

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, February 1, 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 PATRICK DOWD PRESENTS:**

Bill No. [2011-1370](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Properties in the 13th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 175-A, Lots 26, 27, 28, 28-A, 30, 33, 37, 38, and Block 175-B, Lots 147 and 151 (Council District No.9 - Site Assemblage for Residential Development - 7341, 7339, 7337, 7333, 7315, 7309, 7307 Finance Street and 7535, 7543 Susquehanna Street).

Bill No. [2011-1371](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Mark Monahan for the Sale of Block 23-L, Lot 236, in the 22nd Ward of the City of Pittsburgh - Council District No. 6 (1204 Loraine Street - Sideyard)

Bill No. [2011-1372](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Conrad J. Wieloch, Jr. for the Sale of Block 24-B , Lot 330, in the 24th Ward of the City of Pittsburgh - Council District No. 1 (1206 Seidle Street - Sideyard)

Bill No. [2011-1373](#) Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Centre Heldman Plaza, LLC, for the sale of Block 11-A, Lots, 123, 124, 125, 127, 129, 130, 131, 132, 132A, 132B, 133, 134, 135, 137, 138, 138A, 140, 141, 142, 143, 144, 145, 146, 147, 148, 149 (pt), 154, 156, 158, 160, 161, 162, 163, 165, 166, 166A, and 167, in the 3rd Ward of the City of Pittsburgh, 1821, 1823, 1825, 1827, 1829, 1831, 1833, 1824, 1828, 1830, 1832, 1838, 1840, 1842, 1844 Rose Street, 5, 7, 17,19, 21, 25, 27, 31, 35, 37, 41, 43, Heldman Street and includes vacated Rose Street, Clark Way, and Judge Street -- Council District No. 6 (Centre Avenue Corridor - Centre Heldman Plaza Construction).

Bill No. [2011-1374](#) Resolution amending Resolution No. 512, effective August 17, 2009, entitled "Authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Point Park University and Wood Street Corridor Development project" by increasing the amount of the grant to \$3,250,000. (Council District 6)

Bill No. [2011-1375](#) Resolution amending Resolution No. 513, effective August 17, 2009, entitled "Authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment

Assistance Capital Program grant of up to \$500,000 for the Point Park University and Wood Street Corridor Development project” by increasing the amount of the grant to \$3,250,000. (Council District 6)

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. [2011-1363](#) Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements with Langholz Wilson Ellis, Inc. for professional consulting services in connection with real estate tax assessment matters, including, but not limited to, tax assessment appeals filed by property owners and/or the City or other taxing jurisdictions in regard to commercial, industrial and residential real property in the City of Pittsburgh at a cost not to exceed \$66,000 (Sixty-Six Thousand Dollars).

Bill No. [2011-1364](#) 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 through M. A: 3235 Juliet; B: 2205 La Place and 2210 & 2212 Centre; C: 2829 & 2831 Centre; D: 2835 Centre; E: 4916 Cypress; F: 2505 South 18th; G: 830 Woodbourne; H: 1422 Gardner; I: 2112 Lappe; J: 2 Ogden; K: 429 Alice; L: 744 McLain; M: 1517 Fallowfield.

Bill No. [2011-1365](#) 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 through D.
A: 5120 Dearborn; B: 318 N St. Clair; C: 523 N. Beatty; D: 521 N. Beatty.

Bill No. [2011-1366](#) Resolution providing for conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, “Second Class City Treasurer Sale and Collection Act”, effective December 11, 1984.
ITEMS A through D.
A: 2121 Federal; B: 1812 Rialto; C: 1906 Shamokin; D: 524 Fairywood.

Bill No. [2011-1367](#) Resolution providing for the conveyance by the City of Pittsburgh of certain property, 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 through D. A: 521 Mountain; B: 1804 Baldauf; C: 2420 Pioneer; D: 3411 Reuben.

Bill No. [2011-1368](#) Resolution repealing items in Resolutions approved on various dates, authorizing the sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, “Second Class City Treasurer Sale and Collection Act”, effective December 11, 1984. Items A through E. A: 1810 Leolyn; B: 3322 Gass; C: 1401 Oakdene;
D: 2041-43 Wyandotte; E: 5402 Second; F: 640 Lillian; G: 1520 Arlington;
H: 1024 Hall; I: 1318 W. North; J: 1386 Paulson; K: 2926 Hartman;
L: 2814 Bedford; M: 3269 Bainton; N: 237 Reifert.

COUNCILMAN DOUGLAS SHIELDS PRESENTS:

Bill No. Resolution approving a new Institutional Master Plan under the Pittsburgh Code, Title
[2011-1369](#) Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922, Section 922.12.G for Magee-Womens Hospital of UPMC entitled "Project Area Master Plan" dated January 11, 2011 on property zoned EMI, Educational/Medical Institution District, 4th Ward, Council District No. 6.

Bill No. Resolution Further amending Resolution No. 654, effective October 25, 2001, entitled,
[2011-1378](#) "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 2001 Neighborhood Needs Supplement Program; and providing for the payment of the costs thereof," by adding \$4,500 to Squirrel Hill Urban Coalition-Litter Patrol and by adjusting other projects in Council District 5.

SPONSOR(S): DOUGLAS SHIELDS

Bill No. Resolution Further Amending Resolution No. 424 of 2001, effective June 19, 2001,
[2011-1379](#) entitled "Further amending Resolution No. 976 effective January 1, 1996, as amended, Adopting and Approving the 1996 Capital Budget and the 1996 Community Development Block Grant by creating a new line item, City Clerk Office Modernization Project Grant # 2271000 for the purpose of augmenting neighborhood needs programs and/or the District Improvement Fund, and transferring \$1,128,888.00 from Grant/Liberty to City Clerk's Office Modernization" by adding \$4,500 to Squirrel Hill Urban Coalition-Litter Patrol and adjusting other projects in Council District 5 Neighborhood Needs.

SPONSOR(S): DOUGLAS SHIELDS

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

Bill No. Resolution providing for the acceptance by the City of Pittsburgh from the Allegheny
[2011-1376](#) Land Trust of certain property residing in the Twentieth Ward of the City of Pittsburgh being Block and Lot 6-N-100, addressed as Wabash Street, to become an addition to and extension of Emerald View Park, formerly known as the Grandview Scenic Byway Park.

SPONSOR(S): THERESA SMITH

Bill No. Ordinance amending the Pittsburgh City Code, Title One, Administrative, Article IX:
[2011-1377](#) Boards, Commissions and Authorities, by amending Chapter 178B: Propel Pittsburgh Commission, Sec. 178B.01, Propel Pittsburgh Commission and Sec. 178B.02, Propel Pittsburgh Commission; Meetings and Chair.

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 26, 2011 with an Affirmative
[2011-1357](#) Recommendation.

Bill No. Resolution providing for a professional services agreement or agreements with Maher
[2011-1301](#) Duessel for the performance of the City's Financial Statement including Single Audit for the years ending December 31, 2010, December 31, 2011, and December 31, 2012, at a total cost not to exceed Five Hundred Thirty Four Thousand Seven Hundred Eighty Dollars (\$534,780.00) over three years, chargeable to and payable from the Department of Finance Miscellaneous Services Account, Budget Years 2011, 2012, and 2013.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution amending Resolution 766 of 2009 so as to reflect end of year transfers for
[2011-1325](#) bookkeeping purposes

SPONSOR(S): WILLIAM PEDUTO

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for January 26, 2011 with an Affirmative
[2011-1358](#) Recommendation.

Bill No. Authorizing the Mayor and the Director of the Department of Finance and/or the
[2011-1302](#) Director of the Department of Public Works to accept transfer of an existing Commonwealth of Pennsylvania, Department of Environmental Protection ("DEP") -issued Water Obstruction and Encroachment Permit and an existing DEP-issued Submerged Land License, both originally granted to Riverlife Task Force for improvements to the Monongahela Wharf Landing.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the Mayor and the Director of the Department of Finance and/or
[2011-1303](#) the Director of the Department of Public Works to enter into a License Agreement with the Commonwealth of Pennsylvania, Department of Environmental Protection ("DEP"), to occupy submerged lands of the Commonwealth for a boat dock at mile 0.6 of the Allegheny River (Allegheny Landing) for recreation, fishing, or other trust purposes.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN REV. BURGESS PRESENTS COMMITTEE ON HUMAN RESOURCES

Bill No. [2011-1359](#) Report of the Committee on Human Relations for January 26, 2011 with an Affirmative Recommendation.

Bill No. [2011-1304](#) Resolution providing that the City of Pittsburgh appropriate funds for an existing professional services agreement with LifeSolutions for professional services in connection with the administration and provision of mental health and counseling services for the City of Pittsburgh's Employee Assistance Program for current employees, and providing for the payment of the cost thereof, not to exceed Two Hundred Twelve Thousand Five Hundred Fifty Dollars (\$212,550.00).

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1305](#) Resolution providing that the City of Pittsburgh appropriate funds for an existing professional services agreement with UPMC Mercy OccuNet for professional services in connection with the administration and evaluation of medical examinations and related tests and procedures for the Civil Service Commission's medical examination program for current and prospective employees for employment and promotion, and providing for the payment of the cost thereof, not to exceed Four Hundred Fifty Thousand Dollars (\$450,000.00).

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2011-1360](#) Report of the Committee on Land Use and Economic Development for January 26, 2011 with an Affirmative Recommendation.

Bill No. [2010-0985](#) Ordinance amending and supplementing the Pittsburgh Code, Title Nine, Zoning Code, Article V, Use Table, Section 911.02, and Use Regulations, Section 911.04.A.2 to expand the Agricultural Use Zoning Classification into two categories, and to add additional standards and procedures; and supplementing Chapter 912, Accessory Uses and Structures, by adding a new subsection to permit Urban Agriculture as an accessory use.

Legislative History

10/5/10	City Council	Read and referred	
10/13/10	Standing Committee	Held for Post Agenda	Passed
10/13/10	Standing Committee	Held for Public Hearing	

11/8/10	Hearings Committee	Public Hearing Held	Passed
11/22/10	Standing Committee	Held in Committee	Passed
12/15/10	Standing Committee	Held in Committee	Passed
1/19/11	Standing Committee	Held in Committee	Passed
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1262](#) Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine, Zoning, Article V, Chapter 911 Section 911.04.A.64 to Park Place School Associates, owner, for authorization to use the existing three-story structure located at 309 South Braddock Ave. as an Elementary School with a maximum of 234 Students on property zoned R2-L, Residential Two-Unit, Low Density District, 14th Ward, Council District No. 9.

Legislative History

1/4/11	City Council	Read and referred	
1/12/11	Standing Committee	Held for Public Hearing	Passed
1/19/11	Hearings Committee	Public Hearing Held	Passed
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1306](#) Resolution authorizing the Mayor and Director of City Planning to receive grant funding to support the City of Pittsburgh's Urban Design Component of the Comprehensive Plan and further providing for an agreement and expenditures not to exceed one hundred thousand (\$100,000) dollars.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1307](#) Resolution authorizing the Mayor and the Director of City Planning to enter into an agreement or agreements with members of the Zoning Board of Adjustment, for payment of services for duties related to any and all activities of the Zoning Board of the City of Pittsburgh. Cost not to exceed \$39,000.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1351](#) Resolution providing for an Agreement or Agreements with community organization/s 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**Legislative History**

1/25/11	City Council	Waived under Rule 8	Passed
1/25/11	City Council	Read and referred	Passed
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1352](#) Resolution amending Resolution No. 908, effective December 29, 2010, 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 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

Legislative History

1/25/11	City Council	Waived under Rule 8	Passed
1/25/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN LAVELLE PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. [2011-1361](#) Report of the Committee on Urban Recreation for January 26, 2011 with an Affirmative Recommendation.

Bill No. [2011-1308](#) Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreements in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with performers, instructors, artists and persons with specialized skills in connection with the Department's recreational and instructional programs.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1309](#) Resolution authorizing the Director of the Department of Parks and Recreation to enter into agreement or agreements, contract or contracts and use of existing agreement or agreements, contract or contracts in individual amounts of Ten Thousand Dollars (\$10,000.00) or less with consultants in connection with the Department's recreational and park related services.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1310](#) Resolution providing for an Agreement with the Allegheny County Community College (CCAC) for reimbursement for health and wellness programs for the Senior Community Program via the Allegheny County Area Agency on Aging/State Primetime Health Allocation in an amount not to exceed \$20,000 for the Department of Parks and Recreation.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1311](#) Resolution providing for an Agreement or Agreements, Lease(s) and/or License Agreement(s) for the use of certain property for senior facilities for the provision of center services to seniors in an amount not to exceed \$100,000.00, chargeable to and payable from the Seniors Community Program Trust Fund in the Department of Parks and Recreation.

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. <u>2011-1312</u>	Resolution providing for an Agreement or Agreements with the Pittsburgh Board of Public Education for the purpose of providing meals in connection with the 2011 Summer Food Service Program in the Department of Parks and Recreation. The total cost shall not exceed Seven Hundred Seventy Thousand Dollars (\$770,000.00). <u>Legislative History</u>			
	1/18/11	City Council	Read and referred	
	1/26/11	Standing Committee	Affirmatively Recommended	Passed
Bill No. <u>2011-1313</u>	Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, St. Catherine of Sienna Parish parking lot located at Broadway Avenue and Belasco Street for a 2011 Farmers' Market. <u>Legislative History</u>			
	1/18/11	City Council	Read and referred	
	1/26/11	Standing Committee	Affirmatively Recommended	Passed
Bill No. <u>2011-1314</u>	Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Parking Authority for the use of property on 20th and Sidney Streets for the 2011 Farmers' Market. <u>Legislative History</u>			
	1/18/11	City Council	Read and referred	
	1/26/11	Standing Committee	Affirmatively Recommended	Passed
Bill No. <u>2011-1315</u>	Resolution authorizing the mayor and the Director of the Department of Parks and Recreation to enter into a license agreement with Union Real Estate Company of Pittsburgh for the use of property behind Carrick Shopping Center for the 2011 Farmer's Market. <u>Legislative History</u>			
	1/18/11	City Council	Read and referred	
	1/26/11	Standing Committee	Affirmatively Recommended	Passed
Bill No. <u>2011-1316</u>	Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, Immaculate Conception School parking lot for a 2011 Farmers' Market. <u>Legislative History</u>			
	1/18/11	City Council	Read and referred	
	1/26/11	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. <u>2011-1362</u>	Report of the Committee on Intergovernmental Affairs for January 26, 2011 with an Affirmative Recommendation.
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1/26/11	Standing Committee	Affirmatively Recommended	Passed
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Bill No. [2011-1323](#) Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Manchester Thomas and Betts (Columbus Square) Project. (Council District 6)

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2011-1324](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Manchester Thomas and Betts (Columbus Square) Project. (Council District 6)

Legislative History

1/18/11	City Council	Read and referred	
1/26/11	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER