

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, April 5, 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

PLEDGE OF ALLEGIANCE

Led by the honor roll students from the Urban League Charter School located in Council District 9.

PROCLAMATIONS

Bill No.

[2005-1231](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh salutes the core team formed by Dr. Jonas Salk, including Dr. Julius Younger, and the University of Pittsburgh, for nurturing the research climate that led to the eradication of one of mankind's dread diseases on this milestone 50th Anniversary of the development of the Salk vaccine.

SPONSOR(S): WILLIAM PEDUTO

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

Bill No.

[2005-1232](#)

NOW, THEREFORE BE IT RESOLVED, that Pittsburgh City Council salutes the Henry Highland Garnet Society of Pittsburgh in celebration of its 7th annual Freedom and Justice Celebration and extends its accolades to the recipients of the "Remembering Elizabeth Jennings Day" award; and

NOW, THEREFORE BE IT FURTHER RESOLVED, that April 8, 2005 be declared "Remembering Elizabeth Jennings Day" in the City of Pittsburgh, LET FREEDOM RING!

SPONSOR(S): SALA UDIN AND TWANDA CARLISLE

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

Bill No.

[2005-1233](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend The Pittsburgh Public Theater for its contribution to our city, our region, and to the American Theater.

SPONSOR(S): TWANDA CARLISLE AND ALL MEMBERS

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

Bill No.

[2005-1234](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize this outstanding young man, Francis L. Laffey, Jr. of Fort Pitt Troop 373, and commends him for his commitment to the betterment of his community and his great personal achievement.

SPONSOR(S): LEN BODACK

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

Bill No.

[2005-1235](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does hereby recognize and commend the Center for Minority Health at the University of Pittsburgh, Graduate School of Public Health for their continued efforts in educating the public at large on issues relating to minority health and preventive measures that may decrease problems that ethnic and racial minorities face.

BE IT FURTHER RESOLVED, that the council in the City of Pittsburgh does hereby proclaim the month of April 2005, as National Minority Health Month.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2005-1236](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does hereby recognize and commend Mayor Wilbert Young for his dedication and commitment to the greater community of Wilkinsburg.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2005-1237](#)

NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends and congratulates Scots and Scottish-Americans living in the City of Pittsburgh, the United States and Scotland for their countless contributions and accomplishments for the benefit of humanity.

BE IT FURTHER RESOLVED that throughout the City of Pittsburgh, April 6, 2005 will be hereby declared "Tartan Day".

SPONSOR(S): GENE RICCIARDI

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

Bill No.

[2005-1238](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, does hereby recognize and commend the University of Pittsburgh Graduate School of Public Health (GSPH) and Dr. Bill Cosby, EdD, for continuing to educate and promote awareness of health promotion and disease prevention.

SPONSOR(S): TWANDA CARLISLE

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No.

[2005-1228](#)

Ordinance amending the Pittsburgh Code, Title 6, Conduct, Article III, Dogs, Cats and Other Animals, Chapter 633 Dogs & Cats, Section 633.06, (a) 1 and 2 by increasing fees.

Read and referred to Public Works & Environmental Services Committee

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No.

[2005-1226](#)

Resolution providing for the issuance of an Agreement or Agreements with a qualified third party Administrator (Employers Unity) to administer the City of Pittsburgh's liabilities under the Pennsylvania Unemployment Compensation Law for a period of

four years. Not to exceed to \$28,220.00.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1227](#)

Resolution providing that the City of Pittsburgh enter into a professional services Agreement or Agreements with medical facility(ies), physicians and/or treatment providers for professional services in connection with the administration and evaluation of medical examinations and related tests, procedures and services for the Civil Service Commission's medical examination program for current and prospective employees for hire and promotion, and for employee assistance program services and providing for the payment of the cost thereof. Cost cannot exceed \$150,000.

Read and referred to Finance & Budget Committee

MR. RICCIARDI, CHAIRMAN, PRESENTS COMMITTEE ON HEARINGS

Bill No.

[2005-1229](#)

Communication from Tom Flaherty, City Controller, submitting The Single Audit Report for the year ended December 31, 2003.

Read, Received and Filed

Bill No.

[2005-1230](#)

Petition from the residents of the City of Pittsburgh requesting a Public Hearing regarding the proposal for Pittsburgh Housing Authority Police and City of Pittsburgh Police merger.

Read and referred to Public Safety Services Committee

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No.

[2005-1223](#)

Report of the Committee on Finance and Budget for March 30, 2005.

Read, Received and Filed

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).

A motion was made that this matter be RECOMMENDED to the Finance & Budget Committee. The motion carried by the following vote:

Votes: Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi

Noes: 0

Abstentions: 0

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.

This Matter was Passed Finally on the Consent Agenda.

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.

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: 8 - Mr. Bodack, Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. [2005-1224](#) Report of the Committee on Public Works and Environmental Services for March 30, 2005.

Read, Received and Filed

Bill No. [2005-1194](#) 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.

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

Votes: Ayes: 7 - Mr. Bodack, Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields and Mr. Ricciardi
Noes: 0
Abstentions: 0
Out of Room: 1 - 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 30, 2005.

[2005-1225](#)

Read, Received and Filed

Bill No. Resolution authorizing the Mayor and the Director of the Department of City Planning
[2005-1195](#) 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.

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

Votes: Ayes: 7 - Mr. Bodack, Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields and Mr. Ricciardi
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Udin

MOTIONS AND RESOLUTIONS

Bill No. NOW THEREFORE BE IT RESOLVED THAT THE CITY SOLICITOR
[2005-1239](#) IMMEDIATELY:

1. Take such action as is necessary to determine whether and on what basis the status of Mr. Roddey as an ICA board member may be challenged; and
2. If warranted, prepare an appropriate action in a court of competent jurisdiction seeking Mr. Roddey's removal effective as of the date of his disqualification.

**SPONSOR(S): JIM MOTZNIK, GENE RICCIARDI, LEN BODACK,
TWANDA CARLISLE, LUKE RAVENSTAHL AND SALA
UDIN**

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

Votes: Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

Bill 1239: MOTZNIK/MEMBERS: Will of Council; Request Legal review and potential action to remove Jim Roddey from ICA; based on non conformance of city

residency/business address requirement established in State Act 111.

RAVENSTAHL: Request CABLECAST POST AGENDA; C-TAC Study on inventory of vacant property.

SHIELDS: Bond Issuance; Proposed alternative plan to borrow money from Washington County Authority; substantially less FEES.

RICCIARDI: Commend State Representative Michael Diven for \$50,000 state funds to Mom's House for unwed mothers.

SHIELDS: Report of Non-Profits contributions to City; Mr, Truehart stated 1st quarter payment will be on schedule.

CARLISLE: Request President of Council to inquire to Mayor's Office on Advisory Gaming Committee; more Council input requested.

APPROVAL OF MINUTES

RECESSED

A motion was made to recess the meeting. The motion carried.

REGULAR MEETING OF APRIL 5, 2005--RECONVENED

Present: 8 - Mr. Bodack, Ms. Carlisle, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi

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).

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

Votes: Ayes: 6 - Mr. Bodack, Ms. Carlisle, Mr. Motznik, Mr. Ravenstahl, Mr. Udin and Mr. Ricciardi

Noes: 2 - Mr. Peduto and Mr. Shields

Abstentions: 0

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