

# **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, January 30, 2007**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-FOURTH COUNCIL**

**Douglas Shields, President**

**Council Members: Len Bodack, Twanda Carlisle,**

**Dan Deasy, Darlene M. Harris, Jeffrey S. Koch, Jim Motznik, Tonya D. Payne, William Peduto**

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

**Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motzник, Ms. Payne, Mr. Peduto and Mr. Shields

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2007-1166](#) NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh strongly rebukes the failure by SET, INC., to meet with area Labor Organizations for good faith discussions regarding matters of staffing of the renovation project in Point State Park; and

BE IT FURTHER RESOLVED, that Council urges SET, INC., to cease refusing to meet with area Labor Organizations, and urges SET, INC., to agree to equitable terms and conditions with such Labor Organizations for the employment of Pittsburgh and area residents on the aforesaid project.

**SPONSOR(S): LEN BODACK AND ALL MEMBERS**

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

Bill No. [2007-1167](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh hereby wishes to show its support for St. Benedict the Moor School on its 100th anniversary, while additionally commending the school for its unwavering dedication to the education of generations of students 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.**

## PUBLIC COMMENTS

## PRESENTATION OF PAPERS

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

Bill No. [2007-1161](#) Resolution amending and supplementing Resolution No. 759, effective January 1, 2007, entitled: "Adopting and approving the 2007 Capital Budget and the 2007 Community Development Block Grant Program: and approving the 2007 through 2012 Capital Improvement Program," by adding Computer Upgrades \$15,000, Scuba Equipment \$41,000, Communications-Portable Radios, \$30,000, Building Upgrades/Improvements \$19,000, Hydraulic Rescue Tools \$25,000, Personal Protective Equipment \$15,000 and Medical Cart Trailer \$5,000, and by decreasing Bariatric High Capacity Stretcher \$150,000, all within the Bureau of EMS.

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

Bill No. [2007-1164](#) Ordinance amending the Pittsburgh Code of Ordinance, Title One, Administrative, Article III: Organization, Chapter 116: Department of Public Safety by adding in specific duties of the Director of Public Safety.

**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. [2007-1155](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's right, title and interest, if any, in and to Block 56-F, Lots 84, 326, 326A, 327, 330, 331, 334, Publicly Owned Property in Redevelopment Area No. 40 in the 15th Ward of the City of Pittsburgh - Council District No. 5 - 4832 Second Avenue and 4818, 4824, 4826, 4832, 4834, 4836 Chatsworth Street (site assemblage-commercial development)

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

Bill No. [2007-1156](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Bloomfield-Garfield Corporation (BGC) for the Sale of Block 50-K, Lots 100, 100A, and 101, 5103 - 5015 Broad Street in the 10th Ward of the City of Pittsburgh - Council District No. 9 (residential construction).

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

Bill No. [2007-1157](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jerry M. Coleman and Elizabeth Coleman for the Sale of Block 22-R, Lot 4, 1235 Liverpool Street in the 21st Ward of the City of Pittsburgh, in Redevelopment Area No. 27 - Council District No. 6 (sideyard).

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

Bill No. [2007-1158](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Giannie Haley for the Sale of Block 22-R, Lot 3, 1237 Liverpool Street in the 21st Ward of the City of Pittsburgh - Council District No. 6 - (sideyard).

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

Bill No. [2007-1159](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Real Curb Appeal, LLP, for the Sale of Block 23-A, Lot 141,37 Geranium Street in the 25th Ward of the City of Pittsburgh - Council District No. 6 - (sideyard).

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

Bill No. [2007-1160](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Dorcas Turner for the Sale of Block 10-G, Lot 196, 602 Duff Street in the 5th Ward of the City of Pittsburgh - Council District No. 6 - (sideyard).

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

**MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING**

Bill No. Resolution providing for the issuance of a \$65,000.00 warrant in favor of Equity One, Inc. c/o Peter E. Meltzer, Esquire, Law Offices of Meltzer and Associates, PC, 1600 Locust Street, Suite 200, Philadelphia, PA 19103, in final settlement of a lawsuit filed at Docket No. 06-3232 in the U.S. Court of Appeals for the Third Circuit.

[2007-1149](#)

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

Bill No. Resolution authorizing the Mayor and Director of Finance to enter into a grant agreement with the Commonwealth of Pennsylvania, Department of Community and Economic Development to receive \$10,000 for the Community Revitalization Assistance Program and further authorizing an agreement between the City and Community Leaders United for Beechview for \$10,000 of said grant amount for the production and mailing costs of a community information and public safety newsletter.

[2007-1150](#)

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

Bill No. Resolution providing for an agreement between the City of Pittsburgh ("City") and the County of Allegheny ("County") for the assumption by the County of purchasing activities on behalf of the City which shall include commodity purchases for the purchase of materials, general supplies, and equipment by the various Departments of the City of Pittsburgh for any or all Departments of the City of Pittsburgh; and providing for the payment of all costs thereof.

[2007-1151](#)

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

Bill No. Resolution providing for the renewal of a contract with UPMC WORKPARTNERS for the purpose of ensuring that on-going medical care is provided to City of Pittsburgh employees who require treatment for service related injuries and/or illness pursuant to the Pennsylvania's Worker's Compensation Act and providing for the payment of the cost thereof, cost not to exceed \$4,878,530.

[2007-1152](#)

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

Bill No. Resolution authorizing the transfer of One Hundred Thousand Dollars (\$100,000.00) from the Confiscated Narcotics Proceeds Trust Fund to the Equipment Leasing Authority for the purchase of four undercover vehicles and related accessories.

[2007-1162](#)

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

Bill No. Resolution authorizing and directing the Mayor and the Directors of the Departments of Finance and Personnel to enter into negotiations with Allegheny County for the purpose of furthering a shared services environment through centralizing claim management of workers compensation insurance, employee health care and other similar matters, including but not limited to the administration of civil service testing, standardization of job descriptions, and legal advertising.

[2007-1163](#)

**SPONSOR(S): DOUGLAS SHIELDS, LEN BODACK, DAN DEASY,  
JEFFREY S. KOCH AND WILLIAM PEDUTO**

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

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

Bill No. Resolution vacating Gasoline Street and a portion of First Avenue (formerly  
[2007-1153](#) Greenough Street)in the 1st Ward, 6th Council District, of the City of Pittsburgh.

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

**MS. PAYNE PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE**

Bill No. Resolution providing for the designation of City trails not in City Parks as part of the  
[2007-1154](#) Three Rivers Heritage Trail System.

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

**MR. SHIELDS PRESENTS COMMITTEE ON HEARINGS**

Bill No. Resolution authorizing the appointment of Michael H. Huss, 5615 Dellaglen Avenue,  
[2007-1165](#) Pittsburgh, Pennsylvania 15207, as Director of the Department of Public Safety.

**Held, Pending Interview to Hearings Committee**

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

Bill No. Report of the Committee on Finance, Law and Purchasing for January 24, 2007.

[2007-1145](#)

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

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$20,000.00 to Rodney  
[2007-1097](#) M. and Dorothy A. Bradshaw c/o G. Christopher Apessos, Esquire, 330 Grant Street, Suite 2201, Pittsburgh, PA 15219, in full and final settlement of an action filed at GD-05-26403, arising from damages allegedly caused by a landslide of City-owned property near 206 Venture Street, in the City of Pittsburgh.

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

Bill No. Resolution providing for the renewal of a contract with UPMC WORKPARTNERS  
[2007-1098](#) for the purpose of on-going professional nurse case management services in connection with the monitoring of certain workers' compensation claims and medical treatment toward a goal of returning employees to work as soon as they are medically able to return, at a cost not to exceed \$128,750.

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

Bill No. Resolution providing for the renewal of a contract with UPMC WORKPARTNERS  
[2007-1099](#) for the purpose of on-going claims management provided to City of Pittsburgh employees who file reports of on-the-job injuries and/or illness pursuant to the Pennsylvania Workers' Compensation Act and providing for the payment of the cost thereof, at a cost not to exceed \$526,672.

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

Bill No. Resolution authorizing the Citizen Police Review Board to enter into an Agreement(s)  
[2007-1100](#) or contract(s) with Thieman and Ward for professional services to assist in the legal representation of the Citizen Police Review Board providing for payment there of at a cost not to exceed \$50,000 (Fifty Thousand Dollars).

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

Bill No. [2007-1106](#) Resolution further amending and supplementing Resolution No. 258, effective April 26, 2000, as amended, 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 1; and providing for the payment of the costs thereof," by adjusting various projects in Council District 1. The total amount of all projects is not to exceed \$1,000,000.  
**SPONSOR(S): DARLENE HARRIS**

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

Bill No. [2007-1108](#) Resolution further amending Resolution No. 403, as amended, 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 6; and providing for the payment of the costs thereof," by amending various line items in Council District 6. Total cost of all projects not to exceed \$1,000,000.  
**SPONSOR(S): TONYA D. PAYNE**

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

Bill No. [2007-1110](#) Resolution further amending Resolution No.204, effective April 12, 2000, as amended, 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 7; and providing for the payment of the costs thereof," by adding "District 7 Community Organizational Support" \$187,084.57. Total of all projects should not exceed \$1,000,000.  
**SPONSOR(S): LEN BODACK**

**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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

### **MS. PAYNE PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE**

Bill No. [2007-1146](#) Report of the Committee on Planning, Zoning and Land Use for January 24, 2007.

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

Bill No. Resolution authorizing the Mayor and the Director of City Planning to enter into an agreement or agreements with members of the Zoning Board of Adjustment, for payment of services for duties related to any and all activities of the Zoning Board of the City of Pittsburgh. Cost not to exceed \$39,000.

[2007-1103](#)

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

**Votes:** Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

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

Bill No. Report of the Committee on Housing, Economic Development and Promotion for January 24, 2007.

[2007-1147](#)

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

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital; 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 "Brighton Heights Athletic Association" \$15,000, "Observatory Hill Inc" \$5,000, "Summer Hill Citizens Council" \$5,000, "Brighton Heights Citizens Federation" \$5,000, "Criminal Justice Volunteers Inc." \$10,000, "District 1 Community Organizational Support" \$111,703.58 in Council District 1.

[2007-1107](#)

**SPONSOR(S): DARLENE HARRIS**

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

Bill No. 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 adjusting various line items in conformance with City Council's 2000 Capital Budget amendments," by adding "Wesley AME Charities", \$13,700 and by amending various line items in Council District 6.

[2007-1109](#)

**SPONSOR(S): TONYA D. PAYNE**

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

Bill No. 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

[2007-1111](#)



through 2005 Capital Improvement Program, by adjusting various line items in conformance with City Council's 2000 Capital Budget amendments" by adding "District 7 Community Organizational Support" \$187,084.57 in Council District 7.

**SPONSOR(S): LEN BODACK**

**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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

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

Bill No. Report of the Committee on Parks, Recreation and Youth Policy for January 24, 2007.  
[2007-1148](#)

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

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 2007 Farmers' Market.  
[2007-1084](#)

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

Bill No. Resolution providing for an Agreement with the Allegheny County Community College (CCAC) for reimbursement for health and wellness programs for the Senior Community 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.  
[2007-1085](#)

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

Bill No. Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreement or agreements, contract or contracts and use of existing agreement or agreements, contract or contracts in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with consultants in connection with the Department's recreational and park related services.  
[2007-1086](#)

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

Bill No. Resolution providing for an Agreement or Agreements, Lease(s) and/or License Agreement(s) for the use of certain property for senior facilities for the provision of center services to seniors in an amount not to exceed \$92,196.00, chargeable to and  
[2007-1087](#)

payable from the Seniors Community Program Trust Fund in the Department of Parks and Recreation.

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

Bill No.

[2007-1088](#)

Resolution providing for an Agreement or Agreements with the Pittsburgh Board of Public Education for the purpose of providing meals in connection with the 2007 Summer Food Service Program in the Department of Parks and Recreation. The total cost shall not exceed Seven Hundred Seventy Thousand Dollars (\$770,000.00).

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

Bill No.

[2007-1089](#)

Resolution providing for a contract or contracts, agreements or agreements, lease or leases, or the use of existing contracts, leases or agreements and other approved expenditures for the payment of supplies, equipment, materials, salaries, rentals, and other services required to provide center services for the Senior Community Program in an amount not to exceed \$700,000.00 for the Department of Parks and Recreation.

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

Bill No.

[2007-1104](#)

Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreements in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with performers, instructors, artists and persons with specialized skills in connection with the Department's recreational and instructional programs.

**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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

### **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.**