

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, July 13, 2010

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-SIXTH COUNCIL**

Darlene Harris, President

Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Bruce A. Kraus, R. Daniel Lavelle, William Peduto, Natalia Rudiak, Douglas Shields, Theresa Smith

**Linda M. Johnson-Wasler, City Clerk
Mary Beth Doheny, Deputy City Clerk**

ROLL CALL

Present: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Absent: 2 - Rev. Burgess and Mr. Dowd

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2010-0732](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend Afterschool Buddy, Inc. for its efforts to provide high quality, educational programming to children, especially in the afterschool hours; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares July 25, 2010, "Afterschool Buddy® 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. [2010-0733](#) NOW, THEREFORE, BE IT RESOLVED, the Council of the City of Pittsburgh congratulates Penelope Bauer on her win of the girls' national championship at the 87th National Marbles Tournament and commends her for commitment to the sport and upholding the tradition of Allegheny County; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares July 13, 2010, "Penelope Bauer Day" in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO, PATRICK DOWD AND ALL MEMBERS

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

Bill No. [2010-0734](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the six players who represented Pittsburgh at the National Marbles Tournament for their dedication and congratulates them on their success; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares July 13, 2010, "Marble Champions Day" in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO, PATRICK DOWD, BRUCE A. KRAUS AND ALL MEMBERS

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

Bill No. [2010-0735](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Colonel Michael P. Crall for his commitment and service to the United States of America; and,

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

declare Tuesday, July 13, 2010, to be "Colonel Michael P. Crall Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2010-0723](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the YMCA of Greater Pittsburgh project. (Council District 6)

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2010-0724](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the YMCA of Greater Pittsburgh project. (Council District 6)

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution amending Resolution No. 180, effective April 23, 2009, entitled
[2010-0725](#) "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 \$250,000 for the Steamfitters Local 449 Training Facility project" by increasing the amount of the grant to \$500,000. (Council District 2)

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution amending Resolution No. 187, effective April 23, 2009, entitled
[2010-0726](#) "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 \$250,000 for the Steamfitters Local 449 Training Facility project." by increasing the grant to \$500,000. (Council District 2)

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2010-0727](#) Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of the 2010 HOME Investments Partnership Program. (Council Districts: All)

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution authorizing a 2009-2010 Cooperation Agreement or Agreements with the
[2010-0728](#) Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for seven grants applied for in seven applications filed with the Pennsylvania Department of Community and Economic Development under the

Housing and Redevelopment Assistance Program. (Council Districts 6, 7, 9).

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2010-0729](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit seven applications for financial assistance for seven projects in the aggregate amount of \$4,000,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain projects in FY 2009-2010. (Council Districts 6, 7, 9).

Read and referred to Finance and Law Committee

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No.

[2010-0718](#)

Resolution granting unto Sharp Edge Bistro, 922 Penn Avenue, Pittsburgh, Pa 15222 their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, two (2) business identification signs at 922 Penn Avenue in the 2nd Ward, 6th Council District of the City of Pittsburgh.

Read and referred to Public Works Committee

Bill No.

[2010-0719](#)

Resolution granting unto North Shore Hospitality Associates, L.P., 2801 Freeport Road, Pittsburgh, PA 15238 their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a directional projecting sign at 574 W. General Robinson Street, Pittsburgh, PA 15212 in the 22nd Ward, 6th Council District of the City of Pittsburgh.

Read and referred to Public Works Committee

Bill No.

[2010-0720](#)

Resolution vacating a portion of Maurice Street in the 4th Ward, 6th Council District, of the City of Pittsburgh.

Read and referred to Public Works Committee

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No.

[2010-0716](#)

Resolution authorizing the Mayor to accept on behalf of the City of Pittsburgh a grant from the Fund for Cities of Service, Inc. in the amount of \$200,000 to fund a Chief Service Officer who will develop and implement a citywide plan to increase volunteerism and target volunteers to address the City of Pittsburgh's greatest needs.

Read and referred to Finance and Law Committee

Bill No.

[2010-0717](#)

Resolution authorizing the Mayor and the Director of the Department of Finance to enter into an agreement with the School District of Pittsburgh and Franklin Street Development, LLC ("Franklin"), to assign, transfer, sell and convey to Franklin City and School District tax liens on a parcel of real property located in the 21st Ward of the City of Pittsburgh at 1836 Oxline Street.

Read and referred to Finance and Law Committee

COUNCILMAN DOUGLAS SHIELDS PRESENTS:

Bill No.

[2010-0721](#)

Resolution authorizing the Mayor or the Director of City Planning, to enter into a Grant Agreement with the Commonwealth of Pennsylvania, Department of

Community and Economic Development to receive \$75,000.00 in Grant funding for a TRID Planning Study in the neighborhood of East Liberty. Resolution providing for an Agreement or Agreements or Contract or Contracts, or for use of existing Agreements or Contracts, with a Consultant or Consultants, or Vendor or Vendors, for the purpose of preparing “East Liberty TRID Planning Study” and related activities in support of such plan, at a cost not to exceed \$75,000.00.

Read and referred to Land Use and Economic Development Committee

Bill No.

[2010-0722](#)

Resolution authorizing the Mayor or the Director of City Planning, to enter into a Grant Agreement with the Commonwealth of Pennsylvania, Department of Community and Economic Development to receive \$150,000.00 in Grant funding, for the receipt of \$22,700.00 local match funding from the Mount Washington Community Development Corporation, and for the receipt of \$25,000.00 local match funding from the Pittsburgh Partnership for Neighborhood Development for SMART TRID Planning Studies for the areas of South Hills Junction and the neighborhood of Beechview. Resolution providing for an Agreement or Agreements or Contract or Contracts, or for use of existing Agreements or Contracts, with a Consultant or Consultants, or Vendor or Vendors, for the purpose of preparing “SMART TRID Planning Studies” and related activities in support of such plan, at a cost not to exceed \$197,700.00.

Read and referred to Land Use and Economic Development Committee

COUNCIL PRESIDENT HARRIS PRESENTS:

Bill No.

[2010-0730](#)

Resolution further amending and supplementing Resolution No. 768, effective January 1, 2010, as amended, entitled: “Adopting and approving the 2010 Capital Budget and the 2010 Community Development Block Grant Program; and approving the 2010 through 2014 Capital Improvement Program,” by transferring \$1,000,000 from the Neighborhood Business and Economic Development in the Urban Redevelopment Authority to the Department of Public Works for improvement in four business districts: East Ohio Street, Perrysville Avenue, California Avenue and Lowrie Avenue.

SPONSOR(S): DARLENE HARRIS

Read and referred to Land Use and Economic Development Committee

Bill No.

[2010-0731](#)

Communication from Michael Lamb, City Controller, submitting a Special Report on the Conditional Use Hearing Process at 1635 West Carson Street.

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

UNFINISHED BUSINESS

Bill No.

[2010-0549](#)

Resolution authorizing the appointment of Jennifer Danquist, 100 7th Street, Pittsburgh, PA 15222, as a member of the Equal Opportunity Review Commission for a term to expire on May 31, 2014.

A motion was made that this matter be Approved. The motion carried.

Bill No. Resolution authorizing the appointment of Donna Kramer as a member of the Citizen
[2010-0641](#) Police Review Board for a term to expire on October 31, 2011.

A motion was made that this matter be Held in Council for July 27, 2010. The motion carried.

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. Report of the Committee on Finance and Law for July 7, 2010 with an Affirmative
[2010-0714](#) Recommendation.

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

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$26,726.26 to De'Anna
[2010-0664](#) Caligiuri, Carole Wiedmann and Michael J. Healey, Esquire; Healey & Hornack, P.C.;
1100 Liberty Avenue, Suite C-2; Pittsburgh, Pennsylvania 15222; in full and final
settlement of an action filed in the United States District Court for the Western District
of Pennsylvania at Civil Action No. 07-01133, and in the sum of \$773.74 to the
Treasurer of the City of Pittsburgh for indebtedness to the City.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields
and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 2 - Rev. Burgess and Mr. Dowd

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property,
[2010-0665](#) under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection
Act", effective December 11, 1984.

ITEM A.

A: 64 Beltzhoover.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields
and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 2 - Rev. Burgess and Mr. Dowd

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,
[2010-0666](#) 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 L. A: 1904 Chateau; B: 4751 Monongahela; C: 1313 Sherman; D: 328 Kramer; E: 778 Montclair; F: 1010 Herron; G: 1419 Eleanor; H: 831 Steuben; I: 807 Anaheim; J: 409 Baldwin; K: 7140 Upland; L: 635 Glenside.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 2 - Rev. Burgess and Mr. Dowd

Bill No.

[2010-0667](#)

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.

ITEM A.

A: 2649 Brighton.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 2 - Rev. Burgess and Mr. Dowd

Bill No.

[2010-0668](#)

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.

ITEM A.

A: 5143 Dresden.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 2 - Rev. Burgess and Mr. Dowd

Bill No.

[2010-0669](#)

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.

ITEMS A through L. A: 426 & 430 Lincoln; B: 2514 Burham;

C: 2409 Glenarm(DELETED); D: 6503 & 6505 Shetland; E: 2776 Glen Mawr); F: 2700 Mission; G: 3274 Parkview; H: 729 Chartiers; I: 833 Inwood; J: 2154 Wylie;

K: 3271 Faronia; L: 343 Arabella; M: 1315 Stem; N: 1409 Westmoreland.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 2 - Rev. Burgess and Mr. Dowd

Passed Finally, As Amended

COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2010-0715](#) Report of the Committee on Land Use and Economic Development for July 7, 2010 with an Affirmative Recommendation.

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

Bill No. [2010-0534](#) Resolution approving a new Institutional Master Plan under the Pittsburgh Code, Title Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922, Section 922.12.G for the Pittsburgh Theological Seminary entitled "Institutional Master Plan" dated April, 2010 on property zoned EMI, Educational/Medical Institution District, 11th Ward, Council District No. 9.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 2 - Rev. Burgess and Mr. Dowd

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS- COUNCILMAN REV. RICKY V. BURGESS AND PATRTICK DOWD

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER