

# **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, April 12, 2011**

**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****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN REV. RICKY BURGESS PRESENTS:**

Bill No. Ordinance supplementing the Pittsburgh Code of Ordinances, Title One:  
[2011-1615](#) Administrative, Article XI: Personnel, Chapter 181: General Provisions, by adding a new section, "Prohibiting Unfair Discrimination in City Hiring Practices Against Persons Previously Convicted."

**SPONSOR(S): REVEREND RICKY V. BURGESS**

**Read and referred to Human Resources Committee**

**COUNCILMAN PATRICK DOWD PRESENTS:**

Bill No. Resolution amending Resolution 208, effective March 24, 2011, entitled, "A  
[2011-1612](#) Resolution authorizing the Mayor to execute a quit-claim deed to the Board of Public Education of the School District of the City of Pittsburgh for the purpose of extinguishing the City's right of reversion in a parcel of real property located in the 3rd Ward of the City of Pittsburgh which is part of Block and Lot 9-R-194" by changing the transaction fee from fifty thousand dollars (\$50,000) to one dollar (\$1.00).

**SPONSOR(S): PATRICK DOWD**

**Read and referred to Finance and Law Committee**

**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No. Resolution providing for a three-party cooperation, reimbursement, and maintenance  
[2011-1610](#) agreement or agreements by and among the City of Pittsburgh, the Stadium Authority of the City of Pittsburgh (the "Stadium Authority"), and the Pennsylvania Department of Transportation, in connection with the North Shore Infrastructure Chuck Noll Way Project.

**Read and referred to Public Works Committee**

**COUNCILMAN WILLIAM PEDUTO PRESENTS:**

Bill No. Resolution authorizing the issuance of a warrant in the sum of \$10,000 payable to  
[2011-1605](#) Keith Tucci and Cathy L. Brannigan, Esquire his attorney, c/o Paladin Law Offices 10700 Frankstown Road, Suite 305, Pittsburgh, PA 15235-3086, in full and final settlement of an action filed at 10-cv-1010 in the United States District Court for the Western District of Pennsylvania, and arising from alleged violation of Constitutional

right to freedom of speech, and violation of equal protection clause of 14th amendment, violation of right to free exercise of religion and violation of right to be free from unreasonable seizure, & malicious prosecution while walking through the buffer zone of the Planned Parenthood Clinic on Liberty Avenue.

**Read and referred to Finance and Law Committee**

Bill No. Resolution repealing items in Resolutions approved on various dates, authorizing the  
[2011-1606](#) 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 and B. A: 1643 & 1645 Alverado; B: 2131 Vodeli.

**Read and referred to Finance and Law Committee**

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,  
[2011-1607](#) 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 and B. A: 3101 Josephine; B: 1074 Blackadore.

**Read and referred to Finance and Law Committee**

Bill No. Resolution providing for the conveyance by the City of Pittsburgh of certain property,  
[2011-1608](#) under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.  
ITEMS A and B.

A: 1812 Rialto; B: Dunster-Timberland Plan Lot 12.

**Read and referred to Finance and Law Committee**

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,  
[2011-1609](#) 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 J. A: 1714 & 1716 Bedford; B: 549 North Aiken;  
C: 1559 Broadhead; D: 7928 Madiera; E: 930 Lillian; F: 916 Chestnut;  
G: 1824 Brahm; H: 128 Bascom; I: 1412 Preston; J: 3518 Brighton.

**Read and referred to Finance and Law Committee**

**COUNCILMAN DOUGLAS SHIELDS PRESENTS:**

Bill No. Resolution providing for the designation as a Historic Structure under Title 11 of the  
[2011-1611](#) Code of Ordinances that certain structure known as the Civic Arena, located at 66 Mario Lemieux Place (Block and Lot Number 002-C-004), in the 3rd Ward, City of Pittsburgh.

**Read and referred to Land Use and Economic Development Committee**

**COUNCIL PRESIDENT DARLENE HARRIS PRESENTS:**

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1,  
[2011-1613](#) 2000, as amended, entitled: "Adopting and approving the 2000 Capital; and approving the 2000 through 2005 Capital Improvement Program in conformance with City Council's 2000 Capital Budget amendments," by adding \$5,000 to each of the

following neighborhood organizations: Brighton Heights Athletic Association, Brighton Heights Citizens Federation, Observatory Hill Inc. and Summer Hill Citizen's Council and \$1,000 to Observatory Hill Newsletter and by changing the name of the "Police Chaplain Program" to read "Bureau of Police - Chaplain Program" and by adjusting other projects in Council District 1 Neighborhood Needs.

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Land Use and Economic Development Committee**

Bill No.

[2011-1614](#)

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; and providing for the payment of the costs thereof by adding \$5,000 to each of the following neighborhood organizations: Brighton Heights Athletic Association, Brighton Heights Citizens Federation, Observatory Hill Inc. and Summer Hill Citizen's Council and \$1,000 to Observatory Hill Newsletter and by changing the name of the "Police Chaplain Program" to read "Bureau of Police - Chaplain Program" in Council District 1. The total amount of all projects is not to exceed \$1,000,000.

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Finance and Law Committee**

## **UNFINISHED BUSINESS**

## **REPORTS OF COMMITTEE - FINAL ACTION**

### **COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No.

[2011-1601](#)

Report of the Committee on Finance and Law for April 6, 2011 with an Affirmative Recommendation.

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

Bill No.

[2011-1563](#)

Resolution providing for an agreement or a contract or for the use of an existing agreement or contract, with Carrick Athletic Association and providing for the purchase of materials, supplies and equipment in connection with the design and construction of new restrooms for Volunteers Field in an amount not to exceed \$20,000.00.

**SPONSOR(S): NATALIA RUDIAK AND BRUCE A. KRAUS**

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

**Votes:** Ayes: 8 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 0

Abstentions: 0

Out of Room: 1 - Rev. Burgess

### **COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS**

Bill No. Report of the Committee on Public Works for April 6, 2011 with an Affirmative Recommendation.  
[2011-1602](#)

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

Bill No. Ordinance amending the Pittsburgh Code, Title Six Conduct, Article I Regulated Rights and Actions, Chapter 619, Refuse Collection and Recycling, Section 619.01, Definitions, by adding subsection (hh), Residential Structure and by amending Section 619.18; Refuse Collection Times in Residential Zones.  
[2011-1565](#)

**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

### **COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT**

Bill No. Report of the Committee on Land Use and Economic Development for April 6, 2011 with an Affirmative Recommendation.  
[2011-1603](#)

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

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital; and approving the 2000 through 2005 Capital Improvement Program in conformance with City Council's 2000 Capital Budget amendments," by reducing Neighborhood Needs Services by \$20,000 and adding that amount to Carrick Athletic Association for Volunteers Field Restroom Improvements.  
[2011-1564](#)

**SPONSOR(S): NATALIA RUDIAK AND BRUCE A. KRAUS**

**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 DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS**

Bill No. [2011-1604](#) Report of the Committee on Intergovernmental Affairs for April 6, 2011 with an Affirmative Recommendation.

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

Bill No. [2011-1545](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit six applications for financial assistance for six projects in the aggregate amount of \$3,402,600 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain projects in FY 2010-2011. (Council Districts 4, 6, 7 & 9).

**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, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 1 - Mr. Shields

Bill No. [2011-1546](#) Resolution authorizing a 2010-2011 Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for six grants applied for in six applications filed with the Pennsylvania Department of Community and Economic Development under the Housing and Redevelopment Assistance Program. (Council Districts 4, 6, 7 & 9).

**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, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 1 - Mr. Shields

## **MOTIONS AND RESOLUTIONS**

### **COUNCIL PRESIDENT HARRIS:**

*Announcing the formation of a Special Committee to review the RFP/Applicants for the hiring of a Council Attorney. Council Members appointed to serve on the Committee are Ms. Rudiak, Mr. Shields and Mrs. Smith.*

## **APPROVAL OF MINUTES**

**ADJOURNMENT**

**LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**