

**DRAFT**

**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 2, 2009**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-FIFTH COUNCIL**

**Douglas Shields, President**

**Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Darlene M. Harris, Bruce A. Kraus, Jim Motznik, Tonya D. Payne, William Peduto, Theresa Smith**

**Linda M. Johnson-Wasler, City Clerk**

**Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Ms. Payne, Mr. Peduto, Mrs. Smith and Mr. Shields  
Absent: 1 - Mr. Motznik

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2009-1463](#) THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby support and defend the Pittsburgh Film Office's attempt to keep the tax credit; and,

NOW, BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh conveys this Sense of Council Resolution to the Pennsylvania General Assembly and to the Governor of Pennsylvania.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No. [2009-1464](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh supports Operation Save One's Peace 4/30 Days initiative; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare the month of June "The Month of Peace and Reconciliation".

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

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

Bill No. [2009-1465](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the Urban Youth Action, Incorporated for its groundbreaking and visionary work to empower young people to become productive and responsible citizens; and  
BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, June 3, 2009, to be "URBAN YOUTH ACTION DAY" in 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. [2009-1466](#) THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does, hereby, commend and congratulate Jeanann and Butch Nolla for celebrating 50 happy years of marriage on their 'Golden' Wedding Anniversary.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does, hereby, proclaim Saturday, June 27, 2009 as Jeanann and Butch Nolla Day, in the City of Pittsburgh.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No.

[2009-1467](#)

THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does, hereby, recognize and commend the Nolla Family for their dedication and service to the Arlington Neighborhood of Pittsburgh.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does, hereby, proclaim Monday, June 01, 2009, to be Nolla Family Day in the City of Pittsburgh.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No.

[2009-1468](#)

THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does, hereby, recognize and commend Norman Hochendoner for his dedication and service to the Arlington Neighborhood of Pittsburgh, and particularly the Arlington Meals on Wheels.

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does, hereby, proclaim Monday, June 01, 2009, to be Norman Hochendoner Day in the City of Pittsburgh.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No.

[2009-1469](#)

NOW, THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh recognizes the Feast of St. Anthony of Padova and thanks the organizing committee for its efforts in presenting the festival; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares June 7, 2009, "Feast of St. Anthony of Padova Day" in the City of Pittsburgh. lares June 7, 2009, "Feast of St. Anthony of Padova Day" in the City of Pittsburgh.

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

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

Bill No.

[2009-1470](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh recognizes the benefits of the Pittsburgh High School Ultimate League Youth Scholarship presented by the PHUL, and thanks the organization for providing this experience to the City's youth; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares June 4, 2009, "Pittsburgh High School Ultimate League Day," in the City of Pittsburgh.

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

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

Bill No. [2009-1471](#) NOW, THEREFORE, BE IT RESOLVED THAT, the Council of the City of Pittsburgh recognizes those individuals who continue the legacy of Syed Farooq Hussaini and thanks them for the peace and justice they promote throughout our City; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares June 7, 2009, "Syed Farooq Hussaini Islamic Interfaith Network Day" in the City of Pittsburgh.

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

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

Bill No. [2009-1472](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby proclaim June 2, 2009, to be designated, "Mrs. Flossie Lee Carter Day" in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No. [2009-1473](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate Rabbi Stephen E. Steindel for years of dedicated service, spiritual counsel, religious fulfillment and for influencing a generation of Jewish children and families; and,  
BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare the weekend of June 5, 6 and 7, 2009, to be "RABBI STEPHEN E. STEINDEL TRIBUTE WEEKEND" in the City of Pittsburgh.

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

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

## **PRESENTATION OF PAPERS**

### **REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON LAND USE AND ECONOMIC DEVELOPMENT, PRESENTS**

Bill No. [2009-1460](#) Resolution amending Resolution No. 227, approved April 4, 2003 entitled "Resolution Providing for the implementation of a Residential Parking Permit Program (RPPP) Area "AA", in the Beechview area (Council District #4) pursuant to Pittsburgh Code Chapter 549.

**Read and referred to Land Use and Economic Development Committee**

Bill No. [2009-1461](#) Resolution amending Resolution No. 811, approved December 31, 2001 entitled "Resolution Amending Resolution No. 839, approved October 26, 1994 which further amends Resolution No. 994 approved December 19, 1989, entitled "Providing for implementation of Residential Parking Permit Program (RPPP) in the Shadyside community pursuant to Pittsburgh Code Chapter 549, so as to amend the streets included in the existing Shadyside RPPP Area "J" so as to amend the streets included in Area "J" so as to amend the streets included in Area "J".

**Read and referred to Land Use and Economic Development Committee****MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS, PRESENTS**

Bill No. Resolution granting unto The August Wilson for African American Culture, 980  
[2009-1457](#) Liberty Avenue, Pittsburgh, PA 15219, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, trees with subsurface planting and maintenance systems at 980 Liberty Avenue, in the 2nd Ward, 6th Council District of the City of Pittsburgh.

**Read and referred to Public Works Committee**

Bill No. Resolution granting unto Charles W. Fetrow, 1919 Forbes Avenue, Pittsburgh, PA  
[2009-1458](#) 15219, his successors and assigns, the privilege and license to construct, maintain and use at his own cost and expense, a concrete patio with railing and Café' on the sidewalk area at 1919 Forbes Avenue, in the 1st Ward, 6th Council District of the City of Pittsburgh.

**Read and referred to Public Works Committee**

Bill No. Resolution granting unto Eastside V LLC, 535 Smithfield Street, Suite 2450,  
[2009-1459](#) Pittsburgh, PA 15219, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, an entry sign and roof overhang at 6201 Penn Avenue in the 11th Ward, 8th Council District of the City of Pittsburgh.

**Read and referred to Public Works Committee****MR. KRAUS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC SAFETY SERVICES, PRESENTS**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for  
[2009-1454](#) the purchase of equipment and installation of diesel exhaust systems in the fire stations for the Fire Bureau at a cost not to exceed One hundred seventy nine thousand one hundred and ninety dollars (\$179,190) and providing for the payment thereof.

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

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for  
[2009-1455](#) the purchase of fire nozzles and other firefighting equipment for the Fire Bureau at a cost not to exceed Two hundred thousand dollars (\$200,000.00) and providing for the payment thereof.

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

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for  
[2009-1456](#) the purchase of protective clothing and other related equipment for the Fire Bureau at a cost not to exceed Two hundred thousand dollars (\$200,000.00) and providing for the payment thereof.

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

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

Bill No. Ordinance supplementing the Pittsburgh Code, Title Two, Fiscal, Article V, Special  
[2009-1474](#) Funds, by adding Chapter 235, entitled "Stimulus Oversight and Reinvestment in New  
Growth Committee."

**SPONSOR(S): WILLIAM PEDUTO**

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

**MR. SHEILDS, CHAIRPERSON OF THE COMMITTEE ON HEARINGS, PRESENTS**

Bill No. Petition from the resident of the City of Pittsburgh requesting a public hearing relative  
[2009-1462](#) to the lack of community involvement in creating the master Plan for the North Shore  
and the need for City Council Oversight of the process.

**Read and referred to Hearings Committee**

**UNFINISHED BUSINESS****REPORTS OF COMMITTEE - FINAL ACTION****MR. PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. Report of the Committee on Finance and Law for May 27, 2009 with an Affirmative  
[2009-1451](#) Recommendation.

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

Bill No. Resolution further amending and supplementing Resolution No. 180, effective April 5,  
[2009-1424](#) 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 3", by adding  
\$3,647.54 to "Steps, sidewalks, fences, and retaining walls" and by adjusting various  
other projects. Total cost is not to exceed \$1,000,000.

**SPONSOR(S): BRUCE A. KRAUS**

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

Bill No. Resolution Further amending Resolution No. 121 of 2003, effective March 14, 2003  
[2009-1426](#) 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 \$15,000 to "District 3 DPW Project" and  
by reducing "Southside Chamber of Commerce" by the same amount.

**SPONSOR(S): BRUCE A. KRAUS**

**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: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Ms. Payne, Mr. Peduto, Mrs. Smith and Mr. Shields  
Noes: 0  
Abstentions: 0  
Absent: 1 - Mr. Motznik

## REV. BURGESS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development for May 27, 2009  
[2009-1452](#) with an Affirmative Recommendation.

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

Bill No. Resolution providing for the submission of a \$40,000 Land Use Planning and  
[2009-1419](#) Technical Assistance Program (LUPTAP) grant application to the Pennsylvania Department of Community and Economic Development (DCED) for the development of the Cultural Heritage component to the City's Comprehensive Master Plan.

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

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1,  
[2009-1425](#) 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 adjusting various line items in conformance with City Council's 2000 Capital Budget amendments" by adding \$3,647.54 to "Steps, sidewalks, fences, and retaining walls" and by adjusting amounts in various other projects in Council District 3.

**SPONSOR(S): BRUCE A. KRAUS**

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

Bill No. Resolution amending and supplementing Resolution No. 891, effective January 1,  
[2009-1427](#) 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 \$15,000 to "District 3 DPW Project" and by reducing "Southside Chamber of Commerce" by the same amount.

**SPONSOR(S): BRUCE A. KRAUS**

**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: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Ms. Payne, Mr. Peduto, Mrs. Smith and Mr. Shields

Noes: 0

Abstentions: 0

Absent: 1 - Mr. Motznik

## **MR. DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS**

Bill No. [2009-1453](#) Report of the Committee on Intergovernmental Affairs for May 27, 2009 with an Affirmative Recommendation.

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

Bill No. [2009-1420](#) 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 Bombardier Test Track project. (Council District 5)

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

Bill No. [2009-1421](#) 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 Bombardier Test Track project. (Council District 5)

**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: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Ms. Payne, Mr. Peduto, Mrs. Smith and Mr. Shields

Noes: 0

Abstentions: 0

Absent: 1 - Mr. Motznik

## **MOTIONS AND RESOLUTIONS**

### **EXCUSE ABSENT MEMBER, MR. MOTZNIK**

### **APPROVAL OF MINUTES**

### **ADJOURNMENT**