

City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Monday, November 5, 2007

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

Douglas Shields, President

Council Members: Len Bodack, Twanda Carlisle,

Dan Deasy, Darlene M. Harris, Jeffrey S. Koch, Jim Motznik, Tonya D. Payne, William Peduto

Linda M. Johnson-Wasler, City Clerk

Mary Beth Doheny, Deputy City Clerk

ROLL CALL

Present: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2007-1917](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to congratulate Warren United Methodist Church on its 127th anniversary, while additionally thanking the Church for all of its positive contributions to both individual lives and the community as a whole.

SPONSOR(S): TONYA D. PAYNE AND ALL MEMBERS

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

Bill No. [2007-1918](#) NOW THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, November 8, 2007 to be "John Minadeo Elementary School Day" here in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MR. BODACK, CHAIRPERSON OF THE COMMITTEE ON PUBLIC SAFETY SERVICES, PRESENTS

Bill No. [2007-1906](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of protective clothing and equipment for the Fire Bureau at a cost not to exceed One Hundred Thousand dollars (\$100,000.00) and providing for the payment thereof.

Read and referred to Public Safety Services Committee

Bill No. [2007-1908](#) Further amending Resolution No.204, effective April 12, 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 7; and providing for the payment of the costs thereof," by adding \$16,738.20 to "District 7 Neighborhood Safety and Security" and by reducing "District 7 Community Organizational Support" by the same amount. Total cost of all projects should not exceed \$1,000,000.

SPONSOR(S): LEN BODACK

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

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1909](#)

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 \$16,738.20 to "District 7 Neighborhood Safety and Security" and by reducing "District 7 Community Organizational Support" by the same amount.

SPONSOR(S): LEN BODACK

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

Read and referred to Housing, Economic Development & Promotion Committee**MS. CARLISLE, CHAIRPERSON OF THE COMMITTEE ON HOUSING,
ECONOMIC DEVELOPMENT AND PROMOTION, PRESENTS**

Bill No.

[2007-1904](#)

Resolution amending Resolution No. 479, effective August 21, 2007 entitled: by 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 2007 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 "Change the name of a project in the Public Safety Department.

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1905](#)

Resolution approving Execution of a Contract For Disposition of Land By and Between the Urban Redevelopment Authority of Pittsburgh and Trammel Crow Investments Inc., for the sale of Parcel E1b (Block 29-J, Lot 200) and the lease of Parcel E1f (Block 29-N, Lot 316) in the Sixteenth Ward of the City of Pittsburgh in Redevelopment Area No. 55, Hot Metal and Sidney Streets, Council District No. 3 (construction of office building and parking lot).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1910](#)

Resolution further amending and supplementing Resolution No. 256, 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 Neighborhood Needs Program in Council District 9; and providing for the payment of the costs thereof," By deleting "Sixth Mount Zion Church" \$10,000 and "District 9 Community Projects" 10,000 and by adding \$10,00 to "Better Block Development" and \$10,000 to "Pgh. Comm. Services" and making various other changes in Council District 9. Total of all projects is not to exceed \$932,000.

SPONSOR(S): TWANDA CARLISLE

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

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1911](#)

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 deleting "African American Workers Union", \$7,000 and "Homewood Credit Union" \$10,000 and by adding \$5,000 to "African American Entrepreneurial Forum", \$10,000 to "Renaissance III, 2000", and \$2,000 to "North Point Breeze CDC" in Council District 9.

SPONSOR(S): TWANDA CARLISLE

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

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1912](#)

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 deleting "Sixth Mount Zion Church" \$10,000 and "District 9 Community Projects" 10,000 and by adding \$10,00 to "Better Block Development" and \$10,000 to "Pgh. Comm. Services" and by making various other changes in Council District 9.

SPONSOR(S): TWANDA CARLISLE

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

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1913](#)

Resolution further Amending Resolution No. 424 of 2001, effective June 19, 2001, 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 \$1,128,892.00 from Grant/Liberty to City Clerk's Office Modernization" by deleting "African American Workers Union", \$7,000 and "Homewood Credit Union" \$10,000 and by adding \$5,000 to "African American Entrepreneurial Forum", \$10,000 to "Renaissance III, 2000", and \$2,000 to "North Point Breeze CDC" in Council District 9.

SPONSOR(S): TWANDA CARLISLE

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

Read and referred to Housing, Economic Development & Promotion Committee

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

Bill No. [2007-1897](#) Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 267, Exemptions for Industrial and Commercial Improvements; Section 267.01, Definitions; paragraph (k), Qualified Conversion to Commercial Residential Use, paragraph (o), Downtown District, and paragraph (u), Qualified Conversion to Residential Use; and Section 267.03, Exemption Schedule, paragraph (c), subparagraph (3); and Section 267.04, Exemption Conditions, paragraph (e), so as to eliminate the fifty (50) percent threshold requirement for conversions, to clarify the location of properties included within the Downtown District, and to eliminate the ownership restriction for qualified conversions to residential use.

Read and referred to Finance, Law and Purchasing Committee

Bill No. [2007-1898](#) Ordinance amending and Supplementing the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 265, Exemptions for Residential Improvements; Section 265.01, Definitions; paragraph (a), Board, and paragraph (v), Downtown District; and Section 265.06, Procedures for Obtaining Exemption, so as to clarify the identify of the agency responsible for administration of exemption applications and the location of properties included within the Downtown District, to provide for a filing period of one hundred-eighty (180) days, and also to add a prohibition pertaining to tax delinquency.

Read and referred to Finance, Law and Purchasing Committee

Bill No. [2007-1899](#) Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$200,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's Operation Weed and Seed Program in the Lawrenceville neighborhood.

Read and referred to Finance, Law and Purchasing Committee

Bill No. [2007-1900](#) Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$175,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's

Operation Weed and Seed Program in the neighborhoods of Chartiers City, Crafton Heights, Elliott, Esplen, Fairywood, Sheraden, West End, and Windgap.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1901](#)

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$200,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's Operation Weed and Seed Program in the neighborhoods of East Liberty, Garfield, and Larimer.

Read and referred to Finance, Law and Purchasing Committee

MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON ENGINEERING, FLEET AND FORESTRY, PRESENTS

Bill No.

[2007-1884](#)

Resolution further amending Resolution No. 833, effective January 1, 2002, as amended, entitled "Adopting and approving the 2002 Capital Budget and the 2002 Community Development Block Grant Program; and approving the 2002 through 2007 Capital Improvement Program," by decreasing the "Inspection Services" line item in the amount of \$88,051.65, from \$200,000.00 to \$111,948.35 and increasing the "Wall, Step & Fence" line item in the amount of \$88,051.65, from \$700,000.00 to \$788,051.65.

Read and referred to Engineering, Fleet and Forestry Committee

Bill No.

[2007-1885](#)

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 repairs, maintenance, improvements, emergencies and/or the purchase of equipment, materials and supplies in connection with the on-going maintenance, rehabilitation and new construction of City-owned walls, steps and fences; and further providing for the payment of the costs thereof. Cost not to exceed \$88,051.65.

Read and referred to Engineering, Fleet and Forestry Committee

Bill No.

[2007-1902](#)

Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of one (1) Wood Chipper, for the Department of Public Works, Bureau of Operations, Forestry Division, and provide for the payment thereof, and/or transfer of funding to the Equipment Leasing Authority, at a cost not to exceed \$32,000.00.

Read and referred to Engineering, Fleet and Forestry Committee

Bill No.

[2007-1903](#)

Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for the purchase of materials and supplies in connection with the construction of a Concession Stand at Ammon (Josh Gibson) Field, and further providing for the payment of the costs thereof. Cost not to exceed \$50,000.00.

Read and referred to Engineering, Fleet and Forestry Committee

MR. MOTZNIK, CHAIRPERSON OF PARKS, RECREATION AND YOUTH POLICY, PRESENTS

Bill No. Resolution transferring the amount of \$1,000 from Account 511000, Sub-Class 010
[2007-1914](#) Salaries, Fund 1000, Organization 101100, Budget Year 2007, City Council, to
Account 526125, Sub-Class 150 Miscellaneous Services, Fund 1000, Organization
101240, Budget Year 2007, City Clerk's Office. (Council District #4)

SPONSOR(S): JIM MOTZNIK

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

Read and referred to Finance, Law and Purchasing Committee

MS. PAYNE, CHAIRPERSON OF PLANNING, ZONING AND LAND USE, PRESENTS

Bill No. Resolution amending Resolution No. 154, effective April 5, 2006, entitled: "Providing
[2007-1915](#) 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 from City
Council, "District 5 Equipment" (-2,000) and Uptown Community Action Group"
(-2,960) to "St. Clair Athletic Assoc. (+2,000) and "Pittsburgh Leadership
Program-Schoolhouse Teachers/YES Program (+2,960).

SPONSOR(S): TONYA D. PAYNE AND DOUGLAS SHIELDS

Read and referred to Finance, Law and Purchasing Committee

Bill No. Resolution amending Resolution No. 451, effective August 16, 2007, as entitled,
[2007-1916](#) "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 in City Council from "District 5
Equipment" (-2,000); and from "Uptown Community Action Group" (-2,960) and
transfer these funds to "St. Clair Athletic Assoc." (+2,000) and to "Pittsburgh
Leadership Program-Schoolhouse

SPONSOR(S): TONYA D. PAYNE AND DOUGLAS SHIELDS

Read and referred to Housing, Economic Development & Promotion Committee

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

Bill No. Petition from the residents of the City of Pittsburgh requesting a public hearing on the
[2007-1907](#) matters of granting encroachments for restaurants and other businesses in the East
Carson Street business district.

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

Read and referred to Hearings Committee

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. [2007-1893](#) Report of the Committee on Finance, Law & Purchasing for October 31, 2007, with a NEGATIVE RECOMMENDATION.

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

Bill No. [2007-1575](#) Ordinance amending and supplementing the Pittsburgh Code, Title One: Administrative, Article III: Organization, Chapter 111: Departments: Generally, Section 111.01, Establishment; Rules And Regulations; Organization and Control, and Section 111.02: Deputy Directors; Designation; Powers And Duties; Revocation, by making various changes as it relates to "Acting Directors."

SPONSOR(S): DOUGLAS SHIELDS

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

Votes: Ayes: 4 - Mr. Deasy, Mrs. Harris, Mr. Peduto and Mr. Shields
Noes: 5 - Mr. Bodack, Ms. Carlisle, Mr. Koch, Mr. Motznik and Ms. Payne
Abstentions: 0

Bill No. [2007-1894](#) Report of the Committee on Finance, Law & Purchasing for October 31, 2007, with an AFFIRMATIVE RECOMMENDATION.

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

Bill No. [2007-1845](#) Resolution authorizing the City of Pittsburgh to issue a Request for Proposals for the purpose of conducting a Gender Race Wage Disparity Study of the city's workforce.

SPONSOR(S): DOUGLAS SHIELDS AND WILLIAM PEDUTO

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

This Matter was Passed Finally on the Consent Agenda.

Bill No. [2007-1870](#) Resolution further amending Resolution No. 231, effective April 19, 2000, 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 8; and providing for the payment of

the costs thereof,” by adding \$18,000 to Bloomfield Miscellaneous Projects and by adjusting various other projects in Council District 8. Total cost of all projects not to exceed \$1,000,000.

SPONSOR(S): WILLIAM PEDUTO

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 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields
Noes: 0
Abstentions: 0

MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. Report of the Committee on Public Works and Environmental Services for October 31, 2007.
[2007-1895](#)

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

Bill No. Resolution granting unto Folino's Ristorante, 1715-1721 E. Carson Street, Pittsburgh, PA 15203, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, decorative steel fencing on the sidewalk area of 1717-1721 E. Carson Street in the 17th Ward, 3rd Council District of the City of Pittsburgh.
[2007-1858](#)

A motion was made that this matter be RECOMMENDED to the Public Works & Environmental Services Committee. The motion carried.

Bill No. Resolution vacating a portion of Sassafra Way in the 6th Ward, 7th Council District, of the City of Pittsburgh.
[2007-1859](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution vacating a portion of 10' Unnamed Way between Republic Street and Seward Street in the 19th Ward, 2nd Council District, of the City of Pittsburgh.
[2007-1860](#)

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 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields
Noes: 0
Abstentions: 0

MS. CARLISLE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2007-1896](#) October 31, 2007.

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

Bill No. Resolution amending Resolution No. 641, effective October 24, 2006, entitled
[2007-1861](#) "Authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$4,500,000 for the Children's Home of Pittsburgh project" by increasing the grant to \$5,500,000. (Council District No. 7)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution amending Resolution No. 632, effective October 24, 2006, entitled
[2007-1862](#) "Authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$4,500,000 Redevelopment Assistance Capital Program grant for the Children's Home of Pittsburgh project" by increasing the amount of the grant to \$5,500,000. (Council District No. 7)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2007-1863](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$1,000,000 for the Jewish Community Center of Greater Pittsburgh project. (Council District No. 5)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2007-1864](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a \$1,000,000 Redevelopment Assistance Capital Program grant for the Jewish Community Center of Greater Pittsburgh project. (Council District No. 5)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the execution of a License and Maintenance Agreement
[2007-1865](#) between the City of Pittsburgh, Pittsburgh History and Landmarks Foundation and Urban Redevelopment Authority of Pittsburgh providing for the installation and maintenance of accent lighting on the Hot Metal Bridge. (Council Districts 3 and 6).

This Matter was Passed Finally on the Consent Agenda.

Bill No. [2007-1871](#) 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 \$18,000 to Bloomfield Miscellaneous Projects and by adjusting various other projects in Council District 8.

SPONSOR(S): WILLIAM PEDUTO

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: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Mr. Peduto and Mr. Shields
Noes: 0
Abstentions: 0
Absent: 1 - Ms. Payne

MOTIONS AND RESOLUTIONS

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.