

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, October 9, 2007

10:00 AM

**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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. Ordinance adopting and amending the International Property Maintenance Code, 2006
[2007-1832](#) edition, Title Ten, Building Code, the Uniform Construction Code contained in 34 Pa.
Code, Chapters 401 - 405.

Legislative History

10/9/07 City Council Read and referred

Bill No. Resolution authorizing the City to enter into a Grant Agreement with the U.S.
[2007-1833](#) Department of Transportation, Federal Motor Carrier Safety Administration.

Legislative History

10/9/07 City Council Read and referred

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. Resolution repealing items in Resolutions approved on various dates, authorizing the
[2007-1826](#) sale of properties in various wards of the City of Pittsburgh, in accordance with Act
No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act."
Item A: 700 N. Aiken

(A)

Failed to close on property

RESOLUTION NO: 447, Item B

EFFECTIVE: July 21, 2005

PURCHASER: Lisa Paige

PURCHASE PRICE: \$8,900.00 AMT. FORFEITED: \$890.00

700 North Aiken Avenue

WARD: 11; Block and Lot No. 83-A-41

COUNCIL DISTRICT: 9

Legislative History

10/9/07 City Council Read and referred

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,
[2007-1827](#) 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. ITEM A. A: 234 Platt.

(A)

Alice Gorney and Adam Gorney
LOT: 30 X 100
LOCATION: 234 Platt Avenue
ACQUIRED: June 2, 1947 / TS# 621
WARD: 19 BLOCK & LOT: 34-A-267
COUNCIL DISTRICT #4

Legislative History

10/9/07 City Council Read and referred

Bill No.

2007-1828

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.

ITEMS A through C. A: 2606 Brownsville; B: 1227 Mutual; C: 1623 Rankin.

(A)

All Ads Up
PURCHASE PRICE: \$15,501.00
Retail Business
2 STY BRK STO RM
LOT: 26.5 X AVG 123.54
LOCATION: 2606 Brownsville Road
ACQUIRED: July 11, 2002 / TS# 441
WARD: 29 BLOCK & LOT: 94-N-63
COUNCIL DISTRICT # 4

(B)

Margaret Quinn
PURCHASE PRICE: \$4,900.00
Rehabilitation and Rental
2 STY AL SDG HSE
LOT: 50 X 100
LOCATION: 1227 Mutual Street
ACQUIRED: July 11, 2002 / TS# 284
WARD: 20 BLOCK & LOT: 42-N-220
COUNCIL DISTRICT # 2

(C)

Bumi Adeboye
PURCHASE PRICE: \$5,000.00
Personal Residence
2 ½ STY FRA HSE
LOT: 30 X 90
LOCATION: 1623 Rankin Street
ACQUIRED: July 11, 2002 / TS# 347
WARD: 27 BLOCK & LOT: 75-L-177
COUNCIL DISTRICT # 1

Legislative History

10/9/07 City Council Read and referred

Bill No.

[2007-1829](#)

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 through G: A: 5222 Natrona; B: 5220 Natrona; C: 215 Beltzhoover; D: 201 Estella; E: 1707 Meadville; F: 839-845 W. North; G: 5645 Rural.

(A)

Lawrenceville United

PURCHASE PRICE: \$100.00 + Costs

LOT: 20 X 105

LOCATION: 5222 Natrona Way

ACQUIRED: March 30, 2007 / TS # 134

WARD: 10 BLOCK & LOT: 80-D-164

COUNCIL DISTRICT # 7

(B)

Lawrenceville United

PURCHASE PRICE: \$1,000.00 + Costs

2 STY FRA & ALUM HSE

LOT: 14 X 105

LOCATION: 5220 Natrona Way

ACQUIRED: March 30, 2007 / TS # 133

WARD: 10 BLOCK & LOT: 80-D-162

COUNCIL DISTRICT # 7

(C)

Neighborhood Development Ventures, Inc.

PURCHASE PRICE: \$1,000.00 + Costs

2 STY FRA STUCCO HSE; TILE GAR

LOT: 25 X 106

LOCATION: 215 Beltzhoover Avenue

ACQUIRED: March 30, 2007 / TS # 286

WARD: 18 BLOCK & LOT: 14-E-203

COUNCIL DISTRICT # 3

(D)

Neighborhood Development Ventures, Inc.

PURCHASE PRICE: \$100.00 + Costs

LOT: 25 X 100

LOCATION: 201 Estella Avenue

ACQUIRED: March 30, 2007 / TS # 289

WARD: 18 BLOCK & LOT: 15-H-193

COUNCIL DISTRICT # 3

(E)

Fineview Citizens Council
PURCHASE PRICE: \$100.00 + Costs
LOT: 20 X 100
LOCATION: 1707 Meadville Street
ACQUIRED: March 30, 2007 / TS # 364
WARD: 25 BLOCK & LOT: 23-C-79
COUNCIL DISTRICT # 1

(F)
Allegheny West Civic Council
PURCHASE PRICE: \$1,000.00 + Costs
3 STY BRK BLDG
LOT: 70 X 100
LOCATION: 839-845 West North Avenue
ACQUIRED: March 30, 2007 / TS # 354
WARD: 22 BLOCK & LOT: 23-N-142
COUNCIL DISTRICT # 6

(G)
East Liberty Development, Inc.
PURCHASE PRICE: \$100.00 + Costs
LOT: 22 X 73.20
LOCATION: 5645 Rural Street
ACQUIRED: October 18, 1982 / TS # 441
WARD: 11 BLOCK & LOT: 83-K-88
COUNCIL DISTRICT # 9

Legislative History

10/9/07 City Council Read and referred

Bill No.

2007-1830

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 J. A: 2341 Atmore; B: 1409 Arch; C: 4463 Valley View;
D: 200 St. Thomas; E: 40-42 Welsh; F: 120 Verna; G: 1438 Woodland;
H: 346 Shaler; I: 805 Fernhill; J: 5109 Holmes.

(A)
Jennifer Hayward
PURCHASE PRICE: \$7,900.00
Rehabilitation and Rental
1 ½ STY INSELB HSE, 2 STY 1 CAR GAR
LOT: 24 X 110
LOCATION: 2341 Atmore Street
ACQUIRED: September 22, 2006 / TS# 456
WARD: 27 BLOCK & LOT: 45-N-224
COUNCIL DISTRICT # 1

(B)

Gabriel D. Price
PURCHASE PRICE: \$12,900.00
Rehabilitation for Personal Residence
2 ½ STY BRK HSE - FRA ADDN
LOT: 20 X 100
LOCATION: 1409 Arch Street
ACQUIRED: May 16, 2003 / TS# 394
WARD: 25 BLOCK & LOT: 23-K-313
COUNCIL DISTRICT # 6

(C)

Richard F. Begenwald, Jr.
PURCHASE PRICE: \$3,900.00
Rehabilitation and Rental
2 STY FRA ALUM SDG HSE
LOT: 25 X 100
LOCATION: 4463 Valley View Street
ACQUIRED: April 5, 2002 / TS# 63
WARD: 26 BLOCK & LOT: 163-F-60
COUNCIL DISTRICT: 1

(D)

Dennis Stover
PURCHASE PRICE: \$29,900.00
Rehabilitation and Resell
1 ½ STY FRA HSE
LOT: 48 X AVG 24.54
LOCATION: 200 St. Thomas Street
ACQUIRED: September 22, 2006 / TS# 242
WARD: 17 BLOCK & LOT: 14-D-17
COUNCIL DISTRICT # 3

(E)

Drew F. Ziccardi
PURCHASE PRICE: \$2,000.00
For Garage
LOT: 49.58 X 46 X 50
LOCATION: 40-42 Welsh Way
ACQUIRED: December 9, 1994 / TS# 537
WARD: 17 BLOCK & LOT: 3-R-47
COUNCIL DISTRICT # 3

(F)

Ken Dimitt and Edward Zeliesko
PURCHASE PRICE: \$3,500.00

Rehabilitation and Rental
2 STY FRA HSE
LOT: 99.17 X AVG 143.17 X 99.68 RR
LOCATION: 120 Verna Street
ACQUIRED: December 4, 2006 / TS# 200
WARD: 20 BLOCK & LOT: 18-C-153
COUNCIL DISTRICT # 2

(G)
Alpha Gibbs
PURCHASE PRICE: \$18,000.00
Rehabilitation and Rental
2 STY BRK VEN & SHG HSE
LOT: 24 X AVG 95.36
LOCATION: 1438 Woodland Avenue
ACQUIRED: September 22, 2006 / TS# 450
WARD: 27 BLOCK & LOT: 44-H-29
COUNCIL DISTRICT # 1

(H)
Mario Huser and Adela Huser
PURCHASE PRICE: \$3,900.00
Rehabilitation and Rental
1 STY FRA HSE
LOT: 60 X 200
LOCATION: 346 Shaler Street
ACQUIRED: September 22, 2006 / TS# 282
WARD: 19 BLOCK & LOT: 6-K-220
COUNCIL DISTRICT # 2

(I)
James Davies
PURCHASE PRICE: \$3,900.00
Rehabilitation and Rental
1 STY FRA HSE; 1 STY CB GAR
LOT: 30 X 100
LOCATION: 805 Fernhill Avenue
ACQUIRED: September 22, 2006 / TS# 317
WARD: 19 BLOCK & LOT: 61-F-86
COUNCIL DISTRICT # 4

(J)
Tammy K. Twiss
PURCHASE PRICE: \$4,900.00
Rehabilitation for Personal Residence
2 ½ STY BRK HSE

LOT: 20 X 100
 LOCATION: 5109 Holmes Street
 ACQUIRED: September 22, 2006 / TS# 72
 WARD: 10 BLOCK & LOT: 80-H-96
 COUNCIL DISTRICT # 7

Legislative History

10/9/07 City Council Read and referred

MRS. HARRIS PRESENTS COMMITTEE ON ENGINEERING, FLEET AND FORESTRY

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an agreement or agreements with the Commonwealth of Pennsylvania, Department of Transportation (“PennDOT”), and/or the Oakland Transportation Management Association (“OTMA”), and/ or the University of Pittsburgh of the Commonwealth System of Higher Education (the “University”), including but not limited to agreements for cooperation, access, inspection and reimbursement, regarding the implementation and management of a Pedestrian Safety and Mobility Project for certain intersections on Forbes and Fifth Avenues in the Oakland portion of the City of Pittsburgh.

2007-1831

Legislative History

10/9/07 City Council Read and referred

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 October 3, 2007.

2007-1820

Legislative History

10/9/07 City Council Read, Received and Filed Passed

Bill No. Resolution providing for the issuance of a \$3,500.00 warrant in favor of Robert Strauss, c/o Stephen P. Drexler, Esquire, Ainsman, Levine & Drexler, LLC, 2201 Grant Building, 330 Grant Street, Pittsburgh, PA 15219, in settlement of a claim for a slip and fall incident that occurred on January 8, 2002 at the corner of Ninth Street and Penn Avenue.

2007-1783

Legislative History

9/25/07 City Council Read and referred
 10/3/07 Finance, Law and Affirmatively Passed
 Purchasing Recommended
 Committee
 10/9/07 City Council Passed Finally Passed

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$60,000.00 to Nicole E. Angelo, c/o Brian W. DelVecchio, Esquire, Swensen Perer & Kontos, One Oxford Centre, Suite 2501, Pittsburgh, PA 15219, in full and final settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania to No. GD

2007-1784

04-21170.

Legislative History

9/25/07	City Council	Read and referred	
10/3/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

Bill No.

[2007-1785](#)

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Pennsylvania Commission on Crime and Delinquency in the amount of \$40,903.00, and authorizing agreement or agreements with qualified agencies for project coordination, youth development, and other related services including transfer of salaries, supply purchases, travel reimbursement, and other expenses in connection with the Youth Service Coordination Project.

Legislative History

9/25/07	City Council	Read and referred	
10/3/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

Bill No.

[2007-1786](#)

Resolution authorizing the Mayor to enter into a grant agreement with The Heinz Endowments to receive monies to support a public meeting relating to the proposed Casino development and further providing for legitimate expenditures for payments and agreement or agreements for professional services in connection with the execution of said grant agreement. Said agreement or Agreements or expenditures shall not exceed \$10,000.

Legislative History

9/25/07	City Council	Read and referred	
10/3/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

Bill No.

[2007-1796](#)

Ordinance amending and supplementing the Pittsburgh Code, Title Two, Fiscal, Article VII, Business Related Taxes, Chapter 253 Parking Tax, Subsection 253.02 Levy and Rate, by freezing the rate of taxation at 45% for Budget Year 2008 and directing that funds be earmarked and deposited equally into the Debt Service Reserve Fund and the Comprehensive Municipal Pension Trust Fund.

SPONSOR(S): JIM MOTZNIK AND DARLENE HARRIS**Legislative History**

9/25/07	City Council	Read and referred	
10/3/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

MR. PEDUTO PRESENTS COMMITTEE ON FACILITIES, TECHNOLOGY AND THE ARTS

Bill No. Report of the Committee on Facilities, Technology and the Arts for October 3, 2007.

[2007-1821](#)

Legislative History

10/9/07	City Council	Read, Received and Filed	Passed
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Pittsburgh, PA October 9, 2007

TO THE PRESIDENT AND MEMBERS OF COUNCIL

Gentlemen and Madame:

Your Committee on Facilities, Technology and the Arts, respectfully returns herewith the following Resolutions and/or Ordinances with an affirmative recommendation.

Respectfully Submitted,

Mr. Peduto, Chair

Bill No. Resolution authorizing the Mayor and the Director of City Information Systems to enter into an agreement or agreements with Co-exprise, Inc. (“Co-exprise”) for the aggregated purchase of electricity supply through its proprietary online solicitation method, and providing for the costs thereof. At a cost not to exceed \$0.0007 per kWh.

[2007-1744](#)

Legislative History

9/11/07	City Council	Read and referred	
9/19/07	Facilities, Technology and the Arts Committee	Held for Post Agenda	Passed
10/3/07	Facilities, Technology and the Arts Committee	AMENDED	Passed
10/3/07	Facilities, Technology and the Arts Committee	Affirmatively Recommended as Amended	Passed
10/9/07	City Council	Passed Finally	Passed

MRS. HARRIS PRESENTS COMMITTEE ON ENGINEERING, FLEET AND FORESTRY

Bill No. Report of the Committee on Engineering, Fleet and Forestry for October 3, 2007.

[2007-1822](#)

Legislative History

10/9/07	City Council	Read, Received and Filed	Passed
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Pittsburgh, PA October 9, 2007

TO THE PRESIDENT AND MEMBERS OF COUNCIL

Gentlemen and Madame:

Your Committee on Engineering, Fleet and Forestry respectfully returns herewith the following Resolutions and/or Ordinances with an affirmative recommendation.

Respectfully Submitted,

Mr. Koch, Chair

Bill No. Resolution authorizing the Mayor, the Director of City Planning and the Director of
[2007-1760](#) Public Works to enter into an agreement or agreements for professional services in support of the City's forestry program. Cost not to exceed \$60,000.00.

Legislative History

9/25/07	City Council	Read and referred	
10/3/07	Engineering, Fleet and Forestry Committee	AMENDED	Passed
10/3/07	Engineering, Fleet and Forestry Committee	Affirmatively Recommended as Amended	Passed
10/9/07	City Council	Passed Finally	Passed

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

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2007-1823](#) October 3, 2007.

Legislative History

10/9/07	City Council	Read, Received and Filed	Passed
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Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2007-1788](#) Application for Financial Assistance in the amount of \$100,000 to Pennsylvania Department of Community and Economic Development for the Main Street component of the New Communities Program. (Council Districts: 1,2,3,5,6,7).

Legislative History

9/25/07	City Council	Read and referred	
10/3/07	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

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

Bill No. Report of the Committee on Parks, Recreation and Youth Policy for October 3, 2007.

[2007-1824](#)

Legislative History

10/9/07	City Council	Read, Received and Filed	Passed
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Bill No. Resolution approving the form of the Lease Agreement between the Pittsburgh Parks Conservancy and Atria's Schenley Plaza, LLC, for the operation of a restaurant in Schenley Plaza.

[2007-1761](#)

Legislative History

9/18/07	City Council	Read and referred	Passed
9/26/07	Parks, Recreation & Youth Policy Committee	Held in Committee	Passed
10/3/07	Parks, Recreation & Youth Policy Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

Bill No. Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, St. Mary of the Mount Parish Charitable Trust, for the use of property in the St. Mary of the Mount parking lot for a 2007 Farmers' Market. At a cost of \$1.

[2007-1789](#)

Legislative History

9/25/07	City Council	Read and referred	
10/3/07	Parks, Recreation & Youth Policy Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

Bill No. Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with Lamar Advertising Company for the use of property on Noblestown Road for the 2007 Farmers' Market. At a cost of \$1.

[2007-1790](#)

Legislative History

9/25/07	City Council	Read and referred	
10/3/07	Parks, Recreation & Youth Policy Committee	Affirmatively Recommended	Passed
10/9/07	City Council	Passed Finally	Passed

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for October 3, 2007.

[2007-1825](#)

Legislative History

10/9/07	City Council	Read, Received and Filed	Passed
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Bill No. Resolution authorizing the Mayor to enter into a grant agreement with the Federal Management Agency (FEMA), Department of Homeland Security, to receive a FY 2006 Assistance to Firefighters Grant and further providing for an agreement or agreements for equipment in connection with the execution of said agreement. Amount not to exceed \$340,244.00.

[2007-1791](#)

Legislative History

9/25/07	City Council	Read and referred	
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10/3/07	Public Safety	Affirmatively	Passed
	Services Committee	Recommended	
10/9/07	City Council	Passed Finally	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT