

City of Pittsburgh

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



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Tuesday, November 29, 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

Led by the 6th, 7th and 8th grade students from the Community Day School located in Squirrel Hill; Talya Levenson, Erika Lutins, Maxwell Eichner, Shira Rascoe, Daniel Childs, Morgan Blumenfeld, Darya Fishbach, Mariya Glukhovskaya, Alon Goldblum, Shane Fisbach, Sarah Horvitz, Taylor Landay, Julie Long, Joshua Ascherman, Gail Blumenthal, Danile Grill, Jonathan Perlin, Maya Rosen & Judah Sklan.

PROCLAMATIONS

Bill No.

[2005-1945](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does take this opportunity to honor the legacy of Mrs. Leatrice A. Sheffey, through her family and the community in which she enriched by her presence-"Let the works I've done speak for me".

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2005-1946](#)

NOW, THEREFORE, it is resolved that this Council does hereby recognize the Pittsburgh Commission on Human Relations on its 50th anniversary and proclaims that each and every one of us has a share in the future of this great city, and is reminded that discrimination hurts each one of us.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2005-1947](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council in the City of Pittsburgh recognizes Priscella Lee (Prissy), and wishes her a HAPPY 65th BIRTHDAY and many more.

SPONSOR(S): TWANDA CARLISLE

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

Bill No.

[2005-1948](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh hereby congratulates Eagle Scout Stephen Mark Howe on his recent achievement and commends him for his accomplishments.

SPONSOR(S): DAN DEASY

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

PRESENTATION OF PAPERS

MR. SHIELDS PRESENTS A BILL UNDER THE COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Ordinance supplementing the Pittsburgh Code of Ordinances, Title 6, Conduct, Article
[2005-1944](#) I: Regulated Rights and Actions, by adding a new Chapter at 623 "Public Safety at Health Care Facilities," to allow for unimpeded access to hospitals and/or health care facilities and providing penalties for violations of this ordinance.

**SPONSOR(S): DOUGLAS SHIELDS, WILLIAM PEDUTO, JIM MOTZNIK
AND SALA UDIN**

Read and referred to Public Safety Services Committee

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property
[2005-1934](#) 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.

Read and referred to Finance & Budget Committee

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property
[2005-1935](#) 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).

Read and referred to Finance & Budget Committee

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title Two, Fiscal;
[2005-1936](#) 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,

Read and referred to Finance & Budget Committee

Bill No. Resolution authorizing and directing the issuance of a Warrant to Peter J. Caruso &
[2005-1937](#) 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.

Read and referred to Finance & Budget Committee

Bill No. Resolution further amending and supplementing Resolution No. 257, effective April
[2005-1938](#) 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.

Read and referred to Finance & Budget Committee

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.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1940](#)

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 F. A: 3742, 3744 & 3746 Orpwood; B: 4820 Harrison; C: 626 Lincoln; D: 607 W. Jefferson; E: Hillburn; F: Butler.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1941](#)

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 thru G. A: 1339 Alverado; B: 1333 Alverado; C: Bigelow; D: 601 Jefferson; E: 300 38th; F: 4579 Gladstone PART; G:1046 Premier.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1942](#)

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.

ITEM A. A: 1446 Columbus.

Read and referred to Finance & Budget Committee

Bill No.

[2005-1943](#)

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.

ITEM A. A: 5157 Dearborn.

Read and referred to Finance & Budget Committee

REPORTS OF COMMITTEE - FINAL ACTION

MR. SHIELDS PRESENTS COMMITTEE ON FINANCE & BUDGET

Bill No.

[2005-1928](#)

Report of the Committee on Finance and Budget for November 22, 2005.

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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing that the City of Pittsburgh enter into a professional services
[2005-1864](#) 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing that the City of Pittsburgh enter into a professional services
[2005-1865](#) 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.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending and supplementing Resolution No. 180, effective April 5,
[2005-1866](#) 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.

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. Report of the Committee on Public Works and Environmental Services for November
[2005-1929](#) 22, 2005

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

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution granting unto Julianne C. Milan and Michael P. Milan, 2100 Sarah Street, 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.

[2005-1868](#)

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. 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](#)

Read, Received and Filed

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Sections 912.02, 912.03, 912.04 and 925.06 relative to Administrator Exception and requirements for DUMPSTERS.

[2005-1519](#)

SPONSOR(S): WILLIAM PEDUTO

This Matter was Passed Finally on the Consent Agenda.

Bill No. 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.

[2005-1875](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. 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.

[2005-1876](#)

This Matter was Passed Finally on the Consent Agenda.

Bill No. 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

[2005-1877](#)

\$110,000 from \$1,562,374 to \$1,452,374.

This Matter was Passed Finally on the Consent Agenda.

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.

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

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

Bill No.

[2005-1931](#)

Report of the Committee on Housing, Economic Development and Promotion for November 22, 2005.

Read, Received and Filed

Bill No.

[2005-1879](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban 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)

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2005-1880](#)

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 in the amount of \$350,000 for the West Penn Hospital School of Nursing project. (Council District No. 7)

This Matter was Passed Finally on the Consent Agenda.

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

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. 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](#)

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](#)

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. BODACK PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for November 22, 2005.
[2005-1933](#)

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](#)

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

MOTIONS AND RESOLUTIONS

RICCIARDI: Acknowledge South Side community for assistance in renovating/reopening St. Clair/Richard S. Caliquiri Senior Center.

CARLILSE: Commending the efforts of the Pittsburgh Cutural Trust in bringing fine arts to Pittsburgh.

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.