

# City of Pittsburgh



## City Council

### Regular Meeting Agenda

**Tuesday, May 20, 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****MR. DEASY, CHAIRPERSON OF THE COMMITTEE ON INTERGOVERNMENT AFFAIRS, PRESENTS**

Bill No. Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2008-2009 Community Development Block Grant Program, and providing for the payment of the cost thereof, not to exceed \$5,900,000. (Council Districts: All).  
[2008-429](#)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the transfer to URA of \$1,000,000 for the Oak Hill and East Liberty housing developments (Council Districts: 6 & 9)  
[2008-430](#)

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Wesley AME Charities for the Sale of Disposition Parcel 116A, Block 27-A, Lot 162, in the 5th Ward of the City of Pittsburgh - Redevelopment Area No. 32 - Council District No. 6 (598 Herron Avenue - Sideyard).  
[2008-431](#)

Bill No. Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Zimmerman Holding Company for the sale of Disposition Parcel 2, in the 21st Ward of the City of Pittsburgh, in Redevelopment Area No. 27 - Block 22-E, Lots 346, 347, 348, 358 and 359, Chateau, Hoffman, Knott Streets - Council District No. 6 (Truck Access).  
[2008-432](#)

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Daniel K. Hendzel for the Sale of Block 20-F, Lot 68, in the 20th Ward of the City of Pittsburgh - Council District No. 2 (1315 Vixen Street - Sideyard)  
[2008-433](#)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Properties in the 12th and of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 124-J, Lots 69, 70, 116, 117, 119, 120, 121, 123, 124, 125A, 126, 127, 129, and 131 (Council District No. 9 - Site Assemblage for Redevelopment - 513, 515 Lenora Street and 1, 3, 7, 9 Meadow Street and 506, 511, 513, 515, 519, 521, 525, and 529 McDonald Street).  
[2008-434](#)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all  
[2008-435](#) of the City's Right, Title, and Interest, if any, in and to Publicly-Owned Property known  
as Block 9-S, Lot 111, in the 3rd Ward of the City of Pittsburgh (Council District No.  
6, 32 Manilla Street, Residential Development)

Bill No. Resolution adopting an Official Sewage Facilities Plan for the Majestic Star Casino,  
[2008-436](#) PITG Gaming, LLC.

**MS. PAYNE, CHAIRPERSON OF THE COMMITTEE ON HUMAN RESOURCES,  
PRESENTS**

Bill No. Resolution providing that the City of Pittsburgh enter into a professional services  
[2008-428](#) agreement or agreements with Employee Benefit Data Services, Inc. for professional  
services in connection with the administration of the City of Pittsburgh COBRA  
program and Flexible Spending Account program commencing January 1, 2008  
through December 31, 2010 at a cost not to exceed \$51,000.

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

Bill No. Resolution amending Resolution No. 689, Item B, effective December 31, 2007, which  
[2008-424](#) authorized the sale of a 2 STY FRA HSE, known as 92 Pasadena, 18th Ward, Block 15  
D, Lot 98, to David Clark and Delores Clark for the sum of \$4,900.00.

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,  
[2008-425](#) 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. ITEMS A through N. A: 851 Kirkbride; B: 838 Climax;  
C: 401 Jillson; D: 221 Kramer; E: 226 Charles; F: 240 Dunseith; G: 1532 Wolpert;  
H: 214 Bigham; I: 2730 Berg; J: 1225 Itin; K: 29 Courtright; L: 508 Atlanta;  
M: 2451 Charles and 2452 Snyder; N: 6300 Sawyer.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2008-426](#) 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 R. A: 523 54th; B: 271 38th; C: 1606 Hatteras; D: 1056 Kearns;  
E: 626 Lillian; F: 7200 Butler; G: 241 Watson; H: 3031 and 3033 Brereton; I:  
2408-10 and 2412 Centre; J: 5329 Holmes; K: 1401 Oakdene; L: 120 N. Evaline;  
M: 1612 Orchlee; N: 1024 Hall; O: 7130 Ross Garden; P: 1321 N. Franklin;  
Q: 7048 Monticello; R: 7137 Race.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2008-427](#) 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 D: A: 529 N. Fairmount; B: 308 N. Winebiddle; C: 5137 Kincaid;  
D: 3239 Brighton.

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

Bill No. Communication from Michael Lamb, City Controller, submitting the City's  
[2008-437](#) Comprehensive Annual Financial Report (CAFR) for year ending December 31, 2007.

## 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 14, 2008 with an Affirmative  
[2008-421](#) Recommendation.

Bill No. Resolution providing for the issuance of a \$20,000.00 warrant in favor of National City  
[2008-0360](#) Mortgage Co., c/o David Alpern, Esquire, Louis P. Vitti and Associates, P.C. , 916  
 Fifth Avenue, Pittsburgh, PA 15219, in settlement of a claim for the improper  
 demolition of a structure located at 1940 Warren Street, 25th Ward, on November 27,  
 2002.

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Finance and Law Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the issuance of a warrant in favor of the Sheraton Hotel Station  
[2008-0361](#) Square in an amount not to exceed eleven thousand two hundred forty three dollars and  
 forty two cents (\$11,243.42), for the Citiparks Seniors Program Volunteer Recognition  
 Gala; and providing for the payment thereof.

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Finance and Law Committee	Affirmatively Recommended	Passed

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

Bill No. Resolution providing for the designation as a Historic Structure under Title 11 of the  
[2008-0195](#) Code of Ordinances that certain structure known as the former National Negro Opera  
 Company House, located at 7101 Apple Street, block and lot number 173-N-87, in the  
 12th Ward, City of Pittsburgh.

**Legislative History**

3/11/08	City Council	Read and referred	
3/19/08	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
5/7/08	Hearings Committee	Public Hearing Held	Passed
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No. Report of the Committee on Land Use and Economic Development for May 14, 2008  
[2008-422](#) with an Affirmative Recommendation.

Bill No. Resolution amending Resolution No. 438, effective August 16, 2007 entitled:  
[2008-0369](#) 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 in City Council from various projects in District #1 and District #6.

**SPONSOR(S): DARLENE HARRIS AND TONYA D. PAYNE**

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No. Resolution amending Resolution No. 454, effective August 16, 2007, entitled:  
[2008-0370](#) 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 various projects in District #1 and District #6.

**SPONSOR(S): DARLENE HARRIS AND TONYA D. PAYNE**

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No. Resolution amending Resolution No.156 effective April 5, 2006, entitled: "Resolution  
[2008-0374](#) 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, at a cost not to exceed \$1,076,844.90, chargeable to and payable from the 1997 Community Development Block Grant Program" so as to reprogram funds in City Council in District #6.

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

**Legislative History**

5/6/08	City Council	Read and referred	
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5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed
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Bill No.

[2008-0375](#)

Resolution amending Resolution No. 49, effective February 20, 2007 entitled: "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 1997 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 the City Council - District #6.

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

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

[2008-0376](#)

Resolution amending Resolution No. 437, effective, August 16, 2007, 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 "Manchester Youth Development" (-5,000.) to Allegheny YMCA (+5,000).

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

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

[2008-0377](#)

Resolution amending Resolution No. 453 effective August 16, 2007, 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 Manchester Youth Development (-5,000) to Allegheny YMCA (+5,000).

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

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

[2008-0378](#)

Resolution further amending Resolution No 440, effective August 16, 2007, 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, at a cost not to exceed \$1,108,517.10, chargeable to and payable from the 1994 Community Development Block Grant Program" so as to transfer funds from City Council, "District #6".

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

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

[2008-0379](#)

Resolution further amending Resolution No. 448, effective August 16, 2007 entitled: "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 1994 Community Development Block Grant Program" so as to transfer funds in City Council from "District #6".

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

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

[2008-0380](#)

Resolution Amending Resolution No. 627, effective November 19, 2007, 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 the purchase of equipment and/or furniture at a cost not to exceed \$1,440,896.62" so as to transfer funds in City Council to various projects.

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

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No. [2008-0381](#) Resolution amending Resolution No. 637, effective November 19, 2007, as entitled, "Providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of HUD for a grant in connection with the 2000 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 the Urban Redevelopment Authority - "URA Property Management" (-25,251.20) to the Department of Personnel & Civil Service - "Summer Youth Employment Program" (+25,251.20)

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

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No. [2008-0382](#) Resolution amending Resolution No. 586, effective November 7, 2007 entitled: The Mayor and the Director of the Department of City Planning of the City of Pittsburgh are hereby authorized to enter into an Agreement or Agreements, in a form approved by the City Solicitor, with the following 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(s) or use existing contract(s) for street paving and other related costs, for the purchase of equipment and/or furniture and installation thereof, at a cost not to exceed \$1,000,000.00 chargeable to and payable from the 2005 Community Development Block Grant Program "City Council" so as to reprogram funds in City Council from various projects in District #1 and District #6.

**SPONSOR(S): DARLENE HARRIS AND TONYA D. PAYNE**

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	AMENDED	Passed
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2008-0383](#) Resolution Amending Resolution No. 590, effective November 7, 2007 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 2005 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 various projects in City Council: District #1 and District #6.

**SPONSOR(S): DARLENE HARRIS AND TONYA D. PAYNE**

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Land Use and Economic Development Committee	AMENDED	Passed
5/14/08	Land Use and Economic Development Committee	Affirmatively Recommended as Amended	Passed

**MR. DOWD PRESENTS COMMITTEE ON URBAN RECREATION**

Bill No. Report of the Committee on Urban Recreation for May 14, 2008 with an Affirmatiave Recommendation.  
[2008-423](#)

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the construction of Splash Zones, aquatic playground facilities. Cost not to exceed \$250,000.00.  
[2008-0363](#)

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No. 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.  
[2008-0364](#)

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No. 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 a site assessment of Riverview Park. Cost not to exceed twenty thousand dollars (\$20,000.00).  
[2008-0365](#)

**Legislative History**

5/6/08	City Council	Read and referred	
5/14/08	Urban Recreation Committee	Affirmatively Recommended	Passed

**MOTIONS AND RESOLUTIONS**

**EXCUSE ABSENT MEMBERS**

**APPROVAL OF MINUTES**

**ADJOURNMENT**