

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, July 21, 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****REV. BURGESS, CHAIRPERSON OF THE COMMITTEE ON LAND USE AND ECONOMIC DEVELOPMENT, PRESENTS**

Bill No. Resolution providing for an Agreement or Agreements and to provide financial assistance, housing/housing related services, administrative expenses, data collection and evaluation services, legal services and other miscellaneous expenses related to the Homelessness Prevention and Rapid Re-Housing funds, at a cost not to exceed \$6,848,936.

[2009-1643](#)

Bill No. Resolution Amending Resolution # 285, effective May 12th, 2009 entitled: Resolution authorizing the Department of City Planning to enter into an agreement or agreements or contract or contracts to implement a comprehensive Web-based Permitting System for the residents of the City of Pittsburgh and providing for the payment of the cost thereof, not to exceed One Million Three Hundred Thousand Dollars (\$1,300,000.00): so as to add other vendors, consultants, and/or contractors for work on the web-based permitting system.

[2009-1644](#)

MR. DOWD, CHAIRPERSON OF THE COMMITTEE ON INTERGOVERNMENTAL AFFAIRS, PRESENTS

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of the 2009 HOME Investments Partnership Program. (Council Districts: All)

[2009-1645](#)

Bill No. Resolution amending Resolution No. 288, effective May 22, 2006, entitled "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$6,500,000 for the August Wilson Center for African American Culture" by increasing the grant to \$9,100,000. (Council District 6)

[2009-1646](#)

Bill No. Resolution amending Resolution No. 287, effective May 22, 2006, entitled "Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$6,500,000 Redevelopment Assistance Capital Program grant for the August Wilson Center for African American Culture" by increasing the amount of the grant to \$9,100,000. (Council District 6)

[2009-1647](#)

Bill No. Resolution amending Resolution No. 389, effective June 23, 2005, entitled "Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital

[2009-1648](#)

Program grant in the amount of \$5,000,000 for the Junction Hollow Phase II project” by increasing the grant to \$9,000,000. (Council District 8)

Bill No. Resolution amending Resolution No. 386, effective June 23, 2005, entitled “Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$5,000,000 Redevelopment Assistance Capital Program grant for the Junction Hollow Phase II project” by increasing the amount of the grant to \$9,000,000. (Council District 8)

[2009-1649](#)

Bill No. Resolution amending Resolution No. 68, effective February 24, 2009, entitled “Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$750,000 for the Pittsburgh Opera project” by increasing the grant to \$2,250,000. (Council District 6)

[2009-1650](#)

Bill No. Resolution amending Resolution No. 67, effective February 26, 2009, entitled “Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a \$750,000 Redevelopment Assistance Capital Program grant for the Pittsburgh Opera project” by increasing the amount of the grant to \$2,250,000. (Council District 6)

[2009-1651](#)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$2,000,000 for the Federal North project. (Council District 6)

[2009-1652](#)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$2,000,000 for the Federal North project. (Council District 6)

[2009-1653](#)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$3,000,000 for the Hill District YMCA project. (Council District 6)

[2009-1654](#)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$3,000,000 for the Hill District YMCA project. (Council District 6)

[2009-1655](#)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$2,500,000 for the Oak Hill project. (Council District 6)

[2009-1656](#)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$2,500,000 for the Oak Hill project. (Council District 6)

[2009-1657](#)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2009-1658](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance
Capital Program grant of up to \$750,000 for the Pittsburgh Ballet Theatre project.
(Council District 7)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2009-1659](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a
Redevelopment Assistance Capital Program grant of up to \$750,000 for the Pittsburgh
Ballet Theatre project. (Council District 7)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2009-1660](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance
Capital Program grant of up to \$1,400,000 for the Pittsburgh Symphony project.
(Council District 6)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2009-1661](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a
Redevelopment Assistance Capital Program grant of up to \$1,400,000 for the
Pittsburgh Symphony project. (Council District 6)

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2009-1662](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance
Capital Program grant of up to \$500,000 for the Point Park University and Wood Street
Corridor Development project. (Council District 6)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2009-1663](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a
Redevelopment Assistance Capital Program grant of up to \$500,000 for the Point Park
University and Wood Street Corridor Development project. (Council District 6)

**MRS. HARRIS, CHAIRPERSON OF THE COMMITTEE ON PUBLIC WORKS,
PRESENTS**

Bill No. Resolution providing for an Agreement of Sale with Frances Hartz for acquisition by
[2009-1640](#) the City of Pittsburgh of property located at 5303 Celadine Street, 10th Ward, Block
and Lots 81-E-93 and 81-E-95, City of Pittsburgh, and providing further for certain
payments not to exceed \$56,000.00.

Bill No. Resolution repealing Resolution No. 305, effective July 9, 2004, entitled "Providing an
[2009-1641](#) Agreement or Agreements or for the use of existing Agreements; with a Consultant or
Consultants, for design services in connection with the installation of a traffic signal at
the intersection of Braddock Avenue and Penn Avenue; and providing for the payment
of the costs thereof; at a cost not to exceed \$50,000.00," by repealing it in its entirety.

Bill No. Resolution repealing Resolution No. 521, effective October 3, 2008, entitled
[2009-1642](#) "Providing for an Agreement or Agreements, or the use of existing Agreements;
providing for a Contract or Contracts, or the use of existing Contracts; for the
reconstruction of Forbes Avenue from Market Square to Wood Street and Market
Street from Liberty Avenue to Fifth Avenue; providing for the payment of the costs
thereof; and further providing for a Reimbursement Agreement with the
Commonwealth of Pennsylvania, Department of Transportation; at a cost not to exceed

\$3,200,000.00,” by repealing it in its entirety.

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

Bill No. Resolution authorizing the City to enter into a Grant Agreement with the U.S. Department of Transportation, Federal Motor Carrier Safety Administration for the receipt of grant monies in the amount of two hundred thirty six thousand, six hundred and sixty-seven dollars (\$236,667.00).
[2009-1639](#)

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

Bill No. Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales in accordance with Act No. 171 of 1984, “Second Class City Treasurer Sale and Collection Act”, effective December 11, 1984.
[2009-1632](#)
ITEMS A through Y. A: 5638 Dellaglen; B: 6431 & 6431 ½ Olivant; C: 87 Allen; D: 4506 Minerva; E: 1400 Veto; F: 1323 Hamlin; G: 3143 and 3145 West Carson; H: 109 and 111 Hemlock; I: 18 Laverne; J: 7244 Bennett; K: 715 Sterrett; L: 2926 Hartman; M: 5231 and 5233 Rosetta; N: 5234 Hillcrest; O: 603 Fordham; P: 1904 Broadway; Q: 6935 Susquehanna; R: 6413 Deary; S: 174 Wabash; T: 1812 Rialto; U: 422 Zara; V: 2739 Queensboro; W: 1527 Brighton; X: 142 44th; Y: 7334 Mt. Vernon.

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, “Second Class City Treasurer Sale and Collection Act”, effective December 11, 1984.
[2009-1633](#)
ITEMS A and B: A: 323 Mansion; B: Dunster-Timberland Plan Lots 10 and 11.

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, “Second Class City Treasurer Sale and Collection Act”, effective December 11, 1984; having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh/City Source Associates Sideyard Program. ITEMS A through N.
[2009-1634](#)
A: 4823 Chatsworth; B: 1212 Rush; C: 2026 Forbes; D: 4607 Lorigan; E: 3034 Phelan; F: 724 Anaheim; G: 4920 Dearborn; H: Gladys; I: 2210 Elsie; J: 113 Haberman; K: 232 Warrington; L: 4446 Armorhill; M: 6334 & 6336 Dean; N: 522 Chalfont.

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, “Second Class City Treasurer Sale and Collection Act”, effective December 11, 1984; having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh/City Source Associates Sideyard Program.
[2009-1635](#)
ITEMS A through L.
A: 138 Jucunda; B: 322 Sweetbriar; C: 2408 & 2410 Eccles; D: 517 Montooth; E: 4557 Gladstone; F: 1247 Paulson; G: 6939 Susquehanna; H: Colmar; I: 3612-14 Colmar; J: 266 Dunseith; K: 6634 Rowan; L: 5130 Ladora.

Bill No. Resolution repealing items in Resolutions approved on various dates, authorizing the
[2009-1636](#) sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984. Items A through C: A: 2612 & 2614 Bartold; B: 1202 Loraine; C: 2150 Whited.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2009-1637](#) acquired at tax sales, in accordance with Act No.171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.
 ITEM A.
 A: 713 North Euclid.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2009-1638](#) acquired at tax sales in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984. ITEM A 1024 Hall:

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 July 15, 2009 with an Affirmative
[2009-1628](#) Recommendation.

Bill No. Resolution further amending Resolution No. 654, effective October 25, 2001, entitled,
[2009-1608](#) "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," by adding \$500 to Beltzhoover Concerned Citizens and by reducing the Citiparks line item by the same amount.

SPONSOR(S): BRUCE A. KRAUS

Legislative History

7/7/09	City Council	Read and referred	
7/15/09	Finance and Law Committee	Affirmatively Recommended	Passed

MR. KRAUS PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for July 15, 2009 with an
[2009-1629](#) Affirmative Recommendation.

Bill No. Amending and Supplementing the Pittsburgh Code, Title Six, Conduct, Article I,
[2009-1355](#) Regulated Rights and Actions, Chapter 601 Public Order, by adding a new Section 601.02A, Distribution of Handbills at Private Premises.

SPONSOR(S): JIM MOTZNIK, DOUGLAS SHIELDS AND BRUCE A. KRAUS

Legislative History

4/28/09	City Council	Read and referred	
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5/6/09	Public Safety Services Committee	AMENDED	Passed
5/6/09	Public Safety Services Committee	Held in Committee	Passed
6/3/09	Public Safety Services Committee	Held in Committee	Passed
6/24/09	Public Safety Services Committee	Held in Committee	Passed
7/8/09	Public Safety Services Committee	Held in Committee	Passed
7/15/09	Public Safety Services Committee	AMENDED	Passed
7/15/09	Public Safety Services Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2009-1600](#)

Resolution Authorizing the Director of Public Safety and/or the City Solicitor to issue reimbursements in connection to damages caused by the demolition of the Davis Avenue Bridge; at a cost not to exceed \$100,000, chargeable to and payable from the following account: Account 582200, Fund 1000, Organization 999200, Sub-Class 170, Budget Year 2009.

Legislative History

7/7/09	City Council	Read and referred	
7/15/09	Public Safety Services Committee	Affirmatively Recommended	Passed

MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No.

[2009-1630](#)

Report of the Committee on Public Works for July 15, 2009 with an Affirmative Recommendation.

Bill No.

[2009-1601](#)

Resolution amending Resolution No. 342, effective June 16, 2009, entitled "Resolution providing for a Contract or Contracts, or the use of existing Contracts, providing for an Agreement or Agreements, or the use of existing Agreements, and providing for the purchase of materials 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, at a cost not to exceed \$75,000.00;" by increasing the project allocation by \$62,500.00, from \$75,000.00 to \$137,500.00.

Legislative History

7/7/09	City Council	Read and referred	
7/15/09	Public Works Committee	Affirmatively Recommended	Passed

Bill No.

[2009-1602](#)

Resolution amending Resolution No. 341, effective June 16, 2009, entitled "Resolution providing for a Contract or Contracts, or the use of existing Contracts, providing for an Agreement or Agreements, or the use of existing Agreements, and providing for the purchase of materials and supplies in connection with Neighborhood Street Improvements; and further providing for the payment of the costs thereof, at a cost not to exceed \$70,000.00;" by increasing the project allocation by \$120,000.00, from \$70,000.00 to \$190,000.00.

Legislative History

7/7/09	City Council	Read and referred	
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7/15/09	Public Works Committee	Affirmatively Recommended	Passed
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Bill No. [2009-1603](#) Resolution amending Resolution No. 340, effective June 16, 2009, entitled “Resolution providing for a Contract or Contracts, or the use of existing Contracts, providing for an Agreement or Agreements, or the use of existing Agreements, and providing for the purchase of materials and supplies in connection with the Bridge Repairs program; and further providing for the payment of the costs thereof, at a cost not to exceed \$1,130,000.00;” by increasing the project allocation by \$277,500.00, from \$1,130,000.00 to \$1,407,500.00.

Legislative History

7/7/09	City Council	Read and referred	
7/15/09	Public Works Committee	Affirmatively Recommended	Passed

Bill No. [2009-1604](#) Resolution repealing Resolution No. 343, effective June 16, 2009, entitled “Resolution providing for a Contract or Contracts, or the use of existing Contracts; providing for an Agreement or Agreements, or the use of existing Agreements; providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with Ballfield Lighting Replacement; and further providing for the payment of the costs thereof, at a cost not to exceed \$460,000,” by repealing it in its entirety.

Legislative History

7/7/09	City Council	Read and referred	
7/15/09	Public Works Committee	Affirmatively Recommended	Passed

REV. BURGESS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2009-1631](#) Report of the Committee on Land Use and Economic Development for July 15, 2009 with an Affirmative Recommendation.

Bill No. [2008-0027](#) Supplementing the Pittsburgh Code, Title Nine, Zoning, by adding a new sub section 915.06, entitled, “Sustainable Development for Publicly Financed Buildings.”

SPONSOR(S): WILLIAM PEDUTO**Legislative History**

1/15/08	City Council	Waived under Rule 8	Passed
1/15/08	City Council	Read and referred	
1/16/08	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
1/16/08	Planning, Zoning & Land Use Committee	Referred for Report and Recommendation	Passed
7/15/09	Land Use and Economic Development Committee	AMENDED	Passed

7/15/09	Land Use and Economic Development Committee	Affirmatively Recommended as Amended	Passed
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Bill No. [2009-1367](#) Ordinance mending the Pittsburgh Code, Title Nine, Zoning, Chapter 915.04.F (Sustainable Development Bonuses) to replace the requirement for Lien Insurance with a requirement for a pre-paid penalty.

Legislative History

5/5/09	City Council	Read and referred	
5/13/09	Land Use and Economic Development Committee	Held for Public Hearing	Passed
7/15/09	Land Use and Economic Development Committee	AMENDED	Passed
7/15/09	Land Use and Economic Development Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2009-1609](#) Resolution 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 \$500 to Beltzhoover Concerned Citizens and by reducing the Citiparks line item by the same amount.

SPONSOR(S): BRUCE A. KRAUS

Legislative History

7/7/09	City Council	Read and referred	
7/15/09	Land Use and Economic Development Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT