

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, February 28, 2006

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-FOURTH COUNCIL**

Luke Ravenstahl, President

**Council Members: Len Bodack, Twanda Carlisle,
Dan Deasy, Jim Motznik, Tonya D. Payne, William Peduto, Douglas Shields**

Linda M. Johnson-Wasler, City Clerk

Mary Beth Doheny, Deputy City Clerk

ROLL CALL

Present: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Ms. Payne, Mr. Motznik, Mr. Peduto, Mr. Shields and Mr. Ravenstahl

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2006-0159](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commends the ONE Campaign for their work and dedication to fight global poverty and AIDS; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares the City of Pittsburgh to be a "City of ONE".

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No.

[2006-0160](#)

WHEREAS, the political, social and economic resurgence of Southwestern Pennsylvania is highly dependent upon our region's nonprofit sector; and

WHEREAS, the 2,674 financially active nonprofit organizations that operate in Southwestern Pennsylvania spend close to \$12 billion annually on the well-being of our region's residents; and

WHEREAS, 89% of Pittsburgh's residents highly rate nonprofits for helping people, and 85% believe that nonprofit organizations effectively deliver programs and services; and

WHEREAS, on March 2 and 3, 2006, The Forbes Funds and The Pittsburgh Foundation will distribute approximately 13,000 copies of Greater Pittsburgh Community Threads, a publication celebrating our region's charitable community; and

WHEREAS, on March 7, 2006, the Pittsburgh Nonprofit Summit, under the auspices of Grantmakers of Western Pennsylvania, will convene 1,000 community leaders to identify priorities and set strategies for the Pittsburgh region's nonprofit sector as nonprofit organizations help to advance and lead our region's next renaissance; and

WHEREAS, the Greater Pittsburgh Nonprofit Partnership, under the auspices of The Forbes Funds, has connected approximately 250 nonprofit organizations that will work together with businesses and government to bring hope and progress to people and communities across Southwestern Pennsylvania.

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh salutes both Pittsburgh's nonprofit community and the individual Pittsburghers who give to, lead and support charitable causes; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh declares March 2006 as a Month to Celebrate Charity.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No.

[2006-0161](#)

NOW, THEREFORE BE IT RESOLVED, that the Council in the City of Pittsburgh recognizes and commends the Southwestern Pennsylvania AIDS Planning Coalition for continuing to educate the community on the affect of the HIV/AIDS virus.

BE IT FURTHER RESOLVED, that the Council in the City of Pittsburgh declares March 5 through March 11, 2006 as "Balm in Gilead Black Church Week of Prayer for the Healing of AIDS" in the City of Pittsburgh.

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

Bill No.

[2006-0162](#)

NOW, THEREFORE BE IT RESOLVED, that the Council in the City of Pittsburgh recognizes and commends the August Wilson Center for African American Culture for their contribution and efforts to promote African American Culture.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2006-0163](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh recognize and commends Monty Meza-Clay for showing us the true heart of a champion and we wish him nothing but success in all of his future endeavors.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2006-0164](#)

NOW, THEREFORE BE IT RESOLVED, that the Council in the City of Pittsburgh recognizes and commends Mr. Eustace O. Uku for increasing opportunities for small business in our community and the City of Pittsburgh.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2006-0165](#)

NOW, THEREFORE BE IT RESOLVED, that the Council in the City of Pittsburgh recognizes and commends Mr. Harvey Adams, Jr. for his years of dedicated service to minorities in the City of Pittsburgh and across the country.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh declares Tuesday February 28, 2006 "Harvey Adams Day" in the City of Pittsburgh.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2006-0166](#)

NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh acknowledges and commends the work and accomplishments of Thomas E. Starzl, M.D., PH.D.; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby proclaim Tuesday, February 28, 2006 as "Thomas E. Starzl, M.D., PH.D." in the City of Pittsburgh.

SPONSOR(S): LUKE RAVENSTAHL

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

Bill No.

[2006-0167](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, recognizes the great contributions the Beth Shalom Men's Club has made to the quality of life at the Congregation Beth Shalom and in our great city.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh, on behalf of the citizens of our great city, proclaim Sunday, February 26, 2006 "Beth Shalom Men's Club Day" in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MR. MOTZNIK PRESENTS COMMITTEE ON PARKS, RECREATION AND YOUTH POLICY

Bill No.

[2006-0158](#)

Amending Resolution No. 782 of 2005, effective December 30, 2005, entitled "Resolution declaring that certain City property shall be combined to create a new City park named the "Grandview Scenic Byway Park," by adding certain properties in the 18th and 19th Wards to EXHIBIT A to become part of the Grandview Scenic Byway Park.

SPONSOR(S): DAN DEASY

Read and referred to Parks, Recreation & Youth Policy Committee

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No.

[2006-0147](#)

Resolution providing that the City of Pittsburgh enter into a professional services Contract or Contracts for the purpose of providing professional legal services in connection with the defense of certain worker's compensation matters and claims brought against the City under the Worker's Compensation Act and providing for the payment of the cost thereof, cost not to exceed \$230,000.

Read and referred to Finance & Budget Committee

Bill No.

[2006-0148](#)

Resolution providing that the City of Pittsburgh enter into a professional services Contract or Contracts for the purpose of providing professional nurse case management services in connection with the monitoring of certain worker's compensation claims and medical treatment toward a goal of returning injured employees to work as soon as they are medically able to return, at a cost not to exceed \$125,000.

Read and referred to Finance & Budget Committee

Bill No. Resolution providing that the City of Pittsburgh enter into a temporary professional services Contract or Contracts for the purpose of providing the claims management services under the City's Workers' Compensation program for the clean-up, correction, and data entry of claims data and hard-copy filed not completed since November, 2005, at a cost not to exceed \$75,000.

[2006-0149](#)

Read and referred to Finance & Budget Committee

MR. RAVENSTAHL, THE CHAIR PRESENTS COMMITTEE ON HEARINGS

DOES NOT REQUIRE COUNCIL'S CONFIRMATION

Bill No. Resolution informing Council of the re-appointment by Councilman Daniel Deasy (District 2) of Mr. Mike Galovich, as a Member of the Pittsburgh Cable Advisory Committee, for a term to expire December 31, 2009.

[2006-0150](#)

Read, Received and Filed

Bill No. Resolution informing Council of the re-appointment by Councilman Jim Motznik (District 4) of Richard G. King, as a Member of the Pittsburgh Cable Advisory Committee, for a term to expire December 31, 2009.

[2006-0151](#)

Read, Received and Filed

Bill No. Resolution informing Council of the appointment of Stanley J. Parker, as a member of the Allegheny Regional Asset District Board. Mr. Parker shall serve a term coinciding with the term of Mayor Bob O'Connor. Mr. Parker shall succeed Joyce A. Baskins, whose term expired on December 31, 2005.

[2006-0152](#)

Read, Received and Filed

Bill No. Resolution informing Council of the appointment of Ms. M. Gayle Moss to serve as the Mayor's representative to the Pittsburgh Community Services, Incorporated. Ms. Moss shall serve a term coinciding with the term of Mayor Bob O'Connor.

[2006-0153](#)

Read, Received and Filed

REQUIRES COUNCIL CONFIRMATION

Bill No. Resolution authorizing the reappointment of Margaret Ringel Baker, as a Member of the Equal Opportunity Review Commission. Ms. Baker's term will expire on December 31, 2007.

[2006-0154](#)

Held, Pending Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Don A. Linzer, as a member of the Pittsburgh Water and Sewer Authority of the City of Pittsburgh, to fill the unexpired term ending January 2, 2007. Mr. Linzer is succeeding Ann J. Davis.

[2006-0155](#)

Held, Pending Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Robert P. Jablonowski, as a member of the Pittsburgh Water and Sewer Authority of the City of Pittsburgh, to fill the unexpired term ending January 2, 2011. Mr. Jablonowski succeeding the position formerly held by Jan Hedquist.

[2006-0156](#)

Held, Pending Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Joseph Kennedy, as a Member of the Civil
[2006-0157](#) Service Commission. Mr. Kennedy's term shall coincide with that of the Mayor.

Held, Pending Interview to Hearings Committee**UNFINISHED BUSINESS**

Bill No. Resolution authorizing the Re-appointment of Thelma Lovette as a Member of the
[2006-0092](#) Planning Commission. Ms. Lovette is a current member of the Planning Commission, whose original term expired in January, 1998. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, her Re-appointment shall now officially extend until January 2, 2010.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Re-appointment of E. Paul Dick as a Member of the
[2006-0093](#) Planning Commission. Mr. Dick is a current member of the Planning Commission, whose original term expired in January 31, 2006. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, his Re-appointment shall now officially extend until January 2, 2010.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the appointment of Monte Rabner as a Member of the Planning
[2006-0097](#) Commission. Mr. Rabner shall succeed Claudette Lewis. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, Mr. Rabner's term shall extend to January 2, 2012.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the appointment of Alice B. Mitinger as a Member of the
[2006-0100](#) Zoning Board of Adjustment, effective March 1, 2006. Ms. Mitinger shall fill the unexpired term held by Regis D. Murrin, which term shall expire December 31, 2008.

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. Deasy, Ms. Payne, Mr. Motznik, Mr. Peduto, Mr. Shields and Mr. Ravenstahl
Noes: 0
Abstentions: 0

REPORTS OF COMMITTEE - FINAL ACTION**MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET**

Bill No. Report of the Committee on Finance and Budget for February 22, 2006.

[2006-0144](#)

Read, Received and Filed

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2006-0081](#) 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 thru T. A: 30 Magdalene; B: 7504 Tioga; C: 5420 Broad;
D: 26 Monastery; E: 1123 Newcomer; F: 5078 Rosecrest; G: 2316 Fairland;
H: McCartney; I: 1456-58 Harlow; J: 2346 Bedford; K: 7014 Mt. Vernon;
L: 5624 Jackson; M: 919 Chestnut; N: 18 Kosciusko; O: 6427 Dean; P: 310 Darsie;
Q: 159 ½ 42nd; R: 3405 Iowa; S: 3980 Beechwood; T: 314 Darsie.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2006-0082](#) 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: 838, 840 and 842 Peralta.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property,
[2006-0083](#) under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.
ITEM A. A: 1321 Adams.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,
[2006-0084](#) 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 thru B. A: 18 Monastery; B: 721 Glenside.

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. Deasy, Ms. Payne, Mr. Motznik, Mr. Peduto, Mr. Shields and Mr. Ravenstahl
Noes: 0
Abstentions: 0

MR. DEASY PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. Report of the Committee on Public Works and Environmental Services for February
[2006-0145](#) 22, 2006.

Read, Received and Filed

Bill No. Resolution providing for an Agreement or Agreements for the grant of occupancy and
[2006-0086](#) access agreements with the Borough of Millvale for the purpose of right to construct a
pedestrian trail bridge on Washington's Landing on the Southern end.

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

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

Noes: 0

Abstentions: 0

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

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2006-0146](#) February 28, 2006.

Read, Received and Filed

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2006-0087](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance
Capital Program grant in the amount of \$1,400,000 for the Lawrenceville project.
(Council District No. 7)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2006-0088](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a
\$1,400,000 Redevelopment Assistance Capital Program grant for the Lawrenceville
project. (Council District No. 7)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Amending and supplementing Resolution No. 762, effective January 1, 2006, as
[2006-0117](#) amended, entitled: "Adopting and approving the 2006 Capital Budget and the 2006
Community Development Block Grant Program; and approving the 2006 through
2011 Capital Improvement Program, by adjusting various line items in conformance
with the Federal Government's reduction in the City of Pittsburgh 2006 Community
Development Block Grant Program allocation, by reducing the total allocation by
\$2,336,655.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution Amending and supplementing Resolution No. 762, effective January 1,
[2006-0118](#) 2006, as amended, entitled: "Adopting and approving the 2006 Capital Budget and the
2006 Community Development Block Grant Program; and approving the 2006

through 2011 Capital Improvement Program, by adjusting various line items in conformance with the Federal Government's changes in funding the HOME, HOPWA, ADDI and Emergency Shelter Grant Programs in the City of Pittsburgh 2006 Capital Budget and the 2006 Community Development Block Grant Program.

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. Deasy, Ms. Payne, Mr. Motznik, Mr. Peduto, Mr. Shields and Mr. Ravenstahl
Noes: 0
Abstentions: 0

MOTIONS AND RESOLUTIONS

MR. SHIELDS

Request Cablecast Post Agenda on Mon Fayette Expressway Design update; scheduled for Monday, March 13th @ 1:30p.m.

MR. RAVENSTAHL

Announce the scheduling of a Cablecast Post Agenda on the City Tow Pound; policies/procedures; March 7th @ 1:30p.m.

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.