

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 23, 2007

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

Douglas Shields, President

Council Members: Len Bodack, Twanda Carlisle,

Dan Deasy, Darlene M. Harris, 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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2007-1143](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh hereby commends and thanks Sheila Titus on her outstanding citizenship, her service to her community, family and law enforcement friends and congratulates her on her retirement from the Lawrenceville Block Watch.

SPONSOR(S): LEN BODACK AND ALL MEMBERS

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

Bill No. [2007-1144](#) NOW THEREFORE BE IT RESOLVED THAT the Council of the City of Pittsburgh hereby wishes to thank and honor Lisa Pilewski, Molly Stephani and Carole Borek for their hard work with Lawrenceville's Tree Tenders.

SPONSOR(S): LEN BODACK AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MS. CARLISLE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION

Bill No. [2007-1131](#) Communication from Charles F. Morrison, Director of Commission on Human Relations, hereby requests authorization for Adelaide Smith, a non-City employee and Chairperson of the Housing Committee of the Pittsburgh Commission on Human Relations, to attend Conflict Resolution Training offered by the Pittsburgh Mediation Center on Saturdays, February 17 and 24, 2007. Costs will not exceed \$250.00, payable from the HUD Trust Fund.

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. [2007-1132](#) Resolution amending Resolution No. 165, effective April 5, 2006 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 1997 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 Mayor's Office "Youth Initiative - Serious Offenders" (-7,263.35); and "Neighborhood Business District Decorative Lighting" (-65,325.30); to "Pgh.

Community Services (Hunger Trust Fund)” (+60,000); “Just Harvest” (+10,000); and “Pgh. Community Service - Neighborhood Safety” (+2,588.65).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1133](#)

Resolution amending Resolution No. 869, effective December 16, 2003 entitled “Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$984,221.16, chargeable to and payable from the 1997 Community Development Block Grant Program, Mayor's Office, “so as to increase the encumbrance in the Mayor's Office from \$984,221.16 to \$1,049,546.46;(+65,325.30) and transferring funds from “Youth Initiative- Serious Offenders” (-7,263.35); to the “Pgh. Community Services - Hunger Trust Fund” (+60,000); and to the “Just Harvest” (+10,000); and the “Pgh. Community Services - Neigh. Safety Program (+2,588.65).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1134](#)

Resolution amending Resolution No. 549, effective September 27, 2005 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 1998 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 transfer funds from an account in the Mayor's Office “Southside Works-Public Art” (-695.09); to “Pgh. Community Services-Neigh. Safety Program” (+695.09).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1135](#)

Resolution amending Resolution No. 532, effective July 11, 2003, entitled, “Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$490,445, chargeable to and payable from the 1998 Community Development Block Grant Program, Mayor's Office so as to transfer funds from an account in the Mayor's Office - “South Side Works - Public Art” (-695.09); to the Pgh. Community Services - Neigh. Safety Program” (+ 695.09).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1136](#)

Resolution amending Resolution No. 168, effective April 5, 2006, 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 1999 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 transfer funds in the Mayor's Office from "Citywide After School Program" (-7,753.72) and "Mayor's Employment Initiative" (-26,394.70) to the Pgh. Community Services - Neigh Safety Program" (+34,148.42).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1137](#)

Resolution amending Resolution No. 312, effective May 21, 1999, entitled, "Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$582,279.00 so as to decrease the encumbrance from 582,279.00 to 508,673.70 (-73,605.30) and transfer funds in the Mayor's Office from the "Citywide After School Program" (-7,753.72) to the "Pgh. Community Services - Neigh. Safety Program" (+34,148.42). Remove B.I.G. League Youth Sports Program (-100,000).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1138](#)

Resolution amending Resolution No. 166, effective April 5, 2006, as entitled, "Providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of HUD for a grant in connection with the 2000 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 Mayor's Office from "Citywide After School Program" (-26,931.51) and "Mayor's Employment Initiative" (-15,636.33) to "Pgh. Community Services-Neigh. Safety Program" (+12,567.84); and to "Pgh. Mediation Center" (+10,000); and to "Urban League/Hunger" (+20,000).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1139](#)

Resolution amending Resolution No. 338, effective May 9, 2000, entitled, "Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$1,065,000.00 so as to decrease the encumbrance in the Mayor's Office from 1,065,000 to 455,636.33 (-609,363.67) "B.I.G. League Youth" (-100,000); "Fields and Courts" (-100,000); "Mayor's Employment Initiative" (-125,000); "Recreation Center Equipment" (-100,000); "Senior Center Equipment" (-100,000); "Tree Planting Program" (-100,000); "Citywide After School Program" (-26,931.51) and reprogram funds to the "Pgh. Community Services - Neigh. Safety Program" (+12,567.84); and to the "Pgh. Mediation Center" (+10,000); and to the

“Urban League - Hunger Program” (+20,000).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No.

[2007-1142](#)

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 “Harmony Singers of Pittsburgh” \$1,000 and “Bishop Leonard-St. Mary of the Mount Academy” \$1,000 and by adjusting amounts in various other projects in Council District 3.

SPONSOR(S): JEFFREY S. KOCH

Read and referred to Housing, Economic Development & Promotion Committee

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No.

[2007-1118](#)

Resolution repealing items in Resolutions approved on various dates, authorizing the sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, “Second Class City Treasurer Sale and Collection Act”, effective December 11, 1984. Items C thru E: C: 1517 & 1519 McCullough and 1532 Brighton; D: Balboa and Lisbon; E: Bedford.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1119](#)

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. ITEM A: 1300 Stokes.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1120](#)

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 B: A: 721 N. Euclid; B: 520 N. Fairmount.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1121](#)

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 thru O. A: 1126 Province; B: 1136 Province; C: 711 Armandale; D: 920 Mina; E: 3032 Brereton; F: 921 Behan; G: 2236 Dellrose; H: 14 Dunlap; I: 174 Wabash; J: 1100 Bidwell; K: 323 Mansion; L: 230 Edith; M: 5509 Celadine; N: 64 Beltzhoover; O: 1890 Woodward.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1122](#)

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.

ITEM A: 4820 Harrison.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1123](#)

Resolution providing that the City of Pittsburgh enter into Professional Service Agreement(s) and/or Contracts with consultants and/or service providers for professional services in connection with Civil Service and MPOETC required assessment and evaluation of Police Officer Recruit candidates, and providing for payment of the cost thereof, not to exceed \$30,000.00.

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1140](#)

Resolution authorizing and directing the Mayor and the Director of the Department of Finance to initiate the process to enter into a Cooperation Agreement between the City of Pittsburgh and Allegheny County, for the purpose of centralizing purchasing functions of both government entities, to cut costs for goods and services and improve overall efficiencies, resulting in a cost savings to the taxpayers of the City of Pittsburgh and County of Allegheny.

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Finance, Law and Purchasing Committee

Bill No.

[2007-1141](#)

Resolution further amending and supplementing Resolution No. 180, effective April 5, 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 3", by adding two new projects; "Harmony Singers of Pittsburgh" \$1,000 and "Bishop Leonard-St. Mary of the Mount Academy" \$1,000 and by adjusting various other projects. Total cost is not to exceed \$1,000,000.

SPONSOR(S): JEFFREY S. KOCH

Read and referred to Finance, Law and Purchasing Committee

MRS. HARRIS PRESENTS COMMITTEE ON ENGINEERING, FLEET AND FORESTRY

Bill No.

[2007-1127](#)

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 slope failures throughout the City; and providing for the payment of the costs thereof. Cost not to exceed \$550,000.00.

Read and referred to Engineering, Fleet and Forestry Committee

Bill No.

[2007-1128](#)

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 Engineering, Fleet and Forestry Committee

Bill No. [2007-1129](#) 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 Engineering, Fleet and Forestry Committee

Bill No. [2007-1130](#) 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 \$200,000.00.

Read and referred to Engineering, Fleet and Forestry Committee**MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No. [2007-1124](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for street repair programs to include, but not limited to, brick and blockstone repairs, concrete slab replacement at various locations throughout the City of Pittsburgh, and providing for the payment of the cost thereof, at a cost not to exceed \$550,000.00.

Read and referred to Public Works & Environmental Services Committee

Bill No. [2007-1125](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for Vacant lot cleanup services, beginning on or after April 1, 2007 and providing for the payment of the cost thereof, at a cost not to exceed \$400,000.00.

Read and referred to Public Works & Environmental Services Committee

Bill No. [2007-1126](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for the repairs, maintenance, improvements and emergencies in connection with the Wall, Step, and Fence Program, throughout the City of Pittsburgh, and providing for the payment of the cost thereof, at a cost not to exceed \$200,000.00.

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

Bill No. [2007-1105](#) Resolution authorizing the appointment of Kim Graziani, as a member of the Clean Pittsburgh Commission for a term to expire October 31, 2009. Ms. Graziani will fill the unexpired term of Linda Binstock.

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 January 17, 2007.

[2007-1114](#)

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

Bill No.

[2007-1083](#)

Resolution providing that the City of Pittsburgh enter into a professional service Contract or Contracts for the purpose of providing professional legal services in connection with the defense of certain worker's compensation matters and claims brought against the City under the Workers' Compensation Act and providing for the payment of the cost thereof. Cost not to exceed \$230,000.00.

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2007-1092](#)

Resolution providing for an agreement with Dickie, McCamey & Chilcote, P.C. for professional services for the City Controller, cost not to exceed \$100,000.00.

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 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No.

[2007-1115](#)

Report of the Committee on Public Works and Environmental Services for January 17, 2007.

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

Bill No.

[2007-1101](#)

Resolution providing for an agreement or agreements with University of Pittsburgh Medical Center (UPMC), Iroquois Building, Suite 207, Pittsburgh, PA 15213 for the grant of easement for a utility tunnel under Darragh Street in the 4th Ward, 8th Council District. Of the City of Pittsburgh.

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

MS. PAYNE PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE

Bill No. Report of the Committee on Planning, Zoning and Land Use for January 17, 2007.

[2007-1116](#)

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

Bill No.

[2006-0875](#)

Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter 902 Section 902.03, Zoning District Map No. 16 by changing various zoning district classifications in the LARIMER neighborhood in accord with Map Pittsburgh: Zoning for your Neighborhood, the city's zoning re-mapping project relative to the city's new Urban Zoning Code. (Hearing held January 10, 2007)

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mrs. Harris, 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 January 17, 2007.

[2007-1117](#)

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

Bill No.

[2007-1090](#)

Resolution providing for the issuance of an agreement between the City of Pittsburgh and Michael Baker Jr., Inc. for the development and payment thereof for a central business district evacuation plan. The agreement will provide a means in which the Mayor of Pittsburgh and the Director of Public Safety may utilize funds authorized by Resolution 687 of 2005 for payment of costs accrued in the development and implementation of a central business district evacuation plan. Cost not to exceed \$589,327.00.

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

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

Noes: 1 - Mr. Peduto

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.