

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, December 20, 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: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2010-1238](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh commends the 2010 City League Champion Perry Traditional Academy Commodore Football Team for their tenacity, strength of character, team spirit and excellence on the field of play, and declares Monday, December 20, 2010 "Perry Commodores' Football 2010 City League Champs Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS

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

Bill No.

[2010-1239](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does, hereby, congratulate and commend Aileen Wilson for all that she does to improve her neighborhood and the lives of those she touches each day and congratulates her for receiving the RSVP Outstanding Volunteer award in 2010.

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does, hereby, declare, Monday, December 20, 2010 to be Aileen Wilson Day in the City of Pittsburgh.

SPONSOR(S): BRUCE A. KRAUS 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.

[2010-1237](#)

Resolution authorizing the City Clerk to enter into a professional services contract(s), or use of existing professional services contract(s) with a consultant or consultants to provide professional services to Pittsburgh City Council for the purpose of including, but not limited to financial advisory, legal, writing, research, stenography, Legistar or other services, in an amount not to exceed \$88,000.00.

SPONSOR(S): WILLIAM PEDUTO

A motion was made that this matter be Waived under Rule 8. The motion carried.

Read and referred to Finance and Law Committee

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

Bill No. [2010-1236](#) Resolution amending Resolution No. 486, authorizing the Mayor and the Director of the Department of Public Safety or the Chief of the Bureau of Emergency Medical Services, on behalf of the City of Pittsburgh, to enter into an Agreement or Agreements, or to supplement existing agreements, in a form approved by the City Solicitor, for the provision of medical direction services for a period of one year commencing July 1, 2010 to July 1, 2011 automatically renewing in 2012 and 2013 unless either party gives (6) month written notice with intent to terminate. The City shall pay consultant a fee not to exceed \$40,000.00 for the second half of 2010, and a fee not to exceed \$80,000.00 in calendar years 2011, 2012 not to exceed \$40,000.00 for the first half of 2013.

A motion was made that this matter be Waived under Rule 8. The motion carried.

Read and referred to Public Safety Services Committee

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. [2010-1235](#) Petition from the residents of the City of Pittsburgh requesting a public hearing before City Council to address the concerns with policies, procedures and enforcement related to events in smaller city parks. (Petition is Valid)

Read and referred to Hearings Committee

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. [2010-1230](#) Report of the Committee on Finance and Law for December 15, 2010 with an NEGATIVE RECOMMENDATION

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

Bill No. [2010-1225](#) Resolution authorizing the Mayor to enter into a Revenue Sharing Services Agreement with and between LAZ Parking, Limited. This Resolution shall be known as the "Pension Compromise Plan."

SPONSOR(S): REVEREND RICKY V. BURGESS AND THERESA SMITH

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

Votes: Ayes: 2 - Rev. Burgess and Mrs. Smith
Noes: 7 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak and Mr. Shields
Abstentions: 0

Bill No. Report of the Committee on Finance and Law for December 15, 2010 with an
[2010-1234](#) affirmative recommendation.

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

Bill No. Resolution Designating Banks and Lending Institutions to act as Depositories for the
[2010-1079](#) year 2011 in accordance with the Pittsburgh Code, Title Two, Fiscal, Article III, Depositories.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution amending Resolution No. 557, approved September 28, 2009, so as to
[2010-1148](#) appoint Margaret L. Lanier, City Treasurer, as second alternate voting delegate to the Tax Collection Committee of the Allegheny Central Tax Collection District.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution further amending Resolution No. 231, effective April 19, 2000, entitled
[2010-1160](#) "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 projects in connection with the Neighborhood Needs Program in Council District 8; and providing for the payment of the costs thereof," by reducing "District 8 Community Initiatives" by \$5,000 and adding that amount to "Pittsburgh Parks Conservancy-Schenley Plaza Learning Cloud". Total cost of all projects not to exceed \$1,000,000.

SPONSOR(S): WILLIAM PEDUTO

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property
[2010-1181](#) Taxes; Chapter 263, Real Property Tax and Exemption, Section 263.01, Levy and Rate on Lands and Buildings, by fixing the rate of taxation effective as of January 1, 2011.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal, Article VII, Business
[2010-1182](#) Related Taxes, Chapter 246, Home Rule Tax, by fixing the rate of interest on certain delinquent Earned Income Taxes for [2010] 2011.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal, Article VII, Business
[2010-1183](#) Related Taxes, Chapter 245, Earned Income Tax, by fixing the rate of interest on certain delinquent Earned Income Tax for [2010] 2011.

This Matter was Passed Finally on the Consent Agenda.

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,
[2010-1184](#) 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 K. A: 6812 Simonton; B: 14 Forrester; C: 5313 Second; D: 2307 Spring; E: 2931 Mary; F: 733 McClain; G: 934 Manton; H: 1531 Belasco; I: 1301 Voskamp; (DELETED J: 3411 Reuben).

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2010-1185](#)

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 C.

A: 120 N. Evaline; B: 5034 Ampere; C: 6821 & 6823 McPherson.

This Matter was Passed Finally on the Consent Agenda.

Bill No.

[2010-1186](#)

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: 4245 Gladstone; B: 4545 Chatsworth; C: 115 Kenova;

D: 425 Sweetbriar; E: 814 Walbridge; F: 2529 Tole; G: 1318 & 1320 Sigel;

H: 1324 Sigel; I: 828 Suismon; J: 1812 Rhine; (DELETED K: 1416 Claim); L: 938 Oranmore;

M: 4434 Coleridge.

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 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No.

[2010-1231](#)

Report of the Committee on Public Works for December 15, 2010 with an Affirmative Recommendation.

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

Bill No.

[2010-1100](#)

Resolution granting to Columbia Gas Company a permanent pipeline easement and a temporary construction easement through designated City of Pittsburgh property in the 27th Ward.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0

COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2010-1232](#) Report of the Committee on Land Use and Economic Development for December 15, 2010 with an Affirmative Recommendation.

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

Bill No. [2010-1161](#) 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 reducing "District 8 Community Initiatives" by \$5,000 and adding that amount to "Pittsburgh Parks Conservancy-Schenley Plaza Learning Cloud" in Council District 8.

SPONSOR(S): WILLIAM PEDUTO

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0

COUNCILMAN LAVELLE PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. [2010-1233](#) Report of the Committee on Urban Recreation for December 15, 2010 with an Affirmative Recommendation.

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

Bill No. [2010-1190](#) Resolution approving the form of the Lease Agreement between the Pittsburgh Parks Conservancy and Eat 'N Park Hospitality Group, Inc. for the operation of a restaurant in Schenley Plaza.

SPONSOR(S): R. DANIEL LAVELLE

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto,
Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 0
Abstentions: 0

MOTIONS AND RESOLUTIONS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER