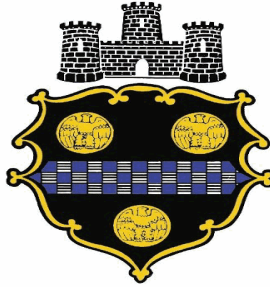


City of Pittsburgh

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



Meeting Minutes - Final

Tuesday, October 4, 2016

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

A. 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

B. PLEDGE OF ALLEGIANCE**C. PROCLAMATIONS**[2016-0837](#)

NOW, THEREFORE, BE IT RESOLVED, that as Brendan moves out of the public sector and into a job with Triad Strategies, located in Harrisburg, the Council of the City of Pittsburgh hereby extends its heartfelt thanks for the countless hours Brendan has invested into making our city a better place; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, October 4th to be “**Brendan Schubert Day**” in the City of Pittsburgh. Best of luck in all your future endeavors, Brendan!

SPONSORS: MRS. HARRIS AND ALL MEMBERS

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

[2016-0838](#)

NOW, THEREFORE, BE IT RESOLVED, that as the EACC Pumpkinfest celebrates its **twenty-fifth anniversary**, the Council of the City of Pittsburgh wishes to recognize and thank all who work to make it such a superb event for the North Side each and every year; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, October 8th to be “**EACC Pumpkinfest Day**” in the City of Pittsburgh!

SPONSORS: MRS. HARRIS AND ALL MEMBERS

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

[2016-0839](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the American Cancer Society for the tremendous work they do in educating the public about preventing breast cancer and supporting those touched by the disease; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, October 4, 2016 to be “**Making Strides Against Breast Cancer Day**” in the City of Pittsburgh.

SPONSORS: MRS. KAIL-SMITH AND ALL MEMBERS

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

[2016-0840](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby honor the legacy and life of actor and philanthropist Bill Nunn and celebrate his commitment to his beloved hometown of Pittsburgh that still lives on today; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 20, 2016 to be “**Bill Nunn Day**” in the City of Pittsburgh.

SPONSORS: MR. GILMAN AND ALL MEMBERS

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

[2016-0841](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Mrs. Viola Burgess’s 29 years of service to the Pittsburgh Public Schools and the entire City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 6, 2016 to be “**Mrs. Viola Burgess Day**” in the City of Pittsburgh.

SPONSORS: MR. GILMAN AND ALL MEMBERS

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

D. PUBLIC COMMENTS

E. PRESENTATION OF PAPERS

COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:

[2016-0827](#)

Resolution providing for an Agreement or Agreements and a Lease or Leases by and between the City of Pittsburgh (“City”) and First Vehicle Services (“First Vehicle”), pursuant to which First Vehicle will furnish all work and services needed to manage and maintain the City’s Vehicle Fleet, cost shall not exceed \$46,307,505 over a 5 year period.

Read and referred to the Committee on Performance and Asset Management

[2016-0828](#)

Resolution further amending Resolution 652 of 2010, as amended, entitled “Providing for an Agreement or Agreements and a Lease or Leases by and between the City of Pittsburgh (“City”) and First Vehicle Services (“First Vehicle”), pursuant to which First Vehicle will furnish all work and services needed to manage and maintain the City's Vehicle Fleet," by extending the contract for one (1) month and authorizing funding for said extension period, not to exceed \$632,772. This extension will allow the contract to fall within the city fiscal/calendar year.

Read and referred to the Committee on Performance and Asset Management

[2016-0829](#) Ordinance supplementing the Pittsburgh Code of Ordinances, Title VI, Conduct, by adding a new Article and Chapter, “Article II : Sustainability, Chapter 626 : Building Benchmarking”

Read and referred to the Committee on Performance and Asset Management

COUNCILMAN DAN GILMAN PRESENTS:

[2016-0830](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for the Riverfront West Office Building, 2545 Railroad Street, Pittsburgh, PA 15222.

Read and referred to the Committee on Intergovernmental Affairs

[2016-0831](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for Lot One Parking Facility Public Restrooms in the Stadium Authority parking garage presently under construction at the northwest corner of Lot One, near the intersection of Art Rooney Avenue and Reedsdale Street. The main building address will be 792 West General Robinson Street, Pittsburgh, PA 15212.

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2016-0832](#) Resolution providing for an Agreement or Agreements with Contractor(s) and/or vendors for operational expenses, and to provide programs or services provided by the City requested by members of the disability community at a cost not to exceed \$40,000.

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

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2016-0833](#) Resolution further amending Resolution 631 of 2015 authorizing the Mayor, City Solicitor and the Director of the Office of Management and Budget to enter into a Professional Services Agreement with Campbell, Durrant, Beatty, Palombo and Miller, P.C. to provide legal services and expert advice relating to litigation by increasing the total cost from One Hundred Thousand Dollars (\$100,000.00) to One Hundred Eight Thousand One Hundred Seventy Five Dollars and Sixty Nine Cents (\$108,175.69).

Read and referred to the Committee on Finance and Law

[2016-0834](#) 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 T: A: 7322 Lemington, B: 542 Rosedale, C: 7800, & 7802 Kelly, D: 7417 Monticello, E: 7428 Monticello, F: 7321 Race, G: 441 Saline, H: 760 Greenfield, I: 3909 Lydia, J: 15 Moose, K: 4716 Monongahela, L: 413 Mountain & 716 Ormsby, M: 2350 Saranac, N: 227 Sagamore, O: 3242 & 3234 Adena, P: 1440 Hamlin, Q: 1137 Itin, R: 1416 Dehaven, S: 1522 Arch, T: 228 Mayfield

Read and referred to the Committee on Finance and Law

[2016-0835](#) 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 U: A: 3438 Frazier, B: 222 Robinson, C:

701 Webster Terrace, D: 712 Webster Terrace, E: Rear of Sunnyland, F: 8002 & 8004 Frankstown, G: 7513 Tioga, H: 307 Saline, I: 112 Alluvian, J: 114-116 Alluvian, K: 811 Peralta, L: 823 Suismon, M: 825 Lovitt, N: 853 Tripoli, O: 1122 Spring Garden, P: 1234 Spring Garden, Q: 1300 04 Voskamp, R: 1054 Spring Garden, S: 1131 Spring Garden, T: 534 Jefferson, U: 149 Henderson

Read and referred to the Committee on Finance and Law

[2016-0836](#) Resolution providing for 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.

ITEM A: 5632 Second

Read and referred to the Committee on Finance and Law

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2016-0826](#) Resolution appointing Zelda Curtiss, 6612 Kinsman Road, Pittsburgh PA 15217, as a Commissioner of the Water Exoneration Hearing Board of the City of Pittsburgh for a term to expire on October 1, 2018.

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

F. UNFINISHED BUSINESS

[2016-0794](#) Resolution appointing Brian Mendelsohn, 188 43rd Street Apt. 2, Pittsburgh PA 15201, as a Commissioner of the Water Exoneration Hearing Board of the City of Pittsburgh for a term to expire on October 1, 2018.

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

[2016-0826](#) Resolution appointing Zelda Curtiss, 6612 Kinsman Road, Pittsburgh PA 15217, as a Commissioner of the Water Exoneration Hearing Board of the City of Pittsburgh for a term to expire on October 1, 2018.

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

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2016-0823](#) Report of the Committee on Finance and Law for September 28, 2016 with an Affirmative Recommendation.

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

[2016-0787](#) 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 \$7,800 to ~~CASGED~~ **St. Michael's and All Angels Church**, \$5,000 to the Kitchen of Grace, and reimbursing the War Memorials project within District 1 Neighborhood Needs. Total cost of all projects is not to exceed \$453,712.38.

SPONSORS: MRS. HARRIS

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

Aye: 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-0788](#) 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 \$7,800 to ~~CASGED~~ **St. Michael's and All Angels Church**, \$5,000 to the Kitchen of Grace, and reimbursing the War Memorials project within District 1 Neighborhood Needs.

SPONSORS: MRS. HARRIS

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

Aye: 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-0789](#) Ordinance amending the Pittsburgh Code of Ordinances, Title Two: Fiscal; Article III: Depositories; Chapter 221: Contracts, by revising Sections 221.09 (Award of Banking Business) to allow for a biennial request for qualifications from and designation for banking institutions that wish to act as depositories for the City.

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

Aye: 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2016-0824](#) Report of the Committee on Public Works for September 28, 2016 with an Affirmative Recommendation.

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

[2016-0790](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts or for the use of existing Contracts, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment, supplies and professional services in connection with the Liberty Avenue SINC UP, and providing for the payment of the costs thereof, not to exceed \$929,306.00.

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

Aye: 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-0791](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts or for the use of existing Contracts, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment, supplies and professional services in connection with the Bike Infrastructure Program, and providing for the payment of the costs thereof, not to exceed \$836,632.00.

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

Aye: 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-0792](#) Resoluiton accepting the dedication of certain streets in the Bakery Square project for public highway and utility purposes, accepting the grading, paving, curbing, sidewalks, light pole foundations, street lighting systems, bio-retention walls, medians, and the street trees within the public right of way, and fixing the width and position of the roadway and sidewalk thereof in the 7th Ward, Council District 8, of the City of Pittsburgh.

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

Aye: 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2016-0825](#) Report of the Committee on Intergovernmental Affairs for September 28, 2016 with an Affirmative Recommendation.

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

[2016-0784](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for 329 Collins Street in Pittsburgh, Pennsylvania, 15206.

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

Aye: 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

A motion was made that this vote be Reconsidered. The motion carried by the following vote:

Aye: 5 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, and Mr. Lavelle

No: 1 - Mrs. Kail-Smith

Abstain: 0

Out of Room: 2 - Mr. O'Connor, and Ms. Rudiak

Absent: 1 - Mr. Gilman

I. MOTIONS AND RESOLUTIONS

K. EXCUSE ABSENT MEMBERS

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER