

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, April 1, 2008

10:00 AM

Council Chambers

City Council

**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

Present: 9 - Mr. Deasy, Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2008-0257](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby honor the accomplishments and contributions of Scottish Americans and recognizes Robert Murdoch as National Chairman Emeritus of Tartan Day; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare April 6, 2008, as "Tartan Day" in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

Bill No.

[2008-0258](#)

NOW, THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh recognizes the efforts of Director Luong Minh Sam and Mayor Tran Van Minh; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares April -4th, 2008, the day that the "Bridge of Reconciliation" is to be christened, as "Danang 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.

[2008-0259](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh recognizes and salutes The Marriage Works for promoting the integrity, traditions and values of healthy marriages and families; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, March 30, 2008, to be "BLACK MARRIAGE 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.

[2008-0260](#)

THEREFORE, BE IT RESOLVED that Council of the City of Pittsburgh calls on the Pennsylvania State Senate to take immediate action and pass SHB 1; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to all members of the Pennsylvania State Senate.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No.

[2008-0261](#)

NOW, THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh calls on the Pennsylvania State Senate to take immediate action and pass HB 2200; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to all members of the Pennsylvania State Senate.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No.

[2008-0262](#)

WHEREAS, in response to hundreds of thousands of dollars in damage to city neighborhoods caused by graffiti vandals over the past decade, Pittsburgh City Council recently held a post agenda to formulate solutions to this serious problem; and

WHEREAS, graffiti, when unabated, has a significant effect upon the psyche of a community, fostering fear of and often the reality of escalating crime; loss of visual continuity and curb appeal; reduced pedestrian traffic; negative perceptions by out of town visitors and the inevitable loss of property values and decline in essential tax revenues, and

WHEREAS, a strategic tactic in managing graffiti is to remove or paint over graffiti as soon as it appears-- and in doing so discourage vandals from seeking peer recognition and defacing other property; and

WHEREAS, graffiti criminals often target postal mail boxes, and this vandalism has a negative impact on the quality of life in that community; and

WHEREAS, The United States Postal Service has a program in other major cities in which local residents receive supplies to keep postal mailboxes within their community free of graffiti.

NOW, THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh calls on the United States Postal Service to offer the Adopt-A-Mailbox program for the Pittsburgh District; and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be transmitted to all members of the Pennsylvania delegation of the United States Congress, the Post Master General and the Post Master of Pittsburgh.

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

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON PLANNING, ZONING AND LAND USE, PRESENTS

Bill No. Ordinance Supplementing the Pittsburgh Code, Title One: Administrative, Article VII
[2008-0254](#) - Procedures, by adding a new Chapter 168, entitled Resource Management.

SPONSOR(S): REVEREND RICKY V. BURGESS

Read and referred to Finance, Law and Purchasing Committee

**MR. DOWD, CHAIRPERSON OF THE COMMITTEE ON PARKS, RECREATION
AND YOUTH POLICY, PRESENTS**

Bill No. Amending the Pittsburgh Code, Title One, Administrative, Article IX, Boards,
[2008-0255](#) Commissions, and Authorities, Chapter 176 Comprehensive Municipal Pension Trust
Fund, Section 176.02 Membership, to alter the makeup of the membership of the
Board of Trustees.

SPONSOR(S): PATRICK DOWD

Read and referred to Finance, Law and Purchasing Committee

Bill No. Ordinance amending the Pittsburgh Code, Title Five, Traffic, Article VI, Parking,
[2008-0256](#) Chapter 549 - Residential Parking Permit Program, Sections 549.04, 549.08, 549.13,
and 549.14(b); is hereby amended so as to provide for the financial sustainability of
the Residential Parking Permit Program.

SPONSOR(S): PATRICK DOWD AND BRUCE A. KRAUS

**A motion was made that this matter be Waived under Rule 8. The motion
carried.**

Read and referred to Planning, Zoning & Land Use Committee

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

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or
[2008-0250](#) agreements for the hiring of outside legal counsel and consultants to represent the City
of Pittsburgh in connection with the conduct of labor negotiations and certain
litigation matters at a cost not to exceed \$50,000.00 (Fifty Thousand Dollars).

Read and referred to Finance, Law and Purchasing Committee

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or
[2008-0251](#) agreements for the hiring of Cycom Data Systems, Inc., to maintain and upgrade the
CityLaw Computer program on the City of Pittsburgh Department of Law's computer
system at a cost not to exceed \$10,104.00 (Ten Thousand One Hundred Four Dollars
and No Cents).

Read and referred to Finance, Law and Purchasing Committee

Bill No. Resolution providing for an Agreement of Sale with Angelina Layne for acquisition by
[2008-0252](#) the City of Pittsburgh of property located at 21 Queen Street, 24th Ward, Block and
Lot Numbers 24-A-215 and 24-A-216, City of Pittsburgh, and providing further for
certain payments not to exceed \$33,000.00.

Read and referred to Finance, Law and Purchasing Committee

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

Bill No. Resolution informing Council of the appointment by Councilman Patrick Dowd of BJ
[2008-0253](#) Leber, 6012 Wellesley Avenue, Pittsburgh, PA, 15206, as a Member of the Pittsburgh
Cable Communications Advisory Committee representing District 7, for a term to
expire December 31, 2011.

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

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

Bill No. Report of the Committee on Finance, Law and Purchasing for March 26, 2008 with an
[2008-0247](#) Affirmative Recommendation.

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

Bill No. Resolution providing for the issuance of a warrant in the sum of \$9,500.00 to Michael
[2008-0216](#) Balzarini, Esquire and Denise Fuller, c/o Balzarini & Watson, 3303 Grant Building,
310 Grant Street, Pittsburgh, PA 15219, in full and final settlement of an action filed
at GD 05-011901, and arising as a result of a slip and fall accident which occurred on
February 4, 2004, at approximately 2:00 PM, at Friendship Park in the City of
Pittsburgh.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution Amending the Rules of Council, to change the Committee Structure and
[2008-0220](#) add certain requirements relating to legislative review and submission of invoices.

SPONSOR(S): DOUGLAS SHIELDS

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 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik,
Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. Report of the Committee on Public Works and Environmental Services for March 26,
[2008-0248](#) 2008 with an Affirmative Recommendation.

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

Bill No. Resolution vacating a portion of Milton Street at Henrietta Street in the 14th Ward, 5th
[2008-0218](#) Council District, of the City of Pittsburgh.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznic, Ms. Payne, Mr. Peduto and Mr. Shields
Noes: 0
Abstentions: 0

REV. BURGESS PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE

Bill No. Report of the Committee on Planning, Zoning and Land Use for March 28, 2008 with
[2008-0249](#) an Affirmative Recommendation.

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

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter
[2008-0101](#) 902 Section 902.03, Zoning District Map Nos. 11, 12, 16 and 17 by changing various zoning district classifications in the Shadyside 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.
(PUBLIC HEARING HELD MARCH 18, 2008.)

A motion was made that this matter be AMENDED. The motion carried.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznic, Ms. Payne, Mr. Peduto and Mr. Shields
Noes: 0
Abstentions: 0

Bill No. Resolution authorizing and directing the Director of City Planning, the Zoning
[2008-0223](#) Administrator and the Chief of the Bureau of Building Inspection to place a Six (6) month moratorium on the erection, size modification and/or approval of all advertising signs in all zoning districts.

SPONSOR(S): BRUCE A. KRAUS AND DOUGLAS SHIELDS

A motion was made that this matter be AMENDED BY SUBSTITUTE. The motion carried.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

MOTIONS AND RESOLUTIONS

COUNCILWOMAN PAYNE MADE A FORMAL MOTION TO REQUEST THE CITY CONTROLLER TO CONDUCT AN AUDIT ON FREEDOM CORNER. THE MOTION WAS APPROVED BY COUNCIL.

APPROVAL OF MINUTES

ADJOURNMENT