

# City of Pittsburgh



## City Council

### Regular Meeting Agenda

**Tuesday, October 13, 2009**

**10:00 AM**

**ONE-HUNDRED  
THIRTY-FIFTH COUNCIL**

**Douglas Shields, President**

**Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Darlene M. Harris, Bruce A. Kraus, Jim Motznik, Tonya D. Payne, William Peduto, Theresa Smith**

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

**Mary Beth Doheny, Deputy City Clerk**

**ROLL CALL****PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MR. MOTZNIK, CHAIRPERSON OF THE COMMITTEE ON GENERAL AND GOVERNMENT SERVICES, PRESENTS**

Bill No. Resolution providing for the letting, for and during the calendar year 2010, of contracts and for the use of existing contracts for the maintenance, repair, rental and/or leasing, rehabilitation, renovation, inspection or servicing, including the furnishing of labor and materials necessary thereof; of personal property, and also for bonding, insurance, printing and any other related services, and for the maintenance and repair of buildings, structures or any other properties in the custody of the various Departments of the City of Pittsburgh, and for any miscellaneous services in and for any or all Departments of the City of Pittsburgh, and providing for the payment of the costs thereof.

[2009-1845](#)

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

Bill No. Resolution repealing items in Resolutions approved on various dates, authorizing the 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", effective December 11, 1984. Items A and B: A: 346 Shaler; B: 64 Beltzhoover.

[2009-1835](#)

Bill No. Resolution providing for the 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; having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh/City Source Associates Sideyard Program.

ITEMS A through E. A: 5608 Rodger (part); B: 615 Norman; C: 517 Saline; D: 21 Mayflower; E: 1208 Lindberg.

[2009-1836](#)

Bill No. 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.

ITEM A. A: 520 Dunloe.

[2009-1837](#)

Bill No. 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 Z. A: 332 Hancock; B: 505 Fairywood; C: 312 Oregon; D: 218 Caledonia; E: 228 Stanhope; F: 215 Tabor; G: 125 Stratford; H: 708 Maytide; I: 1245 High; J: 516 Dunloe; K: 6640 Marietta; L: 2867 N. Charles; M: 5532 Second; N: 1916 Sedgwick; O: 2149 Holyoke; P: 1002-04 Salter; Q: 1343, 1349 & 1351 Spring Garden; R: 1401

[2009-1838](#)

Columbus; S: 1102 Larimer; T: 425 S. Bouquet; U: 821 Cassatt; V: 1008 Crucible;  
W: 7023 Bennett; X: 1318 W. North; Y: 2208 Dellrose; Z: 1422 Gardner.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2009-1839](#) 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 C. A: 1511 Westfield; B: 1831 Realty; C: 2700 & 2702  
Stromberg.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2009-1840](#) 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 P.  
A: 231 N. Fairmount; B: 4915 Kincaid; C: 4919 Kincaid; D: 4921 Kincaid;  
E: 5112 Kincaid; F: 250 Alpine; G: 1527 Arch and 1527 Pryor; H: 105 Brim;  
I: 107 Brim; J: 209 Carrington; K: 1528 Federal; L: 1532 Federal; M: 27 Jacksonia;  
N: 29 Jacksonia; O: 1321 Reddour; P: 1527 Saturn.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2009-1841](#) acquired at tax sales in accordance with Act No. 171 of 1984, "Second Class City  
Treasurer Sale and Collection Act", effective December 11, 1984 and by ordinance 74  
of 1925 which authorized the taking of McKinley Park which was taken by  
condemnation proceedings in the Court of Common Pleas at Number: 1437 of July  
Term 1925.  
ITEM A. A: Saw Mill Run Boulevard.

## **MRS. SMITH, CHAIRPERSON OF THE COMMITTEE ON URBAN RECREATION, PRESENTS**

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract  
[2009-1842](#) or contracts, agreements or agreements, lease or leases, professional service agreements  
or the use of existing contracts, leases or agreements, design, construction and other  
services, along with other approved expenditures and for the payment of supplies,  
equipment, materials, rentals, and other services for the construction of a new soccer  
field in Riverview Park. Cost not to exceed \$941,090.00.

Bill No. Resolution authorizing the City to enter into a Grant Agreement with the Pennsylvania  
[2009-1843](#) Department of Community and Economic Development, in the amount of \$50,000.00  
for expenditures related to the Brookline Multi-Purpose Fitness Room.

Bill No. Resolution authorizing the City to enter into a Grant Agreement with the Pennsylvania  
[2009-1844](#) Department of Community and Economic Development, in the amount of \$10,000.00  
for expenditures related to the Public Mosaic Art Project.

## **UNFINISHED BUSINESS**

## **REPORTS OF COMMITTEE - FINAL ACTION**

## **MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS**

Bill No. Report of the Committee on Finance and Law for October 7, 2009 with an Affirmative  
[2009-1832](#) Recommendation.

Bill No. Resolution providing for an Agreement or Agreements, or the use of existing  
[2009-1791](#) Agreements; providing for a Contract or Contracts, or the use of existing Contracts;  
providing for repairs, maintenance, improvements, emergencies and/or the purchase of  
materials, equipment and supplies in connection with design services for Brookline  
Boulevard; providing for the payment of the costs thereof; and further providing for a  
Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of  
Transportation. Cost not to exceed \$728,000.00.

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Public Works Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for a Contract or Contracts, or use of existing Contracts,  
[2009-1792](#) providing for an Agreement or Agreements, or use of existing Agreements, and  
providing for the repairs, maintenance, improvements, emergencies and/or the purchase  
of materials and supplies in connection with the McArdle Roadway Viaduct No. 1  
Construction; including Construction Management Services; providing for a  
Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania,  
Department of Transportation; and providing for the payment of the costs thereof. Cost  
not to exceed \$1,110,822.75.

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Public Works Committee	Affirmatively Recommended	Passed

Bill No. Resolution further amending Resolution No.675, effective December 30, 2008, as  
[2009-1793](#) amended, entitled "Adopting and approving the 2009 Capital Budget and the 2009  
Community Development Block Grant Program; and approving the 2009 through 2013  
Capital Improvement Program," by transferring \$260,000.00 (\$52,000 CITY/\$208,000  
FHWA) from the "Brown's Hill Road" line item to and creating the "McArdle Viaduct  
No. 1 Construction" line item in the amount of \$1,040,000 (\$52,000 CITY/\$832,000  
FHWA/\$156,000 SHW).

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Public Works Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for a Contract or Contracts, or use of existing Contracts,  
[2009-1794](#) providing for an Agreement or Agreements, or use of existing Agreements, and  
providing for the repairs, maintenance, improvements, emergencies and/or the purchase  
of materials and supplies in connection with the McArdle Roadway Viaduct No. 1  
Construction; including Construction Management Services; providing for a  
Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania,  
Department of Transportation; and providing for the payment of the costs thereof. Cost  
not to exceed \$7,469,177.57.

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Public Works Committee	Affirmatively Recommended	Passed

Bill No. [2009-1795](#) Resolution further amending Resolution No.759, effective December 18, 2006, as amended, 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 transferring \$70,822.75 (\$3,541.14 CITY, \$56,658.24 FHWA and \$10,623.37 SHW) from the “S. Millvale Avenue Bridge” line item to the “McArdle Viaduct No. 1 Reconstruction” line item.

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Public Works Committee	Affirmatively Recommended	Passed

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

Bill No. [2009-1833](#) Report of the Committee on Land Use and Economic Development for October 7, 2009 with an Affirmative Recommendation.

Bill No. [2009-1796](#) Resolution amending Resolution No. 134 effective March 27, 2009, 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 in the Department Engineering & Construction from “SOUTH MILLVALE AVE. BRIDGE” (-\$32,106.96) to the “McARDLE VIADUCT #1-CONSTRUCTION” (+\$32,106.96).

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No. [2009-1797](#) Resolution amending Resolution No. 298, 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 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 in Public Works from “SOUTH MILLVALE AVE. BRIDGE” (-35,000), to the “McARDLE VIADUCT #1-CONSTRUCTION” (+35,000)

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	AMENDED	Passed
10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2009-1798](#)

Resolution amending Resolution No. 625, effective November 21, 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 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 from City Council: “Sheraden Homework & Computer Center” (\$-10,000), from “Onala Club” (\$-500), and transfer these funds to Elliott West End Athletic association” (+3,000); and to the District 2-Equipment” (+\$7,500) and funds in Public Works from “South Millvale Ave. Bridge” (-9,677.95) to the McArdle Viaduct #1-Construction (+9,677.95)

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	AMENDED	Passed
10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2009-1799](#)

Resolution amending Resolution No. 615, effective November 21, 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 and the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contract or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed \$948,400.00” so as to reprogram funds from City Council: “Sherdaden Homework & Computer Center” (\$- 10,000), and from “Onala Club” (\$- 500), and transfer these funds to “ Elliott West End Athletic Association” (\$+3,000); and to the “District 2-Equipment” (+\$7,500).

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	AMENDED	Passed

10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended as Amended	Passed
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Bill No.

[2009-1800](#)

Resolution amending Resolution No. 463, effective July 27, 2009, 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 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 the Public Works Department from “Bridge Repairs” (-166,674), to the “McArdle Viaduct #1-Construction” (+166,674); and in City Council from “District 6 Initiatives” (-\$4,000) to the “Central Outreach Resource & Referral” (+\$4,000).

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

[2009-1801](#)

Resolution amending Resolution No. 616, effective November 28, 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 and the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contact or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed 800,000.00”, so as to reprogram funds in City Council from “District #6-Initiatives” (-4,000) to the “Central Outreach Resource & Referral” (+4,000).

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

[2009-1802](#)

Resolution amending Resolution No. 464, effective July 27, 2009, 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 2009 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 reallocate funds in City Council from “District #1-Equipment (-\$2,500) to the “Spring Hill Civic League” (+\$1,000); and to the “Pressley Ridge High Rise (+\$500); and to the “Shine Awards” (+\$1,000) and from the “South Side Chamber of Commerce” (-\$2,000), to the “District #3-Public Works Projects” (+\$2,000); and from “Onala Club” (-\$8,000), “East

Carnegie Food Bank” (-\$1,000), “Open Door” (-\$1,000), “Sheraden United Methodist Church” (-\$1,000), and “West Pittsburgh Youth Football” (-\$1,000), to the “Elliott West End Athletic Association” (+\$1,000); and to the “Mount Washington CDC” (\$+1,000); and to the “West End Elliott Citizens Council” (+\$5,000); and to the “Emanuel United Methodist Preschool” (+\$2,000); and to the “Schafer School Community Day” (+\$1,000); and to the “Salvation Army” (+\$2,000); and from “District 6 Initiatives” (\$-16,500) to the “Central Outreach Resource & Referral” (+\$16,500).

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

Bill No.

**2009-1803**

Resolution amending Resolution # 237, effective May 8, 2009, providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$800,000.00, so as to Reallocate funds in City Council from “District #1-Equipment (-\$2,500) to the “Spring Hill Civic League” (+\$1,000); and to the “Pressley High Rise” (+\$ 500); and to the “Shine Awards” (+\$1,000); and from the “South Side Chamber of Commerce” (-\$2,000), to the “District #3-Public Works Projects” (+\$2,000); and from “Onala Club” (-\$8,000); East Carnegie Food Bank” (-\$1,000), “Open Door” (-\$1,000), “Sheraden United Methodist Church” )-\$1,000), and “West Pittsburgh Youth Football” (-\$1,000), to the “Elliott West End Athletic Association” (+\$1,000); and to the “Mount Washington CDC” (\$+1,000); and to the “West End Elliott Citizens Council” (+\$5,000); and to the “Emanuel United Methodist Preschool” (+\$2,000); and to the “Schafer School Community Day” (+\$ 1,000); and to the “Salvation Army” (+\$2,000); and from “District 6 Initiatives” (\$-16,500) to the “Central Outreach Resource & Referral” (+\$16,500).

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

**MRS. SMITH PRESENTS COMMITTEE ON URBAN RECREATION**

Bill No.

**2009-1834**

Report of the Committee on Urban Recreation for October 7, 2009 with an Affirmatiave Recommendation.

Bill No.

**2009-1790**

Resolution authorizing the Mayor and the Directors of the Department of Parks and Recreation and the Department of Public Works to enter into a Project and License Agreement with the Pittsburgh Parks Conservancy in connection with improvements to



the Walled Garden in Mellon Park.

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No.

**2009-1804**

Resolution authorizing the Mayor and the Directors of the Department of Parks and Recreation and the Department of Public Works to enter into a Project and License Agreement with the Pittsburgh Parks Conservancy in connection with trail and signage improvements in the City of Pittsburgh's four (4) regional parks.

**Legislative History**

9/29/09	City Council	Read and referred	
10/7/09	Urban Recreation Committee	Affirmatively Recommended	Passed

## **MOTIONS AND RESOLUTIONS**

## **EXCUSE ABSENT MEMBERS**

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**