

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, July 17, 2012

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

Present: 8 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Absent: 1 - Mr. Lavelle

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2012-0610](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the invaluable efforts of Team Tassy toward fighting global poverty and helping change lives one person at a time and the efforts of Vivien Luk over the past decade to help transform Pittsburgh; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare July 21, 2012 to be "Team Tassy 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. [2012-0611](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Lee Ferraro for his 16 years of service, bringing entertainment, knowledge, and culture to the community; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare July 17, 2012 to be "Lee Ferraro 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. [2012-0612](#) THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh designates July 17, 2012 as Athletic Equity Day in support and celebration of the Women's Law Project, State Senator Mary Jo White and State Representative Tim Briggs, the Women and Girls Foundation of Southwest Pennsylvania, and the many advocates who triumphantly led this effort on behalf of women and girls in our community.

SPONSOR(S): NATALIA RUDIAK, DARLENE HARRIS, THERESA SMITH AND ALL MEMBERS

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

Bill No. [2012-0613](#) THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh jams in unison to the melodic tones of Jimmy Adler, Baron of the Blues; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, July 17, 2012 to be Jimmy Adler 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.

[2012-0614](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Tail-Great Committee for turning a tradition into a very worth while cause; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, July 17, 2012, to be "Tail-Great Committee 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.

[2012-0615](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh designates Thursday, July 19, 2012 as Polish Falcons of America Day in support and celebration of their effort and advocacy for Polish-American in Pittsburgh and around the nation.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

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

Bill No.

[2012-0616](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Father Carmen D'Amico for 30 years of priesthood and service; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, July 15, 2012, to be "Father Carmen D'Amico 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.

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN PATRICT DOWD PRESENTS

Bill No.

[2012-0608](#)

Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-12608, from Rimark Incorporated - Foster Plaza Bldg No. 7 1st Floor, 661 Andersen Drive, Pittsburgh PA. 15220 to Applicant Matteo's, LLC, 3615 Butler Street, Pittsburgh, PA 15201 into the premises to be known as Matteo's, pursuant to amended Pennsylvania Liquor Code, §4-461.

Read and referred to Intergovernmental Affairs Committee

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. Resolution vacating a portion of Leath Way in the 14th, Ward, 5th Council District of
[2012-0605](#) the City of Pittsburgh.

Read and referred to Public Works Committee

COUNCILMAN BRUCE KRAUS FOR COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. An Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Chapter 909.01, SP,
[2012-0606](#) 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.

Read and referred to Land Use and Economic Development Committee

Bill No. Resolution authorizing the Mayor and Director of City Planning to execute relevant
[2012-0609](#) agreements to receive grant funding to support the completion of an study of applying overlays to areas that have historic significance and that are threatened by inappropriate building modifications and demolitions, and are not City-Designated Historic Districts and further providing for an agreement and expenditures not to exceed thirty thousand (\$30,000) dollars for this stated purpose.

SPONSOR(S): R. DANIEL LAVELLE

Read and referred to Land Use and Economic Development Committee

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Communication from City Planning submitting reports regarding the recertification of
[2012-0607](#) Area "BB", Bloomfield/Friendship, and the reactivation/recertification of Area "I", Garfield, for the Residential Parking Permit Program.

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

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS**

Bill No. Report of the Committee on Public Works for July 11, 2012 with an Affirmative
[2012-0602](#) Recommendation.

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

Bill No. [2012-0548](#) Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, and providing for the design, repairs, maintenance, improvements, emergencies and/or the purchase of materials and supplies in connection with the Bridge Repairs program; and further providing for the payment of the cost thereof, not to exceed \$200,000.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0549](#) Resolution providing for a Contract or Contracts or the use of existing Contracts; providing for an Agreement or Agreements or for the use of existing Agreements; providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the design and construction of handicap ramps and sidewalks at various city-owned locations throughout the City of Pittsburgh; and further providing for the payment of the costs thereof, not to exceed \$20,000.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0550](#) Resolution providing for a Contract or Contracts or the use of existing Contracts; providing for an Agreement or Agreements or for the use of existing Agreements; providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with Broad Street; and further providing for the payment of the costs thereof, not to exceed \$72,000.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0551](#) Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, and providing for the design, repairs, maintenance, improvements, emergencies and/or the

purchase of materials and supplies in connection with the reconstruction of Warrington Avenue; and further providing for the payment of the cost thereof, not to exceed \$407,000.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No.

[2012-0552](#)

Resolution further amending Resolution No. 855, effective, January 1, 2012, as amended, entitled "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 increasing the "Play Area Improvements" line item by \$49,109.00 from \$1,000,000.00 to \$1,049,109.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

COUNCILMAN BRUCE KRAUS FOR R. DANIEL LAVELLE PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No.

[2012-0603](#)

Report of the Committee on Land Use and Economic Development for July 11, 2012 with an Affirmative Recommendation.

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

Bill No.

[2012-0555](#)

Resolution authorizing the Mayor and Director of City Planning to execute relevant agreements to receive grant funding to support the completion of an economic study of the economic benefits of historic preservation in the City and further providing for an agreement and expenditures not to exceed fifty thousand (\$50,000) dollars for this stated purpose.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0556](#) Resolution providing for an Agreement(s) and Contract(s) with Consultant(s) and Vendor(s) to assist the City in improving its Citizens Participation Process and provide for the payment at a cost thereof, at a cost not to exceed \$200,000.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0557](#) Resolution providing for an Agreement or Agreements with the Urban League of Pittsburgh, for the implementation/administration of the Housing Counseling Program, and related costs, in the amount not to exceed \$100,000.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0558](#) Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$675,000.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0559](#) Resolution amending Resolution # 855, effective January 1, 2012, Resolution providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2012 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No.

[2012-0560](#)

Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$1,232,500.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No.

[2012-0561](#)

Resolution providing for an Agreement or Agreements, or Contract or Contracts, or use of existing Agreements or Contracts, with a Consultant or Consultants, or Vendor or Vendors, for the purpose of conducting planning and management studies, and related activities in support of such studies including the purchase of data and data analysis equipment at a cost not to exceed \$150,000.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No.

[2012-0562](#)

Resolution providing for an Agreement(s) and Contract(s) with Consultant(s) and Vendor(s) to assist the City in its Comprehensive Planning process and provide for the payment at a cost thereof, at a cost not to exceed \$150,000.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No.

[2012-0563](#)

Resolution providing for an Agreement(s) and Contract(s) with Consultant(s) and Vendor(s), or for use of existing Agreement(s) and Contract(s) with Consultant(s) and Vendor(s), for the purpose of preparing a "Cultural Heritage Plan" and related activities in support of such plan at a cost not to exceed \$50,000.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0564](#) Resolution further amending Resolution No. 906-2010, effective January 1, 2011, as amended, entitled "Resolution adopting and approving the 2011 Capital Budget and the 2011 Community Development Block Grant Program; and approving the 2011 through 2016 Capital Improvement Program," by increasing funding for the Emergency Shelter Grant Program by \$ 411,084 from \$730,816 to a total of \$1,141,900.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0565](#) Resolution amending Resolution No. 498, effective July 27, 2011 entitled: Providing for an Agreement or Agreement(s) and to provide administrative/operating expenses, including but not limited to, rehabilitation, maintenance, operation, insurance, utilities, furnishings, homeless prevention, and essential services and other miscellaneous expenses associated with the Emergency Shelter Grant funds, at a cost not to exceed \$730,816.00, "so as to increase funds by an additional \$411,084 for a total cost not to exceed \$1,141,900.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0566](#) Resolution providing for an Agreement or Agreements with the Jewish Healthcare Foundation to provide administration and operating expenses, housing and housing related supportive services to persons with HIV/AIDS and their families, at a total cost not to exceed \$731,171.00

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No. [2012-0567](#) Resolution providing for an Agreement or Agreement(s) and to provide administrative/operating expenses, including but not limited to, rehabilitation, operation, homeless prevention, rapid re-housing, data collection and essential services

and other miscellaneous expenses associated with the Emergency Solutions Grant funds, (formerly known as Emergency Shelter Grant Funds), at a cost not to exceed \$1,302,229.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

Bill No.

[2012-0568](#)

Resolution providing for an Agreement(s) and Contract(s) with Community Based Organizations for community and economic development planning assistance in various neighborhoods in the City and providing operating support for these groups and provide for the payment at a cost thereof, at a cost not to exceed \$700,000.00.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

COUNCILMAN O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

Bill No.

[2012-0604](#)

Report of the Committee on Urban Recreation for July 11, 2012 with an Affirmative Recommendation.

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

Bill No.

[2012-0569](#)

Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, lease or leases, professional service agreements or the use of existing contracts, leases or agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, rentals, and other services for the refinishing of gymnasium floors.

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. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Mr. Lavelle

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER