

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 5, 2011

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.

[2011-1586](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Strong Women Strong Girls for the critical impact it is making in Pittsburgh's future by supporting girls and women in our region; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 5, 2011, to be "STRONG WOMEN STRONG GIRLS JUMP INTO SPRING 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.

[2011-1587](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and commend all the partners in the Child Abuse Prevention Month campaign for their active and successful efforts to protect children; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare the month of April 2011 to be "CHILD ABUSE PREVENTION MONTH" 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.

[2011-1588](#)

Now, Therefore, be it resolved, that the Council of the City of Pittsburgh does hereby recognize and commend the late Fannetta Nelson Gordon for her commitment to our music, education, and her relentless dedication to the commonwealth of Pennsylvania; and

Be It Further Resolved, that the Council of the City of Pittsburgh does hereby proclaim Thursday, April 7, 2011, to be designated, "Fannetta Nelson Gordon" 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.

[2011-1589](#)

Now, Therefore, be it resolved, that the Council of the City of Pittsburgh does hereby recognize and commend Ms. Sophia P. Nelson for achieving such accomplishments at some of America's most difficult times and for her adamant dedication to education and our communities; and

Be It Further Resolved, that the Council of the City of Pittsburgh does hereby proclaim

Thursday, April 7, 2011, to be designated, "Sophia P. Nelson" 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.

[2011-1590](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend ELDI and West Penn Energy Solutions on their commitment to energy efficiency and reinvestment in the East Liberty neighborhood of Pittsburgh.

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, April 5, 2011 Net-Zero Renovation day in the City of Pittsburgh.

SPONSOR(S): PATRICK DOWD AND ALL MEMBERS

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

Bill No.

[2011-1591](#)

THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does, hereby, commend the Clean Pittsburgh Commission as they help Pittsburghers make a difference in their community and as they continue to recognize those unselfish volunteers who give of themselves to improve their community and the entire City of Pittsburgh.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does, hereby, congratulate and thank all of those nominees and award winners for the 4th Annual Bob Awards. Thank you!

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

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

Bill No.

[2011-1592](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend and congratulate all the volunteers who devote their time and labor to "redd up" the City of Pittsburgh and to those community members in Squirrel Hill for their extraordinary efforts on their upcoming cleanup.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare April 10, 2011, to be "PITTSBURGH SPRING REDDUP 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.

[2011-1593](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends PACE for their efforts to assist economically disadvantaged communities to take effective action toward to address their needs.

NOW, THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does, hereby, declare Friday, April 8, 2011 to be PACE Inclusive Voices Day in the City of Pittsburgh.

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

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

Bill No.

[2011-1594](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does, hereby, commend the Soldiers and Sailors Joseph A. Dugan Hall of Valor for remembering and honoring all Western Pennsylvania veterans who have served our country with dignity and valor.

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

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

Bill No.

[2011-1595](#)

Therefore, be it resolved that the City of Pittsburgh shall commit to respect and enforce victims' rights and address their needs during Crime Victims' Rights Week and throughout the year; and Express our appreciation for those victims and crime survivors who have turned personal tragedy into a motivating force to build a more just community by treating victims of crime with the compassion and fairness that they deserve.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

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

Bill No.

[2011-1596](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby honor the contributions and achievements of its graduate and professional students; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare April 4 through April 8, 2011 "Graduate and Professional Student Appreciation 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.

Bill No.

[2011-1597](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare April to be "Scouting for Food Month" in the City of Pittsburgh, and encourages all citizens to participate by donating healthy and nutritious canned goods.

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

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

Bill No.

[2011-1598](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend and recognize Detectives Brian Daley, Dale Ford, Eric Harpster, Victor Joseph, currently Lieutenant Joseph, Robert Kavals, Dorian Merlina, Michael Molitaris, Matthew Truesdell, Fred Woodard and Sergeant John Fisher and we would also like to commend and recognize Assistant Special Agent in Charge Gary Davis from the DEA, Pittsburgh Office; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 5, 2011, to be "Weed and Seed Task Force Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS**A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2011-1599](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Varsity Hockey Team of Bishop Canevin High School which consists of Seniors Zack Daley "G", Nicholas Hart "A", Kendall King, Michael Mansmann "A", Ricky McNulty and Frank Vance "C"; Juniors Corey DeSimone, Shawn Hood, Peter Karney, Marc Slomiany, and Matthew Walsh ; Sophomores Matthew Bilski, Austin Large, Patrick Large, Chadd Lounder, and Chris Reda; and Freshman Brennen Adams, Garrett Godlewski, Nikita Meskin "G", Gus Peponidis, and Randy Unger, for all their hard work and perseverance, as they did what no other team in PIHL Class "AA" could do, made history by winning the State Championship; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 5, 2011, to be "Canevin Hockey Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS**A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2011-1600](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Schuler's Service Center for 40 years of outstanding service, not only for the residents of Sheraden but for all the residents in the West Side of Pittsburgh ; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 5, 2011, to be "Schuler's Service Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS**A motion was made that this matter be Adopted. The motion carried.****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No.

[2011-1576](#)

Resolution approving execution of a Special Warranty Deed from the Urban Redevelopment Authority of Pittsburgh to the City of Pittsburgh for the conveyance of Block and Lot 8-C-150 in the 22nd Ward of the City of Pittsburgh for public park purposes.

Read and referred to Public Works Committee**COUNCILMAN R. DANIEL LAVELLE PRESENTS:**

Bill No.

[2011-1577](#)

Resolution providing for the continued designation of a Downtown Pittsburgh Business Improvement District for the area shown on Exhibit "A" at the behest of the Pittsburgh Downtown Partnership, a coalition of property owners, business leaders,

retailers, civic organizations, and residents.

SPONSOR(S): R. DANIEL LAVELLE

Read and referred to Finance and Law Committee

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh a grant
[2011-1575](#) from the Home Depot Foundation in the amount of Ten Thousand Dollars (\$10,000) in Home Depot gift cards, and authorizing the Mayor to enter into mini-grant agreements with qualified nonprofit organizations to complete block revitalization projects for the City's pilot Love Your Block initiative.

Read and referred to Finance and Law Committee

Bill No. Resolution amending resolution No. 525, effective September 4, 2009, authorizing the
[2011-1579](#) Mayor and the Director of Public Safety to enter into contracts or agreements to accept assistance in the form of grants, awards, from various United States Departments or Agencies and the Commonwealth of Pennsylvania in connection with the City's hosting of the Group of Twenty (G-20) conference in Pittsburgh the week of September 21-25, 2009; providing for Agreements, or Contracts, and for the purchase of materials, supplies, equipment, insurance and/or services for the G-20 and identifying potential procurement processes available for necessary related purchases should an emergency arise; by reducing the total expenditure authorization from \$16,000,000 to \$12,053,848.71.

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Land Use and Economic Development Committee

Bill No. Resolution further amending and supplementing Resolution No.675, effective January
[2011-1580](#) 1, 2009, as amended, entitled: "Adopting and approving the 2009 Capital Budget and the Community Development Block Grant Program; and approving the 2009 through 2013 Capital Improvement Program," by reducing funding to The Group of Twenty (G-20) Finance Ministers and Central Bank Governors conference in Pittsburgh the week of September 21-25, 2009 in order to close this project.

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Land Use and Economic Development Committee

Bill No. Resolution further amending Resolution No.781, effective January 1, 1999, as
[2011-1581](#) amended, entitled "Adopting and approving the 1999 Capital Budget and Community Development Block Grant Program; and approving the 1999 through 2004 Capital Improvements Program" by adjusting the budget amounts for Building Maintenance Program to \$130,320.27; Elevator Repair & Maintenance to \$84,834.95; Inspection Services to \$149,991.00; Allequippa Terrace to \$670,000.00; Ft Duquesne Blvd. Relocation to \$7,561,496.80; Southside Riverfront Park Improvement to \$26,290.50; Tax Information Systems Modernization to \$1,571,941.41 and West End Improvements to \$222,355.99 in order to close these projects in budget year 1999.

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Land Use and Economic Development Committee

Bill No. Resolution further amending Resolution No.838, effective January 1, 1998, as amended, entitled "Adopting and approving the 1998 Capital Budget and Community Development Block Grant Program; and approving the 1998 through 2003 Capital Improvements Program" by adjusting the Non-Salary Engineering and Construction line item to \$108,202.08 in order to close this project.

[2011-1582](#)

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Land Use and Economic Development Committee

Bill No. Resolution further amending Resolution No.1018, effective January 1, 1997, as amended, entitled "Adopting and approving the 1997 Capital Budget and Community Development Block Grant Program; and approving the 1997 through 2002 Capital Improvements Program" by adjusting the budget amounts of Architectural and Engineering Services to \$248,697.35; Building Maintenance Program to \$48,847.59; City-County Building Renovations to \$247,062.82 and the Enterprise Community Program to \$2,903,496.93 in order to close these projects in budget year 1997.

[2011-1583](#)

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Land Use and Economic Development Committee

Bill No. Resolution further amending Resolution No. 976, effective January 1, 1996, as amended, entitled "Adopting and approving the 1996 Capital Budget and Community Development Block Grant Program; and approving the 1996 through 2001 Capital Improvements Program" by adjusting the budget amounts of Building Maintenance Program-DGS to \$220,268.79; Computerized Traffic Control to \$198,345.85; Fort Duquesne BLVD. Relocation to \$809,908.15; Fuel Island Rehabilitation to \$141,307.32 and the Southside Riverfront Improvement to \$91,009.22 in order to close these projects in budget year 1996.

[2011-1584](#)

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Land Use and Economic Development Committee

COUNCIL PRESIDENT DARLENE HARRIS PRESENTS:

Bill No. Communication from City Controller Michael Lamb submitting a Performance Audit of the Department of Finance Real Estate Division, Property Acquisition and Disposition, dated March 2011.

[2011-1585](#)

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

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. Report of the Committee on Finance and Law for March 30, 2011 with an Affirmative Recommendation.

[2011-1572](#)

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

Bill No.

[2011-1547](#)

Resolution further amending Resolution No. 232, effective April 19, 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 Neighborhood Needs Program in Council District 2; and providing for the payment of the costs thereof," by adding "Mt. Washington Community Development Corporation" \$6,499 and by adjusting various projects in Council District 2. Total cost of all projects not to exceed \$1,000,000.

SPONSOR(S): THERESA SMITH

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2011-1549](#)

Resolution further amending Resolution No. 654, effective October 25, 2001, 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 2001 Neighborhood Needs Supplement Program; and providing for the payment of the costs thereof," by adding "Hello Bully" \$1,600 and "Mt. Washington Community Development Corporation" \$515 and by adjusting other projects in Council District 2.

SPONSOR(S): THERESA SMITH

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2011-1551](#)

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 adjusting various projects and funding "Mt. Washington Community Development Corporation" \$650 in Council District 2 Neighborhood Needs.

SPONSOR(S): THERESA SMITH

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: 7 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 2 - Rev. Burgess and Mrs. Smith

COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for March 30, 2011 with an Affirmative
[2011-1573](#) Recommendation.

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

Bill No. Ordinance supplementing the Pittsburgh Code by adding Title Twelve entitled
[2010-0962](#) Lighting Code, to create uniformity and guidelines for lighting standards throughout the City.

SPONSOR(S): WILLIAM PEDUTO, DARLENE HARRIS AND BRUCE A. KRAUS

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

Votes: Ayes: 7 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak and Mr. Shields
Noes: 0
Abstentions: 0
Out of Room: 2 - Rev. Burgess and Mrs. Smith

COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development for March 30,
[2011-1574](#) 2011 with an Affirmative Recommendation.

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

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1,
[2011-1548](#) 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 "Mt. Washington Community Development Corporation" \$6,499 and by adjusting various projects in Council District 2 Neighborhood Needs program.

SPONSOR(S): THERESA SMITH

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further Amending Resolution No. 424 of 2001, effective June 19, 2001,
[2011-1550](#) entitled "Further amending Resolution No. 976 effective January 1, 1996, as amended, Adopting and Approving the 1996 Capital Budget and the 1996 Community Development Block Grant by creating a new line item, City Clerk Office Modernization Project Grant # 2271000 for the purpose of augmenting neighborhood needs programs and/or the District Improvement Fund, and transferring \$1,128,888.00 from Grant/Liberty to City Clerk's Office Modernization" by adding "Hello Bully" \$1,600 and "Mt. Washington Community Development Corporation" \$515 and by

adjusting other projects in Council District 2 Neighborhood Needs.

SPONSOR(S): THERESA SMITH

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2011-1552](#)

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 funding "Mt. Washington Community Development Corporation" \$650 and by adjusting other projects in Council District 2 Neighborhood Needs.

SPONSOR(S): THERESA SMITH

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: 7 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 2 - Rev. Burgess and Mrs. Smith

COUNCILWOMAN RUDIAK PRESENTS COMMITTEE ON PERFORMANCE AND ASSET MANAGEMENT

Bill No.

[2011-1578](#)

Report of the Committee on Performance & Asset Management for April 5, 2011 with an Affirmative Recommendation.

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

Bill No.

[2011-1477](#)

Resolution providing for the extension of an Agreement or Agreements by and between the City of Pittsburgh ("City") and the Pittsburgh Downtown Partnership, a not-for-profit corporation of the Commonwealth of Pennsylvania ("Partnership"), for the purpose of continuing the City's support of the Partnership's effort to construct and operate a wireless communications network in the City's central business district.

SPONSOR(S): R. DANIEL LAVELLE

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

Votes: Ayes: 7 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 2 - Rev. Burgess and Mrs. Smith

MOTIONS AND RESOLUTIONS

Councilman Bruce Kraus: Motion to schedule a Cablecast Post Agenda on Littering and Dumping Problems, to include a public education component.

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER