

# **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, March 29, 2011**

**10:00 AM**

**Council Chambers**

**City Council**

**ONE-HUNDRED  
THIRTY-SIXTH COUNCIL**

**Darlene Harris, President**

**Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Bruce A. Kraus, R. Daniel Lavelle, William Peduto, Natalia Rudiak, Douglas Shields, Theresa Smith**

**Linda M. Johnson-Wasler, City Clerk**

**Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

Present: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. [2011-1566](#) Now, Therefore, be it resolved that the Council of the City of Pittsburgh does hereby commend the achievements of LCSi, as well as, for being a recipient of the HOPE Fund Grant; and

Be It Further Resolved, that the Council of the City of Pittsburgh does hereby proclaim Tuesday, March 29th, 2011, to be designated "Lemington Community Services, Inc." day in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No. [2011-1567](#) NOW THEREFORE BE IT RESOLVED, that Pittsburgh City Council does hereby honor Christine Haas and The Midwife Center for their deep commitment to the health and wellness of women and babies at all stages of the birth cycle.

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, March 29, 2011, Christine Haas and The Midwife Center Day in the City of Pittsburgh.

**SPONSOR(S): PATRICK DOWD AND ALL MEMBERS**

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

Bill No. [2011-1568](#) NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend Interfaith Volunteer Caregivers for its remarkable work on behalf of seniors in these hard economic times and congratulates them for a sustainable and reliable scope of service for senior citizens in Allegheny County; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 29, 2011, to be "INTERFAITH VOLUNTEER CAREGIVERS DAY" in the City of Pittsburgh.

**SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS**

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

Bill No. [2011-1569](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend the Center of Life for its commitment to its mission and congratulates and wishes the COL Jazz Band luck as they compete in this year's Monterey Jazz Festival Next Generation Competition; and,

BE IT FURTHER RESOLVED, , that the Council of the City of Pittsburgh does

hereby declare April 2, 2011, to be “CENTER OF LIFE JAZZ BAND DAY” in the City of Pittsburgh.

**SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS**

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

Bill No.

[2011-1570](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Autism Speaks for the job they do in educating the public and being an advocate for the autistic community and we honor the parents, family and friends of people affected by autism for their patience and willingness to support life; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, March 29, 2011, to be “Autism Speaks Day” in the City of Pittsburgh.

**SPONSOR(S): THERESA SMITH AND ALL MEMBERS**

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

Bill No.

[2011-1571](#)

NOW, THEREFORE, BE IT RESOLVED the Council of the City of Pittsburgh does hereby congratulate Troy Hill Citizens Inc. on their 40th Anniversary, a committed community group whose sole purpose is to serve the residents of Troy Hill,

AND, BE IT FURTHER RESOLVED that Council declares Tuesday, March 29, 2011 to be Troy Hill Citizens, Inc. Day” in the City of Pittsburgh.

**SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS**

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

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

### **COUNCILMAN R. DANIEL LAVELLE PRESENTS:**

Bill No.

[2011-1565](#)

Ordinance amending the Pittsburgh Code, Title Six Conduct, Article I Regulated Rights and Actions, Chapter 619, Refuse Collection and Recycling, Section 619.01, Definitions, by adding subsection (hh), Residential Structure and by amending Section 619.18; Refuse Collection Times in Residential Zones.

**SPONSOR(S): R. DANIEL LAVELLE**

**Read and referred to Public Works Committee**

### **COUNCILWOMAN NATALIA RUDIAK PRESENTS:**

Bill No.

[2011-1563](#)

Resolution providing for an agreement or a contract or for the use of an existing agreement or contract, with Carrick Athletic Association and providing for the purchase of materials, supplies and equipment in connection with the design and construction of new restrooms for Volunteers Field in an amount not to exceed \$20,000.00.

**SPONSOR(S): NATALIA RUDIAK AND BRUCE A. KRAUS**

**Read and referred to Finance and Law Committee**

Bill No.

[2011-1564](#)

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 in conformance with City Council's 2000 Capital Budget amendments," by reducing Neighborhood Needs Services by \$20,000 and adding that amount to Carrick Athletic Association for Volunteers Field Restroom Improvements.

**SPONSOR(S): NATALIA RUDIAK AND BRUCE A. KRAUS**

**Read and referred to Land Use and Economic Development Committee**

## UNFINISHED BUSINESS

### REPORTS OF COMMITTEE - FINAL ACTION

#### COUNCILWOMAN SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No.

[2011-1560](#)

Report of the Committee on Public Safety Services for March 23, 2011 with an Affirmative Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

Bill No.

[2011-1543](#)

Ordinance adding section 192.34 to the Pittsburgh Code, Title One, Administrative, Article XI, Personnel, Chapter 192, Firemen's Benefit Plan No. 2, to address the merger of the Borough of Wilkinsburg Fire Department into the Pittsburgh Bureau of Fire as said merger relates to the Borough of Wilkinsburg Firefighters' participation in the Firemen's Benefit Plan No. 2 following said merger.

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

Bill No.

[2011-1544](#)

Resolution providing for an Intergovernmental Agreement between the City of Pittsburgh ("City") and the Borough of Wilkinsburg ("Borough") for providing fire protection services to the Borough by the City for a term commencing April 1, 2011, and ending December 31, 2015.

**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 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

**COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS**

Bill No. Report of the Committee on Public Works for March 23, 2011 with an Affirmative  
[2011-1561](#) Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Works  
[2011-1524](#) to enter into a License and Maintenance Agreement with Garfield Heights, LLC (“GHLLC”) to maintain a planting median strip on Fern Circle stretching from the intersection of Fern Circle and Fern Street to the south and Fern Circle and Schenley Avenue to the north.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

**COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT**

Bill No. Report of the Committee on Land Use and Economic Development for March 23,  
[2011-1562](#) 2011 with an Affirmative Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

Bill No. Resolution amending Resolution No. 96, effective February 21, 2011, entitled  
[2011-1526](#) “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 and the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contact or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed 800,000.00”, so as to reprogram funds in City Council from: the “Windgap-Chartiers Athletic Assoc.” (- \$5,926.00); and District 1 Equipment (-\$2,000.00), and Contact Pittsburgh (-\$1,000.00) and District 5 Tree Planting (-\$5,064.00) and Greenfield Organization Anti Drug Initiative (-\$2,000.00) and Steel Valley Authority (-\$2,000.00) and transfer these funds to the “Universal St. Academy Community Development” (+ \$5,926.00) and to New Hope for Neighborhood Renewal (+2,000.00) and Women's Center and Shelter (+\$4,000.00) and Jewish Family and Children's Services, Kosher Food Pantry (+6,064.00).

**SPONSOR(S): THERESA SMITH AND DARLENE HARRIS**

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

Bill No.

[2011-1526](#)

Resolution amending Resolution No. 96, effective February 21, 2011, 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 and the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contact or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed 800,000.00”, so as to reprogram funds in City Council from: the “Windgap-Chartiers Athletic Assoc.” (- \$5,926.00); and District 1 Equipment (-\$2,000.00), and Contact Pittsburgh (-\$1,000.00) and District 5 Tree Planting (-\$5,064.00) and Greenfield Organization Anti Drug Initiative (-\$2,000.00) and Steel Valley Authority (-\$2,000.00) and transfer these funds to the “Universal St. Academy Community Development” (+ \$5,926.00) and to New Hope for Neighborhood Renewal (+2,000.00) and Women's Center and Shelter (+\$4,000.00) and Jewish Family and Children's Services, Kosher Food Pantry (+6,064.00).

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

Bill No.

[2011-1527](#)

Resolution amending Resolution No. 97 , effective February 21, 2011, entitled: Resolution 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 2008 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: the “Windgap-Chartiers Athletic Assoc.” (- \$5,926.00); and District 1 Equipment (-\$2,000.00), and Contact Pittsburgh (-\$1,000.00) and District 5 Tree Planting (-\$5,064.00) and Greenfield Organization Anti Drug Initiative (-\$2,000.00) and Steel Valley Authority (-\$2,000.00) and transfer these funds to the “Universal St. Academy Community Development” (+ \$5,926.00) and to New Hope for Neighborhood Renewal (+2,000.00) and Women's Center and Shelter (+\$4,000.00) and Jewish Family and Children's Services, Kosher Food Pantry (+6,064.00).

**SPONSOR(S): THERESA SMITH AND DARLENE HARRIS**

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

Bill No.

[2011-1527](#)

Resolution amending Resolution No. 97 , effective February 21, 2011, entitled: Resolution 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 2008 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: the "Windgap-Chartiers Athletic Assoc." (-\$5,926.00); and District 1 Equipment (-\$2,000.00), and Contact Pittsburgh (-\$1,000.00) and District 5 Tree Planting (-\$5,064.00) and Greenfield Organization Anti Drug Initiative (-\$2,000.00) and Steel Valley Authority (-\$2,000.00) and transfer these funds to the "Universal St. Academy Community Development" (+ \$5,926.00) and to New Hope for Neighborhood Renewal (+2,000.00) and Women's Center and Shelter (+\$4,000.00) and Jewish Family and Children's Services, Kosher Food Pantry (+6,064.00).

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No.

[2011-1530](#)

Resolution amending Resolution No. 908, effective January 1, 2011 entitled "Adopting and approving the 2011 Capital Budget and the 2011 Community Development Block Grant Program; and approving the 2011 through 2016 Capital Improvement Program," by adding \$10,000 to Children's Museum of Pittsburgh, \$1,000 to Riverlife Task Force and \$5,000 to East Allegheny Community Council and by deleting \$5,000 from East Northside Action Committee and by reducing District 1 Equipment by \$25,888 in Council District One Community Development Block Grant Unspecified Local Option (ULO) projects and by adding and amending additional projects from Council Districts 1, 2, 3, 4, 5, 6, 7 and 8.

**SPONSOR(S): DARLENE HARRIS**

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

Bill No.

[2011-1530](#)

Resolution amending Resolution No. 908, effective January 1, 2011 entitled "Adopting and approving the 2011 Capital Budget and the 2011 Community Development Block Grant Program; and approving the 2011 through 2016 Capital Improvement Program," by adding \$10,000 to Children's Museum of Pittsburgh, \$1,000 to Riverlife Task Force and \$5,000 to East Allegheny Community Council and by deleting \$5,000 from East Northside Action Committee and by reducing District 1 Equipment by \$25,888 in Council District One Community Development Block Grant Unspecified Local Option (ULO) projects and by adding and amending additional projects from Council Districts 1, 2, 3, 4, 5, 6, 7 and 8.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No. Resolution providing for the designation and transfer of certain public properties within the South Oakland neighborhood to become permanent, public, passive open space under the Greenways for Pittsburgh program.

[2011-1523](#)

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

Bill No. Resolution amending Resolution No. 147, effective March 8, 2011, entitled “Resolution providing for the designation and transfer of certain public properties within the Morningside and Stanton Heights neighborhoods to become permanent, public, passive open space under the Greenways for Pittsburgh program” to officially name the project “ALLEGHENY RIVER GREENWAY.”

[2011-1525](#)

**SPONSOR(S): PATRICK DOWD**

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

Bill No. Resolution amending Resolution No. 98, effective February 21, 2011 entitled “providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment: and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$800,000, so as to reallocate funds in City Council from “Windgap-Chartiers Athletic Assoc.” (- \$824.00) and transfer these funds to “Universal Street Academy Community Development” (+ \$824.00).

[2011-1528](#)

**SPONSOR(S): THERESA SMITH**

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

Bill No. Resolution amending Resolution No. 99, effective February 21, 2011, 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 2009 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 reallocate funds in the City Council from “Windgap Chartiers Athletic Assoc.” (- \$824.00); and transfer these funds to the “Universal St. Academy Community Development” (+ \$824.00).

[2011-1529](#)

**SPONSOR(S): THERESA SMITH**

**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 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**

## **LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**