

# **City of Pittsburgh**

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



## **MEETING MINUTES**

*Proceedings of the Council of the City of Pittsburgh*

**Thursday, April 24, 2008**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-FIFTH COUNCIL**

**Douglas Shields, President**

**Council Members: Reverend Ricky V. Burgess, Dan Deasy, Patrick Dowd, Darlene M. Harris,  
Bruce A. Kraus, Jim Motznik, Tonya D. Payne, William Peduto**

**Linda M. Johnson-Wasler, City Clerk**

**Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 9 - Mr. Deasy, Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No.

[2008-0336](#)

Now Therefore, Be It Resolved, That The Council Of The City Of Pittsburgh Does Hereby Recognize The Tremendous Efforts Of The College Democrats Of Pittsburgh And Southwestern Pennsylvania; And

Be It Further Resolved That The Council Of The City Of Pittsburgh Proclaims That Thursday, April 24th, 2008 Be Hereby Declared As "College Dems Day" In The City Of Pittsburgh.

**SPONSOR(S): JIM MOTZNIK AND ALL MEMBERS**

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

Bill No.

[2008-0337](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City Pittsburgh commends the Pittsburgh Dialogue Foundation for its past initiatives and ongoing contribution to community cultural development and appreciation; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares April 20, 2008, "International Children's Day" in the City of Pittsburgh.

**SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS**

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

Bill No.

[2008-0338](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the important work of the Animal Rescue League of Western Pennsylvania, and encourages residents of the City of Pittsburgh to assist Pittsburgh's homeless animals by adopting animals from the League, by donating funds and needed materials to the League, by fostering animals for the League, by volunteering at the League, and by any other appropriate means, to help the animals until they get a new forever home;

NOW THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby support the League's Drive for Five, and does pledge to showcase on air, prior to its weekly Standing Committee Meeting, the animals from the Animal Rescue League that are available to the public for adoption, and does advise the public that Council subscribes to the Animal Rescue League's motto: "Where Love Begins".

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

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

Bill No.

[2008-0339](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby commends them for their dedication, and for all the blood, sweat and tears they poured into the sport of boxing and congratulates them for their honor into the Hall of Fame.

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

Bill No.

[2008-0340](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby commends Thomas Reiser, Chris Deasy, Jeff Roscoe and Kenneth Farnan for their years of duty, sacrifice and dedication and honors them for the devotion they gave to their country.

**SPONSOR(S): DAN DEASY**

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

Bill No.

[2008-0341](#)

NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby wish to honor Mrs. Allen on her 100th birthday, which she will be celebrating on Saturday, April 26th, 2008 at 5p.m. at the Friendship Community Church.

AND BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby also wish to recognize Mrs. Lillian Allen for her ability to overcome adversity in order to positively impact our Pittsburgh community for nearly a century.

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

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

Bill No.

[2008-0342](#)

THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the important work of the Pittsburgh Chapter of the National Association of Women Business Owners; and

NOW THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare April 23, 2008, MAKE THE CONNECTION 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.

[2008-0343](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate Amen Corner for recognizing Judge Donetta W. Ambrose with the Judge Robert E. Dauer Award for Judicial Leadership and Excellence for her outstanding career and achievement in the field of law and justice and for her participation in civic, religious and charitable activities; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, April 24, 2008, to be "JUDGE DONETTA W. AMBROSE 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. NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh  
[2008-0344](#) hereby recognizes The James A. Garfield Republican Club to be a civic and/or service organization within the context of the Pennsylvania Small Games of Chance Act, as amended.

**SPONSOR(S): DARLENE HARRIS**

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

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

### **REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON LAND USE AND ECONOMIC DEVELOPMENT, PRESENTS**

Bill No. Ordinance amending the Pittsburgh Zoning Code, Article III - Overlay Zoning  
[2008-0322](#) Districts, Chapter 906 - Environmental Overlay Districts, by making technical corrections at subsection 906.07.E.1(e), correcting the Storm Frequency Table for release rates in the Girty's Run Watershed, and at sub-section 906.07.F.2 - Storm Frequencies in the Monongahela River Watershed, correcting the Storm Frequency Table for peak stormwater discharge.

**Read and referred to Land Use and Economic Development Committee**

### **MR. DEASY, CHAIRPERSON OF LAND USE AND ECONOMIC DEVELOPMENT, PRESENTS**

Bill No. Resolution amending Resolution No. 442, effective August 16, 2007 entitled:  
[2008-0329](#) "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 the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contract or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed 950,000.00" so as to amend a line item in City Council: "District 2 Equipment" (-1,600) and correct administrative errors.

**SPONSOR(S): DAN DEASY**

**Read and referred to Finance and Law Committee**

### **MRS. HARRIS, CHAIRPERSON OF PUBLIC WORKS, PRESENTS**

Bill No. Resolution amending Resolution No. 677, effective December 17, 2007 entitled:  
[2008-0330](#) 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 the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contract or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed 800,000.00, so as to reprogram funds in City Council from "District 1-Equipment" (-2,500) and

transfer these funds to: “St. Michaels and All Angels Church (+2,000); and Northside Leadership Conference (+500) and further to transfer funds from “Spring View Athletic Association” (-2,000) to “District 1” (+2000).

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Finance and Law Committee**

Bill No.

[2008-0331](#)

Resolution amending Resolution No.685 , effective December 17, 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 reprogram funds in City Council from “District 1-Equipment” (-2,500) and transfer these funds to “St. Michaels and All Angels Church” (+2,000); and “Northside Leadership Conference” (+500) and further to transfer funds from “Spring View Athletic Association” (-2,000) to District One” (+2,000).

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Finance and Law Committee**

Bill No.

[2008-0332](#)

Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: “Adopting and approving the 2000 Capital; 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 \$5,500 to “Brighton Heights Citizen Federation-Surveillance Camera” and by reducing “District 1 Community Organizational Support” by \$794.62 and “Hazlett Theatre” by \$4,705.38 in Council District 1.

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Finance and Law Committee**

Bill No.

[2008-0333](#)

Resolution further amending and supplementing Resolution No. 258, effective April 26, 2000, 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 1; and providing for the payment of the costs thereof," by adjusting various projects in Council District 1. The total amount of all projects is not to exceed \$1,000,000.

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Finance and Law Committee**

## **MR. KRAUS, CHAIRPERSON OF PUBLIC SAFETY SERVICES, PRESENTS**

Bill No.

[2008-0321](#)

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh, a grant from the Pennsylvania Commission on Crime and Delinquency in the amount of \$46,386.00, and authorizing agreement or agreements with qualified agencies for

project coordination, youth development, and other related services including transfer of salaries, supply purchases, travel reimbursement, and other expenses in connection with the Youth Service Coordination Project.

**Read and referred to Public Safety Services Committee**

**MR. MOTZNIK, CHAIRPERSON OF THE COMMITTEE ON GENERAL AND GOVERNMENT SERVICES, PRESENTS**

Bill No. [2008-0323](#) Resolution providing for an agreement or use of existing agreements and/or a contract or contracts, or use of existing contracts, and for the purchase of materials, supplies and equipment and/or services in connection with the renovations/repairs of existing and/or installation of an Automotive Fuel Dispensing System for various locations throughout the City and providing for the payment of the costs thereof, at a cost not to exceed \$100,000.00.

**Read and referred to General and Government Services Committee**

Bill No. [2008-0324](#) Resolution providing for an agreement or use of existing agreements and/or a contract or contracts, or use of existing contracts, and for the purchase of materials, supplies and equipment and/or services in connection with Elevator Repair and Maintenance at various locations throughout the City and providing for the payment of the costs thereof, at a cost not to exceed \$200,000.00.

**Read and referred to General and Government Services Committee**

Bill No. [2008-0325](#) Resolution authorizing a cooperation agreement or agreements, providing for the transfer of funds not to exceed One Hundred Forty Thousand (\$140,000) dollars, to the Urban Redevelopment Authority for the renovation and/or repairs of the John P. Robin Civic Building Facade and/or various other structures of the facility for use by the City of Pittsburgh.

**Read and referred to General and Government Services Committee**

**MR. PEDUTO, CHAIRPERSON OF FINANCE AND LAW, PRESENTS**

Bill No. [2008-0334](#) 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 \$600 for "LED Street Lights for Walnut Street" and by adjusting various other projects in Council District 8.

**SPONSOR(S): WILLIAM PEDUTO**

**Read and referred to Finance and Law Committee**

Bill No. [2008-0335](#) Resolution further amending Resolution No. 231, effective April 19, 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 8; and providing for the payment of the costs thereof," by adding \$600 for "LED Street Lights for Walnut Street" and by

adjusting various other projects in Council District 8. Total cost of all projects not to exceed \$1,000,000.

**SPONSOR(S): WILLIAM PEDUTO**

**Read and referred to Finance and Law Committee**

## **UNFINISHED BUSINESS**

Bill No.

[2008-0186](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh hereby requests that the Mayor of the City of Pittsburgh direct the City Zoning Administrator to take the necessary steps to rescind the current permit issued to Lamar Advertising for approval of an LED Sign on the Transportation Center, and direct that a new application be filed and processed under the guidelines of a Conditional Use Application as outlined in the City Code; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh also requests that the Executive Director of the Pittsburgh Parking Authority rescind the Lease Agreement between Lamar Advertising and the Pittsburgh Parking Authority.

**SPONSOR(S): BRUCE A. KRAUS**

**A motion was made that this matter be Held in Council for April 29, 2008. The motion carried.**

## **REPORTS OF COMMITTEE - FINAL ACTION**

### **MR. PEDUTO PRESENTS COMMITTEE ON FINANCE, LAW AND PURCHASING**

Bill No.

[2008-0317](#)

Report of the Committee on Finance, Law and Purchasing for April 16, 2008 with an Affirmative Recommendation.

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

Bill No.

[2008-0267](#)

Resolution providing for the authorization to make all legitimate expenditures for payments and agreements or agreements with various agencies for job development and employment services necessary to implement the 2008 Neighborhood Employment Program, and providing the periodic transfer of funds to be used in the Neighborhood Employment Program for payment of cost thereof, cost not to exceed \$100,000.00.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No.

[2008-0268](#)

Resolution providing the authorization to make all legitimate expenditures for payments and agreements or agreements with various agencies to provide job development and employment services, wages and fringe benefits for supervisor, staff, workers' compensation, unemployment compensation, vocational skills training and on-the-job training, outreach, recruitment costs and administrative expenditure necessary to implement the 2008 Pittsburgh Partnership Employment Program; and providing the periodic transfer of funds to be used in the Pittsburgh Partnership Employment Program, and for payment of cost thereof, 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 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznic, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

Bill No.

[2008-0269](#)

Resolution providing the authorization to make all legitimate expenditures for payments and agreements or agreements with various agencies to conduct a summer youth employment program to youth residing in the City of Pittsburgh, wages and fringe benefits for supervisor/participant/administrative staff, workers' compensation, unemployment compensation, participant physicals, transportation, copier and supplies, and administrative expenditures necessary to implement the 2008 Pittsburgh Partnership Summer Youth Program; and providing the periodic transfer of funds to be used in the Pittsburgh Partnership Youth Program for payment of cost thereof, cost not to exceed \$400,000.00.

*Recommitted back to Standing Committees Meeting Agenda of next week, Wednesday, April 30, 2008.*

**A motion was made that this matter be RECOMMENDED to the Finance and Law Committee. The motion carried.**

### **MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No.

[2008-0318](#)

Report of the Committee on Public Works and Environmental Services for April 16, 2008 with an Affirmative Recommendation.

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

Bill No.

[2008-0270](#)

Resolution providing for a Contract or Contracts, or the use of existing Contracts for Vacant lot cleanup services, beginning on or after April 1, 2008 and providing for the payment of the cost thereof, at a cost not to exceed \$400,000.00.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznic, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

**MR. DEASY PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION**

Bill No. [2008-0319](#) Report of the Committee on Housing, Economic Development and Promotion for April 16, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0271](#) 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 5th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 10-M, Lots 270, 272, 274, 281 and 301, and Block 10-S, Lots 27, 36 and 37 (Council District No. 6 - Buffer Zone - Vera Street).

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields  
Noes: 0  
Abstentions: 0

**MR. KRAUS PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. [2008-0320](#) Report of the Committee on Public Safety Services for April 16, 2008 with an Affirmative Recommendation.

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

Bill No. [2008-0272](#) Resolution authorizing the Mayor to enter into a grant agreement with the Commonwealth of Pennsylvania to receive a FY 2007 Department of Community and Economic Development (DCED) grant and further providing for an agreement or agreements for equipment in connection with the execution of said agreement. Amount not to exceed \$30,000.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2008-0273](#) Resolution authorizing the Mayor to enter into a grant agreement with the Federal Emergency Management Agency (FEMA), Department of Homeland Security, to receive a FY 2007 Assistance to Firefighters Grant and further providing for an agreement or agreements for equipment in connection with the execution of said agreement. Amount not to exceed \$958,400.

**This Matter was Passed Finally on the Consent Agenda.**

Bill No. [2008-0274](#) Resolution authorizing the Mayor to enter into a grant agreement with the Federal Emergency Management Agency (FEMA), Department of Homeland Security, to receive a FY 2007 Assistance to Firefighters Grant and further providing for an agreement or agreements for equipment in connection with the execution of said

agreement. Amount not to exceed \$716,760.

**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. Deasy, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Motznik, Ms. Payne, Mr. Peduto and Mr. Shields

Noes: 0

Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

### **MR. SHIELDS, PRESIDENT OF COUNCIL, PRESENTS**

Bill No. Resolution authorizing the appointment of Bea Hogan, 533 Mt. Pleasant Road, Pittsburgh, PA 15214 , as a member to the Housing Authority Board with a term to expire April 30, 2011. Ms. Hogan will replace the seat vacated by Patrick Bigley.

[2008-0327](#)

**A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.**

Bill No. Resolution authorizing the appointment of Kirk Burkley, 206 W. North Avenue, Pittsburgh, PA 15212 as a member of the Planning Commission with a term to expire on April 30, 2014.

[2008-0328](#)

**A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.**

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**