

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, July 29, 2008

10:00 AM

**ONE-HUNDRED
THIRTY-FIFTH COUNCIL**

Douglas Shields, President

**Council Members: Reverend Ricky V. Burgess, Dan Deasy, Patrick Dowd, Darlene M. Harris,
Bruce A. Kraus, 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****REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON LAND USE AND ECONOMIC DEVELOPMENT, PRESENTS**

Bill No. Resolution amending Resolution No. 450, effective August 16, 2007 entitled:
[2008-0643](#) “Resolution providing for the filing of a Community Development statement with the U.S. Department of Housing and Urban Development for a grant in connection with the 2002 CDBG Program; providing for execution of grant contracts, filing of data, execution of payment vouchers and certification of signature; the deposit of funds in a bank account and providing for payment of expenses”, so as to reprogram funds from the Mayor's Office - “West End Project” (-81,958.70) and transfer these funds to the Department of Public Works - “Saw Mill Run” (+81,958.70)

Bill No. Resolution amending Resolution No. 111 effective March 14, 2008, entitled:
[2008-0644](#) “Resolution providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2006 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories;” so as to reprogram funds in Public Works from “Slope Remediation” (-9,055.23) to “Saw Mill Run” (+9,055.23

Bill No. Resolution amending Resolution No. 390, effective July 24, 2008, entitled:
[2008-0645](#) Resolution providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2008 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to reprogram funds in Public Works from “McArdle Viaduct #1” (-322,500) to “Bridge Repairs” (+312,500) and to the “West Ohio Street Bridge (10,000).

Bill No. Resolution amending Resolution No. 374, effective July 11, 2008 entitled: by
[2008-0646](#) providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2007 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit

and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories; so as to reprogram funds in Public Works from "Slope Failure Remediation" (-131,486.07) to "Saw Mill Run" (+131,486.07).

**MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS,
PRESENTS**

Bill No. Resolution amending and supplementing Resolution No. 704, effective January 1, 2008, as amended, entitled: "Adopting and approving the 2008 Capital Budget and the 2008 Community Development Block Grant Program: and approving the 2008 through 2013 Capital Improvement Program," by adjusting various projects within the Department of Public Works, Bureau of Engineering.
[2008-0634](#)

Bill No. Resolution amending Resolution No. 69, effective February 20, 2008, entitled "Providing for an Agreement or Agreements, or the use of existing Agreements; providing for a Contract or Contracts, or the use of existing Contracts, for Construction Management and Construction Inspection Services on various City projects, and providing for the payment of the costs thereof," by increasing the City allocation by \$100,000.00 from \$100,000.00 to \$200,000.00 and eliminating the Federal and State allocations.
[2008-0635](#)

Bill No. Resolution amending Resolution No. 229, effective May 14, 2008, entitled "Providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, and providing for the purchase of materials and supplies in connection with the Bridge Repairs program; and further providing for the payment of the cost thereof" by increasing the project allocation by \$652,500.00 from \$200,000.00 to \$852,500.00.
[2008-0636](#)

Bill No. Resolution providing for an Intergovernmental Agreement with the Army Corp of Engineers to provide 100% of the City's share of the additional costs for the construction of the Lower Saw Mill Run Flood Remediation Project
[2008-0637](#)

Bill No. Resolution providing for an Agreement or Agreements or for the use of existing Agreements with a Consultant or Consultants, for engineering services in connection with the West Ohio Street Bridge; including Project Management Services; providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof.
[2008-0638](#)

Bill No. Resolution providing for engineering and design services in connection with the rehabilitation of the McArdle Viaduct No. 1; providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof. Cost not to exceed \$250,000.
[2008-0639](#)

Bill No. Resolution granting unto, Trek Development Group, 4415 5th Avenue, Pittsburgh, PA 15213, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, three (3) business identification signs over the sidewalk area at 1505-1507 E. Carson Street in the 17th Ward, 3rd Council District of the City of Pittsburgh.
[2008-0640](#)

Bill No. Resolution granting unto, PNC Bank Corp., 225 5th Avenue, Pittsburgh, PA 15222, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a subsurface parking garage at Market Street in the 2nd Ward, 6th Council District of the City of Pittsburgh.
[2008-0641](#)

Bill No. Resolution accepting the dedication of a parcel of land at Market Street between Fifth Avenue and Liberty Avenue, for street widening purposes, in the 1st Ward, 6th Council District.
[2008-0642](#)

