



Standing Committee Meeting Minutes

Standing Committee

Wednesday, December 7, 2011

10:00 AM

Council Chambers

STANDING COMMITTEES AGENDA

PUBLIC COMMENT

ROLL CALL

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

FINANCE AND LAW, MR. PEDUTO, CHAIR

DEFERRED PAPERS

Bill No.

[2011-2204](#)

Ordinance supplementing the Pittsburgh Code Title One, Administrative; Article XI, Personnel; by creating Chapter 196, Limitations on Use of Franking and adding language to regulate and limit the use of franking in City government.

SPONSOR(S): NATALIA RUDIAK, WILLIAM PEDUTO AND DOUGLAS SHIELDS

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

Votes: Ayes: 5 - Mrs. Harris, Mr. Kraus, Mr. Peduto, Ms. Rudiak and Mr. Shields
Noes: 4 - Rev. Burgess, Mr. Dowd, Mr. Lavelle and Mrs. Smith
Abstentions: 0

Bill No.

[2011-2222](#)

Ordinance supplementing the Pittsburgh Code, Title Two Fiscal, Article IX Property Taxes, Chapter 267, Exemptions for Industrial and Commercial Improvements, Section 267.03 Exemption Schedule, by adding a new section (e) Local Economic Stimulus, to adopt a new exemption schedule for all applications filed for projects with a building permit that is issued during the period of January 1, 2012 through June 30, 2012 as to which a building permit has been issued reflecting a cost in excess of one million dollars (\$1,000,000) for the improvements or construction.

SPONSOR(S): WILLIAM PEDUTO AND DARLENE HARRIS

A motion was made that this matter be AMENDED BY SUBSTITUTE. The motion carried by the following vote:

Votes: Ayes: 5 - Mr. Kraus, Mr. Lavelle, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 1 - Rev. Burgess
Abstentions: 1 - Mr. Dowd
Out of Room: 2 - Mrs. Harris and Mr. Shields

**A motion was made that this matter be Affirmatively Recommended as Amended.
The motion carried by the following vote:**

Votes: Ayes: 6 - Mrs. Harris, Mr. Kraus, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 2 - Rev. Burgess and Mr. Lavelle
Abstentions: 1 - Mr. Dowd

Bill No.

[2011-2245](#)

Ordinance supplementing the Pittsburgh City Code Title Two-Fiscal, Article I-Administration by adding Chapter 202-Debt Management Policy to ensure responsible issuance and management of City debt.

SPONSOR(S): WILLIAM PEDUTO, DARLENE HARRIS AND DOUGLAS SHIELDS

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

**A motion was made that this matter be Affirmatively Recommended as Amended.
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.

[2011-2280](#)

Resolution amending the Rules of Council, Rule X, to limit the speaking time of Council Members.

SPONSOR(S): NATALIA RUDIAK, BRUCE A. KRAUS, WILLIAM PEDUTO AND THERESA SMITH

**A motion was made that this matter be Held in Committee for December 14, 2011.
The motion carried.**

Bill No.

[2011-2290](#)

Resolution providing for the issuance of a Eighty-Seven Thousand Five-Hundred Dollar (\$87,500.00) warrant in favor of Costa Soutemenides, c/o David M. Landay, Esquire, The Grant Building, Suite 1420, 310 Grant Street, Pittsburgh, PA 15219, in settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 07-026833 for personal injuries and damages arising from a vehicular accident on or about July 13, 2007, at or near the public highway or thoroughfare known as 32nd Street, in the City of Pittsburgh.

A motion was made that this matter be Affirmatively Recommended. The motion carried.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption; Adding Section 263.03, Special Library Tax Levy and Rate on Lands and Buildings, fixing the rate of taxation effective as of January 1, 2012.

[2011-2295](#)

SPONSOR(S): PATRICK DOWD AND BRUCE A. KRAUS

A motion was made that this matter be Affirmatively Recommended. 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

Bill No. Resolution authorizing the issuance of a Warrant in the sum of \$7,500.00 in favor of Etta Calvert and Raizman, Frischman & Matzus, P.C., c/o Raizman, Frischman & Matzus, P.C., 7300 Penn Ave., Pittsburgh, PA 15208, in full and final settlement of an action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 09-3876 for personal injuries and damages arising from a slip and fall on or about March 2, 2007, at or near 4400 Centre Avenue in the City of Pittsburgh,

[2011-2303](#)

A motion was made that this matter be Affirmatively Recommended. The motion carried.

Bill No. Resolution Making Appropriations to pay the expenses of conducting the Public Business of the City of Pittsburgh and for meeting the debt charges thereof for the Fiscal Year, beginning January 1, 2012

[2011-2314](#)

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

A motion was made that this matter be Held in Committee for December 14, 2011. The motion carried.

Bill No. Resolution fixing the number of officers and employees of the City of Pittsburgh, and the rate of compensation thereof, and setting minimum levels for designated positions.

[2011-2315](#)

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

A motion was made that this matter be Held in Committee for December 14, 2011. The motion carried.

Bill No. Resolution adopting and approving the 2012 Capital Budget and the 2012 Community Development Block Grant Program; and approving the 2012 through 2017 Capital Improvement Program," by adjusting various line items in conformance with City Council's 2012 Capital Budget amendments.

[2011-2316](#)

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

A motion was made that this matter be Held in Committee for December 14, 2011. The motion carried.

NEW PAPERS

Bill No. Resolution authorizing the issuance of a warrant in favor of William A. Lintz, 1018
[2011-2323](#) Childs Ave., Monaca, PA 15061, in an amount not to exceed Two Thousand Four
Hundred Seventy-Nine Dollars and Seventeen Cents (\$2,479.17) for professional
services rendered in connection with the Jordan Miles v. City of Pittsburgh litigation
filed in the United States District Court, 10 CV 01135-GLL.

A motion was made that this matter be Held in Committee. The motion carried.

SUPPLEMENT - NEW PAPERS

Bill No. Ordinance Supplementing the Pittsburgh Code at Title Two: Fiscal, Article VII:
[2011-2333](#) Business Related Taxes, so as to add a new Chapter entitled "EXCISE TAX ON
OUTDOOR ADVERTISING TRANSACTIONS."
(Signs and Billboards)

SPONSOR(S): DOUGLAS SHIELDS

**A motion was made that this matter be Held for Public Hearing to the Hearings
Committee. The motion carried.**

Bill No. Resolution realigning a total of \$4,954,000 \$4,956,500 between various accounts within
[2011-2335](#) the 2011 Operating Budget. This transfer is necessary for the 2011 close in order to
meet expenditures for the remainder of the fiscal year.

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

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

INVOICES**PUBLIC SAFETY SERVICES COMMITTEE, MRS. SMITH, CHAIR****DEFERRED PAPERS**

Bill No. Ordinance supplementing the Pittsburgh Code, Title Six, Conduct, Article I, Regulated
[2011-1781](#) Rights and Actions, by adding Chapter 625 titled Sexually Oriented Businesses

SPONSOR(S): THERESA SMITH

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

Votes: Ayes: 7 - Rev. Burgess, Mr. Dowd, Mr. Kraus, Mr. Peduto, Ms. Rudiak, Mr. Shields
and Mrs. Smith
Noes: 1 - Mrs. Harris
Abstentions: 0
Out of Room: 1 - Mr. Lavelle

Bill No. Ordinance supplementing the Pittsburgh Code, Title SEVEN, Business Licensing,
[2011-1782](#) Article IX, Amusement Businesses, by adding Chapter 781 titled Sexually Oriented
Businesses

SPONSOR(S): THERESA SMITH

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

Votes: Ayes: 7 - Rev. Burgess, Mr. Dowd, Mr. Kraus, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith

Noes: 1 - Mrs. Harris

Abstentions: 0

Out of Room: 1 - Mr. Lavelle

Bill No. Ordinance supplementing the Pittsburgh Code, Title Six, Conduct, Article 1 Regulated
[2011-2296](#) Rights and actions, by adding 618.05 Enforcement Subsection (d) to Chapter 618
entitled Marcellus Shale Natural Gas Drilling.

SPONSOR(S): DOUGLAS SHIELDS

A motion was made that this matter be Held in Committee for December 14, 2011. The motion carried.

SUPPLEMENT - NEW PAPERS

Bill No. Ordinance supplementing the Pittsburgh Code at Title Six, Conduct, by adding Article
[2011-2338](#) X Blighted Properties, Chapter 694 entitled" Neighborhood Blight Reclamation and
Revitalization (NBRRA)."

SPONSOR(S): THERESA SMITH

A motion was made that this matter be Held in Committee for December 14, 2011. The motion carried.

PUBLIC WORKS COMMITTEE, MR. KRAUS, CHAIR

NEW PAPERS

Bill No. Ordinance amending the Pittsburgh Code, Title Seven, Business Licensing, Chapter 719
[2011-2324](#) Vendors and Peddlers, Section 719.10, Lists of Sites Approved by Council, by deleting
and adding permanent street and sidewalk vending sites for 2012 Licensure Year.

A motion was made that this matter be Affirmatively Recommended. The motion carried.

HUMAN RESOURCES COMMITTEE, REV. BURGESS, CHAIR

DEFERRED PAPERS

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, "Ensuring Equal Employment Opportunity For Persons Previously
Convicted"

SPONSOR(S): REVEREND RICKY V. BURGESS

**A motion was made that this matter be Held in Committee for December 14, 2011.
The motion carried.**

LAND USE AND ECONOMIC DEVELOPMENT, MR. SHIELDS, CHAIR

DEFERRED PAPERS

Bill No. [2011-1783](#) Ordinance amending and supplementing the Pittsburgh Code, Title Nine, Zoning Code, Article V, Use Table, Section 911.02, and Use Regulations, Section 911.04.A.1 to permit by right Adult Entertainment the UI & GI Zoning Districts and to amend the code from a Conditional Use in the GT district to Not Permitted.

SPONSOR(S): THERESA SMITH

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

Votes: Ayes: 7 - Rev. Burgess, Mr. Dowd, Mr. Kraus, Mr. Peduto, Ms. Rudiak, Mr. Shields and Mrs. Smith
Noes: 1 - Mrs. Harris
Abstentions: 0
Out of Room: 1 - Mr. Lavelle

Bill No. [2011-1916](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article VI, Chapter 919, Signs, to regulate the use of electronic media for Advertising and Non-advertising signs as a Special Exception.

SPONSOR(S): REVEREND RICKY V. BURGESS

A motion was made that this matter be AMENDED BY SUBSTITUTE. 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

**A motion was made that this matter be Held in Committee for December 14, 2011.
The motion carried.**

Bill No. [2011-1924](#) Ordinance amending and supplementing the Pittsburgh Code, Title Nine Zoning Code, Article II Base Zoning District, Chapter 903 Residential Zoning Districts, 903.03 Development Subdistricts, to clarify required setbacks of "attached" dwelling units.

SPONSOR(S): DARLENE HARRIS

A motion was made that this matter be Affirmatively Recommended. The motion carried.

Bill No. [2011-1925](#) Ordinance amending and supplementing the Pittsburgh Code, Title Nine Zoning Code, Article IX Measurements and Definitions, Chapter 925 Measurements, 925.06 Setbacks, to broaden and clarify the use of contextual front setbacks and front setbacks on corner and irregular lots.

SPONSOR(S): DARLENE HARRIS

A motion was made that this matter be Affirmatively Recommended. The motion carried.

Bill No.

[2011-2137](#)

Resolution approving a Conditional Use Application under the Pittsburgh Code, Title Nine, Zoning, Article V Chapter 911 Section 911.04.A.22 to the City of Pittsburgh, property owner, for authorization to place approximately 50,000 cu. yards of fill on property located within Riverview Park along Mairdale Avenue, zoned "P" Parks District, 26th Ward, Council District No. 1

A motion was made that this matter be Affirmatively Recommended. The motion carried.

Bill No.

[2011-2226](#)

Resolution authorizing the City Clerk, Director of City Planning and the Director of Finance, on behalf of City Council, to enter into agreement/agreements and/or contract or contracts with the County of Allegheny, the School District of Pittsburgh and the School District Reapportionment Commission for School Districts of the First Class A for the purpose of a joint purchasing agreement with the ESRI Corporation and/or the Caliper Corporation for software and technical assistance related to redistricting. Cost not to exceed forty thousand dollars (\$40,000).

SPONSOR(S): REVEREND RICKY V. BURGESS

A motion was made that this matter be Held in Committee for December 14, 2011. The motion carried.

SUPPLEMENT - NEW PAPERS

Bill No.

[2011-2342](#)

Resolution Amending and reaffirming Resolution 180, effective April 16, 2008, entitled "Resolution authorizing and directing the Director of City Planning, the Zoning Administrator and the Chief of the Bureau of Building Inspection to place a Six (6) month moratorium on the erection, size modification and/or approval of all advertising signs in all zoning districts," as subsequently amended by Resolution 528, effective October 3, 2008, so as to extend the moratorium until a report and recommendation is received, and the legislative process is complete on Council Bill 2008-0222 and 2008-0721, to reaffirm that the moratorium continues in effect, and to continue the moratorium regarding receipt of report and recommendation for those and the completion of the legislative process for those and any subsequent bill of similar substance, including but not limited to 2011-0216 and 2011-1916 and the moratorium shall remain in effect until such time as an appropriate regulatory ordinance is enacted.

SPONSOR(S): DARLENE HARRIS

A motion was made that this matter be Held in Committee for December 14, 2011. The motion carried.

INTERGOVERNMENTAL AFFAIRS COMMITTEE, MR. DOWD, CHAIR**NEW PAPERS**

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities
[2011-2325](#) Plan for Hays Mine Chemical Building, 380 Becks Run Road, Pittsburgh, PA 15227.

**A motion was made that this matter be Held in Committee for December 14, 2011.
The motion carried.**

SUPPLEMENT - NEW PAPERS

Bill No. Resolution authorizing a cooperation agreement with the Urban Redevelopment
[2011-2339](#) Authority of Pittsburgh designating URA as the City's agent in connection with a
\$3,000,000 Penn Works grant for the LTV Hazelwood site owned by Almono, LP.
(Council Districts 3 & 5)

**A motion was made that this matter be Affirmatively Recommended. The motion
carried.**

Bill No. Resolution authorizing the filing of an application with the Pennsylvania Department of
[2011-2340](#) Community and Economic Development for a \$3,000,000 Penn Works grant for the
LTV Hazelwood site owned by Almono, LP. (Council Districts 3 & 5)

**A motion was made that this matter be Affirmatively Recommended. The motion
carried.**

Bill No. Resolution of the City of Pittsburgh to extend the term of existence of the Chartiers
[2011-2341](#) Valley District Flood Control Authority.

SPONSOR(S): THERESA SMITH

A motion was made that this matter be Held in Committee. The motion carried.

*Held for Cablecast Public Hearing
Held for Cablecast Post Agenda*