

City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Monday, November 21, 2005

10:00 AM

Council Chambers

City Council

**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

Present: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2005-1923](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby commends and thanks the \$1 Energy Fund for their commitment to the citizens of the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No. [2005-1924](#) NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Mr. Jesse Edward Bagley on his commitment to his family and wishes him a very happy 80th birthday.

SPONSOR(S): TWANDA CARLISLE

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

Bill No. [2005-1925](#) NOW THEREFORE BE IT RESOLVED, that the Council in the City of Pittsburgh commends and recognizes Dr. Miriam Adrana Bennett White for her years of dedicated service to her family and community, and extends a "Happy Birthday" to you and many more.

SPONSOR(S): TWANDA CARLISLE

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

Bill No. [2005-1926](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends Myron Cope on his work in sports and for his dedication and generosity for the benefit of the students at the Allegheny Valley School, and congratulates him on his acceptance of the Halo Award.

BE IT FURTHER RESOLVED that today, November 17, 2005 be hereby declared "Myron Cope Day" in the City of Pittsburgh

SPONSOR(S): GENE RICCIARDI AND ALL MEMBERS

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

Bill No. [2005-1927](#) NOW THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh welcomes the recognition of one of the most important political leaders in Ukraine, extends our warm friendship to him and sends him Best Wishes in leading Ukraine into the Community of Nations.

BE IT FURTHER RESOLVED that Saturday, November 26, 2005 be hereby declared "Viktor Yushchenko Day" in the City of Pittsburgh.

SPONSOR(S): GENE RICCIARDI

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

PRESENTATION OF PAPERS

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Resolution authorizing the Mayor and the Chief of the Bureau of Police to enter into an agreement with Cover Your Assets, LLC, to provide computer-based products and services relating to scheduling management, cost not to exceed \$30,950.00.

[2005-1915](#)

Read and referred to Public Safety Services Committee

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for the purchase of fire protection equipment (uniforms) and related accessories for the Fire Bureau at a cost not to exceed Nine Hundred and Twenty Thousand Dollars (\$920,000.00) and providing for the payment thereof.

[2005-1916](#)

Read and referred to Public Safety Services Committee

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

Bill No. Resolution amending Resolution No. 256, effective May 5, 2005, as entitled, Providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of HUD 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 Public Works from “Southside Market House” (-75,000), “South Highland Avenue Bridge” (-200,000), “Neighborhood Street Improvement” (-200,000), “Bridge Inspection Program” (-175,000); “Traffic Signal Maintenance Program” (-150,000), and “Penn Avenue Design” (-120,000) to Public Safety “Fire Protection Equipment” (+ 920,000)

[2005-1908](#)

Read and referred to Housing, Economic Development & Promotion Committee

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No. Resolution vacating a portion of Tasso Street, Bristol Street, Chambers Way and Unnamed Ways in the 15th Ward, 5th Council District, of the City of Pittsburgh

[2005-1907](#)

Read and referred to Public Works & Environmental Services Committee

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Ordinance supplementing the Pittsburgh Code, Title Four: Public Places and Property, Article III: Sewers, by adding a new Chapter 433: Illegal Storm Water Connections, requiring disconnection of illegal surface storm water connections to city sanitary sewers; establishing provisions for dye testing to determine if storm or surface water is entering the sanitary sewer system; requiring evidence of compliance as a condition

[2005-1899](#)

precedent to the issuance of City lien verification letters and authorizing the setting of fees for City lien verification letters; requiring evidence of compliance upon the sale, conveyance, transfer, inheritance or bequest of real property; granting authority to the Pittsburgh Water and Sewer Authority to enforce this ordinance.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1900](#)

Resolution providing that the City of Pittsburgh enter into professional service Agreement(s) and/or Contract(s) with consultants and/or service providers for professional services in connection with Civil Service and MPOETC required assessment and evaluation of Police Officer Recruit candidates, and providing for payment of the cost thereof, not to exceed \$13,600.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1901](#)

Resolution providing that the City of Pittsburgh enter into professional service Agreement(s) and/or Contract(s) for the upgrade of the Department of Personnel and Civil Service Commission's existing automated applicant management system software. The upgrade will enable the City of Pittsburgh to employ an on-line application system for accepting and processing employment applications and requests for job notifications and providing for payment of the cost thereof, not to exceed \$40,350.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1902](#)

Resolution further amending and supplementing Resolution No. 258, 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 Neighborhood Needs Program in Council District 1; and providing for the payment of the costs thereof," by adding "Washburn Square Housing Development" \$50,000. Total amount of all projects not to exceed \$808,895.42.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1903](#)

Resolution further amending Resolution No. 230, effective April 19, 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 4; and providing for the payment of the costs thereof," by adding "P.W.S.A. District 4 Projects" \$20,512.80 and by decreasing "Bon Air Playground" by \$3,994.39. Total of all projects is not to exceed \$970,000.00

Read and referred to Finance & Budget Committee

Bill No.

[2005-1904](#)

Resolution amending Resolution No. 535, effective November 12, 2004, entitled "Providing for an agreement with Creative Information Management Concepts, Inc. to redesign the YP Connection Website" by changing the contractor to Pittsburgh Public Schools.

Read and referred to Finance & Budget Committee

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Safety
[2005-1905](#) to enter into an agreement with the Pittsburgh Public Schools to provide prevention and intervention services to gang involved youth or youths who could potentially become involved with gangs. Cost not to exceed \$110,000.00.

Read and referred to Finance & Budget Committee

Bill No. Resolution authorizing the Mayor and the Director of the Department of City
[2005-1906](#) Planning, on behalf of the City of Pittsburgh, to enter into a Data Sharing Agreement with the Pittsburgh Partnership for Neighborhood Development ("PPND"), a non-profit corporation located at Regional Enterprise Tower, 425 Sixth Avenue, Suite 1740, Pittsburgh, PA 15219 for the sharing of certain proprietary information. (Presented by Mr. Shields and Mr. Peduto)

Read and referred to Finance & Budget Committee

Bill No. Resolution authorizing the City Controller to enter into a contract or contracts,
[2005-1917](#) agreement or agreements, or the use of existing contracts or agreements to purchase computer equipment at a cost not to exceed seven thousand dollars (\$7,000.00) and providing for the payment of the cost thereof.

Read and referred to Finance & Budget Committee

Bill No. Resolution requesting the approval of an inter-municipal transfer of a restaurant liquor
[2005-1921](#) license, License No. R-19951, from Golden Shamrock Corporation, 4268 Verona Road, Pittsburgh, PA 15147 to R & G, Inc., c/o Richard J. Krist, President, 314 Avonworth Heights Drive, Verona, PA 15237, for the premises, located at 2023 Penn Avenue, Pittsburgh, PA 15222 known as Rick's Lefty's Bar in the Strip, pursuant to amended Pennsylvania Liquor Code, §4-461.

Read and referred to Finance & Budget Committee

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

Bill No. Ordinance amending certain portions of the Pittsburgh Code of Ordinances, Title
[2005-1922](#) Nine, Zoning, Chapter 902.03 (Zoning Map) to change the Zoning Classification from RM-M / Residential Multi-Unit, Moderate Density to LNC / Local Neighborhood Commercial all certain properties bounded by Maeburn Rd, Morrowfield Ave, Block and Lot #87-K-033 in the Allegheny County block and lot system, Forward Ave, and Block and Lots #87-F324 and -320 in the aforesaid system, 14th Ward.

SPONSOR(S): DOUGLAS SHIELDS

Read and referred to Planning, Zoning & Land Use Committee

REPORTS OF COMMITTEE - FINAL ACTION

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Report of the Committee on Finance and Budget for November 16, 2005.

[2005-1894](#)

Read, Received and Filed

Bill No. Resolution authorizing the City of Pittsburgh to enter into an agreement with the
[2005-1630](#) Pittsburgh Foundation to document a voluntary commitment from community
nonprofit organizations to provide financial assistance to the City.

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

Votes: Ayes: 8 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Ravenstahl, Mr.
Shields, Mr. Udin and Mr. Ricciardi
Noes: 1 - Mr. Peduto
Abstentions: 0

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title
[2005-1767](#) One-Administration, Article IX, Boards, Commission and Authorities, by adding, Title
I, Article IX, Chapter 180 FAIR REPRESENTATION IN APPOINTMENTS TO
BOARDS, AUTHORITIES, AND COMMISSIONS.

**SPONSOR(S): WILLIAM PEDUTO, TWANDA CARLISLE, SALA UDIN,
LEN BODACK, DAN DEASY, JIM MOTZNIK, LUKE
RAVENSTAHL, GENE RICCIARDI AND DOUGLAS
SHIELDS**

This Matter was Passed Finally on the Consent Agenda.

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.

This Matter was Passed Finally on the Consent Agenda.

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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2005-1844](#) 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2005-1845](#) 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2005-1851](#)

Resolution providing for the settlement of the lawsuit filed by Thomas Flaherty, Controller of the City of Pittsburgh, against the City of Pittsburgh and Pittsburgh City Council at GD 05-0660 as it relates to the budget appropriation of the Controller's Office for fiscal year 2005.

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 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

MR. RAVENSTAHL PRESENTS COMMITTEE ON PUBLIC WORKS & ENVIRONMENTAL SERVICES

Bill No.

[2005-1895](#)

Report of the Committee on Public Works and Environmental Services for November 16, 2005.

Read, Received and Filed

Bill No.

[2005-1846](#)

Resolution providing for a Contract or Contracts, or the use of existing Contracts for 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.

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

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

Bill No.

[2005-1896](#)

Report of the Committee on Planning, Zoning and Land Use for November 16, 2005.

Read, Received and Filed

Bill No.

[2005-1742](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning Article III, Section 902.03 - Zoning Map by changing from RM-M / Residential Multiple-Unit, Moderate Density and PO / Parks and Open Space to RP / Residential Planned Unit

Development certain property bounded by Bedford Avenue, lot 10-E-390 in Allegheny Block and Lot system, an unnamed way, lot 10-B-090 in Allegheny Block and Lot system, and lot 10-F-198 in Allegheny Block and Lot system, 5th Ward, City of Pittsburgh.

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

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

Bill No. [2005-1897](#) Report of the Committee on Housing, Economic Development and Promotion for November 16, 2005.

Read, Received and Filed

Bill No. [2005-1884](#) Resolution amending Resolution No. 261, effective May 5, 2005, 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 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

A motion was made that this matter be RECOMMITTED to the Housing, Economic Development & Promotion Committee. The motion carried.

Bill No. [2005-1850](#) 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 creating new line item South Side LDC Footbridge Lighting \$9,000.00, increasing Brashear Association to \$6,147.54 and Elder-ado to \$6,147.54 and reducing various line items by \$14,000.00, in Council District 3.

SPONSOR(S): GENE RICCIARDI

This Matter was Passed Finally on the Consent Agenda.

Bill No. [2005-1882](#) Resolution amending Resolution No. 261, effective May 5, 2005, 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 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 City Council District 1 Equipment (-5,000) to Fineview Citizen's Council (+5,000).

SPONSOR(S): TWANDA CARLISLE

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2005-1883](#)

Resolution amending Resolution No. 261, effective May 5, 2005, 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 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 The Department of Engineering & Construction - "Major Signal Upgrade" (-100,000) and Architectural Engineering (+100,000).

SPONSOR(S): TWANDA CARLISLE

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 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznik, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

MR. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No.

Report of the Committee on Public Safety Services for November 16, 2005.

[2005-1898](#)

Read, Received and Filed

Bill No.

[2005-1659](#)

Ordinance amending and supplementing the Pittsburgh Code, Title Five, Traffic, Article VII, Parking, Chapter 541: General Parking Regulation, Section 541.01, Prohibitions in Specified Places, Subsection (c) Park a vehicle: by adding (8) to prohibit parking a vehicle in front of an entrance to a residence in such a manner as to limit or completely block ingress and egress to said residence.

SPONSOR(S): GENE RICCIARDI

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznic, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

MR. RICCIARDI, CHAIR, PRESENTS

Bill No. Resolution authorizing the re-appointment of Richard M. Carrington, as a Member of
[2005-1918](#) the Citizen Police Review Board, term to expire October 31, 2009.

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznic, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

Bill No. Resolution authorizing the re-appointment of Deborah L. Walker, as a Member of the
[2005-1919](#) Citizen Police Review Board, term to expire October 31, 2009.

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

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznic, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

Bill No. Resolution authorizing the re-appointment of Marsha V. Hinton, as a Member of the
[2005-1920](#) Citizen Police Review Board, term to expire October 31, 2009.

A motion was made that this matter be Read, Received and Filed. The motion carried by the following vote:

Votes: Ayes: 9 - Mr. Bodack, Ms. Carlisle, Mr. Deasy, Mr. Motznic, Mr. Peduto, Mr. Ravenstahl, Mr. Shields, Mr. Udin and Mr. Ricciardi
Noes: 0
Abstentions: 0

MOTIONS AND RESOLUTIONS

PEDUTO--There is a PH scheduled tomorrow with the Planning Commission at the Dept. of City Planning relative to hillsides.

SHIELDS--Thank you to Pittsburgh Partnership for their excellent job for the Light up Night Celebration.

APPROVAL OF MINUTES

A motion was made to approve the minutes. The motion carried.

ADJOURNMENT

A motion was made to adjourn the meeting. The motion carried.