

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, December 14, 2010

10:00 AM

**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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN REV. RICKY V. BURGESS PRESENTS:**

Bill No. Resolution authorizing the Mayor to enter into a Revenue Sharing Services Agreement with and between LAZ Parking, Limited. This Resolution shall be known as the
[2010-1225](#) "Pension Compromise Plan."

SPONSOR(S): REVEREND RICKY V. BURGESS AND THERESA SMITH

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2010-1220](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Weinberg Village project. (Council District 5)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2010-1221](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Weinberg Village project. (Council District 5)

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Seven, Business Licensing, Chapter
[2010-1213](#) 719 Vendors and Peddlers, Section 710.10, Lists of Sites Approved by Council, by adding permanent street and sidewalk vending sites for 2011 Licensure Years.

Bill No. Resolution providing for an Intergovernmental Cooperation Agreement between the
[2010-1214](#) City of Pittsburgh ("City") and the Borough of Wilkinsburg ("Borough") for the collection of a portion of the Borough's municipal waste by the City for a term of five (5) years, commencing January 1, 2011, and ending December 31, 2015.

Bill No. Resolution accepting the location of proposed right-of-way for modifications to the
[2010-1215](#) North Shore Infrastructure - Proposed Roadway, (future Chuck Noll Way) on the North Shore, 'in the 22nd Ward, 6th Council District of the City of Pittsburgh.

Bill No. Resolution accepting the dedication by Urban Redevelopment Authority of Pittsburgh
[2010-1216](#) of Parcel No. 1A (Technology Drive) in the Pittsburgh Technology Center Plan of Lots No. 2 in the 4th Ward of the City of Pittsburgh for public highway and utility purposes, accepting the grading, paving, street lighting, curbing, traffic signals, establishment of grades and fixing the width and position of roadways and sidewalks thereof. (Council District 6)

Bill No. Resolution accepting the dedication by Pittsburgh Economic and Industrial
[2010-1217](#) Development Corporation of Parcel Nos. 1B and 11C (part of Technology Drive) in the Pittsburgh Technology Center Plan of Lots No. 2 in the 4th Ward of the City of Pittsburgh for public highway and utility purposes, accepting the grading, paving, street lighting, curbing, traffic signals, establishment of grades and fixing the width and position of roadways and sidewalks thereof. (Council District 6)

Bill No. Resolution granting unto Gregg Caliguirri, 717 Bellefonte Street, Pittsburgh PA 15232,
[2010-1218](#) his successors and assigns, the privilege and license to construct, maintain and use at his own cost and expense private sewer laterals and waterlines at 5469 and 5471 Elmer Street in the 7th Ward, 8th Council District of the City of Pittsburgh.

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. Resolution authorizing the Mayor and the Directors of the Departments of Public
[2010-1219](#) Works, Finance and Parks and Recreation to enter into a Lease Agreement with C R JRS CHIP, Inc. d/b/a The First Tee of Pittsburgh at the Bob O'Connor Golf Course at Schenley Park.

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Resolution authorizing the issuance of a Warrant in the sum of \$48,758.84 in favor of
[2010-1210](#) Tammy Sabina and Jay Hornack, her attorney, Healy and Hornack, PC, Koppers Building, 436 7th Avenue, Suite 2901, Pittsburgh, PA 15219; in full and final settlement of an action filed in the United States District Court, Western District of Pennsylvania at Docket Number 10-cv-00550-CB, for an employment related claim.

Bill No. Resolution providing for the creation of the Other Post-Employment Benefits Trust
[2010-1211](#) Fund and for setting conditions for the deposit and expenditure of such funds.

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

Bill No. Resolution authorizing the Mayor and the Chief of the Bureau of Emergency Medical
[2010-1212](#) Services to enter into an agreement or agreements with QuickMed claims for professional services in connection with the provision of ambulance billing services.

UNFINISHED BUSINESS

Bill No. Communication from Mayor Luke Ravenstahl submitting a veto of Council Bill
[2010-1222](#) 2010-1118 entitled "Resolution transferring a total of \$60,000 from Law Department salaries to City Clerk miscellaneous services for the purpose of entering into a professional services agreement with outside counsel."

Bill No. Resolution transferring a total of \$60,000 from Law Department salaries to City Clerk
[2010-1118](#) miscellaneous services for the purpose of entering into a professional services agreement with outside counsel.

**SPONSOR(S): DARLENE HARRIS, BRUCE A. KRAUS, NATALIA RUDIAK
AND DOUGLAS SHIELDS**

Legislative History

11/16/10 City Council Read and referred

11/22/10	Standing Committee	Affirmatively Recommended	Passed
11/30/10	City Council	RECOMMITTED	FAILED
11/30/10	City Council	Passed Finally	Passed
12/10/10	Mayor	VETOED	

Bill No. [2010-1223](#) Communication from Mayor Luke Ravenstahl submitting a veto of Council Bill No. 1119 entitled "Resolution providing for a professional services agreement/s and/or contract/s with Behrend and Ernsberger, located at 335 5th Ave., Pittsburgh PA, 15222 to provide independent legal services to City Council in accordance with the Home Rule Charter, Section 310, at a cost not to exceed Seventy Thousand Dollars (\$70,000.00)."

Bill No. [2010-1119](#) Resolution providing for a professional services agreement/s and/or contract/s with Behrend and Ernsberger, located at 335 5th Ave., Pittsburgh PA, 15222 to provide independent legal services to City Council in accordance with the Home Rule Charter, Section 310, at a cost not to exceed Seventy Thousand Dollars (\$70,000.00).

SPONSOR(S): DARLENE HARRIS, BRUCE A. KRAUS, NATALIA RUDIAK AND DOUGLAS SHIELDS

Legislative History

11/16/10	City Council	Read and referred	
11/22/10	Standing Committee	Affirmatively Recommended	Passed
11/30/10	City Council	RECOMMITTED	FAILED
11/30/10	City Council	Passed Finally	Passed
12/13/10	Mayor	VETOED	

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. [2010-1206](#) Report of the Committee on Finance and Law for December 8, 2010 with an Affirmative Recommendation.

Bill No. [2010-1140](#) Ordinance supplementing the Pittsburgh Code, Title I-Administrative, Article VII, Procedures, Chapter 161-Contracts, by adding a new section 161.40 entitled, Veteran-Owned Small Business.

SPONSOR(S): THERESA SMITH, REVEREND RICKY V. BURGESS, PATRICK DOWD, DARLENE HARRIS, BRUCE A. KRAUS, R. DANIEL LAVELLE, WILLIAM PEDUTO, NATALIA RUDIAK AND DOUGLAS SHIELDS

Legislative History

11/22/10	City Council	Read and referred	
12/1/10	Standing Committee	Affirmatively Recommended	Passed
12/7/10	City Council	RECOMMITTED	Passed
12/8/10	Standing Committee	AMENDED BY SUBSTITUTE	Passed
12/8/10	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2010-1159](#) Resolution authorizing and directing the City Controller to create a special trust fund, to be designated as the Emergency Medical Services Hazardous Materials Trust Fund (EMSHMTF), for the deposit of funds received from Allegheny County (LEPC) and income generated as a result of direct billing of responsible parties as recoverable for hazardous materials responses. Funds would be utilized for the purchase of equipment, supplies, training and unrecoverable hazardous material clean up cost authorizing the use of monies deposited therein by the Department of Public Safety, Bureau of Emergency Medical Services, only.

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1162](#) Resolution realigning a total of \$5,622,704.47 between various accounts within the 2010 Operating Budget. This transfer is necessary for the 2010 close in order to meet expenditures for the remainder of the fiscal year.

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	AMENDED	Passed
12/8/10	Standing Committee	Affirmatively Recommended as Amended	Passed

COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2010-1207](#) Report of the Committee on Land Use and economic Development for December 8, 2010 with an Affirmative Recommendation.

Bill No. [2010-0926](#) Amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter 902 Section 902.03, Zoning Map, by changing various zoning district classifications in the Westwood 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.

Legislative History

9/14/10	City Council	Read and referred	
9/22/10	Standing Committee	Held for Public Hearing	Passed
10/19/10	Hearings Committee	Public Hearing Held	Passed
11/17/10	Standing Committee	Held in Committee	Passed
11/22/10	Standing Committee	Held in Committee	Passed
12/1/10	Standing Committee	Held in Committee	Passed
12/8/10	Standing Committee	AMENDED BY SUBSTITUTE	Passed
12/8/10	Standing Committee	Affirmatively Recommended as Amended	Passed

COUNCILWOMAN RUDIAK PRESENTS COMMITTEE ON PERFORMANCE AND ASSET MANAGEMENT

Bill No. [2010-1208](#) Report of the Committee on Performance and Asset Management for December 8, 2010 with an Affirmative Recommendation.

Bill No. [2010-1163](#) Resolution providing for a Agreement or Agreements, or the use of existing Agreements, or Contract or Contract, or the use of existing Contracts, for the purchase, implementation, hosting and support of a financial reporting Enterprise Resource Planning system, and providing for the payment of the cost thereof, at a cost not to exceed \$10,000,000.00 (Ten Million Dollars).

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	AMENDED	Passed
12/8/10	Standing Committee	Affirmatively Recommended as Amended	Passed

COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2010-1209](#) Report of the Committee on Intergovernmental Affairs for December 14, 2010 with an Affirmative Recommendation.

Bill No. [2010-1149](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Duquesne University Center - School of Pharmacy Expansion - Phase II project. (Council District 6)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1150](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Duquesne University Center - School of Pharmacy Expansion - Phase II project. (Council District 6)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1151](#) Resolution further amending Resolution No. 187, effective April 23, 2009 entitled "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$500,000 for the Steamfitters Local 449 Training Facility project" by increasing the grant to \$750,000. (Council District 2)

Legislative History

11/30/10	City Council	Read and referred	
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12/8/10	Standing Committee	Affirmatively Recommended	Passed
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Bill No. [2010-1152](#) Resolution further amending Resolution No. 180, effective April 23, 2009 entitled "Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$250,000 for the Steamfitters Local 449 Training Facility project" by increasing the amount of the grant to \$750,000. (Council District 2)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1153](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$250,000 for the Beechview Business District Redevelopment Project - Grocery Store project. (Council District 4)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1154](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$250,000 for the Beechview Business District Redevelopment Project - Grocery Store. (Council District 4)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1155](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$250,000 for the Point State Park Trail System a/k/a Mon Wharf Switchback. (Council Districts 2 & 3)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1156](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$250,000 for the Point State Park Trail System a/k/a Mon Wharf Switchback. (Council Districts 2 & 3)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1157](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Schenley Place project. (Council District 8)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-1158](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Schenley Place project. (Council District 8)

Legislative History

11/30/10	City Council	Read and referred	
12/8/10	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER