

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, June 29, 2010

10:00 AM

Council Chambers

City Council

**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

Present: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Mr. Shields and Mrs. Smith
Absent: 1 - Ms. Rudiak

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2010-0694](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Pittsburgh Three Rivers Regatta Board of Directors and ISM-USA on their astounding success in catalyzing the coming together of the city in celebration of one of our greatest regional assets and commemoration of our nation's most important day.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declares Sunday, July 4th, 2010, to “PITTSBURGH THREE RIVERS REGATTA DAY ” in the City of Pittsburgh.

SPONSOR(S): DOUGLAS SHIELDS AND ALL MEMBERS

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

Bill No. [2010-0695](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Western PA Police Athletic League for all of the work it is doing on behalf reducing crime and instilling good values in the hearts of young people; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare the month of July, 2010 to be the “Month of Freedom” in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

Bill No. [2010-0696](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh hereby recognizes and commends Gregg Troian for dedicating his time and talents to helping Family House expand its capacity to provide services to more families; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares June 30, 2010, “Gregg Troian Day” in 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. [2010-0697](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh hereby welcomes the members of the Grottoes of North America and thanks Grand Monarch Clarence E. “Pierre” Shawver for his efforts to help children with special needs through humor and laughter; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares June 30, 2010, "Grand Monarch Clarence E. 'Pierre' Shawver Day" in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. [2010-0664](#) Resolution authorizing the issuance of a warrant in the sum of \$26,726.26 to De'Anna Caligiuri, Carole Wiedmann and Michael J. Healey, Esquire; Healey & Hornack, P.C.; 1100 Liberty Avenue, Suite C-2; Pittsburgh, Pennsylvania 15222; in full and final settlement of an action filed in the United States District Court for the Western District of Pennsylvania at Civil Action No. 07-01133, and in the sum of \$773.74 to the Treasurer of the City of Pittsburgh for indebtedness to the City.

A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.

Bill No. [2010-0665](#) 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: 64 Beltzhoover.

A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.

Bill No. [2010-0666](#) 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 L. A: 1904 Chateau; B: 4751 Monongahela; C: 1313 Sherman; D: 328 Kramer; E: 778 Montclair; F: 1010 Herron; G: 1419 Eleanor; H: 831 Steuben; I: 807 Anaheim; J: 409 Baldwin; K: 7140 Upland; L: 635 Glenside.

A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.

Bill No. [2010-0667](#) 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: 2649 Brighton.

A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.

Bill No.

[2010-0668](#)

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: 5143 Dresden.

A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.

Bill No.

[2010-0669](#)

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 L. A: 426 & 430 Lincoln; B: 2514 Burham; C: 2409 Glenarm; D: 6503 & 6505 Shetland; E: 2776 Glen Mawr; F: 2700 Mission; G: 3274 Parkview;

H: 729 Chartiers; I: 833 Inwood; J: 2154 Wylie; K: 3271 Faronia; L: 343 Arabella; M: 1315 Stem; N: 1409 Westmoreland.

A motion was made that this matter be Read and referred to the Finance and Law Committee. The motion carried.

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

RE-APPOINTMENTS INFORMING:

Bill No.

[2010-0670](#)

Resolution informing City Council of the reappointment of Kenneth Fulton, 286 Fisk Street, Pittsburgh, PA 15201, as a member of the Civil Service Commission for a term to expire on December 31, 2013.

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No.

[2010-0671](#)

Resolution informing City Council of the reappointment of Joseph Kennedy, IV, 6351 Marchand Street, Pittsburgh, PA 15206, as a member of the Civil Service Commission for a term to expire on December 31, 2013.

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No.

[2010-0672](#)

Resolution informing City Council of the reappointment of Cynthia McCormick, 5445 Potter Street, Pittsburgh, PA 15232, as a member of the Civil Service Commission for a term to expire on December 31, 2013.

A motion was made that this matter be Read, Received and Filed. The motion carried.

APPOINTMENT INFORMING:

Bill No. Resolution informing City Council of the appointment of John Jennings, 1230 Kirsopp Avenue, Pittsburgh, PA 15220 , as a member of the Allegheny County Plumbing Advisory Board with a term to expire December 31, 2013.

[2010-0673](#)

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

APPOINTMENTS REQUIRING VOTE:

Bill No. Resolution authorizing the appointment of Eric Horwith, 194 Oneida Street, Pittsburgh, PA 15211, as a member of the Commission on Human Relations for a term to expire on April 1, 2014.

[2010-0676](#)

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

Bill No. Resolution authorizing the appointment of Lara Washington, 5604 Baum Boulevard, Pittsburgh, PA 15206, as a member of the Disruptive Properties Appeals Board for a term to expire on December 31, 2014.

[2010-0684](#)

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

Bill No. Resolution authorizing the appointment of Joel Bernard, 122 Elysian Street, Pittsburgh, PA 15206, as a member of the Board of Appeals.

[2010-0685](#)

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

Bill No. Resolution authorizing the appointment of Susanne Slavick as a member of the Art Commission for a term to expire on December 31, 2013.

[2010-0687](#)

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

Bill No. Resolution authorizing the appointment of Dee Briggs as a member of the Art Commission for a term to expire on December 31, 2013.

[2010-0689](#)

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

Bill No. Resolution authorizing the appointment of Jim Costello, 1000 Jancey Street, Pittsburgh, PA 15206, as a member of the City Planning Commission for a term to expire on January 2, 2016.

[2010-0692](#)

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

Bill No. Resolution authorizing the appointment of Lorraine Eberhardt, 3516 Sirius Street, Pittsburgh, PA 15214, as a member of the Commission on Human Relations for a term

[2010-0693](#)

to expire on April 1, 2013. Ms. Eberhardt is replacing Chaz Kellem.

A motion was made that this matter be Held, Pending Interview to the Hearings Committee. The motion carried.

REAPPOINTMENTS REQUIRING VOTE:

Bill No. Resolution authorizing the reappointment of Mary Savage, 7010 Bennett Street,
[2010-0674](#) Pittsburgh, PA 15208, as a member of the Shade Tree Commission for a term to
expire on December 31, 2012.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Tom Olivo, 2337 Allender Avenue,
[2010-0675](#) Pittsburgh, PA 15220, as a member of the Shade Tree Commission for a term to
expire on December 31, 2012.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Rich Bellisario, 1232 Wareman Avenue,
[2010-0677](#) Pittsburgh, PA 15226 as a member of the Equal Opportunity Review Commission for
a term to expire on May 31, 2012.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Gregg Kander, 5440 Darlington Avenue,
[2010-0678](#) Pittsburgh, PA 15217 as a member of the Equal Opportunity Review Commission for
a term to expire on May 31, 2012.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Marvin Leibowitz, 6501 Landview Road,
[2010-0679](#) Pittsburgh, PA 15217 as a member of the Equal Opportunity Review Commission for
a term to expire on May 31, 2012.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Mark Little, 3445 Butler Street,
[2010-0680](#) Pittsburgh, PA 15201 as a member of the Equal Opportunity Review Commission for
a term to expire on May 31, 2014.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of James Herring, 1241 North Franklin
[2010-0681](#) Street, Pittsburgh, PA 15233 as a member of the Equal Opportunity Review
Commission for a term to expire on May 31, 2014.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of James Overton as a member of the Equal
[2010-0682](#) Opportunity Review Commission for a term to expire on May 31, 2014.

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Margaret Baker-Ringel, 1224 East Carson Street, Pittsburgh, PA 15203, as a member of the Equal Opportunity Review Commission for a term to expire on May 31, 2014.

[2010-0683](#)

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Dennis Astorino as a member of the Art Commission for a term to expire on December 31, 2013.

[2010-0686](#)

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Robert Indovina, 5880 Ellsworth Avenue, Pittsburgh, PA 15232, as a member of the Art Commission for a term to expire on December 31, 2013.

[2010-0688](#)

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Joseph Eaton, 1008 Summerset Drive, Pittsburgh, PA 15217, as a member of the Pittsburgh Cable Communications Advisory Committee for a term to expire on December 31, 2013.

[2010-0690](#)

This Matter was Approved on the Consent Agenda.

Bill No. Resolution authorizing the reappointment of Gregg Ramshaw, 5316 Ellsworth Avenue, Pittsburgh, PA 15232, as a member of the Pittsburgh Cable Communications Advisory Committee for a term to expire on December 31, 2013.

[2010-0691](#)

This Matter was Approved 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: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Ms. Rudiak

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 June 23, 2010 with an Affirmative Recommendation

[2010-0659](#)

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No. Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, and providing for the design, improvements and/or the purchase of equipment, materials and supplies in connection with the Squirrel Hill Gateway Project and further providing for the payment of the costs thereof. Cost not to exceed \$100,000.00.

[2010-0615](#)

SPONSOR(S): DOUGLAS SHIELDS

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

Votes: Ayes: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Ms. Rudiak

COUNCILWOMAN SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for June 23, 2010 with an
[2010-0660](#) NEGATIVE RECOMMENDATION

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No. Resolution authorizing the Mayor and the Directors of Public Safety and City Planning to enter into an agreement or agreements or contract or contracts with the Pittsburgh Community Services Inc. and One Vision, One Life Inc. University of Pittsburgh and Professor David Kennedy for the purpose of designing and implementing the Pittsburgh Initiative to Reduce Crime, at a cost not to exceed \$200,000.

[2010-0294](#)

SPONSOR(S): REVEREND RICKY V. BURGESS AND R. DANIEL LAVELLE

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

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

Votes: Ayes: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Ms. Rudiak

COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development for June 23, 2010 with an Affirmative Recommendation.
[2010-0661](#)

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No. Resolution providing for the designation as a Historic Structure under Title 11 of the
[2010-0311](#) Code of Ordinances that certain structure known as the former Iron City Brewery, located at 3340 Liberty Avenue, block and lot numbers 26-A-300, 26-A-140, 25-D-296, and 26-A-137, in the 6th Ward, City of Pittsburgh.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution approving an Amended Institutional Master Plan under the Pittsburgh
[2010-0348](#) Code, Title Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922, Section 922.12.G for Duquesne University entitled "Master Planning Recommendations, Final Report" dated March 12, 2010 on property zoned EMI, Educational/Medical Institution District, 1st Ward.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Mayor and Director of City Planning to receive grant
[2010-0613](#) funding to support the City of Pittsburgh's Public Art Component of the Comprehensive Plan and further providing for an agreement and expenditures not to exceed fifty thousand (\$50,000) dollars.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending and supplementing Resolution No. 768, effective January
[2010-0616](#) 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 transferring \$100,000 from the Neighborhood Business and Economic Development in the Urban Redevelopment Authority to the Department of Public Works for the Squirrel Hill Gateway Project.

SPONSOR(S): DOUGLAS SHIELDS

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: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Ms. Rudiak

COUNCILMAN LAVELLE PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. Report of the Committee on Urban Recreation for June 23, 2010 with an Affirmatiave
[2010-0662](#) Recommendation.

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No. Resolution to name the Washington Boulevard Cycle Track to Bud Harris Cycling
[2010-0647](#) Track.

SPONSOR(S): R. DANIEL LAVELLE

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

Votes: Ayes: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Ms. Rudiak

COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for June 23, 2010 with an
[2010-0663](#) Affirmative Recommendation.

A motion was made that this matter be Read, Received and Filed. The motion carried.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire
[2010-0535](#) all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Property in the 3rd Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 11-E, Lot 59 (Council District No. 6 - Site Assemblage for future Development - Colwell Street).

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2010-0536](#) between the Urban Redevelopment Authority of Pittsburgh and Shawna Bridgett for the Sale of Block 9-M, Lot 182, in the 3rd Ward of the City of Pittsburgh - Council District No. 6 (Monaca Place - Sideyard)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2010-0537](#) between the Urban Redevelopment Authority of Pittsburgh and Zachary Kurtz for the Sale of Block 50-G, Lot 101, in the 10th Ward of the City of Pittsburgh - Council District No. 9 (5154 Hillcrest Street - Sideyard)

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2010-0538](#) between the Urban Redevelopment Authority of Pittsburgh and Melissa Kuntz for the Sale of Block 23-A, Lot 141, in the 25th Ward of the City of Pittsburgh - Council District No. 6 (37 Geranium Street - Sideyard)

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2010-0539](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire that property in the 21st Ward of the City of Pittsburgh owned by Pittsburgh-Manchester HOPE VI Partnership and designated as Block 22-E, Lot 333, in the Deed Registry Office of Allegheny, under the Residential Land Reserve Fund (1430 Nixon Street - Council District No. 6).

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire that property in the 25th Ward of the City of Pittsburgh owned by the Pittsburgh Housing Development Corporation and designated as Block 23-F, Lot 301, in the Deed Registry Office of Allegheny, under the Residential Land Reserve Fund (314 Jacksonia Street Council District No. 6).

[2010-0540](#)

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: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Ms. Rudiak

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBER, MS. RUDIAK

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER