

# **City of Pittsburgh**



## **City Council**

### **Regular Meeting Agenda**

**Tuesday, March 28, 2006**

**10:00 AM**

**ROLL CALL****PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MR. DEASY PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No. Resolution further amending Resolution No. 838 of 1997 entitled "Adopting and  
[2006-0242](#) Approving the 1998 Capital Budget and the 1998 Community Development Block  
Grant Program and approving the 1998 through 2004 Capital Improvement Program"  
by deleting the remaining balance on the following projects: Airport Corridor Major  
Investment, \$3,922.01; Fuel Island Rehabilitation, \$6,320.87; DPW Forth Division  
Complex, \$30,000; and adding the bond portion of \$40,242.88 to the Street Surfacing  
Program.

**Legislative History**

3/28/06 City Council Read and referred

Bill No. Resolution further amending Resolution No. 781 of 1998 entitled "Adopting and  
[2006-0243](#) Approving the 1999 Capital Budget and the 1999 Community Development Block  
Grant Program and approving the 1999 through 2005 Capital Improvement Program"  
by deleting the remaining balance on the following projects: Bond Issuance Costs,  
\$12,826.53; Elevator Repair & Maintenance, \$85,382.19; Fuel Island Rehabilitation,  
\$13,225.70; and adding the bond portion of \$111,434.42 to the Street Surfacing  
Program.

**Legislative History**

3/28/06 City Council Read and referred

Bill No. Resolution further amending Resolution No. 861 of 1999 entitled "Adopting and  
[2006-0244](#) Approving the 2000 Capital Budget and the 2000 Community Development Block  
Grant Program and approving the 2000 through 2006 Capital Improvement Program"  
by deleting the remaining balance on the following projects: Penn Avenue (Design),  
\$7,483.44, Streets Run Flood Control, \$250,000, Elevator Repair & Maintenance,  
\$200,000, Nine Mile Run, \$75,000 and adding the bond portion of \$532,483.44  
\$525,000.00 to the Street Surfacing Program.

**Legislative History**

3/28/06 City Council Read and referred

Bill No. Resolution further amending Resolution No. 881 of 2000 entitled "Adopting and  
[2006-0245](#) Approving the 2001 Capital Budget and the 2001 Community Development Block  
Grant Program and approving the 2001 through 2007 Capital Improvement Program"  
by deleting the remaining balance on the following projects: Penn Avenue (Design),  
\$80,000, Building Security Renovations, \$115,543.74 and adding the bond portion of  
\$195,543.74 \$115,543.74 to the Street Surfacing Program.

Legislative History

3/28/06 City Council Read and referred

Bill No. Resolution further amending Resolution No. 833 of 2001 entitled "Adopting and  
[2006-0246](#) Approving the 2002 Capital Budget and the 2002 Community Development Block Grant Program and approving the 2002 through 2008 Capital Improvement Program" by deleting the remaining balance on the following projects: Bond Issuance Costs, \$36,893.76; Lincoln Place Rec. Center, \$100,000 \$30,000; Venucci Field Lighting, \$2,288; Elevator Repair & Maint, \$50,000; Frick Park Tennis Court, \$10,000; Pittsburgh Parks Conservancy, \$50,000; Sheraden Skateboard Park, \$21,865; DPW Fourth Division Complex, \$400,000; Nine Mile Run, \$150,000 and adding the bond portion of \$821,046.76 \$791,046.76 to the Street Surfacing Program.

Legislative History

3/28/06 City Council Read and referred

Bill No. Resolution further amending Resolution No. 891 of 2002 entitled "Adopting and  
[2006-0247](#) Approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program and approving the 2003 through 2009 Capital Improvement Program" by deleting the remaining balance on the following projects: Lincoln Place Recreation Center, \$100,000 State DCNR funds Partitions for the Fire Bureau, \$320,869.69 \$320,791.54 and adding the bond portion of \$320,869.69 \$320,791.54 to the Street Surfacing Program.

Legislative History

3/28/06 City Council Read and referred

Bill No. Resolution repealing Resolution No. 24 effective February 12, 2002 providing for an  
[2006-0248](#) 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 and equipment and/or services in connection with the repair and renovation of elevators in various public buildings. Cost not to exceed \$50,000.00.

Legislative History

3/28/06 City Council Read and referred

Bill No. Resolution repealing Resolution No. 36 effective February 15, 2000 providing for an  
[2006-0249](#) 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 and equipment and/or services in connection with the Repair and Maintenance of Elevators in various Public Buildings; and providing for the payment of the costs thereof, cost not to exceed \$200,000.

Legislative History

3/28/06 City Council Read and referred

Bill No. Resolution repealing Resolution No. 616 effective October 3, 2002 providing for an  
[2006-0250](#) 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 the construction of the Sheridan Skateboard Park project. Cost not to exceed twenty one thousand eight hundred sixty five dollars (\$21,865.00) of City bond.

Legislative History

3/28/06 City Council Read and referred

- Bill No. [2006-0251](#) Resolution repealing Resolution No. 529 effective August 7, 2002 providing for a Contract or Contracts, or use of existing Contracts and/or an Agreement or Agreements, or use of existing Agreements, and for the purchase of materials, equipment and supplies in connection with property acquisition, design services, and eventual construction of a community center for the 31st Ward of the City of Pittsburgh, Council District No. 5 (Lincoln Place); and providing for the payment of the costs thereof. Cost not to exceed \$100,000.
- Legislative History**  
3/28/06 City Council Read and referred
- Bill No. [2006-0252](#) Resolution Amending Resolution 211-98, effective date May 5, 1998, entitled Contracts for various Street Resurfacing Programs, by increasing the total funding by \$40,242.88, from Three Million Two Hundred Fifty Thousand Dollars (\$3,250,000.00), to Three Million Two Hundred Ninety thousand Two Hundred Forty Two Dollars Eighty Eight Cents (\$3,290,242.88).
- Legislative History**  
3/28/06 City Council Read and referred
- Bill No. [2006-0253](#) Resolution Further Amending Resolution 070-00, effective date Feb. 23, 2000, as amended by Resolution 739-00 effective Oct. 27, 2000, entitled Contracts for various Street Resurfacing Programs, by increasing the total funding by \$532,483.44 \$525,000.00, from Six Million Six Hundred Eighty Thousand Eight Hundred Fifty Dollars (\$6,680,850.00), to Seven Million Two Hundred Thirteen Thousand Three Hundred Thirty Three Dollars Forty Four Cents (\$7,213,333.44) Seven Million Two Hundred Five Thousand Eight Hundred Fifty Dollars (\$7,205,850.00).
- Legislative History**  
3/28/06 City Council Read and referred
- Bill No. [2006-0254](#) Resolution Amending Resolution 103-02, effective date Mar. 5, 2002, entitled Contracts for various Street Resurfacing Programs, by increasing the total funding by \$821,046.76 \$791,046.76, from Four Million Four Hundred Eighteen Thousand Dollars (\$4,418,000.00), to Five Million Two Hundred Thirty Nine thousand Forty Six Dollars Seventy Six Cents (\$5,239,046.76) Five Million Two Hundred Nine Thousand Forty-Six Dollars and Seventy Six Cents (\$5,209,046.76).
- Legislative History**  
3/28/06 City Council Read and referred
- Bill No. [2006-0255](#) Resolution Further Amending Resolution 140-99, effective date March 18, 1999, as amended by Resolution 351-99 Effective June 10, 1999, entitled Contracts for various Street Resurfacing Programs, by increasing the total funding by \$111,434.42, from Four Million Eight Hundred Fifteen Thousand Dollars (\$4,815,000.00), to Four Million Nine Hundred Twenty Six thousand Four Hundred Thirty Four Dollars Forty Two cents (\$4,926,434.42).
- Legislative History**  
3/28/06 City Council Read and referred
- Bill No. [2006-0256](#) Resolution Further Amending Resolution 137-01, effective date Mar. 28, 2001, as amended by Resolution 422-01 effective Jun. 19, 2001, entitled Contracts for various Street Resurfacing Programs, by increasing the total funding by \$195,543.74

\$115,543.74, from Three Million Three Hundred Sixty Nine Thousand Four Hundred Dollars (\$3,369,400.00), to Three Million Five Hundred Sixty Four Thousand Nine Hundred Forty Three Dollars Seventy Four Cents (\$3,564,943.74). Three Million, Four Hundred Eighty Four Thousand Nine Hundred Forty Three Dollars and Seventy Four Cents (\$3,484,943.74).

