

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, March 17, 2009

10:00 AM

**ONE-HUNDRED
THIRTY-FIFTH COUNCIL**

Douglas Shields, President

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

Linda M. Johnson-Wasler, City Clerk

Mary Beth Doheny, Deputy City Clerk

ROLL CALL**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS,
PRESENTS**

Bill No. 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 the design, 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 \$200,000.

[2009-1197](#)

Bill No. 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 the design, 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.

[2009-1198](#)

Bill No. Resolution providing for an Agreement or Agreements, or for the use of existing Agreements, providing for a Contract or Contracts, or use of existing Contracts, and providing for the purchase of materials and supplies in connection with the Reconstruction of Forbes Avenue/Market Square; including Construction Management Services, providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof. Cost not to exceed \$3,200,000.

[2009-1199](#)

Bill No. 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 the design, repairs, maintenance, improvements, emergencies and/or the purchase of materials and supplies in connection with Neighborhood Street Improvements; and further providing for the payment of the costs thereof. Cost not to exceed \$1,100,000.

[2009-1200](#)

MR. KRAUS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC SAFETY SERVICES, PRESENTS

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of equipment and installation of diesel exhaust systems in the fire stations for the Fire Bureau at a cost not to exceed One hundred seventy nine thousand one hundred and ninety dollars (\$179,190) and providing for the payment thereof.

[2009-1194](#)

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of fire nozzles and other firefighting equipment for the Fire Bureau at a cost not to exceed Two hundred thousand dollars (\$200,000.00) and providing for the payment thereof.

[2009-1195](#)

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of protective clothing and other related equipment for the Fire Bureau at a cost not to exceed Two hundred thousand dollars (\$200,000.00) and providing for the payment thereof.

[2009-1196](#)

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

Bill No. Resolution providing for an agreement between the City of Pittsburgh ("City") and the County of Allegheny ("County") for the continued assumption by the County of purchasing activities on behalf of the City which henceforth shall include service contracts (B contracts) and commodity purchases for the purchase of materials, general supplies, and equipment by the various Departments of the City of Pittsburgh for any or all Departments of the City of Pittsburgh; and providing for the payment of all costs thereof. Cost not to exceed \$200,000.

[2009-1205](#)

Bill No. Resolution authorizing the City to enter into a Grant Agreement with the Pennsylvania Department of Community and Economic Development, in the amount of \$67,500.00.

[2009-1206](#)

MRS SMITH, CHAIRPERSON OF THE COMMITTEE ON URBAN RECREATION, PRESENTS

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the first floor reconstruction of the Brookline Community Center to convert into a fitness center with new nautilus circuit equipment. Cost not to exceed \$75,000.00.

[2009-1145](#)

Bill No. Resolution amending Resolution No.672, effective August 22, 2003, entitled: "Resolution 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 in connection with the 2003 Swimming Pool Maintenance and Repairs," by increasing the authorized amount, from \$50,000 to \$150,000

[2009-1201](#)

Bill No. Resolution amending and supplementing Resolution No.891, effective January 1, 2003,
[2009-1202](#) as amended, entitled: "Adopting and approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program; and approving the 2003 through 2008 Capital Improvement Program," by deleting the Recreation Grants Matching Fund and increasing the "Pool Maintenance" line-item in the amount of \$100,000.

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2009-1203](#) or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the construction of Splash Zones, aquatic playground facilities. Cost not to exceed \$575,000.00.

Bill No. Resolution authorizing the Mayor and the Department of Finance to enter into a grant
[2009-1204](#) agreement with the Commonwealth of Pennsylvania, Office of Commonwealth Libraries to receive Keystone Recreation, Park, and Conservation Fund grant monies in the amount of \$300,000 that will be used by the Carnegie Library of Pittsburgh to upgrade the existing lighting in the Stacks of the Main Library.

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MR. PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. Report of the Committee on Finance and Law for March 11, 2009 with an Affirmative
[2009-1188](#) Recommendation.

Bill No. Resolution providing for the issuance of a \$6,911.23 warrant in favor of Duquesne
[2009-1109](#) Light Company, c/o Jonathan A. Orié, Esquire, Tucker Arensburg, P.C., 1500 One PPG Place, Pittsburgh, PA 15222, in settlement of a claim for a damaged light pole due to a City ES vehicle on April 3, 2008.

Legislative History

2/17/09	City Council	Read and referred	Passed
2/25/09	Finance and Law Committee	Held in Committee	Passed
3/11/09	Finance and Law Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or
[2009-1131](#) agreements for the hiring of Blaine Lucas of Babst, Calland, Clements & Zomnir, PC, Two Gateway Center, 603 Stanwix Street, 7th Floor, Pittsburgh, PA 15222 for representation of the City of Pittsburgh in the Lamar Advertising Company LED Zoning Appeal, at a cost not to exceed Fifteen Thousand Dollars (\$15,000.00).

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Finance and Law Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or
[2009-1132](#) agreements for the hiring of the Cohen Law Group to represent the City of Pittsburgh in connection with the conduct of negotiations for renewal of a cable franchise agreement in the City of Pittsburgh with Comcast, Inc., at a cost not to exceed Fifty

Thousand Dollars (\$50,000.00).

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Finance and Law Committee	Affirmatively Recommended	Passed

Bill No.

[2009-1156](#)

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; and providing for the payment of the costs thereof," by adding \$2,000 to Animal Care and Welfare" and 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

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Finance and Law Committee	Affirmatively Recommended	Passed

MR. KRAUS PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No.

[2009-1189](#)

Report of the Committee on Public Safety Services for March 11, 2009 with an Affirmative Recommendation.

Bill No.

[2009-1123](#)

Ordinance supplementing the Pittsburgh Code, Title Six, Conduct, Article I: Regulated Rights and Actions, by adding Chapter 614 entitled, Outdoor Storage of Furniture.

SPONSOR(S): BRUCE A. KRAUS

Legislative History

2/24/09	City Council	Read and referred	Passed
3/4/09	Public Safety Services Committee	Held in Committee	Passed
3/11/09	Public Safety Services Committee	Affirmatively Recommended	Passed

Bill No.

[2009-1134](#)

Resolution authorizing the acquisition of the property located at 1222 Arlington Avenue, 18th Ward, Block & Lot No. 14-F-153, from Adam R. Ripley and Nicole L. Ripley or Urban Redevelopment Authority of Pittsburgh for \$85,000 plus closing costs for use as a parking lot for the new Zone 3 police station. (Council District 3).

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Public Safety Services Committee	Affirmatively Recommended	Passed

REV. BURGESS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No.

[2009-1190](#)

Report of the Committee on Land Use and Economic Development for March 11, 2009 with an Affirmative Recommendation.

Bill No. 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 "Animal Care and Welfare" \$2,000 and by adjusting various other projects in Council District 1 Neighborhood Needs.

[2009-1157](#)

SPONSOR(S): DARLENE HARRIS

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

MRS. SMITH PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. Report of the Committee on Urban Recreation for March 11, 2009 with an Affirmative Recommendation.

[2009-1191](#)

Bill No. Resolution providing for an Agreement with the Allegheny County Community College (CCAC) for reimbursement for health and wellness programs for the Senior Community Program via the Allegheny County Area Agency on Aging/State Primetime Health Allocation in an amount not to exceed \$20,000 for the Department of Parks and Recreation.

[2009-1139](#)

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreements in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with performers, instructors, artists and persons with specialized skills in connection with the Department's recreational and instructional programs.

[2009-1140](#)

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreement or agreements, contract or contracts and use of existing agreement or agreements, contract or contracts in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with consultants in connection with the Department's recreational and park related services.

[2009-1141](#)

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for an Agreement or Agreements, Lease(s) and/or License Agreement(s) for the use of certain property for senior facilities for the provision of

[2009-1142](#)

center services to seniors in an amount not to exceed \$92,196.00, chargeable to and payable from the Seniors Community Program Trust Fund in the Department of Parks and Recreation.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No.

2009-1143

Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the maintenance of City swimming pools. Cost not to exceed \$50,000.00.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No.

2009-1144

Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the renovation of the Mellon Park restroom facility. Cost not to exceed \$80,000.00.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No.

2009-1146

Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, St. Mary of the Mount Parish Charitable Trust, for the use of property in the St. Mary of the Mount parking lot for a 2009 Farmers' Market.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No.

2009-1147

Resolution authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into a License Agreement with Union Real Estate Company of Pittsburgh for the use of property behind Carrick Shopping Center for the 2009 Farmers' Market.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No.

2009-1148

Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, Immaculate Conception School parking lot for a 2009 Farmers' Market.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the Mayor and the Department of Parks and Recreation to enter
[2009-1149](#) into a License Agreement with Lamar Advertising Company for the use of property on
 Noblestown Road for the 2009 Farmers' Market.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Urban Recreation Committee	Affirmatively Recommended	Passed

MR. MOTZNIK PRESENTS COMMITTEE ON GENERAL & GOVERNMENT SERVICES

Bill No. Report of the Committee on General and Governmental Services for March 11, 2009
[2009-1192](#) with an Affirmative Recommendation.

Bill No. Resolution providing for an agreement or agreements for Information Systems
[2009-1150](#) Modernization to include upgrades to the City's existing information and
 telecommunication systems, public safety systems, public works systems, and bureau
 of building inspection systems for a sum not to exceed \$250,000 and for the payment
 of the costs thereof.

Legislative History

3/11/09	General and Government Services Committee	Affirmatively Recommended	Passed
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Bill No. Resolution providing for an agreement or agreements for enhancements and upgrades
[2009-1151](#) for of the City's Public Safety systems, mobile data computers, and Automated Police
 Reporting Systems for a sum not to exceed \$150,000 and for the payment of the costs
 thereof.

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	General and Government Services Committee	Affirmatively Recommended	Passed

MR. DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for March 17, 2009 with an
[2009-1193](#) Affirmative Recommendation.

Bill No. Resolution approving Execution of a Deed by and between the Urban Redevelopment
[2009-1152](#) Authority of Pittsburgh and the City of Pittsburgh for the Sale of Block 50-H, Lots 196,
 200, 207, 208, 209, 210, 212, 258 and 265, in the 10th Ward of the City of Pittsburgh -
 Council District No. 9 - Cornwall, Wicklow, Fannell Streets (Greenway)

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Intergovernmental Affairs Committee	Affirmatively Recommended	Passed

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2009-1153](#) between the Urban Redevelopment Authority of Pittsburgh and Robert A. and Grace S.
 Vargo, for the Sale of Block 56-D, Lots 132 and 134, in the 15th Ward of the City of

Pittsburgh - Council District No. 5 - 477 Kilbourne Street/Flowers Avenue (sideyard).

Legislative History

3/3/09	City Council	Read and referred	Passed
3/11/09	Intergovernmental Affairs Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT