

# City of Pittsburgh



## City Council

### Regular Meeting Agenda

**Tuesday, January 25, 2011**

**10:00 AM**

**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****PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN BRUCE KRAUS PRESENTS:**

Bill No. [2011-1336](#) 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", by decreasing "Beltzhoover Neighborhood Council" by \$500 and by adding that amount to "Beltzhoover Citizens Community Development Corporation" in Council District 3 Neighborhood Needs. Total cost is not to exceed \$1,000,000.

**SPONSOR(S): BRUCE A. KRAUS**

Bill No. [2011-1337](#) 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 decreasing "Beltzhoover Neighborhood Council" by \$500 and by adding that amount to "Beltzhoover Citizens Community Development Corporation" in Council District 3 Neighborhood Needs.

**SPONSOR(S): BRUCE A. KRAUS**

**COUNCILMAN WILLIAM PEDUTO PRESENTS:**

Bill No. [2011-1333](#) Resolution providing for the issuance of a \$4,756.39 warrant in favor of William A. & Deobrah K. Barker, c/o Robert B. Woomer, Esquire of Woomer & Hall, LLP, 2945 Banksville Road, Suite 200, Pittsburgh, PA 15217-2749, in settlement of a claim for personal injuries due to a motor vehicle accident that occurred on August 25, 2006 due to overgrown vegetation on City property.

Bill No. [2011-1334](#) Resolution providing for the issuance of a Two Hundred Forty-Three Dollar and Sixty One Cents (\$243.61) warrant in favor of Treasurer, City of Pittsburgh, for indebtedness to the City from the settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania by William A. & Deborah K. Barker at GD 08-004765 for personal injuries arising from a motor vehicle accident due to overgrown vegetation on City property on August 25, 2006.

Bill No. Resolution authorizing the issuance of a Warrant in the sum of \$16,500.00 in favor of  
[2011-1335](#) Cynthia Southworth and Samuel J. Cordes and Associates, her attorneys, 245 Fort Pitt Blvd., 2nd Floor, Pittsburgh, PA 15222; in full and final settlement of a complaint filed with the City of Pittsburgh Commission on Human Relations at CCHR No. EO-08-032/EEOC Charge No. 17H-2007-00050C, for an age discrimination complaint.

Bill No. Ordinance supplementing the Pittsburgh Code, Title Six, Conduct, Article I Regulated  
[2011-1350](#) Rights and Actions, Chapter 619 Refuse Collection and Recycling by adding a new section, entitled, Section 619.18 Refuse Collection Times in Residential Zones.  
**SPONSOR(S): WILLIAM PEDUTO**

Bill No. Resolution providing for an Agreement or Agreements with community organization/s  
[2011-1351](#) to assist the City in the implementation and administration of the Urban Agriculture Education Fund program in various neighborhoods of the City in an amount not to exceed \$30,000.00.  
**SPONSOR(S): WILLIAM PEDUTO**

Bill No. Resolution amending Resolution No. 908, effective December 29, 2010, entitled  
[2011-1352](#) "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 decreasing "Demolition of Condemned Buildings" line item by \$30,000 from \$1,980,000 to \$1,950,000 and by adding \$30,000 to a new project; "Urban Agriculture Education Fund".  
**SPONSOR(S): WILLIAM PEDUTO**

#### **COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No. Resolution amending Resolution No. 773, effective November 12, 2010 entitled: The  
[2011-1338](#) Mayor and the Director of the Department of City Planning of the City of Pittsburgh are hereby authorized to enter into an Agreement or Agreements, in a form approved by the City Solicitor, with the following 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(s) or use existing contract(s) for street paving and other related costs, for the purchase of equipment and/or furniture and installation thereof, at a cost not to exceed \$1,000,000.00 chargeable to and payable from the 2005 Community Development Block Grant Program "City Council" so as to reprogram funds in City Council from the "Uptown Community Action Group" (- \$800.00) and transfer these funds to "Rebuilding Together Pittsburgh" (+ \$800.00).  
**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1339](#) Resolution amending Resolution No. 792, effective November 17, 2010, 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 2005 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 "Uptown Community Action Group" (- \$800.00); and transfer these funds to "Rebuilding Together Pittsburgh" (+ \$800.00).

**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1340](#) Resolution amending Resolution No. 774, effective November 12, 2010, 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 contract 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 \$948,400.00" so as to reprogram funds from City Council from: "District 2 - Equipment" (- \$6,500.00) and transfer these fund to "Rebuilding Together Pittsburgh" (+ \$6,500.00).

**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1341](#) Resolution amending Resolution No. 775, effective November 12, 2010, 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 2006 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 from City Council from: "District 2 Equipment" (- \$6,500.00); and transfer these funds to "Rebuilding Together Pittsburgh" (+ \$6,500.00).

**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1342](#) Resolution amending Resolution No. 777, effective November 12, 2010, 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 for the benefit of residents of the City of Pittsburgh; and further, authorizing various City departments to enter into a contract or contracts or use existing contracts for street paving, the purchase of equipment and/or furniture and other related costs, at a cost not to exceed \$800,000.00, so as to reprogram funds in City Council from: "Carnegie Library - West End Branch" (- \$5,000.00); and from the "Grandview Lions Club" (- \$3,000.00); and from the Southwest PA Athletic Association" (- \$3,000.00) and transfer these funds to "Rebuilding Together Pittsburgh" (+ \$11,000.00).

**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1343](#)  
Resolution amending Resolution No. 776, effective November 12, 2010 entitled: by 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 2007 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: "Carnegie Library-West End Branch" (- \$5,000.00); and from the "Grandview Lions Club" (- \$3,000.00); and from the southwest PA Athletic Association" (- \$3,000.00); and transfer these funds to "Rebuilding together Pittsburgh" (+ \$11,000.00).

**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1344](#)  
Resolution amending Resolution No. 778, effective Nov. 12, 2010, 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 "Esplen Senior Center Assoc." (- \$796.40); and from the "Grandview Lions Club" (- \$3,000.00); and transfer these funds to "Rebuilding Together Pittsburgh" (+ \$796.40); and to the "Ream Recreation Center" (+ \$3,000.00).

**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1345](#)  
Resolution amending Resolution No. 779 , effective November 12, 2010\_, 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 "Esplen Senior Center Assoc." (- \$796.40); and from the "Grandview Lions Club" (- \$3,000.00); and transferring these funds to "Rebuilding Together Pittsburgh" (+ \$796.40); and to the "Ream Recreation Center" (+ \$3,000.00).

**SPONSOR(S): THERESA SMITH**

Bill No. [2011-1346](#)  
Resolution amending Resolution No. 808, effective December 1, 2010, 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 “West Pittsburgh Youth Football” (- \$1,000.00) and transfer these funds to “Rebuilding Together Pittsburgh” (+ \$1,000.00).

**SPONSOR(S): THERESA SMITH**

Bill No.

[2011-1347](#)

Resolution amending Resolution No. 809, effective December 1, 2010, 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 “West Pittsburgh Youth Football” (- \$1,000.00); and transfer these funds to the “Rebuilding Together Pittsburgh” (+ \$1,000.00).

**SPONSOR(S): THERESA SMITH**

Bill No.

[2011-1348](#)

Resolution amending Resolution No. 781, effective November 12, 2010, 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 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 \$918,650.00; so as to reprogram funds in City Council from “District 2 - Public Works” (- \$10,500.00); and transferring these funds to “MWCDC WILD Arts Trails Festival (+ \$1,000.00); and to the “Pittsburgh Musical Theater” (+ 2,500.00); and to the “Western PA Police Athletic League” (+ 5,000.00); and to the “Ream Recreation Center” (+ \$2,000.00).

**SPONSOR(S): THERESA SMITH**

Bill No.

[2011-1349](#)

Resolution amending Resolution No. 780, effective November 12, 2010, 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 2010 Community Development block Grant Program; providing for the executive 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 in City Council from “District 2 - Public Works” (- \$10,500.00); and transfer these funds to “MWCDC Wild Art Trails Festival” (+ \$1,000.00); and to the “Pittsburgh Musical Theater” (+\$2,500.00); and to the “Western PA Police Athletic League” (+ \$5,000.00); and to the “Ream Recreation Center” (+ \$2,000.00).

**SPONSOR(S): THERESA SMITH**

## UNFINISHED BUSINESS

## REPORTS OF COMMITTEE - FINAL ACTION

### COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. Report of the Committee on Finance and Law for January 19, 2011 with an Affirmative  
[2011-1329](#) Recommendation.

Bill No. Resolution providing for the issuance of a Sixty-Five Thousand Dollar (\$65,000.00)  
[2011-1282](#) warrant in favor of Robert L. Patterson and Michelle A. Patterson c/o William P. Bresnahan, Esquire, Hollinshead, Mendelson, Bresnahan & Nixon, 2901 Grant Building, 330 Grant Street, Pittsburgh, PA 15219, in settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 09-7959 for damages arising by reason of the condemnation and de facto taking of the property located at 2704 Bridgeley Way, 20th Ward of the City of Pittsburgh, being designated Lot and Block 42-S-60.

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for an agreement, or agreements, or use of existing agreements,  
[2011-1287](#) for consulting, auditing, accounting, and or technical services for the City Controller's Office at a cost not to exceed One Hundred Thousand Dollars (\$100,000.00). These funds are an allocation to the City Controller from the ICA for Cities of the Second Class, intended for said services.

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution further amending and supplementing Resolution No. 229 effective April 19,  
[2011-1289](#) 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; and providing for the payment of the costs thereof," by adding Architectural Engineering Services \$3,000 and Riverview Towers Sewer Repair \$10,000 and by adjusting various other projects in Council District 5. Total cost of all projects is not to exceed \$1,000,000.

**SPONSOR(S): DOUGLAS SHIELDS**

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

### COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for January 19, 2011 with an Affirmative  
[2011-1330](#) Recommendation.

Bill No. [2011-1283](#) Resolution amending Resolution No. 49, approved February 17, 2010, effective February 22, 2010, entitled "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, and providing for the purchase of materials, supplies and equipment in connection with the rehabilitation and reconstruction of various park facilities; and further providing for the payment of the costs thereof;" by increasing the total project allocation by \$60,113.00 from \$750,000.00 to \$810,113.00; and providing for the payment of the costs thereof.

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1284](#) Resolution further amending Resolution No. 768, effective, January 1, 2010, as amended, entitled "Adopting and approving the 2010 Capital Budget and the 2010 Community Development Block Grant Program; and approving the 2010 through 2014 Capital Improvement Program," by increasing the "Park Reconstruction" line item by \$60,113.00, from \$750,000.00 to \$810,113.00.

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

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

Bill No. [2011-1331](#) Report of the Committee on Land Use and Economic Development for January 19, 2011 with an Affirmative Recommendation.

Bill No. [2011-1290](#) 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 Architectural Engineering Services \$3,000 and Riverview Towers Sewer Repair \$10,000 and by adjusting various other projects in Council District 5.

**SPONSOR(S): DOUGLAS SHIELDS**

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

## **COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS**

Bill No. [2011-1332](#) Report of the Committee on Intergovernmental Affairs for January 19, 2011 with an Affirmative Recommendation.



Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an  
[2011-1268](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance  
 Capital Program grant of up to \$4,500,000 for the Baum Square Parking Garage  
 project. (Council District 9)

**Legislative History**

1/4/11	City Council	Read and referred	
1/12/11	Standing Committee	Affirmatively Recommended	Passed
1/18/11	City Council	RECOMMITTED	Passed
1/19/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban  
[2011-1269](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a  
 Redevelopment Assistance Capital Program grant of up to \$4,500,000 for the Baum  
 Square Parking Garage project. (Council District 9)

**Legislative History**

1/4/11	City Council	Read and referred	
1/12/11	Standing Committee	Affirmatively Recommended	Passed
1/18/11	City Council	RECOMMITTED	Passed
1/19/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing a cooperation agreement or agreements with the Urban  
[2011-1285](#) Redevelopment Authority of Pittsburgh for administration and implementation of a  
 Neighborhood Stabilization Program 3 grant of up to \$1,500,000 from the  
 Pennsylvania Housing Finance Agency and/or the Pennsylvania Department of  
 Community and Economic Development. (Council Districts 1, 2, 3, 4, 6, 7, 8 and 9)

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the submission of an application to the Pennsylvania Housing  
[2011-1286](#) Finance Agency and /or the Pennsylvania Department of Community and Economic  
 Development for a Neighborhood Stabilization Program 3 grant of up to \$1,500,000.  
 (Council Districts 1, 2, 3, 4, 6, 7, 8 and 9)

**Legislative History**

1/11/11	City Council	Read and referred	
1/19/11	Standing Committee	Affirmatively Recommended	Passed

## MOTIONS AND RESOLUTIONS

## EXCUSE ABSENT MEMBERS

## APPROVAL OF MINUTES

## ADJOURNMENT

**LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**