

# **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, March 4, 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. [2008-0183](#) NOW, THEREFORE, BE IT RESOVLED that the Council of the City of Pittsburgh hereby declares Tuesday, March 4, 2008 as Stranger Danger Awareness 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. [2008-0184](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City Pittsburgh applauds the efforts of Camp Fire USA; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares March 20, 2008, "Camp Fire USA Day" 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. [2008-0185](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Bonnie DeCarlo and JoAnn Forrester for their vision and determination to honor 23 accomplished women through Celebrate and Share and to Judy Bannon for her tireless and dedicated work on behalf of the babies of Pennsylvania; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 5, 2008, to be "CELEBRATE AND SHARE DAY" and "CRIBS FOR KIDS 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.**

## PUBLIC COMMENTS

## PRESENTATION OF PAPERS

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

Bill No. [2008-0173](#) Resolution accepting the dedication of Oakbrook Circle, a forty-foot right-of-way, in the 3rd Revised Oakbrook Plan of Lots in the 20th and 28th Wards of the City of Pittsburgh for public highway and utility purposes, accepting the grading, paving, lighting, sidewalks and curbing, and fixing the width and position of the roadway and sidewalk thereof. (Council District 2).

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No. Resolution amending Resolution No. 643, effective October 24, 2006, entitled  
[2008-0174](#) “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 \$2,000,000 for the Children's Institute of Pittsburgh project” by increasing the grant to \$3,750,000. (Council District No. 5)

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No. Resolution amending Resolution No. 634, effective October 24, 2006, entitled  
[2008-0175](#) “Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$2,000,000 Redevelopment Assistance Capital Program grant for the Children's Institute of Pittsburgh project” by increasing the amount of the grant to \$3,750,000. (Council District No. 5)

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No. Resolution Further amending Resolution No. 232, effective April 19, 2000, as  
[2008-0179](#) 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 \$5,000 to “West End Elliott Citizens Council” and by reducing the “West Pittsburgh Partnership Elliott Park New Building” by the same amount, in Council District 2. Total cost of all projects not to exceed \$1,000,000.

**SPONSOR(S): DAN DEASY**

**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. Resolution amending and supplementing Resolution No. 861, effective January 1,  
[2008-0180](#) 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 \$5,000 to “West End Elliott Citizens Council” and by reducing the “West Pittsburgh Partnership Elliott Park New Building” by the same amount, in Council District 2.

**SPONSOR(S): DAN DEASY**

**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. Resolution creating the Rental Permit Implementation Task Force (RPITF) which shall  
[2008-0181](#) assist in the implementation and creation of policy of the City of Pittsburgh Residential Rental Permit Program in the City of Pittsburgh

**SPONSOR(S): DAN DEASY**

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

Bill No. Resolution providing for the creation of the Rental Permit Trust Fund and for setting  
[2008-0182](#) conditions for the deposit and expenditure of such funds.

**SPONSOR(S): DAN DEASY**

**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 accepting the dedication of parcels for the newly formed cul-de-sac on  
[2008-0169](#) Claybourne Street as right-of-way in the 7th Ward, 8th Council District.

**Read and referred to Public Works & Environmental Services Committee**

Bill No. Resolution granting unto Market at Fifth, LP, 100 West Station Square Drive, Suite  
[2008-0170](#) 450, Pittsburgh, PA 15219, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, an access doors on Graeme Street for 439 Market Street, Pittsburgh, PA 15222 in the 1st Ward, 6th Council District of the City of Pittsburgh.

**Read and referred to Public Works & Environmental Services Committee**

Bill No. Resolution granting unto Bay Valley Foods, 1080 River Avenue, Pittsburgh, PA  
[2008-0171](#) 15212, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a private waterline and private electrical conduit at River Avenue and the North Shore Trail in the 23rd Ward, 1st Council District of the City of Pittsburgh.

**Read and referred to Public Works & Environmental Services Committee**

Bill No. Resolution providing for an Agreement or Agreements with the South Pittsburgh  
[2008-0172](#) Development Corporation, P. O. Box 9606, Pittsburgh, PA 15226, for easements for dog litter bag dispensers in various locations of the right-of-way in the Brookline Community in the 19th Ward, 4th Council District of the City of Pittsburgh.

**Read and referred to Public Works & Environmental Services Committee**

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

Bill No. Resolution further amending Resolution 532, effective November 17, 2004, as  
[2008-0176](#) amended by Resolution No. 145, effective March 17, 2000, and also as amended by Resolution No. 439, effective June 27, 2002, entitled "Providing for a lease(s) and/or sublease(s) of space located within the City of Pittsburgh's 20th Ward, from lessor, Scientific-Pittsburgh, for the purpose of establishing offices for the Department of Public Safety, Bureau of Police, Weed & Seed Task Force effective September 1, 2001 and renewable annually thereafter until November 1, 2004 at a cost not to exceed Seven Hundred Seventy Five Dollars (\$775.00) per month, Nine Thousand Three Hundred Dollars (\$9,300.00) per year.

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

Bill No. Resolution providing for an agreement or agreements, contract or contracts, or for the use of existing agreements and/or contracts, for the purchase of software, camera equipment, maintenance, consulting fees, installation, licenses, warranties, accessories in conjunction with the Port Security Project Grant to enhance a digital video camera platform in and around the City of Pittsburgh for the Department of Public Safety, at a cost not to exceed three hundred thousand dollars (\$300,000) and providing for the cost thereof.

[2008-0177](#)

**Read and referred to Public Safety Services Committee****MR. PEDUTO, CHAIRPERSON OF THE COMMITTEE ON FINANCE, LAW AND PURCHASING, PRESENTS**

Bill No. Resolution providing for the issuance of a warrant in the sum of \$165,000.00 to James Belliveau, Esquire and William L. Metz, c/o of James Belliveau, Esquire, 2100 Law & Finance Building, 429 Fourth Avenue, Pittsburgh, PA 15219, in full and final settlement of an action filed at GD 05-025680, and arising from an incident that occurred at approximately 10:40 p.m. on September 17, 2004 at 3034 Glen Mawr Street in the Sheridan section of the City of Pittsburgh.

[2008-0168](#)

**Read and referred to Finance, Law and Purchasing Committee****MR. SHEILDS, PRESIDENT AND CHAIRPERSON OF THE COMMITTEE ON HEARINGS, PRESENTS**

Bill No. Communication from City Controller Michael Lamb, submitting a Performance Audit dated February, 2008 entitled "City Special Events Cost Recovery."

[2008-0178](#)

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

**UNFINISHED BUSINESS****REPORTS OF COMMITTEE - FINAL ACTION****MR. PEDUTO PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING**

Bill No. Report of the Committee on Finance, Law and Purchasing for February 27, 2008 with an Affirmative Recommendation.

[2008-0164](#)

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

Bill No. Resolution requesting the approval of an inter-municipal transfer of a restaurant liquor license, License No. R-7620 from Pizza Hut of America, Inc. 6347 Library Road, Library PA, 15129, to Applicant, Packs & Dogs, LLC, c/o Leonard F. Semplice, 320 Fort Duquesne Boulevard, 7-G Gateway Towers, Pittsburgh, PA 15222, for the premises located at 225-227 Shiloh Street, Pittsburgh, PA 15211, known as Packs & Dogs, LLC, pursuant to amended Pennsylvania Liquor Code, §4-461.

[2008-0104](#)

**SPONSOR(S): DOUGLAS SHIELDS****This Matter was Passed Finally on the Consent Agenda.**

Bill No. Resolution providing for the renewal of a contract with UPMC WORKPARTNERS  
[2008-0131](#) 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 cost thereof, at a cost not to exceed \$675,085.

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

Bill No. Resolution establishing the Task Force for Intergovernmental Cooperation for the  
[2008-0139](#) purpose of investigating any and all opportunities for operational efficiencies between the City of Pittsburgh, the Pittsburgh Public Schools, City Authorities and Allegheny County.

**SPONSOR(S): PATRICK DOWD****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. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

**MS. PAYNE PRESENTS COMMITTEE ON FACILITIES, TECHNOLOGY AND THE ARTS**

Bill No. Report of the Committee on Facilities, Technology and the Arts for February 27, 2008  
[2008-0165](#) with an Affirmative Recommendation.

**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 Information Systems to  
[2008-0133](#) 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, at a cost not to exceed \$200,000.

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

Bill No. Resolution authorizing the Mayor and the Director of City Information Systems to  
[2008-0134](#) 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.

**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. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

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

Bill No. [2008-0166](#) Report of the Committee on Housing, Economic Development and Promotion for February 27, 2008 with an Affirmative Recommendation.

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

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**

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

**MR. DOWD PRESENTS COMMITTEE ON PARKS, RECREATION & YOUTH POLICY**

Bill No. [2008-0167](#) Report of the Committee on Parks, Recreation and Youth Policy for February 27, 2008 with an Affirmative Recommendation.

**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 the Department of Public Safety  
[2008-0130](#) to enter into a professional service agreement with Lyceum to provide data city-wide data collection and analysis services for the Multiple Pathways Project.

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

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

Noes: 0

Abstentions: 0

## MOTIONS AND RESOLUTIONS

Bill No. NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh  
[2008-0186](#) hereby requests that the Mayor of the City of Pittsburgh direct the City Zoning Administrator to take the necessary steps to rescind the current permit issued to Lamar Advertising for approval of an LED Sign on the Transportation Center, and direct that a new application be filed and processed under the guidelines of a Conditional Use Application as outlined in the City Code; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh also requests that the Executive Director of the Pittsburgh Parking Authority rescind the Lease Agreement between Lamar Advertising and the Pittsburgh Parking Authority.

**SPONSOR(S): BRUCE A. KRAUS**

*Motion to hold pending a legal opinion from the City Solicitor*

**Held in Council**

## APPROVAL OF MINUTES

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

## ADJOURNMENT

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