

# City of Pittsburgh



## City Council

### Regular Meeting Agenda

**Monday, December 17, 2012**

**10:00 AM**

**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****PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:**

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article VII, Business  
[2012-1027](#) Related Taxes; Chapter 245, Earned Income Tax; Section 245.03, Declaration and  
 Payment of Tax; subsection (e), Interest for 2012, by fixing the rate of interest on  
 delinquent Earned Income Tax for the year 2013.

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article VII, Business  
[2012-1028](#) Related Taxes; Chapter 246, Home Rule Tax; Section 246.03, Declaration and  
 Payment of Tax; subsection (e), Interest for 2012, by fixing the rate of interest on  
 delinquent Home Rule Tax for the year 2013.

Bill No. Resolution realigning a total of \$1,045,000 between various accounts within the 2012  
[2012-1029](#) Operating Budget. This transfer is necessary for the 2012 close in order to meet  
 expenditures for the remainder of the fiscal year.

Bill No. Resolution designating Banks and Lending Institutions to act as Depositories for the  
[2012-1030](#) year 2013 in accordance with the Pittsburgh Code, Title Two, Fiscal, Article III,  
 Depositories.

**COUNCILMAN PATRICK DOWD PRESENTS:**

Bill No. Resolution adopting the Lower Strip District Tax Increment Financing Plan presented  
[2012-0440](#) by the Urban Redevelopment Authority of Pittsburgh and making certain findings.  
 (Council District 6)

**Legislative History**

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn

10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

Bill No.

[2012-0441](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh, the County of Allegheny and the School District of Pittsburgh providing for the financing, monitoring, implementation and termination of the Lower Strip District Tax Increment Financing District. (Council District 6).

**Legislative History**

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

Bill No.

[2012-0442](#)

Resolution authorizing the execution of a cooperation agreement or agreements with the Urban Redevelopment Authority of Pittsburgh in which URA will make a grant not to exceed \$250,000 to the City to pay for engineering and design costs of the Smallman Street reconstruction project. (Council District 6)

**Legislative History**

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn

7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No.

[2012-0626](#)

Resolution accepting the grant of a street, sidewalk, and utility right of way and permanent easement to the City of Pittsburgh by The Buncher Company over, upon, across, in and through property that runs along 13th Street, a public right of way in the Strip District.

**Legislative History**

7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

Bill No.

[2012-1031](#)

Resolution granting unto the Sports & Exhibition Authority 171 10th Street, 2nd Floor, Pittsburgh, PA 15222, their own cost and expense a subsurface encroachment to support a retaining wall ramp on Our Way in the 3rd Ward, 6th Council District of the City of Pittsburgh.

Bill No. Resolution granting unto Historical Society of Western PA; Heinz History Center,  
[2012-1032](#) 1212 Smallman Street Pittsburgh, PA 15222, their successors and assigns, the privilege  
 and license to construct, maintain and use at their own cost and expense, a pedestrian  
 bridge over the right-of-way at Mulberry Way in the 2nd Ward, 6th Council District  
 of the City of Pittsburgh.

Bill No. Resolution vacating portions of Magee and Colwell Streets in the 3rd Ward, 6th  
[2012-1033](#) Council District of the City of Pittsburgh.

## UNFINISHED BUSINESS

## REPORTS OF COMMITTEE - FINAL ACTION

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

Bill No. Report of the Committee on Finance and Law for December 12, 2012 with an  
[2012-1022](#) Affirmative Recommendation.

Bill No. Resolution authorizing the issuance of a warrant in favor of the Richard S. Caliguiri  
[2012-0986](#) Amyloidosis Foundation in an amount not to exceed fifteen thousand, nine hundred,  
 twenty one dollars (\$15,921.00), in connection with the 2012 Great Race in the  
 Department of Parks and Recreation, without previous authority of law; and providing  
 for the payment thereof.

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution making Appropriations to pay the expenses of conducting the Public  
[2012-0991](#) Business of the City of Pittsburgh and for meeting the debt charges thereof for the  
 Fiscal Year, beginning January 1, 2013

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	AMENDED	Passed
12/12/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. Resolution fixing the number of officers and employees of the City of Pittsburgh, and  
[2012-0992](#) the rate of compensation thereof, and setting minimum levels for designated positions.

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	AMENDED	Passed
12/12/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. Resolution adopting and approving the 2013 Capital Budget and the 2013 Community  
[2012-0993](#) Development Block Grant Program; and approving the 2013 through 2018 Capital  
 Improvement Program.

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	AMENDED	Passed
12/12/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. Resolution transferring the amount of \$18,000 from City Council 101100.56105,  
[2012-0997](#) Budget Year 2012 to Finance 107000.56105, Budget Year 2012. This transfer is  
 necessary to pay for Council postage for 2012.

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

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-1014](#) Resolution authorizing the issuance of a warrant in favor of Global Recovery Services,  
 P.O. Box 105795, Atlanta, GA 30348-9864, in an amount not to exceed Forty-Seven  
 Thousand, Five Hundred Ninety-Eight Dollars and Sixty-Four cents (\$47,598.64), said  
 amount representing payment for deductible amounts due pursuant to policy of  
 insurance covering the G-20 related claims presented; claims No. 683- 328469 and No.  
 683-327698.

**Legislative History**

12/11/12	City Council	Waived under Rule 8	Passed
12/11/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-1015](#) Ordinance supplementing the Pittsburgh Code of Ordinances, Title One:  
 Administrative, Article VII: Procedures, Chapter 161: Contracts, by adding a new  
 subsection at §161.16.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND BRUCE A. KRAUS**

**Legislative History**

12/11/12	City Council	Waived under Rule 8	Passed
12/11/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

**COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS**

Bill No. Report of the Committee on Public Works for December 12, 2012 with an Affirmative  
[2012-1023](#) Recommendation.

Bill No.

[2012-0987](#) Resolution authorizing the execution of a cooperation agreement or agreements with  
 the Urban Redevelopment Authority of Pittsburgh in which URA will make a grant not  
 to exceed \$100,000 to the City to pay for various survey services to be provided by the

City at the request of the URA.

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0988](#) Resolution providing for the Lease Agreement with Peter N. & Maria DePasquale, owners; and/or other assignees or transferees for warehouse and office space together with the right to utilize right of way surrounding said property known as 88 Swinburne Road, Pittsburgh, PA 15213. Annual rental amount \$98,000.00, plus annual CPI increase, plus applicable Real Estate Taxes.

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

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

Bill No. [2012-1024](#) Report of the Committee on Human Resources for December 12, 2012 with an Affirmative Recommendation.

Bill No. [2012-0013](#) Ordinance supplementing the Pittsburgh Code of Ordinances, Title One: 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 AND BRUCE A. KRAUS**

**Legislative History**

1/10/12	City Council	Read and referred	
1/18/12	Standing Committee	Held in Committee	Passed
2/1/12	Standing Committee	Held in Committee	Passed
12/12/12	Standing Committee	AMENDED	Passed
12/12/12	Standing Committee	Affirmatively Recommended as Amended	Passed

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

Bill No. [2012-1025](#) Report of the Committee on Land Use and Economic Development for December 12, 2012 with an Affirmative Recommendation.

Bill No. [2012-0606](#) An Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Chapter 909.01, SP, Specially Planned District by creating a new district to be identified as "SP-8/Riverfront Landing" including rules and regulations, and by amending the City of Pittsburgh Zoning Map by changing from GT-C, Golden Triangle Subdistrict C and UI, Urban Industrial District to SP-8/Riverfront Landing certain property bounded by the Veterans Bridge, the Allegheny River, Twenty-first Street and Smallman Street; 2nd Ward.

**Legislative History**

7/17/12	City Council	Read and referred	
7/25/12	Standing Committee	Held for Post Agenda	Passed
7/25/12	Standing Committee	Held for Public Hearing	Passed
9/24/12	Post Agenda	Post Agenda Held	
9/25/12	Hearings Committee	Public Hearing Held	Passed
10/10/12	Standing Committee	Held in Committee	Passed
10/31/12	Standing Committee	Held in Committee	
11/14/12	Standing Committee	Held in Committee	Passed
12/5/12	Standing Committee	Held in Committee	Passed
12/12/12	Standing Committee	AMENDED	Passed
12/12/12	Standing Committee	AMENDED BY SUBSTITUTE	<b>FAILED</b>
12/12/12	Standing Committee	AMENDED	<b>FAILED</b>
12/12/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2012-0713](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from NDI, Neighborhood Industrial District; LNC, Local Neighborhood Commercial District; and R1A-H, Residential Single Unit Attached High Density District several areas of property adjacent to the existing UPMC-Mercy Hospital campus and located along Forbes Avenue, Locust Street and the Boulevard of the Allies; all to EMI, Educational/Medical Institution District; 1st Ward.

**Legislative History**

9/11/12	City Council	Read and referred	
9/19/12	Standing Committee	Held for Public Hearing	Passed
10/31/12	Hearings Committee	Public Hearing Held	Passed
12/12/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0714](#)

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 UPMC Mercy Hospital and for Mercy South Side Outpatient Center entitled "Project Area Master Plan" on property zoned EMI, Educational/Medical Institution District, 1st, 16th and 17th Wards.

**Legislative History**

9/11/12	City Council	Read and referred	
9/19/12	Standing Committee	Held for Public Hearing	Passed
10/31/12	Hearings Committee	Public Hearing Held	Passed
12/12/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0738](#)

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 UPMC St. Margaret Hospital entitled "Project Area Master Plan" on property zoned EMI, Educational/Medical Institution District, 12th Ward.

**Legislative History**

9/18/12	City Council	Read and referred	
9/25/12	Standing Committee	Held for Public Hearing	Passed
11/14/12	Hearings Committee	Public Hearing Held	Passed



12/12/12	Standing Committee	Affirmatively Recommended	Passed
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## COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. [2012-1026](#) Report of the Committee on Urban Recreation for December 12, 2012 with an Affirmative Recommendation.

Bill No. [2012-0989](#) Resolution providing for the acceptance by the City of Pittsburgh from Diane M. Ranick Estate by her son Bruce Ranick Administrator of the Estate, certain property in the 29th Ward of the City of Pittsburgh being parcel 95-F-233 for public purposes as part of the Phillips Park at no cost to the City of Pittsburgh.

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0990](#) Resolution providing for the acceptance by the City of Pittsburgh from Rose J. Williams of certain property in the 2nd Ward of the City of Pittsburgh, being parcel 25-P-87 for public purposes as part of the Bigelow Greenway at no cost to the City of Pittsburgh.

**Legislative History**

12/4/12	City Council	Read and referred	
12/12/12	Standing Committee	Affirmatively Recommended	Passed

## MOTIONS AND RESOLUTIONS

### EXCUSE ABSENT MEMBERS

### APPROVAL OF MINUTES

### ADJOURNMENT

### LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER