

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 14, 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. [2006-0119](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend this year's retirees for their dedication and commitment to protecting and serving the people of the City of Pittsburgh; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Friday, February 17, 2006, to be "Fraternal Order of Police Fort Pitt Lodge # 1 Day" in the City of Pittsburgh.

SPONSOR(S): TWANDA CARLISLE

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

Bill No. [2006-0120](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, recognizes and commends the Department of Public Safety, the Allegheny County Sheriff's Department, the Pennsylvania State Police and all who worked to ensure the safety of the residents of our City.

SPONSOR(S): TWANDA CARLISLE AND ALL MEMBERS

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

Bill No. [2006-0121](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, recognizes and commends LaKeisha "KiKi" Brown for being a positive role model to the young men and women in the community.

SPONSOR(S): TWANDA CARLISLE AND ALL MEMBERS

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

Bill No. [2006-0122](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh hereby acknowledges and commends Rachel Salinetto for her compassion and dedication to helping others and for inspiring her fellow peers to do the same.

SPONSOR(S): DAN DEASY

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

Bill No. [2006-0123](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh Congratulates Mrs. Edith Henderson on winning the Jefferson Award and thanks her for her untiring commitment and dedication to the students and faculty of. Langley High School.

SPONSOR(S): DAN DEASY AND ALL MEMBERS

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

Bill No. [2006-0124](#) NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh acknowledges and commends the work and accomplishments of Gino Chiodo, Emilio Cornacchione and staff of Izzazu International Salon; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby proclaim Tuesday, February 14, 2006 as "Izzazu Day" in the City of Pittsburgh.

SPONSOR(S): LUKE RAVENSTAHL

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

Bill No. [2006-0125](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the VA Pittsburgh Healthcare System for their recognition of the veterans who are cared for at VA Medical Centers across the nation.

BE IT FURTHER RESOLVED that the week of February 13 through 19, 2006 be hereby declared "National Salute to Hospitalized Veterans Week" in the City of Pittsburgh.

SPONSOR(S): LEN BODACK

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

Bill No. [2006-0126](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, recognizes and commends the Greater Pittsburgh Council Boy Scouts of America for their efforts and awareness of the challenges that that we face in order to produce successful young men and women that benefit the commonwealth of our community.

SPONSOR(S): TWANDA CARLISLE

Adopted

PUBLIC COMMENTS

PRESENTATION OF PAPERS

MR. DEASY PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. [2006-0085](#) Resolution providing for the closing of the Asphalt Reimbursement Trust Fund (Fund 8710), and for the creation of the Public Works Reimbursement Trust Fund, and providing for the deposit and expenditure of reimbursements received from other Governmental agencies, for Public Works related activities.

Read and referred to Public Works & Environmental Services Committee

Bill No. [2006-0086](#) Resolution providing for an Agreement or Agreements for the grant of occupancy and 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.

Read and referred to Public Works & Environmental Services Committee

MS. PAYNE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT AND PROMTION

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)

Read and referred to Housing, Economic Development & Promotion Committee

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)

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2006-0089](#) Redevelopment Authority of Pittsburgh and providing for the transfer to URA of
\$141,204.30 for the Hot Metal Bridge project. (Council Districts 3 and 6).

Read and referred to Housing, Economic Development & Promotion Committee

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2006-0090](#) between the Urban Redevelopment Authority of Pittsburgh and S & A Homes, Inc., or
an entity to be formed, for the Sale of Disposition Parcels 17, 18 and 19 in
Redevelopment Area No. 51, in the 25th Ward of the City of Pittsburgh - Council
District No.6 (Federal Hill residential construction).

Read and referred to Housing, Economic Development & Promotion Committee

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.

Read and referred to Housing, Economic Development & Promotion Committee

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.

Read and referred to Housing, Economic Development & Promotion Committee

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

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.

Read and referred to Finance & Budget Committee

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.

Read and referred to Finance & Budget Committee

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.

Read and referred to Finance & Budget Committee

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.

Read and referred to Finance & Budget Committee

Bill No. Requesting the approval of an inter-municipal transfer of a restaurant liquor license,
[2006-0091](#) License No. R-18761, which rescinds approval of Resolution No. 650 of 2002, from
Freddy's Restaurant and Lounge, Inc., secured creditor National Builders and
Acceptance Corp. c/o Liquor Control Board, to Applicant, Fratelli's Pizzeria and
Company, c/o Rosina Sciulli, 12 Virgila Place, Pittsburgh, PA 15213, for premises at
109-111 Market Street, Pittsburgh, PA 15222, known as MILANO'S PIZZA, pursuant
to amended Pennsylvania Liquor Code, §4-461.
(Presented by Mr. Shields and Ms. Carlisle)

A motion was made that this matter be Waived under Rule 8. The motion carried.