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

Bill No. Resolution providing for the issuance of a \$3,137.00 warrant in favor of Albert R. Volovic, 401 Niagara Drive, North Huntingdon, PA 15642, in settlement of a claim for a damaged vehicle due to a City ES truck on June 2, 2008.
[2008-0633](#)

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

Bill No. Petition from the residents of the City of Pittsburgh requesting a Public Hearing relative to the Re-Instatement of Parking Spaces located at 812 Grandview Avenue, Marmont Residence. They believe their physical safety and the value of their homes are jeopardized by the elimination of those space.
[2008-0647](#)

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 July 23, 2008 with an Affirmative Recommendation.
[2008-0629](#)

Bill No. Resolution providing for the issuance of a warrant in favor of the Department of Records in the amount of Four Thousand, Seven Hundred Fifty Dollars (\$4,750.00) for the LIDAR related cases being appealed.
[2008-0592](#)

Legislative History

7/15/08	City Council	Read and referred	
7/23/08	Finance and Law Committee	Affirmatively Recommended	Passed

MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for July 23, 2008 with an Affirmative Recommendation.
[2008-0630](#)

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of Five (5) pickup trucks, and all related accessories, and three (3) Tractors, and all related accessories for the Department of Public Works, Bureau of Operations, ARAD, and provide for the payment thereof and/or the transfer of all required funding to the Equipment Leasing Authority, at a cost not to exceed \$355,000.00.
[2008-0595](#)

Legislative History

7/15/08	City Council	Read and referred	
7/23/08	Public Works Committee	Affirmatively Recommended	Passed

MS. PAYNE PRESENTS COMMITTEE ON HUMAN RESOURCES COMMITTEE

Bill No. [2008-0631](#) Report of the Committee on Human Resources for July 23, 2008 with an Affirmative Recommendation.

Bill No. [2008-0596](#) Resolution providing for an agreement to enter into a contract with an individual attorney or law firm to provide legal representation as the solicitor of the Commission on Human Relations, and providing for the payment of the costs thereof. Cost not to exceed \$9,000.00.

Legislative History

7/15/08	City Council	Read and referred	
7/23/08	Human Resources Committee	Affirmatively Recommended	Passed

REV. BURGESS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2008-0632](#) Report of the Committee on Land Use and Economic Development for July 23, 2008 with an Affirmative Recommendation.

Bill No. [2008-0597](#) Resolution amending Resolution No. 295 effective June 9, 2008, entitled: Amending the Capital Budget and providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2003 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to reprogram funds from City Council - "District 1 - Initiatives" (-2,000) and reprogram these funds to "New Hope for Neighborhood Renewal/Café 'N Creamery" (+2,000).

SPONSOR(S): DARLENE HARRIS

Legislative History

7/15/08	City Council	Read and referred	
7/23/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No. [2008-0598](#) Resolution amending Resolution No. 288, effective, June 9, 2008, entitled: Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment and/or rehabilitation of neighborhood facilities for the benefit of residents of the City of Pittsburgh and further, authorizing various departments to enter into contract or contracts or use existing contract or contracts for the purchase of equipment and/or furniture at a cost not to exceed \$1,115,000.00, so as to reprogram funds in City

Council from "District - 1 Initiatives" (-2,000) to "New Hope for Neighborhood Renewal/Café 'N Creamery" (+2,000).

SPONSOR(S): DARLENE HARRIS

Legislative History

7/15/08	City Council	Read and referred	
7/23/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

2008-0599

Resolution amending Resolution No. 293, effective June 9, 2008, entitled: Resolution providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2004 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to reprogram funds from District #1 in City Council (-3,000) (and made administrative corrections to Resolution No. 292, as required); and transfer these funds to “New Hope for Neighborhood Renewal/Café 'N Creamery” (+3,000).

SPONSOR(S): DARLENE HARRIS

Legislative History

7/15/08	City Council	Read and referred	
7/23/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

2008-0600

Resolution amending Resolution No. 292, effective June 9, 2008, entitled: Providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment and/or rehabilitation of neighborhood facilities for the benefit of residents of the City of Pittsburgh and further, authorizing various departments to enter into contract or contracts or use existing contract or contracts for street paving and other related costs the purchase of equipment and/or furniture at a cost not to exceed \$972,000.00; so as to reprogram funds from District #1 in City Council (-3,000) (and made administrative corrections to Resolution No. 292, as required); and transfer these funds to “New Hope for Neighborhood Renewal/Café 'N Creamery” (+3,000).

SPONSOR(S): DARLENE HARRIS

Legislative History

7/23/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed
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MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT