

# **City of Pittsburgh**



## **City Council**

### **Regular Meeting Agenda**

**Tuesday, November 29, 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. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET**

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption, Section 263.01, Levy and Rate on Lands and Buildings, by fixing the rate of taxation for 2006.

[2005-1934](#)

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption; Section 263.02 Payment options, discount and delinquency penalty, by amending the rate of interest to be paid and deleting paragraph (c) (2).

[2005-1935](#)

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title Two, Fiscal; Article VII, Business Related Taxes; Chapter 241, Amusement Tax, so as to comply with the requirements of Act 186 of 2004 by reducing to two and one-half (2.5%) percent the rate of tax applicable to admissions to performing arts for which the net proceeds inure exclusively to an Institution of Purely Public Charity,

[2005-1936](#)

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Resolution authorizing and directing the issuance of a Warrant to Peter J. Caruso & Sons, Inc., in the amount of Thirteen thousand four hundred seventy three dollars and one cent, (\$13,473.01), for the cost of asphalt materials in connection with the street repairs on Phillips Avenue & Wightman Street.

[2005-1937](#)

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Resolution further amending and supplementing Resolution No. 257, 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 Mayor's citywide Neighborhood Needs Program; and providing for the payment of the costs thereof," by decreasing various projects to reflect actual expenditures and by creating several new projects. Total cost of all projects is not to exceed \$1,000,000.

[2005-1938](#)

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Resolution further amending Resolution No. 861, effective January 1, 2000, entitled:  
[2005-1939](#) "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 adding three new line items: "Allegheny West Civic Council" \$10,000, "Beechview Community Planning Process" \$39,000 and "Hot Metal Bridge/Frick Park Trail Completion" \$141,204.30 and by changing various other projects to reflect actual expenditures in the Mayor's Neighborhood Needs detail.

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2005-1940](#) 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 F. A: 3742, 3744 & 3746 Orpwood; B: 4820 Harrison;  
C: 626 Lincoln; D: 607 W. Jefferson; E: Hillburn; F: Butler.

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,  
[2005-1941](#) 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 G. A: 1339 Alverado; B: 1333 Alverado; C: Bigelow;  
D: 601 Jefferson; E: 300 38th; F: 4579 Gladstone PART; G: 1046 Premier.

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property,  
[2005-1942](#) under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.  
ITEM A. A: 1446 Columbus.

**Legislative History**

11/29/05 City Council Read and referred

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2005-1943](#) 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: 5157 Dearborn.

**Legislative History**

11/29/05 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 22, 2005.

[2005-1928](#)

**Legislative History**

11/29/05 City Council Read, Received and Filed

Bill No.

**2005-1863**

Resolution providing that the City of Pittsburgh enter into a professional services Contract or Contracts for the purposes of insuring that on-going medical care is provided to City of Pittsburgh employees who require treatment for service related injuries and/or illnesses pursuant to the Pennsylvania Workers' Compensation Act and providing for the payment of the cost thereof, cost not to exceed \$4,307,436.

**Legislative History**

|          |                            |                           |        |
|----------|----------------------------|---------------------------|--------|
| 11/14/05 | City Council               | Read and referred         |        |
| 11/22/05 | Finance & Budget Committee | Affirmatively Recommended | Passed |
| 11/29/05 | City Council               | Passed Finally            | Passed |

Bill No.

**2005-1864**

Resolution providing that the City of Pittsburgh enter into a professional services Contract or Contracts for the purposes of claims management provided to City of Pittsburgh employees who file reports of on-the-job injuries and/or illnesses pursuant to the Pennsylvania Workers' Compensation Act and providing for the payment of the cost thereof, cost not to exceed \$ 526,333.

**Legislative History**

|          |                            |                           |        |
|----------|----------------------------|---------------------------|--------|
| 11/14/05 | City Council               | Read and referred         |        |
| 11/22/05 | Finance & Budget Committee | Affirmatively Recommended | Passed |
| 11/29/05 | City Council               | Passed Finally            | Passed |

Bill No.

**2005-1865**

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. Cost not to exceed \$ 125,000.

**Legislative History**

|          |                            |                           |        |
|----------|----------------------------|---------------------------|--------|
| 11/14/05 | City Council               | Read and referred         |        |
| 11/22/05 | Finance & Budget Committee | Affirmatively Recommended | Passed |
| 11/29/05 | City Council               | Passed Finally            | Passed |

Bill No.

**2005-1866**

Resolution further amending and supplementing Resolution No. 180, effective April 5, 2000, 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 3; and providing for the payment of the costs thereof," By adding various new projects and by deleting two. Total cost of all projects is not to exceed \$970,000.

**Legislative History**

|          |                            |                           |        |
|----------|----------------------------|---------------------------|--------|
| 11/14/05 | City Council               | Read and referred         |        |
| 11/22/05 | Finance & Budget Committee | Affirmatively Recommended | Passed |
| 11/29/05 | City Council               | Passed Finally            | Passed |

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

Bill No. Report of the Committee on Public Works and Environmental Services for November  
[2005-1929](#) 22, 2005

**Legislative History**

11/29/05 City Council Read, Received and Filed

Bill No. Resolution providing for a License Agreement with the Friends of the Riverfront to  
[2005-1867](#) define their maintenance privileges along the City of Pittsburgh's riverfront trails

**Legislative History**

|          |   |                              |        |
|----------|---|------------------------------|--------|
| 11/14/05 | City Council  | Read and referred            |        |
| 11/22/05 | Public Works &<br>Environmental<br>Services Committee | Affirmatively<br>Recommended | Passed |
| 11/29/05 | City Council  | Passed Finally               | Passed |

Bill No. Resolution granting unto Julianne C. Milan and Michael P. Milan, 2100 Sarah Street,  
[2005-1868](#) Pittsburgh, PA 15203, their successors and assigns, the privilege and license to  
 construct, maintain and use at their own cost and expense, a balcony/porch extending  
 over the sidewalks area of S 21st Street for 2100 Sarah Street in the 16th Ward, 3rd  
 Council District of City of Pittsburgh.

**Legislative History**

|          |   |                              |        |
|----------|---|------------------------------|--------|
| 11/14/05 | City Council  | Read and referred            |        |
| 11/22/05 | Public Works &<br>Environmental<br>Services Committee | Affirmatively<br>Recommended | Passed |
| 11/29/05 | City Council  | Passed Finally               | Passed |

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

Bill No. Report of the Committee on Planning, Zoning and Land Use for November 22, 2005.

[2005-1930](#)

**Legislative History**

11/29/05 City Council Read, Received and Filed

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Sections 912.02, 912.03,  
[2005-1519](#) 912.04 and 925.06 relative to Administrator Exception and requirements for  
 DUMPSTERS.

**SPONSOR(S): WILLIAM PEDUTO**

**Legislative History**

|         |   |   |        |
|---------|---|---|--------|
| 6/28/05 | City Council                                | Waived under Rule 8                       | Passed |
| 6/28/05 | City Council                                | Read and referred                         |        |
| 6/29/05 | Planning, Zoning &<br>Land Use<br>Committee | Referred for Report and<br>Recommendation | Passed |
| 6/29/05 | Planning, Zoning &<br>Land Use<br>Committee | Held for Public Hearing                   | Passed |
| 6/29/05 | Planning, Zoning &<br>Land Use<br>Committee | Referred for Report and<br>Recommendation | Passed |

|          |                                       |                                      |        |
|----------|---------------------------------------|--------------------------------------|--------|
| 11/1/05  | Hearings Committee                    | Public Hearing Scheduled             | Passed |
| 11/21/05 | Hearings Committee                    | Public Hearing Held                  | Passed |
| 11/22/05 | Planning, Zoning & Land Use Committee | AMENDED                              | Passed |
| 11/22/05 | Planning, Zoning & Land Use Committee | Affirmatively Recommended as Amended | Passed |
| 11/29/05 | City Council                          | Passed Finally                       | Passed |

Bill No.

[2005-1875](#)

Resolution further amending Resolution No. 590/2003 as amended by Resolution No. 98/2001, as amended by Res. 634/2001, entitled "Resolution Providing for an Agreement/s, or Contract/s, with consultant, vendors and/or contractors for planning and/or implementing costs of the Trail Development Projects and related projects" by decreasing the allocation by \$110,000 for a total cost of \$1,198,374.

**Legislative History**

|          |                                       |                           |        |
|----------|---------------------------------------|---------------------------|--------|
| 11/14/05 | City Council                          | Read and referred         |        |
| 11/22/05 | Planning, Zoning & Land Use Committee | Affirmatively Recommended | Passed |
| 11/29/05 | City Council                          | Passed Finally            | Passed |

Bill No.

[2005-1876](#)

Resolution amending Res. 554 effective November 30, 2004, as amended entitled "Providing for an Agreement or Agreements, or Contract, or use of existing Agreement(s) or Contract(s) with consultant, vendors and/or contractors for the purpose of planning and/or implementing costs of the Trail Development Projects" by increasing the allocation by \$57,725 for a total cost of \$730,725.

**Legislative History**

|          |                                       |                           |        |
|----------|---------------------------------------|---------------------------|--------|
| 11/14/05 | City Council                          | Read and referred         |        |
| 11/22/05 | Planning, Zoning & Land Use Committee | Affirmatively Recommended | Passed |
| 11/29/05 | City Council                          | Passed Finally            | Passed |

Bill No.

[2005-1877](#)

Resolution further amending Resolution No. 881/2001, entitled "Adopting and approving the 2001 Capital Budget and the 2001 Community Development Block Grant Program; and approving the 2001 through 2006 Capital Improvement Program", and last amended in Resolution No. 596/2003, by decreasing Trail Development by \$110,000 from \$1,562,374 to \$1,452,374.

**Legislative History**

|          |                                       |                           |        |
|----------|---------------------------------------|---------------------------|--------|
| 11/14/05 | City Council                          | Read and referred         |        |
| 11/22/05 | Planning, Zoning & Land Use Committee | Affirmatively Recommended | Passed |
| 11/29/05 | City Council                          | Passed Finally            | Passed |

Bill No.

[2005-1878](#)

Resolution amending Resolution No. 565, effective November 30, 2004, as amended, entitled: "Adopting and approving the 2002 Capital Budget and the 2002 Community Development Block Grant Program; and approving the 2002 through 2007 Capital Improvement Program by adjusting various line items in conformance with City Council's 2002 Capital Budget amendments" to adjust the amount allowed for receipts from various outside agencies regarding the City's Trail Development Program.

**Legislative History**

|          |   |                              |        |
|----------|---|------------------------------|--------|
| 11/14/05 | City Council                                | Read and referred            |        |
| 11/22/05 | Planning, Zoning &<br>Land Use<br>Committee | Affirmatively<br>Recommended | Passed |
| 11/29/05 | 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  
[2005-1931](#) November 22, 2005.

**Legislative History**

|          |              |                          |  |
|----------|--------------|--------------------------|--|
| 11/29/05 | City Council | Read, Received and Filed |  |
|----------|--------------|--------------------------|--|

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban  
[2005-1879](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a \$350,000 Redevelopment Assistance Capital Program grant for the West Penn Hospital School of Nursing project. (Council District No. 7)

**Legislative History**

|          |  |                              |        |
|----------|--|------------------------------|--------|
| 11/14/05 | City Council   | Read and referred            |        |
| 11/22/05 | Housing, Economic<br>Development &<br>Promotion<br>Committee | Affirmatively<br>Recommended | Passed |
| 11/29/05 | City Council   | Passed Finally               | Passed |

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an  
[2005-1880](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant in the amount of \$350,000 for the West Penn Hospital School of Nursing project. (Council District No. 7)

**Legislative History**

|          |  |                              |        |
|----------|--|------------------------------|--------|
| 11/14/05 | City Council   | Read and referred            |        |
| 11/22/05 | Housing, Economic<br>Development &<br>Promotion<br>Committee | Affirmatively<br>Recommended | Passed |
| 11/29/05 | City Council   | Passed Finally               | Passed |

Bill No. Resolution amending Resolution No. 261, effective May 5, 2005, entitled: Resolution  
[2005-1884](#) 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 2004 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 transfer funds from Traffic Signal Hardware Upgrade (-50,000) and Chateau/Juniata Traffic Signal (-20,000) to the Tree Removal Program (+70,000).

**SPONSOR(S): TWANDA CARLISLE**

**Legislative History**

|          |  |   |        |
|----------|--|---|--------|
| 11/14/05 | City Council   | Waived under Rule 8                     | Passed |
| 11/14/05 | City Council   | Read and referred                       |        |
| 11/16/05 | Housing, Economic<br>Development &<br>Promotion<br>Committee | Affirmatively<br>Recommended            | Passed |
| 11/21/05 | City Council   | RECOMMITTED                             | Passed |
| 11/22/05 | Housing, Economic<br>Development &<br>Promotion<br>Committee | AMENDED                                 | Passed |
| 11/22/05 | Housing, Economic<br>Development &<br>Promotion<br>Committee | Affirmatively<br>Recommended as Amended | Passed |
| 11/29/05 | City Council   | Passed Finally                          | Passed |

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

Bill No. Report of the Committee on General Services, Technology and the Arts for November 22, 2005.  
[2005-1932](#)

**Legislative History**

|          |              |                          |  |
|----------|--------------|--------------------------|--|
| 11/29/05 | City Council | Read, Received and Filed |  |
|----------|--------------|--------------------------|--|

Bill No. Resolution authorizing and directing the Manager of the Equal Opportunity Review 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).  
[2005-1847](#)

**Legislative History**

|          |   |                              |        |
|----------|---|------------------------------|--------|
| 11/7/05  | City Council                                  | Read and referred            |        |
| 11/16/05 | General Services,<br>Technology & the<br>Arts | Held in Committee            | Passed |
| 11/22/05 | General Services,<br>Technology & the<br>Arts | Affirmatively<br>Recommended | Passed |
| 11/29/05 | City Council                                  | Passed Finally               | Passed |

**MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. Report of the Committee on Public Safety Services for November 22, 2005.

[2005-1933](#)

**Legislative History**

|          |              |                          |  |
|----------|--------------|--------------------------|--|
| 11/29/05 | City Council | Read, Received and Filed |  |
|----------|--------------|--------------------------|--|

Bill No. Resolution authorizing the Mayor and the Chief of the Bureau of Police to enter into a license agreement with InfoUSA to provide access to investigative tools/databases, cost not to exceed \$28,384.00.  
[2005-1881](#)



**Legislative History**

|          |                    |                   |        |
|----------|--------------------|-------------------|--------|
| 11/14/05 | City Council       | Read and referred |        |
| 11/22/05 | Public Safety      | Affirmatively     | Passed |
|          | Services Committee | Recommended       |        |
| 11/29/05 | City Council       | Passed Finally    | Passed |

**MOTIONS AND RESOLUTIONS**

Bill No.

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