

City of Pittsburgh



City Council

Regular Meeting Agenda

Monday, November 7, 2005

10:00 AM

**ONE-HUNDRED
THIRTY-THIRD COUNCIL**

Gene Ricciardi, President

Council Members: Len Bodack, Twanda Carlisle,

Dan Deasy, 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****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****MR. PEDUTO PRESENTS COMMITTEE ON GENERAL SERVICES, TECHNOLOGY & THE ARTS**

Bill No. Resolution authorizing and directing the Manager of the Equal Opportunity Review
[2005-1847](#) Commission to enter into a professional services agreement or agreements, contract or contracts to design a Sheltered Market contracting program for the City of Pittsburgh and providing for the payment of the cost thereof, not to exceed Forty Five Thousand Dollars (\$45,000.00).

Legislative History

11/7/05 City Council Read and referred

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for
[2005-1846](#) the purchase of various vehicles, related accessories, and various equipment for the Department of Public Works, Bureau of Environmental Services, and provide for the payment thereof, at a cost not to exceed \$200,000.00.

Legislative History

11/7/05 City Council Read and referred

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property,
[2005-1842](#) under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984. ITEM A. A: 1116 Province.

Legislative History

11/7/05 City Council Read and referred

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,
[2005-1843](#) 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 E. A: 6588 Frankstown; B: 16 Enon; C: 1408 Hamlin; D: 1405 Sandusky; E: 648 Windom.

Legislative History

11/7/05 City Council Read and referred

Bill No. Resolution providing for the filing of petitions for the sale of certain properties, 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 H. A: 255 Alpine; B: 251 Alpine; C: 249 Alpine; D: 237 Alpine; E: 229 Alpine; F: 106 Jacksonia; G: 1433 Boyle; H: 1431 Boyle.

[2005-1844](#)

Legislative History

11/7/05 City Council Read and referred

Bill No. Resolution providing for the filing of petitions for the sale of certain properties, 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 L. A: 2471 Toner; B: 78 Holt; C: 2411 Harcum; D: 923-25 James; E: 10 Zimmerman; F: 12 Zimmerman; G: 8010, 8012, & 8006-08 Frankstown; H: 7624 Tioga; I: 3810 California; J: 7301 Monticello; K: 3924 Woolslayer; L: 2134 South 18th; M: 650 and 704 Windom Street.

[2005-1845](#)

Legislative History

11/7/05 City Council Read and referred

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 November 2, 2005.

[2005-1838](#)

Legislative History

11/7/05 City Council Read, Received and Filed

Bill No. Resolution authorizing the City of Pittsburgh to enter into an agreement with the Pittsburgh Foundation to document a voluntary commitment from community nonprofit organizations to provide financial assistance to the City.

[2005-1630](#)

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Finance & Budget Committee	Held in Committee	Passed
10/12/05	Finance & Budget Committee	Held for Post Agenda	Passed
11/2/05	Finance & Budget Committee	Affirmatively Recommended	Passed
11/7/05	City Council	RECOMMITTED	Passed

Bill No. Resolution providing for the issuance of a \$19,000.00 warrant in favor of Barbara Mason, c/o Richard S. Matesic, Esquire, 1007 Mount Royal Boulevard, Pittsburgh, PA 15223, in settlement of a claims asserted, or which could have been asserted of, in the Civil Action filed at CA 02-2107 in the United States District Court for the Western District of Pennsylvania.

[2005-1800](#)

Legislative History

10/25/05 City Council Read and referred

11/2/05	Finance & Budget Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1802](#)

Resolution providing for the issuance of an agreement between the City of Pittsburgh and Allegheny County, acting as fiduciary for the Southwest Counter Terrorism Task Force, hereinafter referred to as Region 13. The agreement will provide a means in which the Mayor of Pittsburgh and the Director of Public Safety may accept funds for reimbursement of City costs accrued in working with an outside vendor in the development of a central district evacuation plan.

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Finance & Budget Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1816](#)

Resolution providing for an Agreement or Agreements and/or Contract or Contracts with Municipal Code Corporation for professional services in connection with the codification of Ordinances into the Pittsburgh Code, for a term to expire December 31, 2007.

SPONSOR(S): GENE RICCIARDI**Legislative History**

10/25/05	City Council	Read and referred	
11/2/05	Finance & Budget Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1817](#)

Resolution further amending Resolution No. 121 of 2003, effective March 14, 2003 entitled, "Resolution 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 City Council's 2003 Community Needs Program; and providing for the payment of the costs thereof," by adding WYEP Facility Improvements \$2,000, Pittsburgh Conservancy Schenley Plaza \$2,000 and District 8 Bike Racks \$5,000 in Council District 8.

SPONSOR(S): WILLIAM PEDUTO**Legislative History**

10/25/05	City Council	Read and referred	
11/2/05	Finance & Budget Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No.

[2005-1839](#)

Report of the Committee on Public Works and Environmental Services for November 2, 2005.

Legislative History

11/7/05	City Council	Read, Received and Filed	
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Bill No.

[2005-1637](#)

Resolution granting unto Bernardo Katz, 20 Cedar Boulevard, #104, Mt. Lebanon, PA 15228, his successors and assigns, the privilege and license to construct, maintain and use at his own cost and expense, a deck with canopy, stairs with awning, and a handicap ramp at 1600 Broadway Avenue and Hampshire Avenue, in the 19th Ward, 4th Council District of the City of Pittsburgh.

Legislative History

8/30/05	City Council	Read and referred	
9/7/05	Public Works & Environmental Services Committee	Held in Committee	Passed
9/21/05	Public Works & Environmental Services Committee	Held for Public Hearing	Passed
9/21/05	Public Works & Environmental Services Committee	Held in Committee	Passed
9/29/05	Hearings Committee	Public Hearing Held	Passed
10/5/05	Public Works & Environmental Services Committee	Held in Committee	Passed
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1785](#)

Resolution providing for an Agreement or Agreements, or the use of existing Agreements, with a Consultant or Consultants, for Architectural Engineering Services in connection with various City projects; and providing for the payment of the cost thereof. Cost not to exceed \$100,000.00.

Legislative History

10/18/05	City Council	Read and referred	
10/26/05	Public Works & Environmental Services Committee	Held in Committee	Passed
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1786](#)

Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, providing for the purchase of materials and supplies in connection with the Tree Planting Program in various Community Development Areas, and further providing for the payment of the costs thereof. Cost not to exceed \$109,133.89.

Legislative History

10/18/05	City Council	Read and referred	
10/26/05	Public Works & Environmental Services Committee	Held in Committee	Passed
11/2/05	Public Works & Environmental Services Committee	Negatively Recommended	

11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1803](#)

Resolution further amending Resolution No. 619, effective January 1, 2005, as amended, entitled "Adopting and approving the 2005 Capital Budget and the 2005 Community Development Block Grant Program; and approving the 2005 through 2010 Capital Improvement Program," by creating a line item entitled "Lower Saw Mill Run."

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1806](#)

Resolution further amending Res. 861, effective January 1, 2000, as amended, entitled "Adopting and approving the 2000 Capital Budget and the 2000 Community Development Block Grant Program; and approving the 2000 through 2005 Capital Improvement Program," by decreasing the "River Access Ramp" line item by \$180.00 from \$65,000.00 to \$64,820.00 and increasing the "Tree Planting Program" line item by \$180.00 from \$96,585.00 to \$96,765.00.

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Public Works & Environmental Services Committee	Negatively Recommended	
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1807](#)

Resolution amending Resolution No. 125, effective March 14, 2003, entitled "Providing for an Agreement or Agreements, or for the use of existing Agreements, for Construction Inspection Services on various City projects; and providing for the payment of the costs thereof," by decreasing the total project allocation by \$133,000.00 from \$200,000.00 to \$67,000.00.

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1808](#)

Resolution providing for an Intergovernmental Federal-Aid Project Agreement with the Commonwealth of Pennsylvania to provide 100% of the City's share of the additional costs for the construction of the Lower Saw Mill Run Flood Protection Improvements Project.

Legislative History

10/25/05	City Council	Read and referred	
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11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1809](#)

Resolution amending Resolution No. 595, effective September 25, 2001, entitled " Providing for a Contract or Contracts, or use of existing Contracts, providing for an Agreement or Agreements, or use of existing Agreements for the Replacement of the Edgebrook Avenue Bridge including Construction Inspection Services; providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; and providing for the payment of the costs thereof," by increasing the project allocation by \$80,000 (\$4,000.00 city bond) from \$800,000.00 to \$880,000.00.

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1810](#)

Resolution amending Resolution No. 186, effective April 5, 2000, entitled "Providing for a Contract or Contracts, or for the use of existing Contracts for Street Tree Planting at various locations; and providing for the payment of the costs thereof," by increasing the total project allocation by \$180.00 from \$96,585.00 to \$96,765.00.

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Public Works & Environmental Services Committee	Negatively Recommended	
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1812](#)

Resolution granting unto Puma 2738 Sidney Street, Pittsburgh, PA 15203, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, an awning with sign over the sidewalk area at 2738 Sidney Street in the 16th Ward, 3rd Council District of the City of Pittsburgh.

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Public Works & Environmental Services Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

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

Bill No.

[2005-1840](#)

Report of the Committee on Planning, Zoning and Land Use for November 2, 2005.

Legislative History

11/7/05	City Council	Read, Received and Filed	
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Bill No. Ordinance amending the Pittsburgh Code, Title Nine - Zoning, Article II, Section
[2005-1683](#) 911.02 - Use Table, Section 911.04 - Use Standards and Section 922.12 - Institutional Master Plans by changing use types, use standards and review procedures regarding EMI, Educational/Medical Institute districts, City of Pittsburgh.

Legislative History

9/13/05	City Council	Read and referred	
9/21/05	Planning, Zoning & Land Use Committee	Held for Public Hearing	Passed
10/18/05	Hearings Committee	Public Hearing Held	Passed
11/2/05	Planning, Zoning & Land Use Committee	AMENDED	Passed
11/2/05	Planning, Zoning & Land Use Committee	Affirmatively Recommended as Amended	Passed
11/7/05	City Council	Passed Finally	Passed

MS. CARLISLE PRESENTS COMMITTEE ON HOUSING, ECONOMIC DEVELOPMENT & PROMOTION

Bill No. Report of the Committee on Housing, Economic Development and Promotion for
[2005-1841](#) November 2, 2005.

Legislative History

11/7/05	City Council	Read, Received and Filed
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Bill No. Resolution amending Resolution No. 553, effective September 27, 2005 entitled:
[2005-1787](#) “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 reprogram funds from the Department of Engineering & Construction – “Repairs to Streets & Structures” (-39,133.89) to the Department of Public Works – “Tree Planting Program” (+39,133.89).

Legislative History

10/18/05	City Council	Read and referred	
10/26/05	Housing, Economic Development & Promotion Committee	Held in Committee	Passed
11/2/05	Housing, Economic Development & Promotion Committee	Negatively Recommended	
11/2/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1813](#)

Resolution amending and supplementing Resolution No. 891, effective January 1, 2003, as amended, entitled: "Adopting and approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program; and approving the 2003 through 2008 Capital Improvement Program, by adjusting various line items in conformance with City Council's 2003 Capital Budget amendments." by adding WYEP Facility Improvements \$2,000, Pittsburgh Conservancy Schenley Plaza \$2,000 and District 8 Bike Racks \$5,000 in Council District 8.

SPONSOR(S): WILLIAM PEDUTO

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1814](#)

Resolution amending Resolution No. 536, effective, September 27, 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 in City Council from "Senior Residents Council" (- 10,000) to the Browns Chapel A.M.E. Church" (+ 10,000).

SPONSOR(S): SALA UDIN

Legislative History

10/25/05	City Council	Read and referred	
11/2/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1815](#)

Resolution amending Resolution No. 554. Effective September 27, 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 "Senior Residents Council" (-10,000) to Browns Chapel A.M.E. Church" (+10,000).

SPONSOR(S): SALA UDIN

Legislative History

10/25/05	City Council	Read and referred	
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11/2/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

Bill No.

[2005-1829](#)

Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital Budget and the 2000 Community Development Block Grant Program; 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 new line item "P.W.S.A. District 4 Projects" \$20,512.80, and by decreasing "Various Projects District 4" by \$16,518.41 and "Bon Air Playground" \$3,994.39 from \$46,364.00 to \$42,369.61 to reflect actual expenditures in Council District 4.

SPONSOR(S): JIM MOTZNIK**Legislative History**

11/1/05	City Council	Read and referred	
11/1/05	City Council	Waived under Rule 8	
11/2/05	Housing, Economic Development & Promotion Committee	Affirmatively Recommended	Passed
11/7/05	City Council	Passed Finally	Passed

MOTIONS AND RESOLUTIONS

Bill No.

EXCUSE ABSENT MEMBERS**APPROVAL OF MINUTES****ADJOURNMENT**