

# **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, February 16, 2010**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-SIXTH COUNCIL**

**Darlene Harris, President**

**Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Bruce A. Kraus, R. Daniel Lavelle, William Peduto, Natalia Rudiak, Douglas Shields, Theresa Smith**

**Linda M. Johnson-Wasler, City Clerk  
Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. NOW, THEREFORE BE IT RESOLVED, be it resolved that February 15 - March 15  
[2010-0156](#) be declared Women of Color HERstory Month in the City of Pittsburgh.

**SPONSOR(S): R. DANIEL LAVELLE AND ALL MEMBERS**

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

Bill No. NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh  
[2010-0157](#) does hereby commend and congratulate Citiparks Community Services for all the work they do for senior residents; and,  
BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, February 16, 2010, to be "Citiparks Healthy Active Living Day" in the City of Pittsburgh.

**SPONSOR(S): R. DANIEL LAVELLE AND ALL MEMBERS**

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

Bill No. NOW, THEREFORE, BE IT RESOLVED, that Council of the City of Pittsburgh  
[2010-0158](#) recognizes America Saves Week and thanks the partners of the Pittsburgh Saves initiative for helping residents to become more financially secure; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares February 21-28, 2010, "Pittsburgh Saves Week" in the City of Pittsburgh.

**SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS**

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

## PUBLIC COMMENTS

## PRESENTATION OF PAPERS

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

Bill No. Ordinance supplementing the Pittsburgh Code, Title Two, Fiscal; Article IX, Property  
[2010-0151](#) Taxes; Chapter 263, Real Property Tax and Exemption; Section 263.02, Payment Options, Discount and Delinquency Penalty; paragraph (a), Discount in advance, and paragraph (c), Interest for late payments, to change the discount and delinquent dates for the year 2010.

**Read and referred to Finance and Law Committee**

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$3,500.00 to Barbara  
[2010-0152](#) Thompkins c/o David J. Watson, Esquire, 3303 Grant Building, 310 Grant Street,  
Pittsburgh, PA 15219, in full and final settlement of an action filed at GD 09-008320,  
and arising from alleged injuries as a result of a deteriorated curb in the east-bound  
curb lane of East North Avenue, in front of Allegheny General Hospital, in the City of  
Pittsburgh.

**Read and referred to Finance and Law Committee**

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into a two year  
[2010-0153](#) agreement or 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 \$21,000.00 (Twenty-One Thousand  
Dollars and No Cents).

**Read and referred to Finance and Law Committee**

### **MRS. SMITH, CHAIRPERSON OF THE COMMITTEE ON PUBLIC SAFETY, PRESENTS**

Bill No. Resolution providing for the continuation of the Declaration of Disaster Emergency  
[2010-0155](#) issued by the Mayor of the City of Pittsburgh, dated February 6, 2010, as it pertains to  
the existing disaster emergency associated with the winter storm that began on  
February 5, 2010.

**Read and referred to Public Safety Services Committee**

### **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 February 11, 2010 with an  
[2010-0146](#) Affirmative Recommendation.

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

Bill No. Resolution authorizing the Mayor to form a Land Recycling Task Force which shall  
[2010-0079](#) assist in the development of a plan for how the City can better recycle tax delinquent  
and abandoned properties and turn them back into revenue-generating land that  
provides for future use and the increased viability of our neighborhoods

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

**Votes:** Ayes: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto,  
Ms. Rudiak and Mrs. Smith  
Noes: 1 - Mr. Shields  
Abstentions: 0

Bill No. Resolution Authorizing the transfer of Six Hundred Thousand (\$600,000) Dollars from the supplies account (fuel) in Non-Departmental City-wide to the General Fund Grants account within Non-Departmental Miscellaneous for the payment of a grant to the Carnegie Library of Pittsburgh to prevent the closure of neighborhood libraries.

[2010-0074](#)

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

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for the issuance of a \$5,880.00 warrant in favor of David Michelmore, of 4425 Schenley Farms Terrace, Pittsburgh, PA 15213, in settlement of a claim for sidewalk damage due to City tree roots on September 14, 2009.

[2010-0078](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution further amending Resolution No. 403, as amended, entitled, "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 various projects in connection with the Neighborhood Needs Program in Council District 6; and providing for the payment of the costs thereof," by adding \$24,832.75 to District 6 Neighborhood Initiatives and by reducing "Police Chaplain Program" by \$3,300, "Central Northside Neighborhood Council" by \$10,000 and the "Central Outreach Resource and Referral Center" by \$11,532.75 in District 6. Total cost of all projects not to exceed \$1,000,000.

[2010-0110](#)

**SPONSOR(S): R. DANIEL LAVELLE**

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution Further amending Resolution No. 121 of 2003, effective March 14, 2003 entitled, "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 various projects in connection with City Council's 2003 Community Needs Program; and providing for the payment of the costs thereof," by adding \$46,933.57 to District 6 Projects and by reducing Wesley AME Charities by \$14,466 and Central Outreach Resource and Referral Center by \$32,467.57 in District 6 Neighborhood Needs.

[2010-0112](#)

**SPONSOR(S): R. DANIEL LAVELLE**

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution further amending and supplementing Resolution No. 257, effective April 26, 2000, as amended, entitled "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 various projects in connection with the Mayor's citywide Neighborhood Needs Program; and providing for the payment of the costs thereof," by reducing "Central Outreach Resource and Referral Center" by \$11,000 and by allocating the same amount to District 6 Projects". Total cost of all projects is not to exceed \$1,000,000.00

[2010-0114](#)

**SPONSOR(S): R. DANIEL LAVELLE**

**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. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

**MR. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS**

Bill No. Report of the Committee on Public Works for February 11, 2010 with an Affirmative Recommendation.  
[2010-0147](#)

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

Bill No. Resolution further amending Resolution No. 704, effective December 20, 2007, as amended, entitled "Adopting and approving the 2008 Capital Budget and the 2008 Community Development Block Grant Program; and approving the 2008 through 2012 Capital Improvement Program," by decreasing the "Bridge Repairs" line item by \$163,561.00, from \$440,000.00 to \$276,439.00 and creating the "Bates Street/Second Avenue Improvements" line item in the amount of \$942,876.40 (\$163,561 CITY/\$779,315.40 FHWA).  
[2010-0081](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution further amending Resolution No.768, effective, as amended, entitled "Adopting and approving the 2010 Capital Budget and the 2010 Community Development Block Grant Program; and approving the 2010 through 2014 Capital Improvement Program," by transferring \$628,000.00 (\$125,600 CITY/\$502,400 FHWA) from the "Brookline Boulevard" line item to the "Bates Street/Second Avenue Intersection" line item in the amount of \$628,000.00 (\$125,600 CITY/\$502,400 FHWA).  
[2010-0082](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for a Contract or Contracts, or use of existing Contracts, providing for an Agreement or Agreements, or use of existing Agreements, and providing for the design, repairs, maintenance, improvements, emergencies and/or the purchase of materials and supplies in connection with the construction of a new pedestrian bridge to replace the current trail bridge and to improve the intersection of Bates Street and Second Avenue; 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 \$2,533,601.40.  
[2010-0083](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2010-0084](#) Resolution 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 design, repairs, maintenance, improvements, emergencies and/or the purchase of materials and supplies in connection with the Bridge Repairs program; and further providing for the payment of the cost thereof. Cost not to exceed \$400,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2010-0085](#) Resolution 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 further providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation, and providing for the payment of the costs thereof. Cost not to exceed \$100,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2010-0086](#) Resolution 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 design, repairs, maintenance, improvements, emergencies and/or the purchase of materials and supplies in connection with Neighborhood Street Improvements; and further providing for the payment of the costs thereof. Cost not to exceed \$500,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2010-0087](#) Resolution providing for an Agreement or Agreements, or the use of existing Agreements, with a Consultant or Consultants, for Architectural Engineering Services in connection with various City projects; and further providing for the payment of the costs thereof. Cost not to exceed \$300,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2010-0088](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts, or use of existing Contracts, providing for the design, repairs, maintenance, improvements, emergencies and for the purchase of materials and supplies in connection with the installation of traffic signal hardware throughout the City; and further providing for the payment of the costs thereof. Cost not to exceed \$35,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2010-0089](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts, or use of existing Contracts and providing for the design, repairs, maintenance, improvements, emergencies and for the purchase of materials and supplies in connection with the installation of on-road bike markings, signage and bike trails; and further providing for the payment of the costs thereof. Cost not to exceed \$100,000.00.

**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. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

## **MR. SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT**

Bill No. Report of the Committee on Land Use and Economic Development for February 11, 2010 with an Affirmative Recommendation.

[2010-0148](#)

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

Bill No. Resolution authorizing the Mayor and the Director of City Planning to enter into an agreement or agreements with members of the Zoning Board of Adjustment, for payment of services for duties related to any and all activities of the Zoning Board of the City of Pittsburgh. Cost not to exceed \$39,000.

[2010-0090](#)

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital Budget and the 2000 Community Development Block Grant Program; and approving the 2000 through 2005 Capital Improvement Program, by adjusting various line items in conformance with City Council's 2000 Capital Budget amendments," by adding \$24,832.75 to District 6 Neighborhood Initiatives and by reducing "Police Chaplain Program" by \$3,300, "Central Northside Neighborhood Council" by \$10,000 and the "Central Outreach Resource and Referral Center" by \$11,532.75 in District 6.

[2010-0111](#)

**SPONSOR(S): R. DANIEL LAVELLE**

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution amending and supplementing Resolution No. 891, effective January 1, 2003, as amended, entitled: "Adopting and approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program; and approving the 2003 through 2008 Capital Improvement Program by adjusting various line items in conformance with City Council's 2003 Capital Budget amendments" by adding \$46,933.57 to District 6 Projects and by reducing Wesley AME Charities by \$14,466 and Central Outreach Resource and Referral Center by \$32,467.57 in District 6 Neighborhood Needs.

[2010-0113](#)

**SPONSOR(S): R. DANIEL LAVELLE**

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution further amending Resolution No. 861, effective January 1, 2000, entitled:  
[2010-0115](#) "Adopting and approving the 2000 Capital Budget and the 2000 Community Development Block Grant Program; and approving the 2000 through 2005 Capital Improvement Program," by reducing "Central Outreach Resource and Referral Center" by \$11,000 and by allocating the same amount to District 6 Projects. Total cost of all projects is not to exceed \$1,000,000.00

**SPONSOR(S): R. DANIEL LAVELLE**

**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. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

### **MR. LAVELLE PRESENTS COMMITTEE ON URBAN RECREATION**

Bill No. Report of the Committee on Urban Recreation for February 11, 2010 with an  
[2010-0149](#) Affirmative Recommendation.

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

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract  
[2010-0091](#) or contracts, agreement 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 Community Center in Riverview Park. Cost not to exceed \$900,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing the Director of the Department of Parks and Recreation to  
[2010-0092](#) enter into agreement or agreements, contract or contracts and use of existing agreement or agreements, contract or contracts in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with consultants in connection with the Department's recreational and park related services.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing the Director of the Department of Parks and Recreation to  
[2010-0093](#) enter into agreements in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with performers, instructors, artists and persons with specialized skills in connection with the Department's recreational and instructional programs.

**This Matter was Passed Finally on the Consent Agenda.**



Bill No.  
[2010-0094](#)

Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, professional service agreements or the use of existing contracts, agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, rentals, and other services for the implementation of an Asset Management System throughout the Department of Parks and Recreation facilities and office. Cost not to exceed \$39,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2010-0095](#)

Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, St. Catherine of Sienna Parish parking lot located at Broadway Avenue and Belasco Street for a 2010 Farmers' Market.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2010-0096](#)

Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Parking Authority for the use of property on 20th and Sidney Streets for the 2010 Farmers' Market.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2010-0097](#)

Resolution authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a License Agreement with Union Real Estate Company of Pittsburgh for the use of property behind Carrick Shopping Center for the 2010 Farmers' Market.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2010-0098](#)

Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, Immaculate Conception School parking lot for a 2010 Farmers' Market.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2010-0099](#)

Resolution providing for an Agreement with the Allegheny County Community College (CCAC) for reimbursement for health and wellness programs for the Senior Community Program via the Allegheny County Area Agency on Aging/State Primetime Health Allocation in an amount not to exceed \$20,000 for the Department of Parks and Recreation.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.  
[2010-0100](#)

Resolution providing for an Agreement or Agreements, Lease(s) and/or License Agreement(s) for the use of certain property for senior facilities for the provision of center services to seniors in an amount not to exceed \$100,000.00, chargeable to and payable from the Seniors Community Program Trust Fund in the Department of Parks and Recreation.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for an Agreement or Agreements with the Pittsburgh Board of  
[2010-0101](#) Public Education for the purpose of providing meals in connection with the 2010  
Summer Food Service Program in the Department of Parks and Recreation. The total  
cost shall not exceed Seven Hundred Seventy Thousand Dollars (\$770,000.00).

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract  
[2010-0102](#) 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 \$500,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract  
[2010-0103](#) or contracts, agreement or agreements, or the use of existing contracts or agreements  
and other approved expenditures for the maintenance of City swimming pools. Cost  
not to exceed \$50,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract  
[2010-0104](#) or contracts, agreement or agreements, or the use of existing contracts or agreements  
and other approved expenditures for the maintenance and enhancement of City  
recreation and senior centers. Cost not to exceed \$50,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract  
[2010-0105](#) or contracts, agreement 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 the new  
Southside Dog Park South Pittsburgh Off-Leash Exercise area. Cost not to exceed  
\$80,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract  
[2010-0106](#) or contracts, agreement 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  
regulation size Deck Hockey in Marmaduke Park, Council District #1. Cost not to  
exceed \$60,000.00.

**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. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto,  
Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

**MR. DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS**

Bill No. [2010-0150](#) Report of the Committee on Intergovernmental Affairs for February 11, 2010 with an Affirmative Recommendation.

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

Bill No. [2010-0066](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the dedication to the City of South Shore Riverfront Park and related matters. (Council District 3)

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

**APPROVAL OF MINUTES**

**A motion was made to approve the minutes. The motion carried.**

**ADJOURNMENT**

**A motion was made to adjourn the meeting. The motion carried.**