

# **City of Pittsburgh**

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



## **MEETING MINUTES**

*Proceedings of the Council of the City of Pittsburgh*

**Tuesday, March 22, 2005**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-THIRD COUNCIL**

**Gene Ricciardi, President**

**Council Members: Len Bodack, Twanda Carlisle,  
Jim Motznik, William Peduto, Luke Ravenstahl, Douglas Shields, Sala Udin**

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

**Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 6 - Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields and Mr. Ricciardi

Absent: 2 - Mr. Bodack and Mr. Udin

## PLEDGE OF ALLEGIANCE

*Led by the 2nd grade students from the Dilworth Traditional Academy--Tristia Betz, Kayla Bruni, Shayanne Dicker, Taylor Fifi, Dio Lopez, Tyra Tedden, William Taylor, Elena Tyler, Vanessa Thomas & DaJuan Wearing (Council District #7)*

## PROCLAMATIONS

Bill No.

[2005-1198](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Joe Kleppick on his volunteerism efforts in the community of Greenfield helping to make it a better place for all residents; and,

NOW BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday March 22, 2005 to be "Joe Kleppick Day" here in the City of Pittsburgh.

**SPONSOR(S): DOUGLAS SHIELDS**

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

Bill No.

[2005-1199](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend St. Rosalia's CYM Basketball Team on a great season and a job well done; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday March 21, 2005 to be "St. Rosalia's CYM Basketball Team Day" here in the City of Pittsburgh.

**SPONSOR(S): DOUGLAS SHIELDS**

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

Bill No.

[2005-1200](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Greater Pittsburgh Chapter of the National Association of Women Business Owners for their contributions and commitment to the Pittsburgh region; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare

Thursday March 21, 2002 to be "National Association of Women Business Owners Day" in the city of Pittsburgh.

**SPONSOR(S): TWANDA CARLISLE AND ALL MEMBERS**

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

Bill No. [2005-1201](#) NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, recognizes and commends The Homer S. Brown Law Associates for their efforts to increase the number of Black law students and continue to encourage and produce successful young men and women in the field of law.

**SPONSOR(S): TWANDA CARLISLE AND ALL MEMBERS**

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

Bill No. [2005-1202](#) NOW, THEREFORE, BE IT RESOLVED, that the Council in the City of Pittsburgh recognizes and commends Mother Bernice Groce for her life-long dedication to the Church of God in Christ and to the City of Pittsburgh.

**SPONSOR(S): TWANDA CARLISLE**

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

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

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

Bill No. [2005-1191](#) Resolution: (a) authorizing and directing issuance of two separate series of General Obligation Bonds (collectively, the "Bonds") pursuant to the Act of the General Assembly of the Commonwealth of Pennsylvania known as the Local Government Unit Debt Act: (i) Series A of 2005 (the "Series A Bonds"), in the aggregate principal amount of One Hundred Sixteen Million Eight Hundred Sixty Thousand Dollars (\$116,860,000).

**Read and referred to Finance & Budget Committee**

Bill No. [2005-1192](#) Resolution authorizing and directing the Mayor to issue and the City Controller to countersign a warrant in the amount of Thirty-four Thousand and Thirty-seven Dollars and Ninety-six Cents (\$34,037.96) to the Commonwealth of Pennsylvania representing payment required for unclaimed funds for the years 1999, including, if any, 2001 escheated payroll checks, pursuant to the provisions of Deposition of Abandoned and Unclaimed Property Act, Act of August 9, 1971 P.L. 74.

**Read and referred to Finance & Budget Committee**

Bill No. [2005-1193](#) Resolution further amending Resolution No. 403, 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 6; and providing for the payment of the costs thereof," by deleting the line item "House of the Crossroads: Ozanam Basketball" \$5,000. Total cost of all projects not to exceed \$964,500.

**Read and referred to Finance & Budget Committee**

### **MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES**

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Works to issue a license to Duquesne Light Company, 411 Seventh Avenue, Pittsburgh, PA 15219, to erect, install, use, operate, maintain, repair, renew and finally remove an electric line consisting of one (1) pole (361337), together with cross-arms, cables, wires and other fixtures and apparatus thereto belonging, upon, over, under, along, across and through the City right-of-way, fronting on Windom Street, situate in the 17th Ward, 3rd Council District, for providing, transmitting and/or distributing electric services only.

[2005-1194](#)

**Read and referred to Public Works & Environmental Services Committee**

### **MS. UDIN PRESENTS COMMITTEE ON PLANNING, ZONING & LAND USE**

Bill No. Resolution authorizing the Mayor and the Director of the Department of City Planning to enter into an Agreement with The Commonwealth of Pennsylvania to receive Keystone Recreation, Park and Conservation Fund grant monies that will be used to renovate the Woods Run Branch of the library.

[2005-1195](#)

**Read and referred to Planning, Zoning & Land Use Committee**

Bill No. Resolution providing for the designation as a Historic District under Section 513 of Chapter 1007 of the Code of Ordinances that certain section of the Oakland neighborhood known as Oakland Square, located in the 4th Ward, City of Pittsburgh.

[2005-1196](#)

**Read and referred to Planning, Zoning & Land Use Committee**

### **UNFINISHED BUSINESS**

*Ricciardi: formally announcing new Committee assignment-Douglas Shields, Finance and Budget Chairman*

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

#### **MR. HERTZBERG PRESENTS COMMITTEE ON FINANCE & BUDGET**

Bill No. Report of the Committee on Finance and Budget for March 16, 2005.

[2005-1187](#)

**Read, Received and Filed**

Bill No. Resolution providing for the issuance of a warrant in an amount not to exceed \$27,000 in favor of Flora & George Lichauer c/o William R. Haushalter, Esquire, MERGOLIS EDELSTEIN, 310 Grant Street, Suite 1500, Pittsburgh, PA 15219, in settlement of a trip and fall accident taking place on May 11, 2001, located at 3515 McClure Avenue, Pittsburgh, PA 15212, said lawsuit having been filed with the Prothonotary at GD 02-017846.

[2005-1137](#)

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

Bill No. Ordinance amending the City of Pittsburgh Code of Ordinances, Article III, Chapter 521: Scofflaws, By Amending Section 521.04: Release Of Vehicle; Hearings, due to the elimination of The Pittsburgh Magistrates Court Pursuant to The Supreme Court Of Pennsylvania's Order Dated November 29, 2004.

[2005-1165](#)

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

Bill No. Ordinance repealing the Pittsburgh Code of Ordinances, Article III, Chapter 523 Tow  
[2005-1166](#) Pounds, by repealing Section 523.05(C)(1)(2)(3): Release Of Vehicle; Storage Fee; Hearings, Section 523.06: Payment Under Protest, and Section 523.07: Protest Hearing, due to the elimination of the Pittsburgh Magistrates Court, pursuant to the Supreme Court of Pennsylvania's Order dated November 29, 2004.

**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: 6 - Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields and Mr. Ricciardi  
Noes: 0  
Abstentions: 0  
Absent: 2 - Mr. Bodack and Mr. Udin

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

Bill No. Report of the Committee on Public Works and Environmental Services for March 16,  
[2005-1188](#) 2005.

**This Matter was Read, Received and Filed on the Consent Agenda.**

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for  
[2005-1138](#) the purchase of various pickup and/or dump trucks, and related accessories, for the Department of Public Works, Bureau of Operations, and provide for the payment thereof, at a cost not to exceed \$1,200,000.00.

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

Bill No. Resolution further amending Resolution No. 833, effective January 1, 2002, as  
[2005-1139](#) 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 Audible Traffic Signals in the amount of \$43,037.38 and transferring this amount to the Personnel-E&C line item.

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

Bill No. Resolution authorizing the Mayor, the Department of Public Works, Bureau of  
[2005-1143](#) Environmental Services to reinstate a city rodent control program in coordination with the Allegheny County Health Department.

**SPONSOR(S): DOUGLAS SHIELDS, GENE RICCIARDI AND ALL MEMBERS**

**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: 6 - Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields and Mr. Ricciardi  
Noes: 0  
Abstentions: 0  
Absent: 2 - Mr. Bodack and Mr. Udin

## MR. UDIN PRESENTS COMMITTEE ON PLANNING, ZONING & LAND USE

Bill No. Report of the Committee on Planning, Zoning and Land Use for March 16, 2005.

[2005-1189](#)

### Read, Received and Filed

Bill No. Ordinance amending certain portions of the Pittsburgh Code of Ordinances, Title Nine, Zoning, Chapter 911.02 (Use Table) to make the use of Bank or Financial Institution (General) a Permitted Use in the LNC (Local Neighborhood Commercial) Zoning District.

[2004-0508](#)

**SPONSOR(S): DOUGLAS SHIELDS**

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

Bill No. Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine, Zoning, Articles V Chapter 911 Section 911.04.A.16 to Renewal Treatment, Inc. on behalf of 704 Corporation, Owner, for authorization to occupy the 6th floor of existing structure as a correctional facility (limited) with no more than 49 beds and with a drug and alcohol treatment program located at 704 Second Avenue on property zoned "UI" Urban Industrial District, 1st Ward.

[2005-0984](#)

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

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning Article III, Section 902.03 - Zoning Map by changing from RM-H/Residential Multi-Unit, High Density to LNC/Local Neighborhood Commercial certain properties having frontage along the north side of Centre Avenue east of Millvale Avenue and identified as Block and Lots #51-N-223, -225 and -227 in Allegheny Block and Lot system, 8th Ward, City of Pittsburgh.

[2005-0994](#)

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

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning Article III, Section 902.03 - Zoning Map by changing from RP/Residential Planned Unit Development to CP/Commercial Planned Unit Development certain properties southwest of the intersection of Evergreen Road and Ivory Avenue and identified as Block and Lots #163-K-059, -060, -150, -151, -170 and -248 and Block and Lot #163-L-005 in Allegheny Block and Lot system, 26th Ward, City of Pittsburgh.

[2005-0995](#)

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

Bill No.

[2005-0996](#)

Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine - Zoning, Article V, Section 911.04.A.28 and .29 to WPXI-TV for authorization to operate a Helicopter Landing Facility (Helipad) on property located near Evergreen Rd and US 19 North in the Summer Hill neighborhood and to be zoned CP / Commercial Planned Unit Development district, 26th Ward.

**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: 6 - Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields and Mr. Ricciardi  
Noes: 0  
Abstentions: 0  
Absent: 2 - Mr. Bodack and Mr. Udin

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

Bill No.

[2005-1190](#)

Report of the Committee on Housing, Economic Development and Promotion for March 16, 2005.

**Read, Received and Filed**

Bill No.

[2005-1145](#)

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 decreasing House of the Crossroads: Ozanam Basketball \$5,000 and increasing District 6 2005 Capital Program by \$5,000 in Council District 6.

**SPONSOR(S): SALA UDIN**

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

**Votes:** Ayes: 6 - Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields and Mr. Ricciardi  
Noes: 0  
Abstentions: 0  
Absent: 2 - Mr. Bodack and Mr. Udin

Bill No.

[2005-1197](#)

Communication from Linda M. Johnson, City Clerk, submitting the Writ of Election of the Vacancy of Council District 2, to the Allegheny County Board of Elections.

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

## **EXCUSE ABSENT MEMBERS**

**A motion was made to excuse the absent member(s) Mr. Bodack and Mr. Udin. The motion carried.**

## **APPROVAL OF MINUTES**

**A motion was made to approve the minutes. The motion carried.**

## **ADJOURNMENT**

**A motion was made to adjourn the meeting. The motion carried.**