

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 13, 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

Councilman Kraus was available by telephone.

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

Absent: 1 - Mr. Peduto

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2012-0198](#) NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend all of the organizers of and participants in the Annual St. Patrick's Day Parade; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does, in honor of Pittsburgh's Irish community, hereby declares the week of March 12-17, 2012, to be "ST. PATRICK'S WEEK " in the City of Pittsburgh.

SPONSOR(S): COREY 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:

Bill No. [2012-0183](#) Resolution repealing items in Resolutions approved on various dates, authorizing the sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

Items A through E: A: 2148 Perrysville; B: 413 Rosedale;
C: 1530 Lincoln; D: 6503 & 6505 Shetland; E: 2208 Dellrose.

Read and referred to Finance and Law Committee

Bill No. [2012-0184](#) 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 E.

A: 8334 Bricelyn, B: 1321 Lowrie; C: 606 Greenfield; D: 4413 Armorhill;
E: 3200 Camp.

Read and referred to Finance and Law Committee

Bill No. [2012-0185](#) 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.

ITEMS A through D.

A: 2622 Norwood; B: 938 Oranmore; C: 605 Warrington; D: 2929 Zephyr.

Read and referred to Finance and Law Committee

Bill No.

[2012-0186](#)

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 X. A: 3374 Webster; B: 6040 Butler; C: 6036 Butler; D: 6917 Kelly; E: 6953 Lemington; F: 7234 Somerset; G: 7154 Apple; H: 7014 Mt. Vernon; I: 316 Arlington (part); J: 729 Carnival; K: 60 Wabash; L: 58 Wabash; M: 440 Wabash; N: 1014 Marena; O: 3045 Merwyn; P: 903 and 905 Turtle; Q: 1416 Claim; R: 3000 Pratt; S: 2921 Pratt; T: 314 W. Burgess; U: Mifflin Rear; V: 1823 Ridgeway (part); W: 1411 & 1413 Juniata; X: 232 Glenwood.

Read and referred to Finance and Law Committee

Bill No.

[2012-0187](#)

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 C.

A: 1531 Saturn; B: 1529 Saturn; C: 227 Alpine.

Read and referred to Finance and Law Committee

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No.

[2012-0191](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to pursue a tax increment financing proposal for portions of the Inner Triangle and Market Stanwix Certified Redevelopment Areas - Central Business District (Council District No. 6).

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0192](#)

Resolution authorizing a 2011-2012 Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for seven grants applied for in seven applications filed with the Pennsylvania Department of Community and Economic Development under the Keystone Communities Program. (Council Districts: All).

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0193](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit seven applications for financial assistance for seven projects in the aggregate amount of \$2,500,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain programs and projects in FY 2011-2012. (Council Districts: All).

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0194](#)

Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and The Gardens at Market Square, LP., or an entity to be formed, for the sale of Block 1-H, Lots 184, 197, 200, 201, 204, 205, 207 in the 1st Ward of the City of Pittsburgh, 218-242 Forbes Avenue -

- Council District No. 6 (Commercial Development).

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0195](#)

Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Manchester Youth Development Center, Inc. for the Sale of Block 22-L, Lots 124, 124A, 125, 126, 128, 128A, 128B, (Decatur and N. Franklin Streets) in the 21st Ward of the City of Pittsburgh, Redevelopment Area No. 27 (Council District No. 6 - Commercial).

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0196](#)

Resolutuion authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Property in the 13th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 175-A, Lot 31 (Council District No.9 - Site Assemblage for Residential Development - 7331 Finance Street).

Read and referred to Intergovernmental Affairs Committee

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No.

[2012-0188](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from R1A-H, Residential Single Unit Attached High Density District to EMI, Educational/Medical Institution District, property roughly bounded Filmore St., Zebina Way, Flossie Way and Boundary St. and identified as Block No. 52-N, Lot Nos. 280, 286, 289, 291, 293, 294, 299, 302, 304, 305 and 306, in the Allegheny County Block and Lot System; changing from OPR-B, Oakland Public Realm Subdistrict B to EMI, Educational/Medical Institution District, property roughly bounded by Flossie Way, Boundary St., the existing EMI zoning district boundary line, South Craig St. and Forbes Ave. and identified as Block No. 52-N, Lot Nos. 52, 59, 63, 64, 65, 66, 67, 68, 210, 230, 240 and 249 in the aforesaid system; and changing from P Parks District to EMI, Educational/Medical Institution District, property roughly bounded by Boundary St., Schenley Dr., the boundary of Schenley Park and the existing EMI zoning district boundary line; 14th Ward.

Read and referred to Land Use and Economic Development Committee

Bill No.

[2012-0189](#)

Resolution approving an Institutional Master Plan under the Pittsburgh Code, Title Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922, Section 922.12 for Carnegie Mellon University entitled "Institutional Master Plan 2012" on property zoned EMI, Educational/Medical Institution District, 4th Ward.

Read and referred to Land Use and Economic Development Committee

Bill No.

[2012-0190](#)

Resolution amending Resolution No. 765, effective November 12, 2010, amending Resolution No. 363, effective May 26, 2003, entitled "Resolution providing for funding for matching grants with the Department of Conservation and Natural Resources" for the purpose of analyzing and managing the natural systems of the City's Parks and open spaces of the City of Pittsburgh, by reprogramming a portion of funds for multimodal transportation system planning relative to the City's Parks and open spaces. The purpose of this amendment is to document that an account referenced in the earlier legislation was devoid of any funds.

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

Bill No. Resolution authorizing the appointment of Pastor Ann Miller Smith, 1946 Lowrie Street, Pittsburgh, PA 15212, as a member of the Ethics Hearing Board for a term to expire on August 1, 2013.
[2012-0139](#)

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

Bill No. Resolution authorizing the appointment of Patrick J. Bigley, 112 Carol Circle, Pittsburgh, PA 15227, as a member of the Pittsburgh Water and Sewer Authority for a term to expire on December 31, 2016.
[2012-0142](#)

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

REPORTS OF COMMITTEE - FINAL ACTION**COUNCILWOMAN SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No. Report of the Committee on Public Safety Services for March 7, 2012 with an Affirmative Recommendation.
[2012-0180](#)

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

Bill No. Ordinance amending the Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter §662.04(e), Section (7), by delineating the process to follow should the appointing authority fail to designate a successor for an expired seat in the Citizens Police Review Board, and amending Pittsburgh City Code, Title Six: Conduct, Article VI: Citizen Police Review Board, Chapter §662.04(f), Sections (2) & (3), by delineating the process to follow for nominations of vacant terms to the Citizens Police Review Board that require confirmation from the Mayor, and for vacant terms requiring confirmation from City Council.
[2012-0143](#)

SPONSOR(S): R. DANIEL LAVELLE

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. Lavelle, Mr. O'Connor, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Mr. Peduto

COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. [2012-0181](#) Report of the Committee on Public Works for March 7, 2012 with an Affirmative Recommendation.

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

Bill No. [2012-0137](#) Ordinance amending the Pittsburgh Code, Title VII, Business Licensing, Article III, Sales Businesses, Chapter 719, Vendors and Peddlers, to prohibit peddling and vending within certain public rights of way without the consent of the property owner and to adjust the area delineated in Map 3 to include the Consol Energy Center.

SPONSOR(S): R. DANIEL LAVELLE

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

COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2012-0182](#) Report of the Committee on Intergovernmenta Affairs for March 7, 2012 with an Affirmative Recommendation.

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

Bill No. [2012-0134](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Mellon Park Spray Park Facility, at 6549 Fifth Avenue, Pittsburgh, PA 15206.

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

Bill No. [2012-0135](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Mintwood Townhouses, 4026 Mintwood, 15224.

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

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2012-0136](#) Facilities Plan for East Hills Spray Park Facility.

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

MOTIONS AND RESOLUTIONS

Bill No. NOW THEREFORE, BE IT RESOLVED THAT The Steel Valley Enterprise Zone
[2012-0197](#) Corporation is designated as the agency to prepare appropriate applications to the Pennsylvania Department of Community and Economic Development for Enterprise Zone Designation and Basic Grant Funding on behalf of the cooperating municipalities.
BE IT FURTHER RESOLVED THAT the Council of the City of Pittsburgh does hereby endorse the application of the Corporation to the Pennsylvania Department of Community and Economic Development for continued Enterprise Zone Designation and Basic Grant Funding and engage the Steel Valley Enterprise Zone Corporation to act for and on behalf of the parties in handling all aspects of the Enterprise Zone Program for activities to be funded in the amount of \$50,000 by the Pennsylvania Department of Community and Economic Development.

SPONSOR(S): COREY O'CONNOR AND ALL MEMBERS

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

EXCUSE ABSENT MEMBERS - Mr. Peduto

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER