

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 19, 2008

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FIFTH COUNCIL**

Douglas Shields, President

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

Linda M. Johnson-Wasler, City Clerk

Mary Beth Doheny, Deputy City Clerk

ROLL CALL

Present: 9 - Mr. Deasy, Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2008-0140](#)

NOW, THEREFORE, BE IT RESOLVED THAT THE COUNCIL OF THE CITY OF PITTSBURGH hereby expresses its sincere appreciation to WPXI for offering exceptional programming to the viewers of the greater Pittsburgh market area and for being a good neighbor to the residents of the North Side; and
BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh extends its heartfelt congratulations to WPXI-TV Channel 11 as they celebrate their 50th Anniversary in the City of Pittsburgh, and declares Tuesday, February 19, 2008 to be WPXI TV Channel 11 Day in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS

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

Bill No.

[2008-0141](#)

NOW THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commends Principal Vincent J. Lewandowski Jr. for his hard work and dedication to the children of Pittsburgh; and
BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh proclaims that Tuesday, February 19h, 2008 be hereby declared as “Principal Vincent J. Lewandowski Jr. Day” in the City of Pittsburgh.

SPONSOR(S): JIM MOTZNIK AND ALL MEMBERS

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

Bill No.

[2008-0142](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commends the Center for Victims of Violence and Crime for creating a unique continuum of education, prevention and intervention services in Southwestern Pennsylvania which reduces the proliferation of violence and its impact in our community while increasing capacity for collaboration, peace and healing.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, February 20, 2008, to be designated as “PEACE-IT-TOGETHER COMMUNITY INITIATIVE 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.

[2008-0143](#)

NOW, THEREFORE, BE IT PROCLAIMED that during this 250th anniversary year, the City Council and Mayor of Pittsburgh do hereby jointly make the following pledges to improve the quality of governance in the City of Pittsburgh:

1. The Mayor and City Council pledge to make real and measurable progress solving

the long-term financial challenges facing city government.

a. Priority 1: Identify operational efficiencies through shared or consolidated services

Action Item: Create a joint legislative and executive branch committee, also to include the City Controller, to that would be charged with identifying areas of operational efficiencies between the three taxing bodies as well as the authorities of the City of Pittsburgh.

b. Priority 2: Reduce the legacy costs associated with Pittsburgh's city government for future generations

Action Items: Approve a budget that maintains the usage of a pay-as-you-go (PAYGO) approach to capital funding so that the city is on a path to reduce annual debt service payments below 15% of current revenues; approve a budget that increases the City's annual pension contribution by 15% above the minimum municipal obligation (MMO); establish regular quarterly meetings between the Council, the Mayor and the City of Pittsburgh's pension advisor.

2. The Mayor and City Council pledge to improve the quality of city services for each and every citizen of Pittsburgh.

a. Priority 1: Guarantee excellence in service and equity of provision through performance measures and standards.

Action Items: The publication of performance measures and standards established initially for the departments of Public Works, Police, Bureau of Building Inspection, City Information Services, Finance, Parks and Recreation, and Personnel; establish regular quarterly meetings at which Directors report departmental performance to the Mayor, the City Council, and the citizens of Pittsburgh.

b. Priority 2: Increase access to, pride of and confidence in all city services by ensuring equity in the provision of those services to all Pittsburghers.

Action Items: The creation of a communication plan to promote every city service; call for wider online access for such things as tax forms, tax payments, permits, and calendars.

3. The Mayor and City Council pledge to ensure long-term equity and efficiency in land-use planning and development.

a. Priority 1: Improve the quality of life for future generations by identifying current land use opportunities and challenges facing the City of Pittsburgh

Action Item: Provide funding to the Department of City Planning for the creation of a long-term, comprehensive development plan for all of Pittsburgh.

4. The Mayor and City Council pledge to support a city government that is as green and sustainable as Pittsburgh's growing international reputation in this area.

a. Priority 1: Reduce the impact on the environment of Pittsburgh city government's operations and services

Action Item: Establish organizational responsibility for and allocate resources to the development and implementation of an Environmental Management System for all departments in Pittsburgh's city government.

5. The Mayor and City Council pledge to maintain the highest ethical standards and avoid misconduct and conflicts of interest, apparent or real.

a. Priority 1: Ensure the ethical operation of the offices of the Mayor and City Council

Action Item: Call on the City Controller to audit all operational aspects of the offices of the Mayor, City Council and City Clerk

SPONSOR(S): PATRICK DOWD AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

REV. BURGESS, CHAIRPERSON OF PLANNING, ZONING AND LAND USE, PRESENTS

Bill No.

[2008-0136](#)

Ordinance amending and supplementing the Pittsburgh Code, Title One - Administrative, Article IX - Boards, Commissions and Authorities, Chapter 177, Equal Opportunity Review Commission, Section 177A.04, so as to reformat this section and add new language.

SPONSOR(S): REVEREND RICKY V. BURGESS

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

Read and referred to Facilities, Technology and the Arts Committee

MR. DEASY, CHAIRPERSON OF THE COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION, PRESENTS

Bill No.

[2008-0135](#)

Communication from Charles Morrison, Director, Commission on Human Relations, requesting authorization for Jeffrey J. Ruder, housing attorney for the Pittsburgh Commission on Human Relations, to attend the 2008 National Fair Housing Policy Conference to be held April 8-12, 2008 in Atlanta, at a cost not to exceed \$1,450.00.

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2008-0138](#)

Resolution amending Resolution No. 456 effective August 16, 2007, entitled: "Resolution providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 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 "District #2 - Equipment" (-1,600) to the Department of Public Works - "Traffic Signal Hardware Upgrades" (+ 1,600).

SPONSOR(S): DAN DEASY

Read and referred to Housing, Economic Development & Promotion Committee

MR. DOWD, CHAIRPERSON OF THE COMMITTEE ON PARKS, RECREATION AND YOUTH POLICY, PRESENTS

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Safety to enter into a professional service agreement with Lyceum to provide data city-wide data collection and analysis services for the Multiple Pathways Project, cost not to exceed \$38,000.00

[2008-0130](#)

Read and referred to Parks, Recreation & Youth Policy Committee

Bill No. Resolution establishing the Task Force for Intergovernmental Cooperation for the purpose of investigating any and all opportunities for operational efficiencies between the City of Pittsburgh, the Pittsburgh Public Schools, City Authorities and Allegheny County.

[2008-0139](#)

SPONSOR(S): PATRICK DOWD

Read and referred to Finance, Law and Purchasing Committee

MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS AND ENVIRONMENTAL SERVICES, PRESENTS

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the repairs, maintenance, improvements, emergencies, landscaping equipment, including mowers, utility carts, tractors, etc., at various parks and park facilities throughout the City of Pittsburgh, and providing for the payment of the cost thereof, at a cost not to exceed \$300,000.00.

[2008-0132](#)

Read and referred to Public Works & Environmental Services Committee

MS. PAYNE, CHAIRPERSON OF THE COMMITTEE ON FACILITIES, TECHNOLOGY & THE ARTS, PRESENTS

Bill No. Resolution authorizing the Mayor and the Director of City Information Systems to enter into a grant agreement with the U.S. Department of Energy to receive the Solar America Cities Grant and further providing for an Agreement or Agreements for services in connection with the execution of said grant agreement.

[2008-0133](#)

Read and referred to Facilities, Technology and the Arts Committee

Bill No. Resolution authorizing the Mayor and the Director of City Information Systems to enter into a grant agreement with the Commonwealth of Pennsylvania, Department of Community and Economic Development to receive funding to support the City's Energy & Utilities Manager position in connection with the execution of said grant agreement.

[2008-0134](#)

Read and referred to Facilities, Technology and the Arts Committee

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

Bill No. Resolution providing for the renewal of a contract with UPMC WORKPARTNERS for the purpose of on-going claims management and nurse case management pursuant to the Pennsylvania Workers' Compensation Act and providing for the payment of the

[2008-0131](#)

cost thereof, at a cost not to exceed \$675,085.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2008-0137](#)

Resolution authorizing an investigation by the Council of the City of Pittsburgh in accordance with Section 312 of the Home Rule Charter, relative to the granting of a 1,200 square foot LED advertising billboard owned by Lamar Advertising to be placed on the new Grant Street Transportation Center, to determine if the approval was granted without proper process or legal authority as provided for in Title Nine of the Pittsburgh City Code of Ordinances.

SPONSOR(S): WILLIAM PEDUTO

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

Read and referred to Finance, Law and Purchasing Committee

UNFINISHED BUSINESS

None

REPORTS OF COMMITTEE - FINAL ACTION

MR. PEDUTO PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No.

[2008-0126](#)

Report of the Committee on Finance, Law and Purchasing for February 13, 2008 with an Affirmative Recommendation.

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

Bill No.

[2008-0105](#)

Resolution further amending and supplementing Resolution No. 258, 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 1; and providing for the payment of the costs thereof," by adjusting various projects in Council District 1. The total amount of all projects is not to exceed \$1,000,000.

SPONSOR(S): DARLENE HARRIS

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2008-0106](#)

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 "Neighborhood Needs Services" by \$16,000 and by adding \$5,000 to "Oakland Business Improvement District" and \$11,000 to "YMCA Centre Avenue". Total cost of all projects is not to exceed \$1,000,000.00.

SPONSOR(S): TONYA D. PAYNE

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 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Ms. Payne

MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. [2008-0127](#) Report of the Committee on Public Works and Environmental Services for February 13, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0095](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for the repairs, maintenance, improvements, removals, and emergencies in connection with Citywide Streetlighting throughout the City of Pittsburgh, and providing for the payment of the cost thereof, at a cost not to exceed \$200,000.00

This Matter was Passed Finally on the Consent Agenda.

Bill No. [2008-0096](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts or for the use of existing Contracts, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the investigation, design, and construction of CBD (Central Business District) Signal Upgrades throughout the City; and providing for the payment of the costs thereof. Cost not to exceed \$1,250,000.00.

This Matter was Passed Finally on the Consent Agenda.

Bill No. [2008-0097](#) Resolution providing for an Agreement or Agreements, or for the use of existing Agreements, and providing for a Contract or Contracts, or the use of existing Contracts, in connection with the rehabilitation or replacement of the South Millvale Avenue Bridge; including Construction Management Services; providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof. Cost not to exceed \$600,000.00.

This Matter was Passed Finally on the Consent Agenda.

Bill No. [2008-0098](#) 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 \$30,000.00 from the "Bridge Inspection Services" line item and creating the "S. Millvale Avenue Bridge" line item in the amount of \$600,000.00 (\$30,000.00 CITY, \$90,000.00 SHW, \$480,000.00 FHWA).

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 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields
Noes: 0
Abstentions: 0
Out of Room: 1 - Ms. Payne

MR. MOTZNIK PRESENTS COMMITTEE ON ENGINEERING, FLEET AND FORESTRY

Bill No. [2008-0128](#) Report of the Committee on Engineering, Fleet and Forestry for February 13, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0099](#) Resolution providing for a Contract or Contracts or the use of existing Contracts; providing for an Agreement or Agreements or for the use of existing Agreements; providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the design and construction of handicap ramps and sidewalks at various city-owned locations throughout the City of Pittsburgh; 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.

Bill No. [2008-0100](#) 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 purchase of materials and supplies in connection with the Renovation of Recreation Centers and Senior Citizen Centers; and further providing for the payment of the costs thereof. Cost not to exceed \$3,373.14.

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 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Ms. Payne

MR. DEASY PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2008-0129](#) February 13, 2008 with an Affirmative Recommendation.

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

Bill No. Resolution amendng and supplementing Resolution No. 861, effective January 1,
[2008-0107](#) 2000, as amended, entitled: "Adopting and approving the 2000 Capital; 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 By adding \$5,000 to Brightwood Civic Group, \$5,000 to Summerhill Citizens Council, \$5,000 to Brighton Heights Citizens Federation, \$1,000 to Perry Athletic Association Baseball, and \$3,000 to Brighton Heights Athletic Association in Council District 1.

SPONSOR(S): DARLENE HARRIS

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending Resolution No. 861, effective January 1, 2000, entitled:
[2008-0108](#) "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 "Neighborhood Needs Services" by \$16,000 and by adding \$5,000 to "Oakland Business Improvement District" and \$11,000 to "YMCA Centre Avenue". Total cost of all projects is not to exceed \$1,000,000.00

SPONSOR(S): TONYA D. PAYNE

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 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Ms. Payne

MOTIONS AND RESOLUTIONS

Bill No. [2008-0144](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby recognizes Venture Outdoors to be a civic and/or service organization within the context of the Pennsylvania Small Games of Chance Act, as amended.

SPONSOR(S): WILLIAM PEDUTO

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

Votes: Ayes: 8 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Out of Room: 1 - Ms. Payne

MOTION BY COUNCILMAN BRUCE KRAUS

COUNCILMAN KRAUS MOTIONED FOR A CABLECAST POST AGENDA TO DISCUSS SNOW AND ICE REMOVAL ON CITY STREETS. THE MOTION WAS APPROVED.

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.