

# **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 22, 2005**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-THIRD COUNCIL**

**Gene Ricciardi, President**

**Council Members: Len Bodack, Twanda Carlisle,  
Alan Hertzberg, 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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Hertzberg, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2005-1103](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends and thanks Theresa Rodwick for her numerous, selfless hours of volunteer work for the educational benefit of the children and faculty of Quentin Roosevelt School.

BE IT FURTHER RESOLVED that today, February 22, 2005 be hereby declared "Theresa Rodwick Day" in the City of Pittsburgh.

**SPONSOR(S): GENE RICCIARDI AND ALL MEMBERS**

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

Bill No. [2005-1104](#) NOW THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh recognizes and commends these young men for their drive, energy and team work, and congratulates them on their achievement on the wrestling mat as the 2005 City Champions.

**SPONSOR(S): JIM MOTZNIK AND ALL MEMBERS**

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

Bill No. [2005-1105](#) NOW, THEREFORE BE IT RESOLVED, that Pittsburgh City Council salutes the accomplishments of PIIN for the advocacy work it does for the communities of Pittsburgh on the occasion of its second annual banquet.

**SPONSOR(S): SALA UDIN, TWANDA CARLISLE AND WILLIAM PEDUTO**

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

Bill No. [2005-1106](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend William Geisler for his dedication and commitment to protecting and serving the United States of America.

**SPONSOR(S): LEN BODACK**

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

## PUBLIC COMMENTS

## PRESENTATION OF PAPERS

## MS. CARLISLE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMOTION

Bill No.

[2005-1095](#)

Resolution amending Resolution No. 371, effective June 13, 2002, entitled Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2002 Community Development Block Grant Program, and providing for the payment of the cost thereof, not to exceed \$1,325,000 (Business Development Programs)” by increasing Industrial Site Acquisition & Improvements by \$75,000 and decreasing Business Growth Fund by \$56,173. (Council Districts: All).

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No.

[2005-1096](#)

Resolution amending Resolution No. 539, effective November 17, 2004 entitled: “Resolution providing for the filing of a Community Development statement with the U.S. Department of Housing and Urban Development for a grant in connection with the 2002 CDBG Program; providing for execution of grant contracts, filing of data, execution of payment vouchers and certification of signature; the deposit of funds in a bank account and providing for payment of expenses” so as to reallocate funds in City Planning from the “Anti-Public Intoxication Initiative” (-60,000) to the Electronic Zoning File System” (+60,000) and further, to reallocate funds from the Urban Redevelopment Authority “Decorative Lighting Project”, (-4,000) to “District 1 Equipment” (+4,000) and by increasing Spring Garden Neighborhood Council from \$20,000.00 to \$24,000.00.

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No.

[2005-1097](#)

Resolution amending Resolution No. 885, effective December 16, 2003, entitled, “Providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2001 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories”, so as to reprogram funds in City Planning from the “Public Intoxication Initiative.”, (-\$60,000) to the “Fair Housing Impediment Study” (+60,000) and further, to reallocate funds from the Urban Redevelopment Authority “Decorative Lighting Project” (-2,000) to City Council “District 1 Equipment” (+2,000).

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No.

[2005-1100](#)

Resolution amending Resolution No. 646, effective January 6, 2005 entitled: Amending the Capital Budget and providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2003 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to reprogram funds in City Council from "SPERT" (-10,000)

to Catholic Charities Diocese of Pittsburgh -Rosalia Center" (+10,000)

**SPONSOR(S): JIM MOTZNIK**

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No.

[2005-1101](#)

Resolution amending Resolution No. 642, effective, January 6, 2005, entitled: Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment and/or rehabilitation of neighborhood facilities for the benefit of residents of the City of Pittsburgh and further, authorizing various departments to enter into contract or contracts or use existing contract or contracts for the purchase of equipment and/or furniture at a cost not to exceed \$1,115,000.00, so as to reprogram funds from "SPERT" (-10,000) to "Catholic Charities-Diocese of Pittsburgh - Rosalia Center" (+10,000).

**SPONSOR(S): JIM MOTZNIK**

**Read and referred to Housing, Economic Development & Promotion Committee**

Bill No.

[2005-1102](#)

Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital; 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 adding Brighton Road Duplex Project \$10,000 and Perry Athletic Association Security System \$5,000 in Council District 1.

**SPONSOR(S): LUKE RAVENSTAHL**

**Read and referred to Housing, Economic Development & Promotion Committee**

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

Bill No.

[2005-1099](#)

Resolution requesting the approval of an inter-municipal transfer of a restaurant liquor license, License No. R-7577, from A & W Restaurant and Lounge, Inc, 102 Brownsville Road, Mt. Oliver, PA 15210 to Russell & Donna Beam, 1007 Glass Run Road, Pittsburgh, PA 15236 for 2546 Brownsville Road, Pittsburgh, PA 15210, pursuant to amended Pennsylvania Liquor Code, §4-461.

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

## **MR. PEDUTO PRESENTS COMMITTEE ON GENERAL SERVICES, TECHNOLOGY & THE ARTS**

Bill No.

[2005-1098](#)

Resolution authorizing to receive reimbursement of funds not to exceed Six Hundred Seventy-Five thousand (\$675,000) dollars to the City of Pittsburgh Equipment Leasing Authority for the purchase of vehicles, radios and equipment for use by the City of Pittsburgh Departments and Authorities.

**Read and referred to General Services, Technology & the Arts**

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

Bill No.  
[2005-1083](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts for Disabled and Public Sidewalks at various locations throughout the City of Pittsburgh, and providing for the payment thereof, at a cost not to exceed \$140,000.00.

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

Bill No.  
[2005-1084](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts or for the use of existing Contracts, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the investigation, design, construction and/or remediation for critical slope failures throughout the City; and providing for the payment of the costs thereof. Cost not to exceed \$200,000.

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

Bill No.  
[2005-1085](#) Resolution amending Resolution No. 605, effective December 15, 2004, entitled Providing for an Agreement or Agreements or for the use of existing Agreements and providing for a Contract or Contracts or for the use of existing Contracts, in connection with the improvements to the South Side Riverfront Park Boat Launch; and further providing for the payment of the costs thereof, by increasing the total project allocation by \$100,000.00 from \$100,000.00 to \$200,000.00. (Companion to Bill Nos. 1086, 1087, 1088 Public Works)

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

Bill No.  
[2005-1086](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a cooperative agreement for the improvement of the existing Southside Riverfront Park access facilities for recreational boats, with the Pennsylvania Department of Conservation and Natural Resources.

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

Bill No.  
[2005-1087](#) Resolution authorizing the Mayor and the Director of Public Works to enter into a cooperative agreement for the improvement of the existing Southside Riverfront Park access facilities for recreational boats, with the Pennsylvania Fish & Boat Commission.

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

Bill No.  
[2005-1088](#) Resolution further amending Resolution No. 948, effective January 1, 2004, as amended, entitled Adopting and approving the 2004 Capital Budget and the 2004 Community Development Block Grant Program; and approving the 2004 through 2009 Capital Improvement Program,” by increasing the line item entitled “Improvements to the Southside Riverfront Park Boat Launch” by \$100,000.

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

Bill No.  
[2005-1089](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Cooperation Agreement with the Urban Redevelopment Authority in connection with the construction of a new pedestrian bridge crossing over Second Avenue.

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

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Highway Occupancy Agreement with the Pennsylvania Department of Transportation in connection with the construction of a new pedestrian bridge crossing over Second Avenue.

[2005-1090](#)

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

Bill No. Resolution vacating a portion of Union Place (former North Diamond Street, East), Hydro Way, and East Erie Street in the 22nd Ward, 1st Council District of the City of Pittsburgh.

[2005-1091](#)

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

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

Bill No. Resolution repealing Resolution No. 24, effective February 14, 2003, entitled: Resolution providing for an Agreement or Agreements with Consultant or Consultants or with Agency or Agencies for the implementation of a Public Inebriate Program at a cost not to exceed \$120,000.00.

[2005-1092](#)

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

Bill No. Resolution providing for an Agreement or Agreements with a Consultant or Consultants for the implementation of an Electronic Storage, Retrieval, and Filing System of City Zoning Files, at a cost not to exceed 60,000.00.

[2005-1093](#)

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

Bill No. Resolution providing for an Agreement or Agreements for professional services needed to conduct an "Analysis of Impediments to Fair Housing Study" and for related activities in support of such a study at a cost not to exceed \$60,000.00

[2005-1094](#)

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

## **UNFINISHED BUSINESS**

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

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

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

[2005-1080](#)

**Read, Received and Filed**

Bill No. Resolution further amending and supplementing Resolution No. 258, effective April 26, 2000, 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 1; and providing for the payment of the costs thereof," by adding "Spring Garden Neighborhood Council Grocery Store Project" \$50,000. Total amount of all projects not to exceed \$741,720.42.

[2005-1027](#)

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

Bill No. Resolution amending Resolution #960 of 2003 effective December 31, 2003, entitled  
[2005-1028](#) Resolution providing for a professional services agreement or agreements with KPMG Peat Marwick, LLP for the performance of the City's Financial Statement including Single Audit for the year ending December 31, 2003 at a total cost not to exceed One Hundred Ninety-Seven Thousand Seven Hundred Dollars (\$197,700.00) for one year."

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

Bill No. Resolution providing for a professional services agreement or agreements with Maher  
[2005-1029](#) Duessel for the performance of the City's Financial Statement including Single Audit for the years ending December 31, 2004 through December 31, 2006, at a total cost not to exceed Five Hundred Ninety-Nine Thousand, Two Hundred - Eighty Dollars (\$599,280.00) over three years, chargeable to and payable from Miscellaneous Services, Department of Finance, Account 526120, Fund 1000, Organization 107000, Sub-Class 150, Budget Year 2005 through Budget Year 2007.

**This Matter was Passed Finally, As Amended on the Consent Agenda.**

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,  
[2005-1030](#) 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 D. A: 1619 Chelton; B: 129 Sebring (part A); .C: 129 Sebring (part B) D: 1912 Baldauf.

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

Bill No. providing for conveyance by the City of Pittsburgh of certain property, under Act No.  
[2005-1031](#) 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984. ITEM A. 6812 & 6816 Simonton.

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

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2005-1032](#) 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 J. A: 2021 Dartmore; B: 2226 Park Hill;  
C: 6728, 6726 & 6730 Simonton; D: 200-aka 202 Estella; E: 515 53rd; F: 175 Banner.  
G: 235 Mathews; H: 1927 St. Paul; I: 4280 McCaslin; J: 1838 Tonapah.

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

Bill No. Resolution providing for an agreement with Dickie McCamey & Chilcote, P.C. for  
[2005-1036](#) professional services for the City Controller. Cost not to exceed \$100,000.

**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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Hertzberg, Mr. Motznic, 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. Report of the Committee on Public Works and Environmental Services for February  
[2005-1081](#) 16, 2005.

#### **Read, Received and Filed**

Bill No. Resolution granting unto the Carnegie Library, 612 Smithfield Street, Pittsburgh, PA  
[2005-1033](#) 15222, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, an identification sign over the sidewalk area at 612 Smithfield Street in the 2nd Ward, 6th Council District of the City of Pittsburgh.

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

Bill No. Resolution vacating North Canal Street between Chestnut and Heinz Streets in the  
[2005-1034](#) 23rd Ward, 1st Council District, of the City of Pittsburgh.

**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: 9 - Mr. Bodack, Ms. Carlisle, Mr. Hertzberg, Mr. Motznic, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi  
Noes: 0  
Abstentions: 0

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

Bill No. Report of the Committee on Planning, Zoning and Land Use for February 16, 2005.  
[2005-1082](#)

#### **Read, Received and Filed**

Bill No. Ordinance amending certain portions of the Pittsburgh Code of Ordinances, Title  
[2004-0538](#) Nine, Zoning, Chapter 902.03 (Zoning Map) to change the Zoning Classification of the following properties from R2-L (Residential Two-Unit, Low Density) to R1D-L (Residential Single-Unit Detached, Low Density) all certain properties on Morehead Place, Shadyside. (Public Hearing Held February 15, 2005)

**SPONSOR(S): WILLIAM PEDUTO**



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

Bill No.

[2005-1035](#)

Resolution amending Resolution No. 331, effective May 25, 2000, entitled, Resolution providing for an Agreement or Agreements or Contract or Contracts, or use of existing Agreements for Contracts, with a Consultant or Consultants, or Vendor or Vendors, for the purpose of conducting planning and management studies, and related activities in support of such studies including the purchase of data and data analysis equipment at a cost not to exceed \$125,000.00”, so as to add language for future expenditures.

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

**MOTIONS AND RESOLUTIONS**

*MOTZNIK: City garage privatized; employees must have access to bid on City Jobs.*

*PEDUTO: request Personnel Dept. to respond identifying pro-active measures to place workers*

*PEDUTO: 25 years ago today...recognizing historical events (US beat Russian Olympic Hockey Team 4-3)*

*UDIN: HRC mandates City Council approval of ALL contracts;*

*RICCIARDI/MEMBERS to conduct a comprehensive review of the City's process/historical practices.*

**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.**