; Citizen Participation to catch perpetrators is needed.*

*Bodack: Announcing 2nd of July events in Lawrenceville*

## **EXCUSE ABSENT MEMBERS**

**A motion was made to excuse the absent member(s) Mr. Udin & Mr. Ricciardi.  
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.**