

City of Pittsburgh



City Council

Regular Meeting Agenda

Monday, November 19, 2007

10:00 AM

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

Douglas Shields, President

Council Members: Len Bodack,

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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****Mr. SHIELDS PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION**

Bill No. Resolution dissolving the Baum/Millvale Tax Increment Financing District. (Council District 8).
[2007-1943](#)

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Carnegie Library of Pittsburgh, for the Sale of Disposition Parcel 16 in Redevelopment Area No. 51, in the 22nd Ward of the City of Pittsburgh - Council District No.6 (Library construction).
[2007-1944](#)

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Jaclyn M. Yunker for the Sale of Block 22-P, Lot 187, in the 21st Ward of the City of Pittsburgh - Redevelopment Area No. 27 - Council District No. 6 (1426 Stedman Street - Sideyard).
[2007-1945](#)

Bill No. Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Western Avenue Associates, for the sale of Block 7-B, Lot No.123 , in the 21st Ward of the City of Pittsburgh - Council District No. 6 - 911 Manhattan Street (commercial development).
[2007-1946](#)

Bill No. Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and UPMC Presbyterian Shadyside for the sale of Block 125-G, Lots 14 and 15, in the 12th Ward of the City of Pittsburgh - Council District No. 9 - 6724-6726 Kelly Street (parking).
[2007-1947](#)

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 Properties in the 12th Ward of the City of Pittsburgh, designated in the Deed Registry Office of Allegheny County as Block 125-G, Lots 14 and 15, under the Industrial Land Reserve Fund - 6724-6726 Kelly Street - (Council District No. 9).
[2007-1948](#)

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

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal, Article VII, Business Related Taxes, Chapter 241, Amusement Tax, Section 241.04, Amusement Tax Computation, by reducing the rate of tax for certain Non-Profit Performing Arts, from one and one-quarter (1.25) percent in 2007 to zero (0) percent in 2008.
[2007-1935](#)

- Bill No. [2007-1936](#) Ordinance amending and supplementing the Pittsburgh Code, Title Two, Fiscal; Article VII, Business Related Taxes; Chapter 252, Emergency and Municipal Services Tax, by changing the title of Chapter 252 from, "EMERGENCY AND MUNICIPAL SERVICES TAX" to "LOCAL SERVICES TAX", and by otherwise changing the provisions of Chapter 252 so as to comply with the statutory requirements of Act 7 of 2007 in regard to exemptions, dates of payments and withholding.
- Bill No. [2007-1937](#) 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 the tax from 45% to 40% effective January 1, 2008.
- Bill No. [2007-1938](#) 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.
- Bill No. [2007-1939](#) Resolution realigning a total of \$2,278,550 between various accounts within the 2007 Operating Budget. This transfer is necessary for the 2007 closeout in order to meet expenditures for the remainder of the fiscal year.
- Bill No. [2007-1940](#) Resolution authorizing the City of Pittsburgh to enter into a professional service contract with Dr. Michael Weir, LLC, for the purpose of preparing revenue forecasts, at a total cost not to exceed Twenty-Five Thousand Dollars (\$25,000.00) per year, subject to annual budget appropriation.
- Bill No. [2007-1941](#) Resolution providing for an agreement or agreements with a Mockenhaupt Benefits Group to provide actuarial services for the CITY of Pittsburgh for a period of two years, for the years 2007 through 2008, at a cost not to exceed One Hundred Thousand Dollars (\$100,000) per year and providing for the cost thereof.
- Bill No. [2007-1942](#) Resolution providing for a professional services agreement or agreements with Maher Duessel for the performance of the City's Financial Statement including Single Audit for the years ending December 31, 2007 and December 31, 2008, at a total cost not to exceed Four Hundred Sixty Thousand Seven Hundred Fifty Eight Dollars (\$460,758.00) over two years, chargeable to and payable from the Department of Finance Miscellaneous Services Account, Budget Years 2008 and 2009.

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MR. DEASY PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING

- Bill No. [2007-1930](#) Report of the Committee on Finance, Law and Purchasing for November 14, 2007 with an Affirmative Recommendation.
- Bill No. [2007-1899](#) Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$200,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services

including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's Operation Weed and Seed Program in the Lawrenceville neighborhood.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed

Bill No.

2007-1900

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$175,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's Operation Weed and Seed Program in the neighborhoods of Chartiers City, Crafton Heights, Elliott, Esplen, Fairywood, Sheraden, West End, and Windgap.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed

Bill No.

2007-1901

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Department of Justice in the amount of \$200,000, and authorizing and directing the Mayor to enter into an Agreement or Agreements with qualified drug treatment programs for drug treatment services, with qualified non-profit agencies for project coordination services, with qualified organizations for community surveying, social, educational, recreational, youth development, and other related services including transfer of salaries and fringe benefits, supply purchases, equipment purchases, travel reimbursement, and other expenses in connection with the City's Operation Weed and Seed Program in the neighborhoods of East Liberty, Garfield, and Larimer.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed

Bill No.

2007-1915

Resolution amending Resolution No. 154, effective April 5, 2006, entitled: "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 and further, authorizing various departments to enter into contract or contracts or use existing contract or contracts for the purchase of equipment and/or furniture at a cost not to exceed \$1,440,896.62" so as to transfer funds from City Council, "District 5 Equipment" (-2,000) and Uptown Community Action Group" (-2,960) to "St. Clair Athletic Assoc. (+2,000) and "Pittsburgh Leadership

Program-Schoolhouse Teachers/YES Program (+2,960).

SPONSOR(S): TONYA D. PAYNE AND DOUGLAS SHIELDS

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Finance, Law and Purchasing Committee	Affirmatively Recommended	Passed

MRS. HARRIS PRESENTS COMMITTEE ON ENGINEERING, FLEET AND FORESTRY

Bill No. [2007-1931](#) Report of the Committee on Engineering, Fleet and Forestry for November 14, 2007 with an Affirmative Recommendation.

Bill No. [2007-1884](#) Resolution further amending Resolution No. 833, effective January 1, 2002, as amended, entitled "Adopting and approving the 2002 Capital Budget and the 2002 Community Development Block Grant Program; and approving the 2002 through 2007 Capital Improvement Program," by decreasing the "Inspection Services" line item in the amount of \$88,051.65, from \$200,000.00 to \$111,948.35 and increasing the "Wall, Step & Fence" line item in the amount of \$88,051.65, from \$700,000.00 to \$788,051.65.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Engineering, Fleet and Forestry Committee	Affirmatively Recommended	Passed

Bill No. [2007-1885](#) 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 on-going 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 \$88,051.65.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Engineering, Fleet and Forestry Committee	Affirmatively Recommended	Passed

Bill No. [2007-1902](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of one (1) Wood Chipper, for the Department of Public Works, Bureau of Operations, Forestry Division, and provide for the payment thereof, and/or transfer of funding to the Equipment Leasing Authority, at a cost not to exceed \$32,000.00.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Engineering, Fleet and Forestry Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for the purchase of materials and supplies in connection with the construction of a Concession Stand at Ammon (Josh Gibson) Field, and further providing for the payment of the costs thereof. Cost not to exceed \$50,000.00.

[2007-1903](#)

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Engineering, Fleet and Forestry Committee	Affirmatively Recommended	Passed

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

Bill No. Report of the Committee on Planning, Zoning and Land Use for November 14, 2007 with an Affirmative Recommendation.

[2007-1932](#)

Bill No. Supplementing the Pittsburgh Code, Title Nine, Zoning, by adding a new sub section 915.04, entitled, "Sustainable Development Bonuses."

[2006-0540](#)

SPONSOR(S): WILLIAM PEDUTO, DOUGLAS SHIELDS AND LEN BODACK

Legislative History

6/27/06	City Council	Read and referred	
7/5/06	Planning, Zoning & Land Use Committee	AMENDED BY SUBSTITUTE	Passed
7/5/06	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
7/5/06	Planning, Zoning & Land Use Committee	Referred for Report and Recommendation	Passed
10/11/07	Hearings Committee	Public Hearing Scheduled	Passed
10/31/07	Hearings Committee	Public Hearing Held	Passed
11/14/07	Planning, Zoning & Land Use Committee	AMENDED	Passed
11/14/07	Planning, Zoning & Land Use Committee	Affirmatively Recommended as Amended	Passed

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title 9, Zoning; Article III, Overlay Zoning District, Chapter 907: Development Overlay Districts, subsection 907.02.H from IPOD-3 Baum-Centre Corridor to BCCOD Baum-Centre Corridor Overlay District and making various changes.
(PUBLIC HEARING HELD OCTOBER 31, 2007)

[2007-1453](#)

SPONSOR(S): WILLIAM PEDUTO

Legislative History

5/14/07	City Council	Read and referred	
5/23/07	Planning, Zoning & Land Use Committee	Referred for Report and Recommendation	Passed

5/23/07	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
5/23/07	City Council	Referred for Report and Recommendation	
10/11/07	Hearings Committee	Public Hearing Scheduled	Passed
10/31/07	Hearings Committee	Public Hearing Held	Passed
11/14/07	Planning, Zoning & Land Use Committee	Affirmatively Recommended	Passed

MR. SHIELDS PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION

Bill No. [2007-1933](#) Report of the Committee on Housing, Economic Development and Promotion for November 14, 2007 with an Affirmative Recommendation.

Bill No. [2007-1904](#) Resolution amending Resolution No. 479, effective August 21, 2007 entitled: by 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 2007 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 "Change the name of a project in the Public Safety Department.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed

Bill No. [2007-1905](#) Resolution approving Execution of a Contract For Disposition of Land By and Between the Urban Redevelopment Authority of Pittsburgh and Trammel Crow Investments Inc., for the sale of Parcel E1b (Block 29-J, Lot 200) and the lease of Parcel E1f (Block 29-N, Lot 316) in the Sixteenth Ward of the City of Pittsburgh in Redevelopment Area No. 55, Hot Metal and Sidney Streets, Council District No. 3 (construction of office building and parking lot).

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed

Bill No. [2007-1916](#) Resolution amending Resolution No. 451, effective August 16, 2007, 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 City Council from "District 5 Equipment" (-2,000); and from "Uptown Community Action Group" (-2,960) and transfer these funds to "St. Clair Athletic Assoc." (+2,000) and to "Pittsburgh Leadership Program-Schoolhouse

SPONSOR(S): TONYA D. PAYNE AND DOUGLAS SHIELDS

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2007-1934](#) Report of the Committee on Public Safety Services for November 14, 2007 with an Affirmative Recommendation.

Bill No. [2007-1906](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of protective clothing and equipment for the Fire Bureau at a cost not to exceed One Hundred Thousand dollars (\$100,000.00) and providing for the payment thereof.

Legislative History

11/5/07	City Council	Read and referred	
11/14/07	Public Safety Services Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT