

# **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, March 20, 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: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No.

[2012-0210](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Pittsburgh Riverhounds for their time and dedication to the residents of the City of Pittsburgh and show appreciation for the new stadium which will prove to be a great asset to the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, March 20, 2012, to be "Pittsburgh Riverhounds 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.

[2012-0211](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh, does hereby recognize and honor the great results of AGH transplant specialists and commend the talented and dedicated professionals who have set such a high standard of care in the very specialized field of transplantation surgery; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, March 20, 2012, to be "AGH Transplant Programs Recognition Day" in the City of Pittsburgh.

**SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS**

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

Bill No.

[2012-0212](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the American Cancer Society's Greater Pittsburgh Unit for its ongoing success with the Daffodil Days campaign and for the determination of the organization to fight and find cures for the residents of the City of Pittsburgh and for all those who are dealing with cancer; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, March 20, 2012, to be "Daffodil 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.

[2012-0213](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, March 20, 2012, to be Merante Groceria Day in the City of Pittsburgh.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No.

[2012-0214](#)

Now, therefore be it resolved that the Council of the City of Pittsburgh does hereby honor with gratitude Pat Bigley, Thomas Donnelly, Dennis Gillenberger, Mitchell Hovanec and Chuck Zezza for preventing a potential tragedy through their leadership, resourcefulness and initiative; and,

Be it further resolved, that the Council of the City of Pittsburgh does hereby declare March 20, 2012, Plumber Appreciation Day in the City of Pittsburgh.

**SPONSOR(S): PATRICK DOWD AND ALL MEMBERS****A motion was made that this matter be Adopted. The motion carried.**

Bill No.

[2012-0215](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends PACE for their efforts to assist economically disadvantaged communities to take effective action to address their needs.

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Friday, March 30, 2012 to be PACE Inclusive Voices 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.

[2012-0216](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Startup Weekend Pittsburgh's organizers, judges, and participants for helping to build a robust entrepreneurial community in the our City that will continue attracting jobs and new residents from around the globe; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 23rd through 25th to be "Startup Weekend" 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.

[2012-0217](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Future Tenant's tenth anniversary and celebrate Future Tenant's commitment to creativity, artistic expression, and community engagement; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 20, 2012 "Future Tenant 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.

[2012-0218](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 17, 2012 to be "Reverend Matthew Reeves, Jr. Day" in the City of Pittsburgh.

**SPONSOR(S): R. DANIEL LAVELLE AND ALL MEMBERS****A motion was made that this matter be Adopted. The motion carried.**

Bill No. [2012-0219](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Ken Jugan for enriching the City of Pittsburgh and its residents through his on-stage persona in the wrestling ring and his honorable fundraising efforts; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 20, 2012 to be “Ken Jugan 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. [2012-0220](#) THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh recognizes Anne Feeney as a dedicated, talented, and fiery advocate for workers' rights and a proud daughter of the City of Pittsburgh.

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, March 20, 2012 to be Anne Feeney 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.**

## **PUBLIC COMMENTS**

## **PRESENTATION OF PAPERS**

### **COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:**

Bill No. [2012-0205](#) Resolution authorizing the issuance of a warrant in favor of Langholz Wilson Ellis, Inc., 606 Liberty Avenue, Suite 300, Pittsburgh, PA 15222-2721, in an amount not to exceed Five Thousand Five Hundred Dollars (\$5,500.00) for professional services rendered in connection with real estate tax assessment matters for the City of Pittsburgh.

**Read and referred to Finance and Law Committee**

### **COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No. [2012-0206](#) Resolution authorizing the Mayor and the Chief of Emergency Medical Services (EMS) to enter into a grant agreement with the Federal Emergency Management Agency (FEMA) and the Department of Homeland Security (DHS) to receive grant funds through the Port Security Grant Program for two investment justifications for a River Rescue Boathouse security system with electrical service upgrades and an underwater remote operated vehicle (ROV). Said agreement or agreements, contract or contracts or expenditures shall not exceed \$130,000.00.

**Read and referred to Public Safety Services Committee**

**COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No. [2012-0207](#) Resolution 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 \$10,000 from District 1 Neighborhood Needs Projects to Spring Hill Civic League. Total cost of all projects is not to exceed \$437,779.53.

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Finance and Law Committee**

Bill No. [2012-0208](#) 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 \$10,000 from District 1 Neighborhood Needs Projects to Spring Hill Civic League.

**SPONSOR(S): DARLENE HARRIS**

**Read and referred to Land Use and Economic Development Committee**

Bill No. [2012-0209](#) Resolution informing Council of the appointment of Stephen G. MacIsaac, 5429 Broad Street, Pittsburgh, PA 15206 as the District 9 Member of the Pittsburgh Cable Communications Advisory Committee, for a term to expire December 31, 2015.

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

**UNFINISHED BUSINESS****REPORTS OF COMMITTEE - FINAL ACTION****COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. [2012-0199](#) Report of the Committee on Finance and Law for March 14, 2012 with an Affirmative Recommendation.

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

Bill No. [2012-0164](#) Resolution Providing for an Agreement or Agreements, or use of existing Agreements and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for various projects in connection with the City Council Neighborhood Needs Program in Council District 5; and providing for the payment of the costs thereof and by reducing Various District 5 DPW Projects by \$4,000 and transferring that amount to The Penn State Center-Pittsburgh, for tree plantings in Four Mile Run. Total cost of all projects is not to exceed \$198,980.27

**SPONSOR(S): COREY O'CONNOR**

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

## **COUNCILWOMAN SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. [2012-0200](#) Report of the Committee on Public Safety Services for March 14, 2012 with an Affirmative Recommendation.

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

Bill No. [2012-0157](#) Resolution amending Resolution 60 of 2010, effective February 22, 2010, entitled "Resolution authorizing the Mayor and Director of Personnel to enter into a professional services agreement or agreements with Angela Hooper Gorman, a sole proprietorship organized under the law of the Commonwealth of Pennsylvania, for the provision of professional services in connection with the development of customer service training and related activities for the City of Pittsburgh," in order to include the Chief of the Bureau of Emergency Medical Services and to increase the cost amount by \$10,735.00 from \$26,850.00 to \$37,585.00.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No. [2012-0158](#) Resolution providing for an Agreement or Agreements with UPMC for the purchase of Pharmaceutical Services, Supplies, and Medications necessary for the operations of the Bureau of Emergency Medical Services for a period of three years (2012, 2013, 2014 and 2015)

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

## **COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS**

Bill No. [2012-0201](#) Report of the Committee on Public Works for March 14, 2012 with an Affirmative Recommendation.

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

Bill No.

[2012-0159](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an easement agreement or agreements with THE SYCAMORE GRANDVIEW ASSOCIATES, LP, (“Sycamore”) a Pennsylvania limited partnership, and others whereby THE SYCAMORE GRANDVIEW ASSOCIATES, LP, and others grant to the City an easement along Wyoming Street, in the Nineteenth Ward of the City of Pittsburgh; for Wyoming Street is supported by a retaining wall (the “Wall”) for the construction over and across a portion of the Sycamore Property and a permanent easement for the Wall as it is constructed by the City.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No.

[2012-0160](#)

Resolution providing for a Contract or Contracts, or use of existing Contracts, providing for an Agreement or Agreements, or 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 construction of the S. Highland Avenue Bridge; including Construction Management Services; providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; and providing for the payment of the costs thereof, not to exceed \$1,932,836.40.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No.

[2012-0161](#)

Resolution granting unto the Regional Trail Corporation, P.O. Box 95, West Newton, PA 15089, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a portion of a trail on the right-of-way of Haysglen Street in the 31st Ward, 5th Council District of the City of Pittsburgh.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No. [2012-0162](#) Resolution further amending Resolution No. 768 of 2009, effective, January 1, 2010, as amended, entitled "Adopting and approving the 2010 Capital Budget and the 2010 Community Development Block Grant Program; and approving the 2010 through 2014 Capital Improvement Program," by decreasing the "Carnahan Road Bridge" line item in the amount of \$71,000 city dollars and decreasing the "Bridge Repairs" line item in the amount of \$25,641.82 city dollars, and transferring the total of these accounts (\$96,641.82 city dollars) to the "S. Highland Avenue Bridge" line item.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

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

Bill No. [2012-0202](#) Report of the Committee on Land Use and Economic Development for March 14, 2012 with an Affirmative Recommendation.

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

Bill No. [2012-0165](#) Resolution further amending and supplementing Resolution Nos. 763, 722, 793 and 855 of 2011, entitled "adopting and approving the 2000, 2003, 1996 and 2012 capital budgets" respectively by transferring all active District 5 Neighborhood Needs projects from three budget years into budget year 2012 in the JDE financial system and by reducing Various District 5 DPW Projects by \$4,000 and transferring that amount to The Penn State Center-Pittsburgh, for tree plantings in Four Mile Run.

**SPONSOR(S): COREY O'CONNOR**

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

### **COUNCILMAN O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION**

Bill No. [2012-0203](#) Report of the Committee on Urban Recreation for March 14, 2012 with an Affirmative Recommendation.

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



Bill No. Resolution naming Allegheny Public Square to Buhl Community Park at Allegheny Square.  
[2012-0166](#)

**SPONSOR(S): DARLENE HARRIS**

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

## **COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS**

Bill No. Report of the Committee on Intergovernmental Affairs for March 14, 2012 with an Affirmative Recommendation.  
[2012-0204](#)

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

Bill No. Resolution authorizing a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of a TIGER IV Grant in an amount up to \$17,000,000 from the U.S. Department of Transportation for the development and construction of the East Liberty Transit Center/Transit Oriented Development project (Council District 8).  
[2012-0168](#)

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No. Resolution authorizing the filing of an application for federal assistance with the U.S. Department of Transportation for up to \$17,000,000 in TIGER IV funds for the development and construction of the East Liberty Transit Center/Transit Oriented Development project (Council District 8).  
[2012-0169](#)

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

**APPROVAL OF MINUTES**

**ADJOURNMENT**

**LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**