

# **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 16, 2013**

**10:00 AM**

**Council Chambers**

### **City Council**

**ONE-HUNDRED  
THIRTY-SEVENTH COUNCIL**

**Darlene M. Harris, President**

**Council Members: Rev. Ricky V. Burgess, Patrick Dowd, Bruce A. Kraus, R. Daniel Lavelle,  
Corey O'Connor, William Peduto, Natalia Rudiak, Theresa Kail-Smith**

**Linda M. Johnson-Wasler, City Clerk  
Mary Beth Doheny, Deputy City Clerk**

## ROLL CALL

*Mr. Kraus voted Via Phone*

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

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No.

[2013-1418](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor the great results of AGH's Donor Advisory Council, commend the talented and dedicated professionals who come together and work as a team with the Center for Organ Recovery Education, and does hereby declare April 2013, to be "Donate Life Month" in the City of Pittsburgh, so that the lives of our patients, friends and family can and will be saved through organ donation.

**SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS**

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

Bill No.

[2013-1419](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and commend the Community Technical Assistance Center for its dedication and commitment to strengthening neighborhoods and congratulates CTAC for the 20th Anniversary of its Core Series ; and,

BE IT FURTHER RESOLVED, , that the Council of the City of Pittsburgh does hereby declare April 16, 2013, to be " CTAC CORE SERIES DAY" in the City of Pittsburgh.

**SPONSOR(S): COREY O'CONNOR AND ALL MEMBERS**

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

Bill No.

[2013-1420](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby respectfully honor the life and legacy of Toi Derricotte and her much lauded work; and,

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare April 16, 2013 to be Toi Derricotte 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.**

Bill No.

[2013-1421](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize the important work and contributions Pittsburgh Action Against Rape provides on a daily basis and does hereby declare April 20, 2013 to be "Pittsburgh Action Against Rape 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.

[2013-1422](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Mrs. Mary Lee for her commitment to the church and contribution to society; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, April 14, 2013, to be "Mrs. Mary Lee Day" in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No.

[2013-1423](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Haitian Families First and the McMutrie sisters for their critical and lifesaving humanitarian work; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare April 18, 2013 to be "Haitian Families First 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.

[2013-1424](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend and congratulate Karen Momberger on being named Labor's 2013 Woman of the Year by the Allegheny County Labor Council, and does hereby declare April 19, 2013, to be "Karen Momberger - Labor's 2013 Woman of the Year 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.

[2013-1425](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend and congratulate Neil Bisno on being named Labor's 2013 Man of the Year by the Allegheny County Labor Council, and does hereby declare April 19, 2013, to be "Neil Bisno - Labor's 2013 Man of the Year 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.**

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

### **COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:**

Bill No.

[2013-1403](#)

Resolution authorizing the Mayor and/or the Director of the Department of Finance to receive grant funds from The Mentoring Partnership of Southwestern Pennsylvania and authorizing the Mayor and the Director of Finance, through the City's Chief Service Officer, to enter into a Memorandum of Agreement with the Corporation for

National and Community Service concerning the continuation of the City of Pittsburgh's AmeriCorps VISTA Program for 2013/2014.

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

Bill No.

[2013-1426](#)

Resolution authorizing the Directors of Public Safety and Computer Information Services and the Chief of Police to enter into agreement or agreements or contract or contracts with SST, Inc. and Avrio RMS Group for the purpose of acquiring and implementing video surveillance technology with gunshot-detection equipment, cost not to exceed \$1,000,000.00.

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

**Read and referred to Public Safety Services Committee**

**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No.

[2013-1406](#)

Resolution authorizing the Mayor and the Director of the Department of Finance to enter into various agreements with and to execute various deeds in favor of the Commonwealth of Pennsylvania (Department of Transportation) to allow use of designated City property in lieu of condemnation for replacement of the Butler Street Bridge and minor public roadway realignment.

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

**Read and referred to Public Works Committee**

Bill No.

[2013-1407](#)

Resolution vacating a portion of Edna Street between Marion Street and Van Braam Street in the 1st Ward, 6th Council District of the City of Pittsburgh.

**Read and referred to Public Works Committee**

Bill No.

[2013-1408](#)

Resolution vacating Bailey Way from Beltzhoover Avenue to 10 foot Bailey Way; portion of 20 Foot Unnamed Way between Science Street and Bailey Way in the 18th Ward, 3rd Council District of the City of Pittsburgh.

**Read and referred to Public Works Committee**

Bill No.

[2013-1409](#)

Resolution accepting the Dedication of Arriba Way (aka Carrick Avenue Extension) from Custer Avenue northeasterly to a portion of Lot and Block 94-B-24, in the 29th Ward, 4th Council District of the City of Pittsburgh.

**Read and referred to Public Works Committee**

**COUNCILMAN DANIEL LAVELLE PRESENTS:**

Bill No.

[2013-1410](#)

Ordinance supplementing the City Code at Title Five: Traffic, Article VII: Parking, so as to add a new Chapter entitled "Chapter 548: Valet Parking"

**SPONSOR(S): R. DANIEL LAVELLE**

**Read and referred to Public Safety Services Committee**

Bill No.

[2013-1411](#)

Resolution approving an Institutional Master Plan under the Pittsburgh Code, Title Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922,

Section 922.12 for Children's Hospital of Pittsburgh of UPMC entitled "Project Area Master Plan" and dated November 1, 2012 on property zoned EMI, Educational/Medical Institution District, 9th Ward.

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

**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No.

[2013-1404](#)

Resolution authorizing the City to enter into a Grant Agreement with the U.S. Department of Transportation, Federal Motor Carrier Safety Administration in the amount of \$205,242.06.

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

**Read and referred to Public Safety Services Committee**

Bill No.

[2013-1405](#)

Resolution authorizing the Mayor, the Director of Public Safety, and the Chief of Police to enter into a grant agreement with the Pennsylvania Department of Transportation to receive grant funds for the Impaired Motorcycle Education and Enforcement Grant. Said agreement or agreements, contract or contracts or expenditures shall not exceed \$18,053.96.

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

**Read and referred to Public Safety Services Committee**

Bill No.

[2013-1417](#)

Resolution repealing Resolution 559 of 1990, as amended by Resolution 611 of 1993 entitled, "Resolution authorizing and directing the City Controller to create a special trust fund, to be designated as the Special Events Cost Recovery Trust Fund (SECRTF), for the deposit of monies from special events, and authorizing the use of monies deposited therein by the Department of Public Safety to cover premium pay for Police Personnel only."

**SPONSOR(S): THERESA SMITH**

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

**COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No.

[2013-1412](#)

Resolution further amending Resolution 549, effective September 21, 2012 entitled "providing for an agreement/s, or use of existing agreements and/or a contract/s, or use of existing contracts, and for the purchase of materials, supplies, equipment, and/or services for City Council Neighborhood Needs Program and providing for the payment of the costs thereof", by transferring \$500 from District 1 Neighborhood Needs Projects and adding that amount to Brighton Heights Athletic Association. Total cost of all projects is not to exceed \$437,779.53.

**SPONSOR(S): DARLENE HARRIS**

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

Bill No.

[2013-1413](#)

Resolution further amending and supplementing Resolution No. 855 of 2011, entitled "adopting and approving the 2012 Capital Budget and the 2012-2017 Capital Improvement Program" by transferring \$500 from District 1 Neighborhood Needs

Projects and adding that amount to Brighton Heights Athletic Association.

**SPONSOR(S): DARLENE HARRIS**

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

Bill No.

[2013-1414](#)

Communication from City Clerk Linda M. Johnson-Wasler submitting the final verification results of the proposed Lawrenceville Business Improvement District, (LVBID), in accordance the Neighborhood Improvement District Act 73 P.S. §§ 831 et. seq. (the “Act”) and City Council Resolution 566 of 2012.

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

Bill No.

[2013-1415](#)

Communication from Michael Lamb, City Controller, submitting the Comprehensive Annual Financial Report (CAFR) for the year ended December 31, 2010.

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

Bill No.

[2013-1416](#)

Communication from Michael Lamb, City Controller, submitting the Comprehensive Annual Financial Report (CAFR) for the year ended December 31, 2011.

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

## **UNFINISHED BUSINESS**

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

### **COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No.

[2013-1400](#)

Report of the Committee on Finance and Law for April 10, 2013 with an Affirmative Recommendation.

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

Bill No.

[2013-1347](#)

Resolution repealing items in Resolutions approved on various dates, authorizing the 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.

Item A through E: A: 1021 Elkton, B: 7014 Mt. Vernon, C: 6725 Hamilton, D: 1416 Claim, E: 1386 Paulson.

**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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No.

[2013-1348](#)

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 J

A: 2514 Bedford, (B: 2223 Webster - DELETED), C: 501 Haverhill, D: 1426 Junita, E: 1418 Stedman, F: 1420 Stedman, (G: 1034 Goehring - DELETED), H: 217 & 219 Jefferson, I: 7112 & 7110 Jonathan, J: 6816 Fifth.

**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: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No.

[2013-1349](#)

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 Side Yard Program. ITEMS A through L.

A: Locarna, B: 542 N. Atlantic, C: 6630 Deary, 6632 & 6634 Deary, D: 6945 Hamilton, E: 6939 Hamilton, F: 214 Four Mile Run, G: 111 Brosville PART, 110 Brosville, H: 2355 S. 18th, I: 1833 Arlington, J: 954 Lysle, K: 853 Inwood, L: 546 Frayne PART.

**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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No.

[2013-1367](#)

Resolution further amending Resolution No. 493, effective August 6, 2012 entitled "providing for an agreement/s, or use of existing agreements and/or a contract/s, or use of existing contracts, and for the purchase of materials, supplies, equipment, and/or services for City Council Neighborhood Needs Program and providing for the payment of the costs thereof", by transferring \$10,000 from District 6 Neighborhood Initiative to Regional Housing & Legal Services in Council District 6 Neighborhood Needs. Total cost of all projects is not to exceed \$130,802.79.

**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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

## **COUNCILMAN WILLIAM PEDUTO PRESENTS COMMITTEE ON HUMAN RESOURCES**

Bill No. Report of the Committee on Human Resources for April 10, 2013 with an Affirmative Recommendation.  
[2013-1401](#)

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

Bill No. Resolution providing that the City of Pittsburgh enter into a professional services agreement with HMS Employer Solutions to conduct an eligibility audit of all employee and retiree dependents enrolled in the City's healthcare program. Cost not to exceed \$55,000.  
[2013-1350](#)

**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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

## **COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT**

Bill No. Report of the Committee on Land Use and Economic Development for April 10, 2013 with an Affirmative Recommendation.  
[2013-1402](#)

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

Bill No. Resolution further amending and supplementing Resolution No. 855 of 2011, entitled "adopting and approving the 2012 capital budget and the 2012-2017 Capital Improvement Program" by transferring \$10,000 from District 6 Neighborhood Initiative to Regional Housing & Legal Services in Council District 6 Neighborhood Needs.  
[2013-1368](#)

**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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

*AT THE REQUEST OF COUNCILMAN PATRICK DOWD:*

*MOTION FOR A CABLECAST POST AGENDA*

*Discussion on sale of 62nd Street Site (Lawrenceville)*

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**

## **LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**