

City of Pittsburgh

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



Meeting Minutes

Tuesday, December 12, 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***

Brenda F. Pree, City Clerk - Kimberly Clark-Baskin, Deputy City Clerk

ROLL CALL

Present 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith
Absent 1 - Mr. Gilman

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2017-2275](#) **NOW, THEREFORE, BE IT RESOLVED**, that the Council of the City of Pittsburgh hereby acknowledges the life saving work that Ron Johnson performs on a daily basis as a case manager for Prevention Point Pittsburgh; and

BE IT FURTHER RESOLVED, that the Council hereby declares Tuesday, December 12, 2017, "**Ron Johnson Day**" in the City of Pittsburgh.

SPONSOR /S: MS. RUDIAK AND ALL MEMBERS

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

[2017-2276](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby celebrate the commitment to change and the dedication Owen and Clay demonstrate on a daily basis as a message of hope and strength that all things are possible; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, December 12, 2017 to be "**Club Elevation Day**" in the City of Pittsburgh.

SPONSOR /S: REV. BURGESS AND ALL MEMBERS

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

[2017-2277](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby recognize and commend **Theodore Kondrich** on his attainment of the rank of Eagle Scout.

SPONSOR /S: MR. O'CONNOR 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:**

[2017-2255](#) Resolution repealing items in Resolutions approved on various dates, which authorized the sale of property in various wards of the City of Pittsburgh,
Item A: 607 Brushton

(A)
RESOLUTION NO: 2017 - Resolution # 343
EFFECTIVE: June 23, 2017
PURCHASER: Milton Oliver
PURCHASE PRICE: \$ AMT. TO BE RETURNED \$
LOCATION: 607 Brushton Avenue
PURCHASE PRICE: \$13,700.00
Parking
LOT: 50 X 130
LOCATION: 607 Brushton Avenue
ACQUIRED: Apr. 29, 2016 T/S# 165
WARD: 13 BLOCK & LOT: 174-R-202
COUNCIL DISTRICT: 9
SPONSOR /S: REV. BURGESS

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

Read and referred to the Committee on Finance and Law

[2017-2256](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from R1A-VH, Residential Single-Unit Attached, Very High Density to UI, Urban Industrial District certain property roughly bounded Susquehanna Street and El Court; all in the Allegheny County Block and Lot System, 13th Ward.
SPONSOR /S: REV. BURGESS

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

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

COUNCILMAN DAN GILMAN PRESENTS:

[2017-2257](#) Resolution amending Resolution No. 652 of 2017, effective October 31, 2017, as amended by Resolution No. 13 of 2017, effective January 23, 2017, as amended by Resolution 198, effective April 25, 2017, entitled Resolution authorizing a cooperation agreement or agreements with the City of Pittsburgh Equipment Leasing Authority for the purchase of vehicles, heavy equipment and vehicle accessories for use by City of Pittsburgh Departments and Authorities by increasing the Capital Equipment Acquisition line item by \$700,000.00, from \$2,212,131.00 to \$2,912,131.00.

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

Read and referred to the Committee on Intergovernmental Affairs

[2017-2270](#) Resolution further amending Resolution No. 772 of 2016, effective January 1, 2017, as amended, entitled “Resolution adopting and approving the 2017 Capital Budget and the 2017 Community Development Block Grant Program; approving the 2017 through 2022 Capital Improvement Program,” by reducing PITTSBURGH SUMMER YOUTH EMPLOYMENT by \$700,000.00 and increasing CAPITAL EQUIPMENT ACQUISITION by \$700,000.00.

Read and referred to the Committee on Intergovernmental Affairs**Read and referred to the Committee on Intergovernmental Affairs**

[2017-2258](#) Resolution amending Resolution No. 112, effective March 19, 2014, entitled “Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2014-2015 Community Development Block Grant Program, and providing for the payment of the cost thereof, not to exceed \$3,200,000” by increasing the Major Development line item by \$300,000.00 and the total cost thereof to \$3,500,000.00. (Council Districts: All).

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

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2017-2259](#) Resolution providing for an Agreement(s) and Contract(s) with Michael Baker International, Inc. to assist the City in developing plans and studies for the development of an Architectural Inventory of the West End, Elliott, Brighton Heights, Bedford Dwellings, Middle Hill, and Terrace Village neighborhoods and provide for the payment at a cost thereof, not to exceed \$125,000.00

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

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

[2017-2260](#) Resolution providing for an Agreement(s) and Contract(s) with Michael Baker International, Inc. to assist the City in developing plans and studies for the development of revised Historic District Guidelines for one City historic district and provide for the payment at a cost thereof, not to exceed \$25,000.00

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

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

[2017-2261](#) Resolution providing for an Agreement(s) and Contract(s) with Consultant(s) and Vendor(s) to assist the City in developing plans and studies for the development of a data manual for the Comprehensive Plan and provide for the payment at a cost thereof, not to exceed \$80,000.00.

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

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

[2017-2262](#)

Resolution providing for an Agreement(s) and Contract(s) with Consultant(s) and Vendor(s) to assist the City in developing plans and studies for the development of Graphics & Communication Strategy for the Comprehensive Plan and provide for the payment at a cost thereof, not to exceed \$150,000.00

Waived under Rule 8

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

[2017-2263](#)

Resolution providing for an Agreement(s) and Contract(s) with CNX to assist the City in developing plans and studies for the development of policy and code changes for Telecom Antenna Aesthetics and provide for the payment at a cost thereof, not to exceed \$30,000.00

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

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

[2017-2264](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article II, Base Zoning Districts, Chapter 904 Mixed Use Districts, Section 904.07 UI, Urban Industrial District.

SPONSOR /S: MS. GROSS

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

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

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2017-2265](#)

Resolution providing for the issuance of a warrant in favor of E.B. Jacobs, Inc. in the amount of \$29,397.50 for professional consulting services in connection with Police Officer Recruit candidate examination and selection services, and providing for the payment of the cost thereof.

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

Read and referred to the Committee on Human Resources

COUNCILMAN COREY O'CONNOR PRESENTS:

[2017-2266](#) Resolution amending Resolution number 1028 of 1994, entitled “Authorizing and directing the City Controller to create a special trust fund, to be designated as the Workers' Compensation Commutation Trust Fund (WCCTF), Index Code 254938, for the deposit of monies received from the state of Pennsylvania for favorable decisions received in litigation (Supersedeas) and monies received when the City is successful in a lawsuit against a negligent third party (Subrogation). Expenditures from this trust will consist of payments to individuals for settlement of their workers' compensation claim, surveillance, vocational rehabilitation, outplacement and other miscellaneous services related to Workers' Compensation management as approved by the Director of Finance.” in order to allow transfers from the WCCTF to the Workers Compensation VEBA Account.

SPONSOR /S: MR. O'CONNOR

A motion was made that this matter be Read and referred to the Committee on Finance and Law . The motion carried.

[2017-2267](#) Resolution amending Resolution number 823 of 1989, entitled “Creating a trust fund for the payment of the City of Pittsburgh's Workers' Compensation obligations and providing for the periodic transfer of funds from code accounts presently in existence to the trust fund for the payment of the City's Workers' Compensation obligations” in order to allow transfers from the Workers Compensation Medical Payment Trust Fund to the Workers Compensation VEBA Account.

SPONSOR /S: MR. O'CONNOR

Read and referred to the Committee on Finance and Law

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2017-2268](#) Resolution authorizing the issuance of a warrant in the amount of Five Thousand Forty Dollars and No Cents (\$5,040.00) to Pittsburgh Mercy, Operation Safety Net for support in outreach services provided to the homeless within Allegheny County with a focus on downtown Pittsburgh.

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

Read and referred to the Committee on Finance and Law

[2017-2269](#) Ordinance amending the Pittsburgh Code, Title One, Administration, Article IX, Boards, Commissions, and Authorities, Chapter 177c, Gender Equity Commission, Ordinance No. 34-2016, effective December 13, 2016, by adding Section (e), entitled “Gender Equity Commission member term limits.”

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

Read and referred to the Committee on Finance and Law

[2017-2271](#) Resolution authorizing the Chief Financial Officer and the Director of the Department of Finance to convene an MBRO Task Force.

SPONSOR /S: MS. RUDIAK

CO-SPONSOR /S: Mrs. Kail-Smith

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

Read and referred to the Committee on Finance and Law

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2017-2272](#) Resolution appointing Deborah Gross to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2273](#) Resolution appointing Janet K. Manuel to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2274](#) Communication from Jen Presutti, Director of the Office of Management and Budget, and Paul Leger, Director of Finance, submitting a Quarterly Financial and Performance Report for the period ending November 15, 2017.

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

UNFINISHED BUSINESS

[2017-2139](#) Resolution appointing Karen Loysen as a member of the Historic Review Commission with a term to expire November 30, 2020.

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

[2017-2140](#) Resolution appointing Lucia M. Aguirre as a member of the Historic Review Commission with a term to expire November 30, 2020.

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

[2017-2141](#) Resolution appointing Alyssa P. Lyon as a member of the Board of License and Inspection Review with a term to expire November 30, 2020.

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

[2017-2142](#) Resolution appointing Siena Kane as a member of the Board of License and Inspection Review with a term to expire November 30, 2020.

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

[2017-2143](#) Resolution appointing Evaine K. Sing as a member of the Board of License and Inspection Review with a term to expire November 30, 2020.

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

[2017-2161](#) Resolution appointment Zeba Ahmed as a member of the Board of License and Inspection Review with a term to expire November 30, 2020.

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

[2017-2162](#) Resolution appointment David Breingan as a member of the Board of License and Inspection Review with a term to expire November 30, 2020.

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

[2017-2230](#) Resolution appointing Megan M. Block to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2231](#) Resolution appointing Amanda Neatrou to serve as a member of the Gender Equity Commission with a term to expire December 31, 2020.

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

[2017-2232](#) Resolution appointing of Kelauni J. Cook to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2233](#) Resolution appointing Chelsea L. Pallatino to serve as a member of the Gender Equity Commission with a term to expire December 31, 2020.

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

[2017-2234](#) Resolution appointing Kathi R. Elliott to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2235](#) Resolution appointing Jessie B. Ramey to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2236](#) Resolution appointing Elizabeth Lee Fogarty to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2237](#) Resolution appointing Sarah L. Schultz to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2238](#) Resolution appointing Sarah E. W. Hansen to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2240](#) Resolution appointing Magdeline E. Jansen to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2241](#) Resolution appointing Ricardo J. Williams to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

[2017-2242](#) Resolution appointing Sabrina Korbel to serve as a member of the Gender Equity Commission for a term to expire December 31, 2020.

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

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2017-2253](#) Report of the Committee on Finance and Law for December 6, 2017 with an Affirmative Recommendation.

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

[2017-2134](#) Ordinance supplementing the Pittsburgh Code, Title Two, Fiscal, Article I, Administration, by adding language to Chapter 219 - Operating Budget, so as to codify Act 47 best practices and Intergovernmental Cooperation Authority requirements regarding the City's Annual Operating Budget.
(Briefing Held 12-4-17)

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

Aye: 6 - Rev. Burgess, Ms. Gross, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 1 - Mrs. Harris

Out of Room: 1 - Ms. Rudiak

Absent: 1 - Mr. Gilman

[2017-2135](#)

Ordinance amending the Pittsburgh Code at Title Two: Fiscal, Article I: Administration, Chapter 202: Debt Management Policy, so as to provide further guidance on the debt management financial controls which allow the City of Pittsburgh to efficiently issue debt while maintaining a responsible debt service level.
(Briefing Held 12-4-17)

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

Aye: 6 - Rev. Burgess, Ms. Gross, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 1 - Mrs. Harris

Out of Room: 1 - Ms. Rudiak

Absent: 1 - Mr. Gilman

[2017-2159](#)

Resolution further amending and supplementing Resolution No. 855 of 2011, entitled "adopting and approving the 2012 capital budget" so as to close defunct projects, and move the remaining funds into District 8 Public Works projects.

SPONSOR /S: MR. GILMAN

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Ms. Rudiak

Absent: 1 - Mr. Gilman

[2017-2160](#) Resolution further amending Resolution No. 365, effective June 13, 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 District 8 Neighborhood Needs Program and providing for the payment of the costs thereof”, so as to close defunct projects, and move the remaining funds into District 8 Public Works projects. Total cost of all projects is not to exceed \$134,924.55.

SPONSOR /S: MR. GILMAN

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Ms. Rudiak

Absent: 1 - Mr. Gilman

[2017-2137](#) Resolution authorizing the issuance of a warrant in favor of Marshall Dennehey Warner Coleman & Goggin, Union Trust Building, 501 Grant St., Suite 700, Pittsburgh, PA in an amount not to exceed Three Hundred Fifty Thousand Dollars (\$350,000.00) for legal fees pertaining to police matters.
(Executive Session Held 11-27-17 and 12-5-17)

Bill No. 2017-2137 received an affirmative recommendation in the 12-13-17 Standing Committee Meeting which was recessed and the 12-12-17 Regular Meeting was reconvened.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 1 - Mr. Gilman

Out of Room: 1 - Mr. O'Connor

COUNCILWOMAN DARLENE M. HARRIS PRESENTS COMMITTEE ON HUMAN RESOURCES

[2017-2254](#)

Report of the Committee on Human Resources for December 6, 2017 with an Affirmative Recommendation.

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

[2017-2194](#)

Resolution amending Resolution No. 786 of 2016, which authorized the City of Pittsburgh to enter into a Professional Services Agreement(s) and/or Contracts with O'Brien, Rulis and Bochicchio for legal services relating to workers' compensation matters, by changing the JDE account string and item number to allow for payments to come from the Workers' Compensation VEBA trust fund.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Ms. Rudiak

Absent: 1 - Mr. Gilman

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS - MR. GILMAN

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER