

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, December 9, 2008

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

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 granting unto Downtown Streets Pittsburgh, LP, 400 Southpointe Blvd.,
[2008-0963](#) Suite 400, Canonsburg, PA 15317, their successors and assigns, the privilege and
license to construct, maintain and use at their own cost and expense, awnings and
canopies over the sidewalk areas of Fifth Avenue, Forbes Avenue and McMasters Way
in the 2nd Ward, 6th Council District of the City of Pittsburgh.

Bill No. Resolution granting unto The Watson Institute, 301 Camp Meeting Road, Sewickley,
[2008-0964](#) PA 15143, their successors and assigns, the privilege and license to construct, maintain
and use at their own cost and expense, a private storm sewer on Ravoux Way for the
Craig Academy at 255 South Negley Avenue in the 8th Ward, 9th Council District of
the City of Pittsburgh.

Bill No. Resolution granting unto Roger Westman and William Stevens, 500 Lloyd Street,
[2008-0965](#) Pittsburgh, PA 15208, their successors and assigns, the privilege and license to
construct, maintain and use at their own cost and expense, an air conditioning unit,
walk, steps and wall on the right-of-way of Edgerton Avenue for 500 Lloyd Street in
the 14th Ward, 5th Council District of the City of Pittsburgh.

Bill No. Resolution vacating a Johnstons Way between Foster Way and 39th Street in the 6th
[2008-0966](#) Ward, 7th Council District of the City of Pittsburgh.

Bill No. Resolution vacating a portion of Ade Way from Alter Street to its terminus in the 28th
[2008-0967](#) Ward, 2nd Council District of the City of Pittsburgh.

**MS. PAYNE, CHAIRPERSON OF THE COMMITTEE ON HUMAN RESOURCES,
PRESENTS**

Bill No. Resolution amending Resolution No. 370, effective July 11, 2008 entitled “ Resolution providing that the City enter into a temporary professional services agreement for the purpose of providing an excess workers' compensation insurance policy, cost not to exceed \$357,488.00” so as to increase the amount by \$33,405.00 from \$357,488 to \$390,893.
[2008-0968](#)

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

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal, Article VII, Business Related Taxes, Chapter 245, Earned Income Tax, by fixing the rate of interest on certain delinquent Earned Income Tax for [2008] 2009.
[2008-0951](#)

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal, Article VII, Business Related Taxes, Chapter 246, Home Rule Tax, by fixing the rate of interest on certain delinquent Earned Income and Home Rule Taxes for [2008] 2009.
[2008-0952](#)

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption, Section 263.01, Levy and Rate on Lands and Buildings, by fixing the rate of taxation.
[2008-0953](#)

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title Two, Fiscal; Article VII, Business Related Taxes; Chapter 253, Parking Tax, Section 253.02, Tax Levy and Rate, by decreasing the rate of the tax from 40% to 37.5% effective January 1, 2009.
[2008-0954](#)

Bill No. Resolution authorizing the issuance of a warrant in favor of Ward McGough, LLC in an amount not to exceed Four Thousand Five Hundred Fifteen Dollars (\$4,515.00) for legal services provided for defending the City of Pittsburgh in the FOP Retiree Healthcare lawsuit in the Supreme Court, and providing for the payment thereof.
[2008-0955](#)

Bill No. Resolution authorizing the issuance of a warrant in favor of Ward McGough, LLC in an amount not to exceed Four Thousand Eight Hundred Sixty Three Dollars and Fifty Cents (\$4,863.50) for legal services and costs incurred, for defending a suit filed by Lamar Advertising Company against certain Council members and providing for the payment thereof.
[2008-0956](#)

Bill No. Resolution designating Banks and Lending Institutions to act as Depositories for the year 2009 in accordance with the Pittsburgh Code, Title Two, Fiscal, Article III, Depositories.
[2008-0957](#)

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. ITEMS A through F. A: 5034 Ampere; B: 7127 Hamilton; C: 2041-43 Wyandotte; D: 7051 Hamilton; E: 730 Wills; F: 1356 Lowrie.
[2008-0958](#)

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2008-0959](#) 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 C: A: 5011 Kincaid; B: 5016 Kincaid; C: 5013 Jordan.

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property.
[2008-0960](#) ITEM A. A: 3579 Bigelow.

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,
[2008-0961](#) 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 and B. A: 100 Pasadena; B: 610 Uphold.

MR. SHIELDS, PRESIDENT OF COUNCIL AND CHAIRPERSON OF THE COMMITTEE ON HEARINGS, PRESENTS

Bill No. Communication from Michael E. Lamb, City Controller, submitting a Performance
[2008-0969](#) Audit for the Bureau of Building Inspection for the year ended December, 2008.

UNFINISHED BUSINESS

Bill No. Resolution authorizing the appointment of Elizabeth Lewis Scripps, 100 7th Street,
[2008-0937](#) Pittsburgh, PA 15222, as a member of the Propel Pittsburgh Commission for a term to
 expire on August 1, 2010. Ms. Scripps is replacing Yu-Ling Cheng.

Legislative History

12/2/08	City Council	Held, Pending Interview	
12/3/08	Hearings Committee	Interview Held	Passed

REPORTS OF COMMITTEE - FINAL ACTION

MR. PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. Report of the Committee on Finance and Law for December 3, 2008 with an
[2008-0949](#) Affirmative Recommendation.

Bill No. Resolution transferring a total of \$5,000 from the Dist. 9 allotment of the Clerk's
[2008-0927](#) Miscellaneous Services 2008 Operating Budget account into the District 9 Crime Trust
 Fund.

SPONSOR(S): REVEREND RICKY V. BURGESS

Legislative History

11/24/08	City Council	Read and referred	
12/3/08	Finance and Law Committee	Affirmatively Recommended	Passed

MRS. HARRIS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for December 3, 2008 with an Affirmative
[2008-0950](#) Recommendation.

Bill No. Resolution granting unto Bakery Square Holdings, L.P., 5550 Walnut Street, Suite 300,
[2008-0934](#) Pittsburgh, PA 15232, their successors and assigns, the privilege and license to
construct, maintain and use at their own cost and expense, private sewer lines with
manholes on the right-of-way of Dahlem Place for the Bakery Square Project in the
12th Ward, 9th Council District of the City of Pittsburgh.

Legislative History

12/2/08	City Council	Waived under Rule 8	Passed
12/2/08	City Council	Read and referred	
12/3/08	Public Works Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT