

City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Monday, December 18, 2006

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. [2006-1067](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the noble and remarkable work of the Shepherd Wellness Center and declares December 15, 2006, to be Shepherd Wellness 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

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

Bill No. [2006-1064](#) 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 amending various line items in Council District 6.

SPONSOR(S): TONYA D. PAYNE

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

Read and referred to Housing, Economic Development & Promotion Committee

MR. DEASY PRESENTS THE COMMITTEE ON FINANCE, LAW AND PURCHASING

Bill No. [2006-1065](#) Resolution further amending Resolution No. 403, as 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 6; and providing for the payment of the costs thereof," by amending various line items in Council District 6. Total cost of all projects not to exceed \$1,000,000.

SPONSOR(S): TONYA D. PAYNE

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 requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. C-833 from Polish Cadets Group No. 615 of Polish National Alliance, 400 Shingiss Street, McKees Rocks, PA 15136; to Applicant, Bartenders, Owners and Waitresses Social Club, 1900 Smallman Street, Suite 110, Pittsburgh PA 15222; for the premises located at 1900 Smallman Street, Suite 110, Pittsburgh PA 15222 (2nd Ward), pursuant to amended Pennsylvania Liquor Code, §4-461.
[2006-1066](#)

PRESENTED BY MS. CARLISLE & MR. SHIELDS

Read and referred to Finance, Law and Purchasing Committee

UNFINISHED BUSINESS

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 December 13, 2006.

[2006-1060](#)

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

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title Two, Fiscal; Article VII, Business Related Taxes; Chapter 253, Parking Tax, Section 253.02, Tax Levy and Rate, by decreasing the rate of tax from 50% to 45% effective January 1, 2007.
[2006-1004](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article VII, Business Related Taxes; Chapter 241, Amusement Tax, Section 241.04 (a) (1), AMUSEMENT TAX COMPUTATION, by decreasing the rate for Certain Non-Profit Performing Arts, from two and one-half (2.5) percent to one and one-quarter (1.25) percent.
[2006-1005](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption, Section 263.01, Levy and Rate on Lands and Buildings, by fixing the rate of taxation.
[2006-1006](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution transferring a total of \$992,400 from Non-Departmentals - Citywide to various accounts within the 2006 Operating Budget. This transfer is necessary to meet expenditures for the remainder of 2006.
[2006-1007](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing that the City of Pittsburgh enter into a temporary professional services Contract or Contracts with UPMC Work Partners for the purpose of paying Workers' Compensation medical claims for expenses which were incurred prior to December 31, 2005, at a cost not to exceed \$716,353.

[2006-1008](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal, Article VII, Business Related Taxes, Chapter 245, Earned Income Tax, by fixing the rate of interest on certain delinquent Earned Income Tax for [2006] 2007.

[2006-1020](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal, Article VII, Business Related Taxes, Chapter 246, Home Rule Tax, by fixing the rate of interest on certain delinquent Earned Income and Home Rule Taxes for [2006] 2007.

[2006-1021](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution transferring a total of \$3,500,000.00 from various accounts to the Miscellaneous Services account in Non-Departmental - Citywide. This transfer is needed to fund the City's portion of the purchase of liens previously sold to National Tax Funding LP.

[2006-1041](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Mayor and the Director of the Department of Finance to enter into an agreement or agreements, together with the School District of Pittsburgh and the Pittsburgh Water and Sewer Authority, with National Tax Funding, LP and/or Caulis Negrus, LLC, their affiliates, successors or assigns, to repurchase real estate tax liens, delinquent charges and any and all other municipal claims assigned, transferred, sold and conveyed to National Tax Funding, LP and serviced by Capital Asset Research Corporation, Ltd., at a total cost not to exceed \$6,500,000.

[2006-1042](#)

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

Bill No. Resolution making Appropriations to pay the expenses of conducting the Public Business of the City of Pittsburgh and for meeting the debt charges thereof for the Fiscal Year, beginning January 1, 2007.

[2006-1017](#)

SPONSOR(S): DAN DEASY

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, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne and Mr. Shields
Noes: 1 - Mr. Peduto
Abstentions: 0

Bill No.

[2006-1018](#)

Resolution fixing the number of officers and employees of the City of Pittsburgh, and the rate of compensation thereof, and setting minimum levels for designated positions.

SPONSOR(S): DAN DEASY

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, Mrs. Harris, Mr. Koch, Mr. Motznik, Mr. Peduto and Mr. Shields
Noes: 1 - Ms. Payne
Abstentions: 0

Bill No.

[2006-1019](#)

Resolution Adopting and approving the 2007 Capital Budget and the 2007 Community Development Block Grant Program; and approving the 2007 through 2012 Capital Improvement Program.

SPONSOR(S): DAN DEASY

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, Mrs. Harris, Mr. Koch, Mr. Motznik, Ms. Payne and Mr. Shields
Noes: 1 - Mr. Peduto
Abstentions: 0

MR. KOCH PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No.

[2006-1061](#)

Report of the Committee on Public Works and Environmental Services for December 13, 2006.

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

Bill No.

[2006-1009](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Cooperation and Reimbursement Agreement with the South Side Works Association for funding of trail maintenance.

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 December 13, 2006.
[2006-1062](#)

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

Bill No. Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter
[2006-0874](#) 902 Section 902.03, Zoning District Maps Nos. 6 and 7 by changing various zoning district classifications in the ALLEGHENY CENTER 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.

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. CARLISLE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2006-1063](#) December 13, 2006.

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

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2006-1010](#) between the Urban Redevelopment Authority of Pittsburgh and Christal L. Coelho for the Sale of Block 26-J, Lot 220, in the 6th Ward of the City of Pittsburgh - Council District No. 7 (Sideyard).

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2006-1011](#) between the Urban Redevelopment Authority of Pittsburgh and Ernest H. Darby and Emma T. Lucas-Darby for the Sale of Parcel 7B-2, in the 5th Ward of the City of Pittsburgh in Redevelopment Area No. 32, Block 10-L, Lot 80- 2307 Mahon Street - Council District No. 6 - (sideyard).

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Property in the 5th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 10-P, Lot 121-5 (Centre Avenue Corridor -- Council District No. 6 - Site Assemblage for Residential/Commercial Development - 2223 Centre Avenue).

[2006-1012](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to Publicly-Owned Properties in the 12th Ward of the City of Pittsburgh designated in the Deed Registry Office as Block 124-N, Lots 198, 200, 201, 208, 210, 294 (Council District No. 9 - Site Assemblage for Residential Development - 139, 141, 155, 157, 161 Carver Street and 143 Stoebner Way)

[2006-1013](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to Publicly-Owned Property in the 6th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 49-N, Lot 3 (Council District No. 7 - Site Assemblage for Commercial Development - 3527 Butler Street).

[2006-1014](#)

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

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.