

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, February 23, 2010

10:00 AM

**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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MR. KRAUS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS,
PRESENTS**

Bill No. Ordinance amending the Pittsburgh City Code, Title I, Administrative, Article VII:
[2010-0164](#) Procedures, Chapter 161: Contracts, by adding Section 161.13, entitled Special Requirements for City Contracts Competitively Bid and Managed through the PENNDOT ECMS.

Bill No. Resolution granting the City, in furtherance of the City's beautification plans, leave to
[2010-0165](#) enter into an Agreement with Norfolk Southern Railway Company and the Urban Redevelopment Authority of Pittsburgh (URA). In that Agreement, the Railway will grant an easement to the City and the URA as its agent to clean, paint, install lighting, reconstruct sidewalks, construct a sidewalk canopy, and remove an existing building ("the facilities"), upon the Railway-owned bridges and in the area of the Railway-owned bridges spanning Anderson Street and Sandusky Street.

Bill No. Resolution granting to Chatham University temporary construction easement through
[2010-0166](#) designated City of Pittsburgh property bounded by Penn Avenue and Fifth Avenue at the new site of Chatham University's East Side Campus, and receiving from Chatham University a permanent Sidewalk/ Streetscape Easement.

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

Bill No. Resolution authorizing the Mayor and the Director of Finance to enter into a Lease
[2010-0163](#) Agreement with Eastside Limited Partnership V to permit temporary use of the City facility located at 133 Penn Circle West (former Zone 5 Police Station) as a parole office.

Bill No. Ordinance supplementing the Pittsburgh Code, Title Four - Public Places and Property,
[2010-0168](#) by adding a new Article XIV- Public Buildings, Chapter 490 - Energy Sustainability.

SPONSOR(S): WILLIAM PEDUTO

Bill No. [2010-0169](#) 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 \$15,000 to Bloomfield Development Corporation 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

Bill No. [2010-0170](#) 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 \$15,000 to Bloomfield Development Corporation and by adjusting various other projects in Council District 8.

SPONSOR(S): WILLIAM PEDUTO

MR. SHIELDS, CHAIRPERSON OF THE COMMITTEE ON LAND USE AND ECONOMIC DEVELOPMENT, PRESENTS

Bill No. [2010-0171](#) Ordinance supplementing the Pittsburgh Code at Title Seven: Business Licensing; Article V: Trade Occupations Service Businesses, by adding a new Chapter at 780, Private Vehicle Towing, setting forth requirements for Towing Business Registration, Tow Truck Driver Registration and General Requirements related to non-consensual and consensual towing of private vehicles within the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS

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

Bill No. [2010-0143](#) Resolution adopting Official Sewage Facilities Plan for Sweetbriar Village Development, Private Sanitary Sewer System.

SPONSOR(S): THERESA SMITH

Legislative History

2/11/10 City Council Read and referred

MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON HEARINGS, PRESENTS

Bill No. [2010-0167](#) Communication from City Clerk Linda M. Johnson Wasler, on behalf of City Council, submitting the signed Interim Approval Letters, dated February 8, 2010 for the approval of the Mayor's Declaration of a Local Disaster Emergency, and February 15, 2010 providing for the continuation of the Declaration of the Local Disaster Emergency.

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 17, 2010 with an
[2010-0159](#) Affirmative Recommendation.

Bill No. Resolution providing for the issuance of a Seventeen Thousand, Three Hundred
[2010-0128](#) Thirty-five Dollars (\$17,335.00) warrant in favor of Stephen Stamy, 401 Roup Avenue, Pittsburgh, PA 15232, in settlement of actions filed in the Court of Common Pleas of Allegheny County, Pennsylvania at AR09-005926, AR09-010057, and AR09-010058 for alleged damage to his real property at 401 Roup Avenue, in the City of Pittsburgh, caused by City-owned and maintained trees.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the issuance of a warrant in favor of Cozen O'Connor in an
[2010-0129](#) amount not to exceed Thirty-Four Thousand Three Hundred Eighty-Six Dollars and Fifty-Five Cents (\$34,386.55) for professional legal services in connection with the Post-Secondary Education Privilege Tax.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for an agreement or use of existing agreements and/or a contract
[2010-0130](#) or contracts, or use of existing contracts, and for the purchase of materials, supplies and equipment and/or services in connection with the purchase, installation, maintenance for replacement of Security Equipment located in the City-County Building providing for the payment of the costs thereof, at a cost not to exceed \$100,000.00.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for an agreement or use of existing agreements and/or a contract
[2010-0131](#) or contracts, or use of existing contracts, and for the purchase of materials, supplies and equipment and/or services in connection with the maintenance and/or renovations of elevators located in various City buildings providing for the payment of the costs thereof, at a cost not to exceed \$100,000.00.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the City of Pittsburgh to grant the Pittsburgh Water and Sewer
[2010-0132](#) Authority a permanent utility easement and the privilege and license to install, use, operate, maintain, repair, renew and finally remove a 36 inch storm sewer line across City of Pittsburgh property designated as Block 10-R, Lot No. 83 located at 2325 Reed

Street in the 5th Ward.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No.

2010-0133

Resolution providing for the conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984; having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh/City Source Associates Sideyard Program. ITEMS A through D. A: 3603 Colmar; B: 3601 Colmar; C: 42 Pasadena; D: 1409 Rush.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No.

2010-0134

Resolution providing for conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

ITEMS A and B.

A: 511, 513 & 515 Climax; B: 3 & 5 Pride.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No.

2010-0135

Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

ITEMS A through M.

A: 5505 Margaretta; B: 5627 E. Liberty; C: 723 North St. Clair; D: 5624 Rural; E: 214 South St. Clair; (DELETED F-J); K: 5109 Broad; L: 5170 Broad; M: 405-11 North Evaline.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	AMENDED	Passed
2/17/10	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No.

2010-0136

Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

ITEMS A through W. A: 2926 Hartman; B: 7172 Lemington; C: 2814 Bedford; D: 1608 Alverado; (DELETED E); F: 1408 Sheffield; G: 1427 Pennsylvania; H: 3711 Chartiers; I: 2748 Shiras; J: 27 & 23 Natchez; K: 446 Norton; L: 462 Natchez; M: 7714 Hamilton; N: 405 Alpine; O: 619 Collins; P: 6951 Upland; Q: 6058 Butler; R: 6042 Butler; S: 3618 Sardis; T: 6919 & 6925 Kelly; U: 8003 Bennett; V: 2312 Perrysville; W: 1529 Alverado.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	AMENDED	Passed
2/17/10	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. Ordinance supplementing the Pittsburgh Code, Title Two, Fiscal; Article IX, Property 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.

[2010-0151](#)**Legislative History**

2/16/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

MRS. SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for February 17, 2010 with an Affirmative Recommendation.

[2010-0160](#)

Bill No. Resolution providing for the continuation of the Declaration of Disaster Emergency 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.

[2010-0155](#)**Legislative History**

2/16/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

MR. SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development for February 17, 2010 with an Affirmative Recommendation.

[2010-0161](#)

Bill No. Resolution authorizing the Mayor and the Director of City Planning to enter into a grant agreement with the Heinz Endowments to receive monies to support the development of a Bicycle Pedestrian Plan for the City of Pittsburgh, and further providing for legitimate expenditures for payments and agreement or agreements, or contract or contracts for any services required in connection with the execution of said grant agreement. Said agreement or agreements, contract or contracts or expenditures shall not exceed \$135,000.00.

[2010-0137](#)**Legislative History**

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-0138](#) Resolution providing for a resolution authorizing the City of Pittsburgh to enter into a Programmatic Memorandum of Agreement (PMOA) with the Pennsylvania State Historic Preservation Officer, the Advisory Council on Historic Preservation, and the United States Department of Housing and Urban Development.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-0139](#) Resolution providing for the submission of a \$15,000 Certified Local Government (CLG) grant application to the Pennsylvania Historical and Museum Commission (PHMC) for the development of the Cultural Heritage component to the City's Comprehensive Master Plan.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-0140](#) Resolution providing for an Agreement or Agreements or Contract or Contracts, or for use of existing Agreements or Contracts, with a Consultant or Consultants, or Vendor or Vendors, for the purpose of preparing a "CULTURAL HERITAGE PLAN" and related activities in support of such plan, at a cost not to exceed \$40,000.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2010-0141](#) Resolution providing for the designation and transfer of certain public properties within the Perry South neighborhood to become permanent, public, passive open space under the Greenways for Pittsburgh program.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

MR. LAVELLE PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. [2010-0162](#) Report of the Committee on Urban Recreation for February 17, 2010 with an Affirmative Recommendation.

Bill No. [2010-0142](#) Resolution authorizing the Mayor and the Director of the Department of Personnel and Civil Service and the Department of Parks and Recreation to enter into an Intergovernmental Agreement or Agreements with the Housing Authority of the City of Pittsburgh and the City of Pittsburgh to reimburse the City for services performed including: summer employment, recreational programming and activities, and an Ammon Recreation Center score board and to receive reimbursement for pool tags.

Legislative History

2/11/10	City Council	Read and referred	
2/17/10	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT