

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, January 26, 2010

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.

[2010-0068](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does, hereby, declare Tuesday, January 26, 2010 as Dancing Classrooms Day in the City of Pittsburgh and encourages all citizens of Pittsburgh to observe this day, along with the students of the Pittsburgh Public Schools, as a time to recognize and celebrate the important lessons that this program promotes.

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

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

Bill No.

[2010-0069](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and honor the extraordinary life work of Sidney Singer and extends condolences to his wife, Barbara and his five daughters and notes that his work and devotion to his community and family be for a blessing.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

Bill No.

[2010-0070](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Jewish Domestic Abuse Task Force and all their partner advocates and advisors for their extraordinary efforts to increase awareness of domestic abuse and violence in the Jewish and secular communities and congratulates them for the upcoming events in the month of February to recognize National Teen Dating Violence Awareness Week.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Monday, February 1, 2010, to be "JEWISH DOMESTIC ABUSE TASK FORCE 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.

[2010-0071](#)

Now, Therefore, be it resolved that the Council of the City of Pittsburgh does hereby recognize and congratulate The Center for Urban Biblical Ministries for its dedication to excellence and for its endless contribution to the City of Pittsburgh; and

Be It Further Resolved, that the Council of the City of Pittsburgh does hereby proclaim Friday, January 22, 2010, as "Center for Urban Biblical Ministries 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. [2010-0072](#) Now, Therefore, be it resolved that the Council of the City of Pittsburgh does hereby recognize and congratulate The Pittsburgh Chapter of Jack and Jill of America, Inc. for 65 years of excellence and for its endless contribution and dedication to the youth of the City of Pittsburgh; and

Be It Further Resolved, that the Council of the City of Pittsburgh does hereby proclaim Saturday, January 30, 2010, as "Jack and Jill 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. [2010-0073](#) THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does, hereby, declare Thursday, January 28, 2010, to be Hugh J. Brannan, III Day in the City of Pittsburgh in recognition of his invaluable leadership and dedication to OASIS Pittsburgh.

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

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON HUMAN RESOURCES, PRESENTS

Bill No. [2010-0059](#) Resolution amending Resolution No. 689, effective December 31, 2008 entitled "Resolution providing that the City enter into a temporary professional services agreement for the purpose of providing an excess workers' compensation insurance policy, cost not to exceed \$390,893" so as to increase the amount by \$61,684 from \$390,893 to \$452,577.

Read and referred to Human Resources Committee

Bill No. [2010-0060](#) Resolution authorizing the Mayor and the Director of the Department of Personnel and Civil Service Commission to enter into a professional services agreement or agreements with Benefits Management Services, Inc. D/B/A Work Partners for the purpose of ensuring that on-going medical care and case management is provided to City of Pittsburgh employees who require treatment for service related injuries and/or illness pursuant to the Pennsylvania's Worker's Compensation Act toward a goal of returning employees to work as soon as they are medically able to return, providing for the payment of the cost thereof, cost not to exceed \$5,419,650.

Read and referred to Human Resources Committee

Bill No. [2010-0061](#) Resolution authorizing the Mayor and Director of Personnel to enter into a professional services agreement or agreements with Angela Hooper Gorman, a sole proprietorship organized under the law of the Commonwealth of Pennsylvania, for the provision of professional services in connection with the development of customer service training and related activities for the City of Pittsburgh. Cost not to exceed

\$26,850.00.

Read and referred to Human Resources Committee

Bill No.

[2010-0062](#)

Resolution providing that the City of Pittsburgh enter into a professional services agreement or agreements with LifeSolutions for professional services in connection with the administration and provision of mental health and counseling services for the City of Pittsburgh's Employee Assistance Program for current and prospective employees, and providing for the payment of the cost thereof. Cost not to exceed \$70,850.00.

Read and referred to Human Resources Committee

Bill No.

[2010-0063](#)

Resolution providing that the City of Pittsburgh enter into a professional services agreement or agreements with UPMC Mercy OccuNet for professional services in connection with the administration and evaluation of medical examinations and related tests and procedures for the Civil Service Commission's medical examination program for current and prospective employees for employment and promotion, and providing for the payment of the cost thereof. Cost not to exceed \$150,000.00.

Read and referred to Human Resources Committee

MR. DOWD, CHAIRPERSON OF THE COMMITTEE ON INTERGOVERNMENTAL AFFAIRS, PRESENTS

Bill No.

[2010-0066](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the dedication to the City of South Shore Riverfront Park and related matters. (Council District 3)

Read and referred to Intergovernmental Affairs Committee

MR. KRAUS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS, PRESENTS

Bill No.

[2010-0048](#)

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 Ballfield Lighting Replacement; and further providing for the payment of the costs thereof. Cost not to exceed \$250,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0049](#)

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, and providing for the purchase of materials, supplies and equipment in connection with the rehabilitation and reconstruction of various park facilities; and further providing for the payment of the costs thereof. Cost not to exceed \$750,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0050](#)

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, and providing for the purchase of materials, supplies and equipment in connection

with the rehabilitation and reconstruction of various park facilities; and further providing for the payment of the costs thereof. Cost not to exceed \$300,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0051](#)

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 Rehabilitation and repairs of various swimming pools; and further providing for the payment of the costs thereof. Cost not to exceed \$100,000.00.

Read and referred to Public Works Committee

Bill No.

[2009-0052](#)

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, providing for the purchase of materials and supplies in connection with the Tree Maintenance Program throughout the City of Pittsburgh, and further providing for the payment of the costs thereof. Cost not to exceed \$150,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0052](#)

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, providing for the purchase of materials and supplies in connection with the Tree Maintenance Program throughout the City of Pittsburgh, and further providing for the payment of the costs thereof. Cost not to exceed \$150,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0053](#)

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, providing for the purchase of materials and supplies in connection with the renovations and maintenance of various public buildings, and further providing for the payment of the costs thereof. Cost not to exceed \$375,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0054](#)

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, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies to complete a comprehensive facilities maintenance plan to guide building improvements and maintenance expenditures and to ensure optimal space utilization, and further providing for the payment of the costs thereof. Cost not to exceed \$150,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0055](#)

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 the design, 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.

Read and referred to Public Works Committee

Bill No.

[2010-0056](#)

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; providing for the purchase of materials, equipment and supplies in connection with the renovation of various play areas; and further providing for the payment of the costs thereof. Cost not to exceed \$100,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0057](#)

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, construction and/or remediation for critical wall and slope failures throughout the City; and providing for the payment of the costs thereof. Cost not to exceed \$500,000.00.

Read and referred to Public Works Committee

Bill No.

[2010-0058](#)

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 design, repairs, maintenance, improvements, emergencies and/or the purchase of equipment, materials and supplies in connection with the on-going design, 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 \$50,000.00.

Read and referred to Public Works Committee

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

Bill No.

[2010-0047](#)

Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements for professional consulting services in connection with real estate tax assessment matters, including, but not limited to, tax assessment appeals filed by property owners and/or the City or other taxing jurisdictions in regard to commercial, industrial and residential real property in the City of Pittsburgh at a cost not to exceed \$66,000 (Sixty-Six Thousand Dollars).

Read and referred to Finance and Law Committee

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

Bill No.

[2010-0064](#)

Resolution amending Resolution No. 619, effective October 28, 2009, entitled: 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 2009 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 reallocate funds in the Department of Public Works from "Bridge Maintenance" (-\$150,000) to "Bates Street/2nd Avenue Intersection" (+\$150,000).

Read and referred to Land Use and Economic Development Committee

Bill No. [2010-0065](#) Resolution amending Resolution No. 620, effective October 28, 2009, 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 2008 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 the Public Works Department from "Bridge Repairs" (-\$42,545), to the "Bates Street/2nd Avenue Intersection" (+\$42,545).

Read and referred to Land Use and Economic Development Committee

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

Bill No. [2010-0067](#) Resolution authorizing the appointment of Michael Radley as the Director of the Department of Parks and Recreation.

Held, Pending Interview to Hearings Committee

UNFINISHED BUSINESS

Bill No. [2010-0015](#) Resolution informing City Council of the appointment of Scott Kunka, 525 Lloyd Street, Pittsburgh, PA 15208, as a member of the Pittsburgh Parking Authority with a term to expire April 30, 2012. Mr. Kunka is replacing Art Victor.

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

Bill No. [2010-0017](#) Resolution informing City Council of the appointment of Chris D'Addario, 608 Sampsonia Way, Pittsburgh, PA 15212, as a member of the Pittsburgh Parking Authority with a term to expire April 30, 2015.

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

REPORTS OF COMMITTEE - FINAL ACTION

MRS. SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY

Bill No. [2010-0044](#) Report of the Committee on Public Safety Services for January 20, 2010 with an Affirmative Recommendation.

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

Bill No. Resolution authorizing the Citizen Police Review Board to enter into an Agreement(s) or contract(s) with Ward McGough, LLC for professional services to assist in the legal representation of the Citizen Police Review Board providing for payment there of at a cost not to exceed \$45,000 (Forty-Five Thousand Dollars).

[2010-0006](#)

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

MR. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for January 20, 2010 with an Affirmative Recommendation.

[2010-0045](#)

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

Bill No. Resolution agreeing to cooperate, on a project receiving one-hundred percent outside funding, with the Commonwealth Of Pennsylvania, Department Of Transportation, and Point Park University, in the planning, design and construction of improvements to the Wood Street corridor in the Downtown Section of Pittsburgh.

[2010-0008](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution vacating Burrows Street (2 portions) Main Blvd. and Waring Court in the 5th Ward, 6th Council District of the City of Pittsburgh.

[2010-0033](#)

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. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

MR. SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development for January 20, 2010 with an Affirmative Recommendation.

[2010-0046](#)

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

Bill No.

[2009-1813](#)

Resolution providing for the designation as a Historic Structure under Title 11 of the Code of Ordinances that certain structure known as the former Paramount Pictures Film Exchange building, located at 1727 Blvd. of the Allies, block and lot number 11-J-328, in the 1st Ward, City of Pittsburgh.

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

Votes: Ayes: 8 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 1 - Rev. Burgess

Abstentions: 0

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.