

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, September 20, 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

Bill No.

[2011-2098](#)

Now, therefore be it resolved that the Council of the City of Pittsburgh does hereby honor St. Raphael the Archangel Parish on the celebration of its 100th anniversary; and,

Be it further resolved, that the Council of the City of Pittsburgh does hereby declare September 19-25 St. Raphael the Archangel Week in the City of Pittsburgh.

SPONSOR(S): PATRICK DOWD AND ALL MEMBERS

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

Bill No.

[2011-2099](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby applaud Pastor Carver for the collection of stories that he hopes will make all of us think about life “in a whole new light”; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, September 20, 2011, to be “Pastor Carver Day” 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.

[2011-2100](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the International Day of Peace as a continued effort to bring attention, awareness, and action to the conflicts at home and abroad that interfere with the goal of a culture of universal peace; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare September 21, 2011 “International Day of Peace” 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.

[2011-2101](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Bloomfield's Little Italy Days 10th anniversary and applauds the commitment of the Bloomfield community to local engagement and celebration of ethnic and cultural history; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare the week of September 19th to 25th, 2011 “Little Italy Days Week” 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. NOW, THEREFORE, BE IT RESOLVED that Pittsburgh City Council joins Burgh
[2011-2102](#) Bees in celebrating National Honey Month; and

BE IT FURTHER RESOLVED that Pittsburgh City Council declares Tuesday
September 20th to be Burgh Bees Day in the City of Pittsburgh.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN DOUGLAS SHIELDS PRESENTS:

Bill No. Resolution amending and supplementing Resolution No. 861, effective January 1,
[2011-2095](#) 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 adding
"Young Preservationists Association of Pittsburgh" \$3,000 and by adjusting various
other projects in Council District 5 Neighborhood Needs.

SPONSOR(S): DOUGLAS SHIELDS

Read and referred to Land Use and Economic Development Committee

Bill No. Resolution further amending and supplementing Resolution No. 229 effective April
[2011-2096](#) 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; and providing for the payment of
the costs thereof," by adding "Young Preservationists Association of Pittsburgh"
\$3,000 and by adjusting various other projects in Council District 5. Total cost of all
projects is not to exceed \$1,000,000.

SPONSOR(S): DOUGLAS SHIELDS

Read and referred to Finance and Law Committee

COUNCILWOMAN DARLENE M. HARRIS, PRESIDENT OF COUNCIL, PRESENTS:

Bill No. Communication from City Council President Darlene M. Harris submitting the Report
[2011-2097](#) of the City Council Interview Committee for Legal Counsel.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields
and Mrs. Smith

Noes: 1 - Mr. Dowd

Abstentions: 0

Roll Call: Present: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. [2011-2090](#) Report of the Committee on Finance and Law for September 14, 2011 with an Affirmative Recommendation.

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

Bill No. [2011-2036](#) Resolution Further amending Resolution No. 121 of 2003, effective March 14, 2003 entitled, "Resolution 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 City Council's 2003 Community Needs Program; and providing for the payment of the costs thereof," by adding "Allentown Community Development Corporation" \$250 and by reducing "Mount Washington Community Development Corporation" by the same amount in Council District 3 Neighborhood Needs.

SPONSOR(S): 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

Bill No. [2011-2040](#) Ordinance amending the Pittsburgh Code, Title Five - Traffic, Article VII - Parking, Chapter 543 - Parking Meters, Section 543.01 - Parking Meter Zones and Rates, Subsection (b), so as to suspend nighttime enforcement of parking meters until January 1, 2012.

SPONSOR(S): WILLIAM PEDUTO, DARLENE HARRIS, BRUCE A. KRAUS, NATALIA RUDIAK AND DOUGLAS SHIELDS

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 KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for September 14, 2011 with an
[2011-2091](#) Affirmative Recommendation.

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

Bill No. Resolution adopting official sewage facilities plan for the TACO BELL at 705
[2011-2022](#) Allegheny Avenue, Pittsburgh, PA 15233.

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 September 14,
[2011-2092](#) 2011 with an Affirmative Recommendation.

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

Bill No. Resolution amending and supplementing Resolution No. 891, effective January 1,
[2011-2037](#) 2003, as amended, entitled: "Adopting and approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program; and approving the 2003 through 2008 Capital Improvement Program by adjusting various line items in conformance with City Council's 2003 Capital Budget amendments" by adding "Allentown Community Development Corporation" \$250 and by reducing "Mount Washington Community Development Corporation" by the same amount in Council District 3 Neighborhood Needs.

SPONSOR(S): 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 LAVELLE PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. Report of the Committee on Urban Recreation for September 14, 2011 with an
[2011-2093](#) Affirmatiave Recommendation.

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

Bill No. Resolution authorizing the Mayor to apply on behalf of the City of Pittsburgh for a
[2011-2010](#) grant from the Department of Conservation and Natural Resources (DCNR) in the amount of \$50,000 to fund equipment for a KaBOOM! playground in the Northside's Allegheny Commons Park.

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

Bill No. Resolution authorizing the Mayor to accept and expend a grant from the Department
[2011-2011](#) of Conservation and Natural Resources (DCNR) on behalf of the City of Pittsburgh in the amount of \$50,000 to fund equipment for a KaBOOM! playground in the Northside's Allegheny Commons Park in the case the DCNR fulfills the City's request for said funds.

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

Bill No. Resolution authorizing the Mayor and the Director of the Department of Parks and
[2011-2035](#) Recreation to enter into a License and Intellectual Property Agreement with Industrial Arts Collective, LLC, to set forth the parties' mutual understanding of responsibilities and obligations regarding site preparation and installation of artwork along the South Side trail as well as the intellectual property rights in the artwork.

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. Report of the Committee on Intergovernmental Affairs for September 14, 2011 with
[2011-2094](#) an Affirmative Recommendation.

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

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2011-2014](#) Redevelopment Authority of Pittsburgh (“URA”), providing for a transfer of \$150,000 in Pennsylvania Department of Community and Economic Development (“DCED”) grant funds to the URA for the administrative and operating costs of the Storefront Renovation Program. (Council Districts: All)

A motion was made that this matter be RECOMMENDED to the Intergovernmental Affairs Committee. 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 Mr. Shields
Noes: 1 - Mrs. Smith
Abstentions: 0

Bill No. Resolution approving execution of a Contract for Disposition by Sale of Land by and
[2011-2015](#) between the Urban Redevelopment Authority of Pittsburgh and Getgo Partners South in connection with the sale of Disposition Parcel F2, in the 16th Ward of the City of Pittsburgh, in Redevelopment Area No. 55 - South 33rd Street and East Carson Street - Council District No. 3 (fuel, convenience store)

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

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2011-2016](#) between the Urban Redevelopment Authority of Pittsburgh and Thomas Enright for the Sale of Block 50-L, Lot 80, in the 10th Ward of the City of Pittsburgh - Council District No. 9 (313 N. Evaline Street - Sideyard)

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

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2011-2017](#) between the Urban Redevelopment Authority of Pittsburgh and Gary Pletsch for the Sale of Block 20-R, Lot 302, in the 20th Ward of the City of Pittsburgh - Council District No. 2 (135 Comstock Way - Sideyard)

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

Bill No.

[2011-2018](#)

Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Antonio Quarterman and Jessica Fick for the Sale of Block 22-P, Lot 187, in the 21st Ward of the City of Pittsburgh - Council District No. 6 - 1426 Stedman Street (sideyard).

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

Bill No.

[2011-2019](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Property in the 5th Ward of the City of Pittsburgh Designated in the Deed Registry Office of Allegheny County as Block 10-P, Lot 79 (Council District No. 6 - Site Assemblage - 2048 Rose Street).

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

Bill No.

[2011-2020](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the following Publicly-Owned properties in the 3rd Ward of the City of Pittsburgh (Council District No. 6 - Site Assemblage):

9-R-156, 810 Crawford Street

9-R-159, 816 Crawford Street

9-R-160, 818 Crawford Street

9-R-163, 1520 Cliff Street

9-R-164, 1522 Cliff Street

9-R-165, 1524 Cliff Street

9-R-166, 1526 Cliff Street

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

Bill No.

[2011-2021](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire that property in the 14th Ward of the City of Pittsburgh owned by Carmen Jordan and designated as Block 125-L, Lot 370, in the Deed Registry Office of Allegheny, under the Residential Land Reserve Fund (6800 Simonton Street - Council District No. 9).

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

Bill No.

[2011-2076](#)

Resolution authorizing the filing of an application for federal assistance with the Partnership for Sustainable Communities for a \$1,000,000 Community Challenge Planning Grant for the Homewood area north and south of the East Busway. (Council District 9)

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

Bill No.

[2011-2077](#)

Resolution authorizing a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of a Community Challenge Planning Grant in the amount of \$1,000,000 from the Partnership for Sustainable Communities for the Homewood area north and south of the East Busway. (Council District 9)

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