A motion was made that this matter be Read and referred to the Finance & Budget Committee. The motion carried.

Bill No. (Ordinance) Resolution petitioning the Secretary of the Pennsylvania Department of
[2006-0116](#) Community and Economic Development ("DCED") to make a determination that the
conditions which led to the earlier determination of municipal financial distress

municipality are no longer applicable and to terminate the City of Pittsburgh's distressed status pursuant to Section 253 of the Municipalities Financial Recovery Act ("Act 47"), Act of July 10, 1987, No. 47, 53 P.S. 11701.253.

SPONSOR(S): TWANDA CARLISLE

Read and referred to Finance & Budget Committee

MR. RAVENSTAHL, THE CHAIR, PRESENTS COMMITTEE ON HEARINGS

Requires Council Confirmation

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.

Referred for Interview to Hearings Committee

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.

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Wrenna Watson as a Member of the
[2006-0094](#) Planning Commission. Ms. Watson shall succeed Thomas W. Armstrong. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, Ms. Watson's term shall extend until January 2, 2008.

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Barbara Ernsberger as a Member of the
[2006-0095](#) Planning Commission. Ms. Ernsberger shall succeed John F. Doherty. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, Ms. Ernsberger's term shall extend to January 2, 2008.

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Barbara K. Mistick as a Member of the
[2006-0096](#) Planning Commission. Ms. Mistick shall succeed John Martine. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, Ms. Mistick's term shall extend to January 2, 2012.

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Monte Rabner as a Member of the Planning 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.

[2006-0097](#)

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Todd E. Reidbord as a Member of the Planning Commission. Mr. Reidbord shall succeed Jeffrey W. Letwin. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, Mr. Reidbord's term shall extend to January 2, 2010.

[2006-0098](#)

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Kyra Straussman as a Member of the Planning Commission. Ms. Straussman shall succeed Clifford Levine. In order to realign Planning Commission positions with the requirements of staggered terms per Section 923.01A of the City Code, Ms. Straussman's term shall extend to January 2, 2008.

[2006-0099](#)

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Alice B. Mitinger as a Member of the 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.

[2006-0100](#)

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Wrenna L. Watson as a Member of the Zoning Board of Adjustments, effective March 1, 2006. Ms. Watson shall fill the unexpired term held by Clifford Levine, which term shall expire December 31, 2007.

[2006-0101](#)

Referred for Interview to Hearings Committee

Bill No. Resolution authorizing the appointment of Dennis Regan as a Member of the Housing Authority of the City of Pittsburgh, for a term to expire October 31, 2010. Mr. Regan is appointed to fill the seat formerly held by Gerald Voros, whose term expired on October 31, 2005.

[2006-0102](#)

Held, Pending Interview to Hearings Committee

Does Not Require Confirmation

Bill No. Resolution informing Council of the appointment of the Honorable Twanda D. Carlisle, to serve as the Mayor's representative to the Carnegie Library Board of Trustees. Ms. Carlisle succeeds Mr. David Caliguiri, who was the former Mayor's representative.

[2006-0103](#)

Read, Received and Filed

Bill No. Resolution informing Council of the appointment of the Honorable Luke Ravenstahl as a Member of the Sports and Exhibition Authority of the City of Pittsburgh, for a term to expire December 31, 2010. Mr. Ravenstahl is succeeding the Honorable Leonard J. Bodack, Jr. who term expired on December 31, 2005. (Note amending Bill

[2006-0104](#)

0051 of 2004 to correct term expiration).

Read, Received and Filed

Bill No.

[2006-0105](#)

Resolution informing Council of the appointment of the State Senator Wayne D. Fontana, as a Member of the Sports and Exhibition Authority of the City of Pittsburgh, for a term to expire December 31, 2010. Senator Fontana is appointed to fill the seat formerly held by Representative Paul Costa, who term expired on December 31, 2005.

Read, Received and Filed

Bill No.

[2006-0106](#)

Resolution amending Resolution 766 of 2005 informing Council of the appointment of Anthony J. Ross to serve as a member of the Sports and Exhibition Authority. Mr. Ross shall succeed Mark J. Schneider and fill the unexpired term ending on December 31, 2007

Read, Received and Filed

Bill No.

[2006-0107](#)

Resolution informing Council of the appointment of Debbie M. Lestitian, CPA, Esquire, as a Member of the Stadium Authority of the City of Pittsburgh. Ms. Lestitian is appointed to fill the unexpired term of Mark C. Schneider, which term shall expire on December 31, 2007.

Read, Received and Filed

Bill No.

[2006-0108](#)

Resolution informing Council of the appointment of Daniel J. Deasy as a member of the Public Parking Authority of the City of Pittsburgh. Mr. Deasy shall fill the unexpired term of the Honorable Eugene Ricciardi, which term expires on January 31, 2007.

Read, Received and Filed

Bill No.

[2006-0109](#)

Resolution informing Council of the appointment of Yarone S. Zober, Esquire, as a member of the Public Parking Authority of the City of Pittsburgh. Mr. Zober shall fill the unexpired term of Judith Dyda, which term shall expire on April 30, 2009.

Read, Received and Filed

Bill No.

[2006-0110](#)

Resolution informing Council of the appointment of Michael S. Jasper, as a member of the Public Parking Authority of the City of Pittsburgh. Mr. Jasper shall fill the unexpired term of Anthony J. Ross, which term shall expire on April 30, 2008.

Read, Received and Filed

Bill No.

[2006-0111](#)

Resolution informing Council of the appointment of Linda Judson, as a member of the Public Parking Authority of the City of Pittsburgh. Ms. Judson shall fill the unexpired term of Nancy L. Ross-Davis, which term shall expire on April 30, 2009.

Read, Received and Filed

Bill No.

[2006-0112](#)

Resolution informing Council of the appointment of Bobbi Jo Leber, as a member of the Urban Redevelopment Authority of the City of Pittsburgh, for a term to expire December 2, 2010. Ms. Leber is appointed to fill the seat formerly held by Tom Cox, whose term expired on December 2, 2005.

Read, Received and Filed

Bill No. Resolution informing Council of the appointment of William C. Rudolph, as a
[2006-0113](#) member of the Urban Redevelopment Authority of the City of Pittsburgh, for a term to
expire December 2, 2008. Mr. Rudolph will fill the unexpired term of David
Epperson, who has resigned his position.

Read, Received and Filed

Bill No. Resolution informing Council of the appointment of Senator James Ferlo, as a
[2006-0114](#) member of the Urban Redevelopment Authority of the City of Pittsburgh, for a term to
expire December 2, 2007. Senator Ferlo will fill the unexpired term of State
Representative Dan Frankel, who resigned his position effective January 31, 2006.

Read, Received and Filed

Bill No. Resolution informing Council of the appointment of the Robert Jones, as a member of
[2006-0115](#) the Allegheny Regional Asset District Board. Mr. Jones shall serve a term coinciding
with the term of Mayor Bob O'Connor. Mr. Jones shall succeed Gerald Voros, whose
term expired on December 31, 2005.

Read, Received and Filed

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Report of the Committee on Finance and Budget for February 8, 2006.

[2006-0079](#)

Read, Received and Filed

Bill No. Resolution amending Resolution No. 787 effective December 31, 2005 which states,
[2006-0063](#) Providing for the issuance of a \$475,000.00 warrant in favor of Donald Wei
individually and on behalf of the persons entitled to share in the estate of Evelyn Wei,
deceased, c/o John P. Gismondi, Esquire, 310 Grant Street, Suite 700 Grant Building,
Pittsburgh, PA 15219, in settlement of a lawsuit filed at GD 04-022533 in the Court of
Common Pleas of Allegheny County, Pennsylvania to decrease the amount payable to
\$365,960.00.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the issuance of a \$109,040.00 warrant in favor of Donald
[2006-0064](#) Wei individually and on behalf of the persons entitled to share in the estate of Evelyn
Wei, deceased, c/o John P. Gismondi, Esquire, 310 Grant Street, Suite 700 Grant
Building, Pittsburgh, PA 15219, in final settlement of a lawsuit filed at GD 04-022533
in the Court of Common Pleas of Allegheny County, Pennsylvania.

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 8, 2006.
[2006-0080](#)

Read, Received and Filed

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of various vehicles, related accessories, and various equipment for the Department of Public Works, Bureau of Environmental Services, and providing for the payment thereof, at a cost not to exceed \$85,784.00.
[2006-0054](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for a three-party cooperation, reimbursement, and maintenance agreement or agreements by and among the City of Pittsburgh, the Stadium Authority of the City of Pittsburgh (the "Stadium Authority"), and the Pennsylvania Department of Transportation, in connection with the North Shore HOV entrance modification project.
[2006-0055](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution accepting the location of proposed right-of-way for modifications to the HOV entrance at Reedsdale Street and Mazerowski Way on the North Shore, in the 22nd Ward, 6th Council District of the City of Pittsburgh.
[2006-0056](#)

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

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.