**Legislative History**

3/28/06 City Council Read and referred

Bill No. Resolution Amending Resolution 076-03, effective date Feb. 25, 2003, entitled  
[2006-0257](#) Contracts for various Street Resurfacing Programs, by increasing the total funding by \$320,869.69, from Three Million Six Hundred Thousand Dollars (\$3,600,000.00), to Three Million Nine Hundred Twenty Thousand Eight Hundred Sixty Nine Dollars Sixty Nine Cents (\$3,920,869.69). \$3,920,791.54

**Legislative History**

3/28/06 City Council Read and referred

**MS. PAYNE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMTION**

Bill No. Resolution further amending Resolution No. 861 of 1999 entitled, "Adopting and  
[2006-0259](#) approving the 2002 Capital Budget and the 2002 Community Development Block Grant Program: and approving the 2002 through 2007 Capital Improvement Program" by creating new project Hot Metal Bridge \$141,204.30, City Bond Fund, Urban Redevelopment Authority.

**Legislative History**

3/28/06 City Council Waived under Rule 8 Passed  
 3/28/06 City Council Read and referred

Bill No.

[2006-0258](#)

**Legislative History**

3/28/06 City Council Waived under Rule 8 Passed  
 3/28/06 City Council Read and referred

**MR. PEDUTO FOR MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET**

Bill No.

Bill No. Resolution providing for the issuance of a \$3,597.60 warrant in favor of St. Peter  
[2006-0239](#) Parish, 720 Arch Street, Pittsburgh, PA 15212, in settlement of a claim for sidewalk damage due to City tree roots on November 19, 2005.

**Legislative History**

3/28/06 City Council Read and referred

Bill No.

[2006-0240](#)

Resolution providing for the issuance of a \$2,609.56 warrant in favor of Edward J. Dursi, 73 Barry Street, Pittsburgh, PA 15203, in settlement of a claim for vehicle damage due to a City EMS vehicle on August 31, 2005.

Legislative History

3/28/06 City Council Read and referred

Bill No.

[2006-0241](#)

Resolution further amending and supplementing Resolution No. 257, 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 Mayor's citywide Neighborhood Needs Program; and providing for the payment of the costs thereof," by deleting Hot Metal Bridge/Frick Park Trail Completion \$141,204.30 and by adding Neighborhood Needs Services \$141,204.30. Total cost of all projects is not to exceed \$1,000,000.00.

Legislative History

3/28/06 City Council Waived under Rule 8 Passed  
3/28/06 City Council Read and referred

**MR. RAVENSTAHL, PRESIDENT OF COUNCIL, PRESENTS COMMITTEE ON HEARINGS**

Bill No.

[2006-0260](#)

Communication from Acting City Controller Tony Pokora submitting an Audit of the Pittsburgh Water and Sewer Authority and the outside municipal use of the City sewer system.

Legislative History

3/28/06 City Council Read, Received and Filed

**UNFINISHED BUSINESS**

Bill No.

[2006-0205](#)

Resolution authorizing the appointment of Bilita McIntosh as a member to the Equal Opportunity Review Commission for a term to expire December 31, 2007.

Legislative History

3/14/06 City Council Held, Pending Interview  
3/22/06 Hearings Committee Interview Held Passed  
3/28/06 City Council Approved Passed

Bill No.

[2006-0206](#)

Resolution authorizing the appointment of Evelyn R. O'Brien as a member of the Allegheny County Sanitation Board (ALCOSAN) for a term to expire December 31, 2010. Ms. O'Brien succeeds Ralph R. Horgan, whose term expired December 31, 2005.

Legislative History

3/14/06 City Council Held, Pending Interview  
3/22/06 Hearings Committee Interview Held Passed  
3/28/06 City Council Approved Passed

Bill No.

[2006-0207](#)

Resolution authorizing the appointment of Anne McCafferty as a member of Human Relations Commission, for a term to expire December 31, 2010.

Legislative History

3/14/06 City Council Held, Pending Interview  
3/22/06 Hearings Committee Interview Held Passed  
3/28/06 City Council Approved Passed

Bill No. Resolution authorizing the appointment of Eleanor P. Loftus, RSM, Ph.D.,  
[2006-0208](#) as a member of the Human Relations Commission for a term to expire December 31,  
 2010

**Legislative History**

3/14/06	City Council	Held, Pending Interview	
3/22/06	Hearings Committee	Interview Held	Passed
3/28/06	City Council	Approved	Passed

Bill No. Resolution authorizing the appointment of Elbert R. Gray, Jr. as a member of the  
[2006-0209](#) Human Relations Commission for a term to expire December 31, 2010.

**Legislative History**

3/14/06	City Council	Held, Pending Interview	
3/22/06	Hearings Committee	Interview Held	Passed
3/28/06	City Council	Approved	Passed

## REPORTS OF COMMITTEE - FINAL ACTION

### MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Report of the Committee on Finance and Budget for March 22, 2006.

[2006-0234](#)

**Legislative History**

3/28/06	City Council	Read, Received and Filed	
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Bill No. Ordinance Supplementing the Pittsburgh Code, Title Four: Public Places and Property,  
[2006-0200](#) Article III: Sewers, by adding a new Chapter 433: Illegal Storm Water Connections,  
 requiring disconnection of illegal surface storm water connections to city sanitary  
 sewers; establishing provisions for dye testing to determine if storm or surface water is  
 entering the sanitary sewer system; requiring evidence of compliance as a condition  
 precedent to the issuance of city lien verification letters and authorizing the setting of  
 fees for the implementation and operation of review process and issuance of city lien  
 verification letters; requiring evidence of compliance upon the sale of real property;  
 granting authority to the Pittsburgh Water and Sewer Authority to enforce this  
 ordinance:

**Legislative History**

3/14/06	City Council	Waived under Rule 8	Passed
3/14/06	City Council	Read and referred	
3/15/06	Finance & Budget Committee	Held in Committee	Passed
3/22/06	Finance & Budget Committee	AMENDED	Passed
3/22/06	Finance & Budget Committee	Affirmatively Recommended as Amended	Passed
3/28/06	City Council	Passed Finally	Passed

Bill No. Further amending Resolution No. 654, effective October 25, 2001, entitled,  
[2006-0210](#) "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 for various projects in connection with

City Council's 2001 Neighborhood Needs Supplement Program; and providing for the payment of the costs thereof," adding Morningside Area Community Council \$4,095.33, and by increasing Morningside Baseball Association from \$2,000 to \$4,000 and Ninth Ward Youth Group from \$2,000 to \$4,000 and making various reductions to reflect actual expenditures in Council District 7.

**SPONSOR(S): LEN BODACK**

**Legislative History**

3/14/06	City Council	Read and referred	
3/22/06	Finance & Budget Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

**MR. DEASY PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No. [2006-0235](#) Report of the Committee on Public Works and Environmental Services for March 22, 2006.

**Legislative History**

3/28/06	City Council	Read, Received and Filed	
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Bill No. [2006-0130](#) Resolution vacating Ayers Street from Lawn Street to its western terminus in the 4th Ward, 6th Council District, of the City of Pittsburgh.

**Legislative History**

2/21/06	City Council	Read and referred	
3/1/06	Public Works & Environmental Services Committee	Held for Public Hearing	Passed
3/21/06	Hearings Committee	Public Hearing Held	Passed
3/22/06	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

**MR. BODACK PRESENTS COMMITTEE ON PLANNING, ZONING AND LAND USE**

Bill No. [2006-0236](#) Report of the Committee on Planning, Zoning and Land Use for March 22 2006.

**Legislative History**

3/28/06	City Council	Read, Received and Filed	
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Bill No. [2006-0058](#) Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine, Zoning, Articles IV Chapter 910 Section 910.01.D.2 (b) to Romel L. Nicholas Lessee on behalf of Lamar Advertising Company, Owner, for authorization to install an Electronic Message Sign on the existing structure located at 200 Grant Street/503 Court Place on property zoned GT-B, Golden Triangle Subdistrict B, 1st Ward.

**Legislative History**

1/31/06	City Council	Read and referred	
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2/8/06	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
3/15/06	Hearings Committee	Public Hearing Held	Passed
3/22/06	Planning, Zoning & Land Use Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

Bill No.

[2006-0059](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning Article III, Section 902.03 - Zoning Map by changing from R1A-VH / Residential Single Unit Attached, Very High Density, RM-M / Residential Multiple-Unit, Moderate Density and LNC / Local Neighborhood Commercial to RP / Residential Planned Unit Development all certain property bounded by Carrington St, lots 23-F-201 and 23-F-202 in Allegheny Block and Lot system, Alpine Ave, lot 23-F-358 in Allegheny Block and Lot system, Boer Way, Charlick Way, Sampsonia Way, Federal St N, Hemlock St, Hazlip Way, Henderson St and Federal St N, 25th Ward, City of Pittsburgh. (Federal Hill)

**Legislative History**

1/31/06	City Council	Read and referred	
2/8/06	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
2/9/06	Hearings Committee	Public Hearing Scheduled	Passed
3/15/06	Hearings Committee	Public Hearing Held	Passed
3/22/06	Planning, Zoning & Land Use Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

**MS. PAYNE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT & PROMOTION**

Bill No.

[2006-0237](#)

Report of the Committee on Housing, Economic Development and Promotion for March 22, 2006.

**Legislative History**

3/28/06	City Council	Read, Received and Filed	
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Bill No.

[2006-0090](#)

Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and S & A Homes, Inc., or an entity to be formed, for the Sale of Disposition Parcels 17, 18 and 19 in Redevelopment Area No. 51, in the 25th Ward of the City of Pittsburgh - Council District No.6 (Federal Hill residential construction).

**Legislative History**

2/14/06	City Council	Read and referred	
2/22/06	Housing, Economic Development & Promotion Committee	Held in Committee	Passed
3/22/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed

3/28/06	City Council	Passed Finally	Passed
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Bill No.

[2006-0211](#)

Further Amending Resolution No. 424 of 2001, effective June 19, 2001, entitled "Further amending Resolution No. 976 effective January 1, 1996, as amended, Adopting and Approving the 1996 Capital Budget and the 1996 Community Development Block Grant by creating a new line item, City Clerk Office Modernization Project Grant # 2271000 for the purpose of augmenting neighborhood needs programs and/or the District Improvement Fund, and transferring \$1,128,892.00 from Grant/Liberty to City Clerk's Office Modernization" by adding Morningside Area Community Council \$4,095.33, and by increasing Morningside Baseball Association from \$2,000 to \$4,000 and Ninth Ward Youth Group from \$2,000 to \$4,000 and making various reductions to reflect actual expenditures in Council District 7.

**SPONSOR(S): LEN BODACK****Legislative History**

3/14/06	City Council	Read and referred	
3/22/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

Bill No.

[2006-0212](#)

Amending Resolution No. 394, effective June 24, 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 1996 Community Development Block Grant Program; so as to reprogram funds in City Council from "Urban League/Northview" (-5,950) to the "East Northside Action Committee Senior Center" (+5,950).

**SPONSOR(S): LUKE RAVENSTAHL****Legislative History**

3/14/06	City Council	Read and referred	
3/22/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

Bill No.

[2006-0213](#)

Amending Resolution No. 254, effective May 5, 2005, 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 \$1,116,428.03, chargeable to and payable from the 1996 Community Development Block Grant Program" so as to reduce a line item in City Council "Urban League/Northview" (-5,950) and increase "East Northside Action Committee" (+5,950).

**SPONSOR(S): LUKE RAVENSTAHL****Legislative History**

3/14/06	City Council	Read and referred	
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3/22/06	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

## MR. MOTZNIK PRESENTS COMMITTEE ON PARKS, RECREATION & YOUTH POLICY

Bill No. Report of the Committee on Parks, Recreation and Youth Policy for March 22, 2006.

[2006-0238](#)

### Legislative History

3/28/06	City Council	Read, Received and Filed
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Bill No. Resolution authorizing the Mayor and the Directors of the Department of General Services and the Department of Parks and Recreation to enter into a Lease Agreement with The Pittsburgh Project for Fowler Playground.

[2006-0199](#)

### Legislative History

3/14/06	City Council	Read and referred	
3/22/06	Parks, Recreation & Youth Policy Committee	Affirmatively Recommended	Passed
3/28/06	City Council	Passed Finally	Passed

## MOTIONS AND RESOLUTIONS

## EXCUSE ABSENT MEMBERS

## APPROVAL OF MINUTES

## ADJOURNMENT