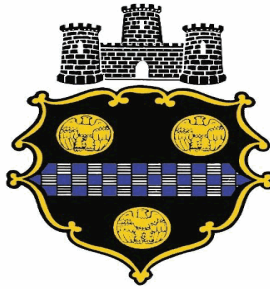


City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



Meeting Minutes

Tuesday, July 25, 2017

10:00 AM

Council Chambers

City Council

ONE-HUNDRED

THIRTY-NINTH COUNCIL

Bruce A. Kraus, President of Council

***Council Members: Rev. Ricky V. Burgess, Dan Gilman, Deborah L. Gross, Darlene M. Harris,
R. Daniel Lavelle, Corey O'Connor, Natalia Rudiak, Theresa Kail-Smith***

Mary Beth Doheny, City Clerk - Kimberly Clark-Baskin, Deputy City Clerk

ROLL CALL

Present 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2017-1786](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend and celebrate Don Panella for his tremendous service to the City and our wonderful parks; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, July 25th, 2017 to **“Don Panella Day”** in the City of Pittsburgh.

SPONSOR /S: MR. KRAUS AND ALL MEMBERS

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

[2017-1787](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the City of Pittsburgh’s Emergency Medical Services for achieving this award that shows it meets evidence-based guidelines in the treatment of people who have heart attacks; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare July 25, 2017 to be **“EMS Day”** in the City of Pittsburgh.

SPONSOR /S: MR. LAVELLE AND ALL MEMBERS

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

[2017-1788](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Makenzie O’Connor for her outstanding accomplishment and completing the Rachel Carson Trail Challenge; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare July 25th, 2017 to be **“Makenzie O’Connor Day”** in the City of Pittsburgh.

SPONSOR /S: MR. GILMAN AND ALL MEMBERS

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

[2017-1789](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby declare **Thursday, August 10, 2017**, to be “**Kaffeehaus Day**” in the City of Pittsburgh.

SPONSOR /S: MRS. HARRIS AND ALL MEMBERS

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

[2017-1790](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize **Humane Action Pittsburgh** for their outstanding commitment to animals, the environment, and personal health; and,

BE IT FUTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare **August 14, 2017**, and all Mondays thereafter, for a period of one year, to be “**Meatless Monday**” in the City of Pittsburgh.

SPONSOR /S: MRS. HARRIS AND ALL MEMBERS

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

[2017-1791](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh celebrates the 27th anniversary of the Americans with Disabilities Act and all the advancements made by and for individuals with disabilities and reaffirms its commitment to creating a city that can be enjoyed by all without restriction; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare July 26th, 2017 to be “**ADA 27th Anniversary Day**” in the City of Pittsburgh.

SPONSOR /S: MR. GILMAN, MS. GROSS AND ALL MEMBERS

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

[2017-1792](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does fully support investigation of both Impact and ESG investment funds that could be supportive of housing, affordable mortgages, home ownership and other positive results within the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that Council does hereby request the Finance Director to prepare a report of the availability of impact funds and socially responsible investment opportunities for presentation to Council and to the CMPTF. Such report will include identification of possible funds, a description of possible impact on the City of Pittsburgh and its residents, and a recommendation from the Director and the CMPTF pension management firm, Marquette Associates, on the wisdom and fiduciary responsibility of such investments.

SPONSOR /S: MR. LAVELLE AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2017-1774](#)

Resolution authorizing the Department of City Planning to enter into contract and hire consultant Natalie Cerino Kovacic for the Forbes & Murray Improvement Plan. The improvement plan should be executed for a sum not to exceed Fifteen Thousand Dollars and Zero Cents (\$15,000.00).

Read and referred to the Committee on Land Use and Economic Development

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

[2017-1775](#)

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 exceed \$600,000.

Read and referred to the Committee on Land Use and Economic Development

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

[2017-1776](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from R2-L, Residential Two-Family Low Density, to R1D-M, Residential Single-Unit Density, Moderate Density, those properties bounded by those parcels outlined in Section of the legislation

Read and referred to the Committee on Land Use and Economic Development

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

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2017-1777](#)

Resolution authorizing the Mayor and the Director of the Department of Public Safety to enter into an In-Kind Sponsorship Agreement for the Richard S. Caliguiri Great Race.

Read and referred to the Committee on Public Safety Services

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

COUNCILMAN COREY O'CONNOR PRESENTS:

[2017-1778](#)

Resolution authorizing the issuance of a warrant in favor of the Recreonics, Inc. in an amount not to exceed Thirty Two Thousand, Three Hundred, Fifty Eight Dollars and Zero Cents (\$32,358.00), for the purchase of bromine tablets for the City's regional swimming pools; and providing for the payment thereof.

Read and referred to the Committee on Urban Recreation

[2017-1779](#)

Resolution authorizing the issuance of a warrant in favor of Mary Beth Mueller, 112 Sharon Drive, Pittsburgh, Pa 15221 in an amount not to exceed TWENTY THOUSAND FOUR HUNDRED FIFTY DOLLARS AND ZERO CENTS (\$20,450.00) for professional services in connection with event promotion, website content, sponsorship promotional and other promotional activities on behalf of the Department of Parks and Recreation.

Read and referred to the Committee on Urban Recreation

[2017-1780](#) Resolution authorizing the issuance of a warrant in favor of the Pittsburgh Cultural Trust in an amount not to exceed Thirty Nine Thousand, Five Hundred, Twenty Five Dollars and Fifty Cents (\$39,525.50), for the payment of programming by instructors from Gateway to the Arts at our Recreation Centers for 2016 and 2017; and providing for the payment thereof.

Read and referred to the Committee on Urban Recreation

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2017-1781](#) Resolution granting unto John Katz, 4 Katz Crew, LP; Brandywine Agency Inc., 357 Lincoln Highway; North Versailles, PA 15137, his successors and assigns, planters and seating areas on the right-of-way of Beacon Street for 1928-1940 Murray Avenue in the 14th Ward, 5th Council District of the City of Pittsburgh.

Read and referred to the Committee on Public Works

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

[2017-1782](#) Resolution providing for a Professional Services Agreement(s) and/or Contract(s) with Jones Lang LaSalle to provide facilities project management services for the Department of Public Works and providing for the payment thereof at a cost not to exceed \$150,000.00.

Read and referred to the Committee on Public Works

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

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2017-1783](#) Ordinance amending the Pittsburgh Code, Title Six, Article I, "Regulated Rights and Actions," Chapter 601, "Public Order," by adding Section 601.20, "PROHIBITING NON-PERMITTED OCCUPANCY OF ROOFTOPS."

SPONSOR /S: MR. KRAUS

Read and referred to the Committee on Public Safety Services

[2017-1784](#) Resolution informing City Council of the appointment of Mark Baskinger, as a member of the Arts Commission with a term to expire June 30, 2021.

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings . The motion carried.

[2017-1785](#) Resolution informing City Council of the appointment of Scott Richardson as a member of the Disruptive Properties Appeals Board with a term to expire June 30, 2022.

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings . The motion carried.

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2017-1769](#) Report of the Committee on Finance and Law for July 19, 2017 with an Affirmative Recommendation.

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

[2017-1669](#) Resolution authorizing the issuance of a warrant in the total sum of \$3,733.50 to Thomas Thomas and Hafer LLP, One Oxford Centre Suite 1150, 301 Grant St., Pittsburgh, PA 15219 for professional consulting and legal services in connection with an action filed in the United States District Court for the Western District of Pennsylvania filed at 2:15-cv-00555.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1670](#) Resolution authorizing the issuance of a warrant in the total sum of \$7,259.50 to McGrail & Associates, 1714 Lincoln Way, White Oak, PA for professional consulting services in connection with billboard tax litigation.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1671](#) Resolution authorizing the Mayor and City Solicitor to enter into an agreement or agreements with Visual Evidence Corporation, 8555 Sweet Valley Drive, Suite A, Valley View, OH 44125 professional consulting services associated with anticipated or pending litigation, at a cost not to exceed Forty Thousand Dollars and No Cents (\$40,000.00).
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1694](#) Resolution authorizing the issuance of a warrant in favor Heckman Enterprises, 116 Claremont Drive, Lower Burrell, PA 15068-2410, in an amount not to exceed Six Thousand Five Hundred Dollars and 00/100 Cents (\$6,500.00) for consultation services in connection with *claimant v. City of Pittsburgh, et al.*, USDC #2:16-cv-01364.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1695](#) Resolution authorizing the issuance of a warrant in favor Cliff Jobe Consulting, LLC, 204 Kennan Drive, Greensburg, PA 15601, in an amount not to exceed Nine Thousand Three Hundred Sixty-Two Dollars and 50/100 Cents (\$9,362.50) for consultation services in connection with *claimant v. City of Pittsburgh, et al.*, USDC #2:16-cv-01364.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1696](#) Resolution authorizing the issuance of a warrant in favor of Pittsburgh Collision & Reconstruction Services, LLC, 10 Grandview Avenue, Pittsburgh, PA 15214, in an amount not to exceed Five Thousand Four Hundred Sixty Dollars and 00/100 Cents (\$5,460.00) for crash reconstruction consultation services in connection with *claimant v. City of Pittsburgh, et al.*, USDC #2:16-cv-01364.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1697](#) Resolution authorizing the issuance of a warrant in favor Tri-Rivers Consulting Services, 7500 Brooktree Road, Suite GL101, Wexford, PA 15090, in an amount not to exceed Five Thousand One Hundred Thirty-Eight Dollars and 75/100 Cents (\$5,138.75) for IME services in connection with *claimant v. City of Pittsburgh, et al.*, USDC #2:16-cv-01364.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1698](#) Resolution authorizing the issuance of a warrant in favor of The Center for Forensic Economic Studies, 1608 Walnut Street, Suite 801, Philadelphia PA 19103, in an amount not to exceed Five Thousand Five Hundred Fifty-One Dollars and 00/100 Cents (\$5,551.00) for consultation services in connection with *claimant v. City of Pittsburgh, et al.*, USDC #2:16-cv-01364.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1699](#) Resolution authorizing the issuance of a warrant in favor J J S Consulting Associates, Inc., 754 S. Settlers Circle, Warrington, PA 18976, in an amount not to exceed Nine Thousand Nine Hundred Dollars and No Cents (\$9,900.00) for law enforcement consultation services in connection with *claimant v. City of Pittsburgh, et al.*, USDC #2:16-cv-01608.
(Executive Session Held)

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

[2017-1770](#) Report of the Committee on Public Safety Services for July 19, 2017 with an Affirmative Recommendation.

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

[2017-1717](#) Resolution authorizing the Mayor and Director of the Department of Public Safety to enter on behalf of the City of Pittsburgh into an agreement or agreements with A Step Up Veterinary, Inc. for professional licensed veterinary services to the City's Department of Public Safety, Bureau of Animal Care & Control, at an overall cost to the City over a three-year term not to exceed ONE HUNDRED FORTY-NINE THOUSAND ONE HUNDRED EIGHTY-TWO DOLLARS and NINETY-FIVE CENTS (\$149,182.95).

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1747](#) Resolution authorizing Wendell Hissrich, Director of Public Safety, ~~Raymond V. DeMichiei, Deputy Director, Emergency Management Agency,~~ to execute for and on behalf of the City of Pittsburgh all required forms and reports for disaster relief under the federal Stafford Act.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2017-1771](#) Report of the Committee on Public Works for July 19, 2017 with an Affirmative Recommendation.

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

[2017-1718](#) Resolution authorizing the Mayor and the Director of the Department of Mobility and Infrastructure to enter into a Transfer Agreement or Agreements with the Pennsylvania Department of Transportation (“PennDOT”), under which PennDOT will make improvements to and transfer to the City of Pittsburgh portions of State Route 4084 from East Street to the West End Bridge, including Allegheny Circle.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1719](#) Resolution authorizing the Mayor and Director of the Department of Mobility and Infrastructure to execute relevant agreements to receive grant funding to support Broadway Ave Slab Replacement 2017 in Beechview, and further providing for an agreement and expenditures not to exceed Two Hundred Forty Five Thousand (\$245,000) dollars for this stated purpose.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1720](#) Resolution authorizing the Mayor and the Director of the Department of Mobility and Infrastructure to enter into a Transfer Agreement or Agreements with the Pennsylvania Department of Transportation (“PennDOT”) under which PennDOT will make improvements to and transfer to the City of Pittsburgh the remaining portions of Penn Circle from South Highland Avenue counterclockwise to Baum Boulevard, a length of approximately one mile.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

COUNCILWOMAN DEBORAH L. GROSS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

[2017-1772](#) Report of the Committee on Land Use and Economic Development for July 19, 2017 with an Affirmative Recommendation.

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

[2017-1743](#) Resolution authorizing the Mayor and the Director of the Department of City Planning to enter into contract and hire consultant, Gensler Architecture, Design & Planning, P.C. to design a neighborhood plan. The neighborhood plan should be executed for a sum not to exceed One Hundred Fifty Thousand Dollars and Zero Cents (\$150,000.00).

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2017-1773](#) Report of the Committee on Intergovernmental Affairs for July 19, 2017 with an Affirmative Recommendation.

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

[2017-1613](#) Resolution authorizing the Mayor and the Director of the Department of Public Safety to enter into voluntary agreements with private property owners for the purpose of removing and replacing privately-owned lead water service lines when the Pittsburgh Water and Sewer Authority is replacing the publicly-owned lead water service line affecting such private lines and further authorizing the Mayor and the Director of Public Safety to enter into a Cooperation Agreement or Agreements with the Pittsburgh Water and Sewer Authority to cooperate in the removal of such privately-owned lines.

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

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

[2017-1614](#) Ordinance supplementing the Pittsburgh Code, Title Ten, by adding a new Chapter 1005, entitled "Mandatory Testing of Lead Service Lines Plumbing" to reveal lead hazards, including lead service lines, and to require disclosure to lessees under certain terms and conditions, and granting authority to the City Department of Permits, Licenses, and Inspections to enforce this Chapter:

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

A motion was made that this matter be Waived under the Rules of Council. The motion carried.

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

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle,
Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER