

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, October 17, 2006

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

Douglas Shields, President

**Council Members: Len Bodack, Twanda Carlisle,
Dan Deasy, 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: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2006-0863](#) NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, recognizes and commends the YWCA for all of their hard work and advocacy to end violence in the City of Pittsburgh

SPONSOR(S): TWANDA CARLISLE AND TONYA D. PAYNE

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

Bill No. [2006-0864](#) NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate and commend Homewood A.M.E. Zion Church for hosting, and the entire Allegheny Conference for a week full of spiritual uplift to our community and the City of Pittsburgh.

SPONSOR(S): TWANDA CARLISLE, WILLIAM PEDUTO, LEN BODACK, JIM MOTZNIK AND DAN DEASY

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

Bill No. [2006-0865](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend artist Jim West, his historical consultants and the board and staff of the Mt. Washington Community Development Corporation for creating this work of public art, bringing to light the history and significance behind it, and providing a worthy new landmark attraction for the City of Pittsburgh.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby proclaim October 25, 2006, "Point of View Day" in the City of Pittsburgh.

SPONSOR(S): DAN DEASY AND ALL MEMBERS

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

Bill No. [2006-0866](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh hereby wishes to commend the honorees of NOBLE's William H. Moore Awards and Scholarship Banquet for their continued efforts to recognize law enforcement officers, who seek to make a positive difference within their communities.

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

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

Bill No. [2006-0867](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commends United Cerebral Palsy Pittsburgh for all their great work and congratulates all of this year's award winners.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No. NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh
[2006-0868](#) commends the Italian Heritage Society of America for all their great work and congratulates all of this year's award winners.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No. NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh
[2006-0869](#) congratulates Joseph Bettinger, owner of Heiber's Pharmacy, for his outstanding contributions to The Oakland community and for striving to improve its service to customers and the business community for years to come.

SPONSOR(S): DOUGLAS SHIELDS

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

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Resolution Authorizing the Mayor and the Director of the Department of Public Safety
[2006-0861](#) or the Chief of the Bureau of Emergency Medical services to enter into an agreement with Philips Medical Systems NA to facilitate this donation of HeartStart MRx monitors/defibrillators, to have access to necessary operating software, and to ensure for necessary care and maintenance of the Devices at a cost not to exceed \$42,771.

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

Read and referred to Public Safety Services Committee

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Safety
[2006-0862](#) or the Chief of the Bureau of Fire to enter into an agreement with Philips Medical Systems NA to facilitate this donation of HeartStart BLS MRx monitors/defibrillators, to have access to necessary operating software, and to ensure for necessary care and maintenance of the Devices at a cost not to exceed \$3,983.25.

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

Read and referred to Public Safety Services Committee

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. Ordinance amending the Pittsburgh Code, Title One - Administrative, Article XI -
[2006-0855](#) Personnel, Chapter 192 - Pensions, Section 192.01 - Definitions, to correct the definition of average monthly earnings for pension calculation purposes.

Read and referred to Finance, Law and Purchasing Committee

Bill No. Ordinance amending the Pittsburgh Code, Title One - Administrative, Article XI -
[2006-0856](#) Personnel, Chapter 192 - Pensions, Section 192.22 Membership, by expanding membership in Benefit Plan No. 2, for members of the Teamsters, Local 249, collective bargaining unit.

Read and referred to Finance, Law and Purchasing Committee**MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS AND ENVIRONMENTAL SERVICES**

Bill No. Resolution granting unto Karen Scofield, 1700 Mary Street, Pittsburgh, PA 15203, her
[2006-0857](#) successors and assigns, the privilege and license to construct, maintain and use at her own cost and expense, steps with stoop and railing and a planter box at 1704 Mary Street in the 17th Ward, 3rd Council District of the City of Pittsburgh.

Read and referred to Public Works & Environmental Services Committee

Bill No. Resolution granting unto Academy of Court Reporting, 235 Fourth Avenue,
[2006-0858](#) Pittsburgh, PA 15222, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a double sided business identification sign at 235 Fourth Avenue in the 1st Ward, 6th Council District of the City of Pittsburgh.

Read and referred to Public Works & Environmental Services Committee

Bill No. Resolution authorizing the Mayor and the Directors of the Department of Parks and
[2006-0859](#) Recreation and Public Works to Enter into a Project and License Agreement with the Mount Washington Community Development Corporation in connection with a volunteer pilot project to benefit Grandview Scenic Byway Park by providing invasive plant removal and revegetation along portions of the face of Grandview Avenue.

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

Read and referred to Public Works & Environmental Services Committee**MS. PAYNE PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE**

Bill No. Resolution providing for an Agreement or Agreements or Contract or Contracts, or use
[2006-0860](#) of existing Agreements or Contracts, with a Consultant or Consultants, or Vendor or Vendors, for the purpose of conducting planning and management studies, and related activities in support of such studies including the purchase of data and data analysis equipment at a cost not to exceed \$150,000.00.

Read and referred to Planning, Zoning & Land Use Committee**UNFINISHED BUSINESS**

Bill No. Resolution informing Council of the appointment of Yarone Zober, 1121 Farragut
[2006-0827](#) Street, Pittsburgh, Pennsylvania as a member to the Urban Redevelopment Authority of the City of Pittsburgh for a term to expire December 2, 2009.

Read, Received and Filed

Bill No. Resolution authorizing the appointment of Doris Carson-Williams, 1429
[2006-0828](#) Pennsylvania Avenue, Pittsburgh, Pennsylvania 15233, as a member to the Housing Authority of the City of Pittsburgh for a term to expire September 30, 2009.

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

REPORTS OF COMMITTEE - FINAL ACTION

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. Report of the Committee on Finance, Law and Purchasing for October 11, 2006, with
[2006-0851](#) a negative recommendation.

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

Bill No. An Ordinance Directing the Allegheny County Board of Elections to place before the
[2006-0658](#) qualified voters of the City of Pittsburgh at the 2007 May Primary Election a referendum question "Shall the Pittsburgh Home Rule Charter, Article Three, Legislative Branch, be amended by reducing the number of City Council Members from Nine to Seven in Section 302 - Composition?"

SPONSOR(S): JIM MOTZNIK

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

Votes: Ayes: 2 - Mr. Motznik and Mr. Peduto
Noes: 6 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Ms. Payne and Mr. Shields
Abstentions: 0

Bill No. Report of the Committee on Finance, Law and Purchasing for October 11, 2006, with
[2006-0852](#) an affirmative recommendation.

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

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$6,000.00 to Mildred
[2006-0807](#) Ware-Tyler c/o August M. Damian, Esquire, 800 Mutual Building, 816 Fifth Avenue, Pittsburgh, PA 15219, in full and final settlement of an action filed at GD 04-022061, and arising from alleged injuries as a result of a deteriorated curb at 7424 Hermitage Street, Pittsburgh, PA 15208 in the City of Pittsburgh.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for an agreement or agreements with First Data Government
[2006-0808](#) Solutions Inc., a subsidiary of First Data Corporation, for Interactive Voice Response (IVR) and Webfile Software Support, for a period of three (3) years, July 1, 2006 through June 30, 2009, at a cost not to exceed Forty Thousand Dollars (\$40,000) per year, subject to annual budget appropriation, chargeable to and payable from Account 525100, Fund 1000, Organization 107300, Sub-Class 150, Budget Years 2006 - 2008.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance providing for the establishment of a Neighborhood Improvement District,
[2006-0830](#) in specific the Western Avenue Neighborhood Improvement District, to be administered by the Allegheny West Civil Council.

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 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, 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
[2006-0853](#) October 11, 2006 with an affirmative recommendation.

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

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2006-0810](#) 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. (Council District No. 7)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2006-0811](#) 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. (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
[2006-0812](#) Application to the Pennsylvania Office of the Budget for a \$2,500,000 increase to a Redevelopment Assistance Capital Program grant for the South Shore Riverfront Park project for a total grant of \$3,500,000. (Council District No. 3)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2006-0813](#) Redevelopment Authority of Pittsburgh in connection with URA's application for an additional \$2,500,000 Redevelopment Assistance Capital Program grant for the South Shore Riverfront Park project. (Council District No. 3)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0814](#) Resolution 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. (Council District No. 5)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0815](#) 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. (Council District No. 5)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0816](#) Resolution 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 \$250,000 for the Carnegie Library of Pittsburgh Centre and Kirkpatrick project. (Council District No. 6)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0817](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$250,000 Redevelopment Assistance Capital Program grant for the Carnegie Library of Pittsburgh Centre & Kirkpatrick project. (Council District No. 6)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0818](#) Resolution 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 \$7,500,000 for the Carnegie Library of Pittsburgh branch modernization project. (Council Districts: All)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0819](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$7,500,000 Redevelopment Assistance Capital Program grant for the Carnegie Library of Pittsburgh branch modernization project. (Council Districts: All)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0820](#) Resolution 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 \$4,000,000 for the Pittsburgh Technology Center project. (Council District No. 6)

This Matter was Passed Finally on the Consent Agenda.

Bill No.
[2006-0821](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$4,000,000 Redevelopment Assistance Capital Program grant for the Pittsburgh Technology Center project. (Council District No. 6)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2006-0822](#) Application to the Pennsylvania Office of the Budget for a \$5,000,000 increase to a Redevelopment Assistance Capital Program grant for the Nine Mile Run project for a total grant of \$17,500,000. (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
[2006-0823](#) Redevelopment Authority of Pittsburgh in connection with URA's application for an additional \$5,000,000 Redevelopment Assistance Capital Program grant for the Nine Mile Run project. (Council District No. 5)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2006-0824](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$500,000 for the Strip District project. (Council District No. 6)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2006-0825](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a \$500,000 Redevelopment Assistance Capital Program grant for the Strip District project. (Council District No. 6)

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, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for October 11, 2006, with an
[2006-0854](#) affirmative recommendation.

Read, Received and Filed

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for
[2006-0809](#) the purchase of fire hose and SCBA parts for the Fire Bureau at a cost not to exceed Seventy Thousand dollars (\$70,000.00) and providing for the payment thereof.

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

Votes: Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Koch, Mr. Motznik, Ms. Payne,
Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

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.