

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, July 24, 2012

10:00 AM

**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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:**

Bill No. Resolution further amending Resolution No. 855, effective January 1, 2012, as amended, entitled "Adopting and approving the 2012 Capital Budget and the 2012 Community Development Block Grant Program; and approving the 2012 through 2017 Capital Improvement Program," by changing the funding sources for the Comprehensive Plan and the Homewood/Brushton Redevelopment projects.

[2012-0628](#)

SPONSOR(S): REVEREND RICKY V. BURGESS

Bill No.

[2012-0631](#)

SPONSOR(S): REVEREND RICKY V. BURGESS

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. Resolution adopting the Lower Strip District Tax Increment Financing Plan presented by the Urban Redevelopment Authority of Pittsburgh and making certain findings.

[2012-0440](#)

(Council District 6)

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn

Bill No.

[2012-0441](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh, the County of Allegheny and the School District of Pittsburgh providing for the financing, monitoring, implementation and termination of the Lower Strip District Tax Increment Financing District. (Council District 6).

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn

7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn

Bill No. Resolution authorizing the execution of a cooperation agreement or agreements with
[2012-0442](#) the Urban Redevelopment Authority of Pittsburgh in which URA will make a grant not to exceed \$250,000 to the City to pay for engineering and design costs of the Smallman Street reconstruction project. (Council District 6)

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all
[2012-0584](#) of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Property in the 6th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 49-E, Lot 57 (Council District No.7 - residential construction - 167 38th Street).

Legislative History

7/10/12	City Council	Withdrawn
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COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. Resolution accepting the grant of a street, sidewalk, and utility right of way and
[2012-0626](#) permanent easement to the City of Pittsburgh by The Buncher Company over, upon, across, in and through property that runs along 13th Street, a public right of way in the Strip District.

Legislative History

7/24/12	City Council	Withdrawn
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Bill No. Resolution Authorizing the Mayor and the Department of Public Works to enter into a
[2012-0627](#) Cooperation Agreement with the Commonwealth of Pennsylvania Department of Transportation, in connection with the rehabilitation and ownership of Fancourt Street Bridge.

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. Resolution authorizing the Mayor and Director of City Planning to execute relevant
[2012-0625](#) agreements to receive grant funding to support the completion of an study of applying overlays to areas that have historic significance and that are threatened by inappropriate building modifications and demolitions, and are not City-Designated Historic Districts and further providing for an agreement and expenditures not to exceed thirty thousand (\$30,000) dollars for this stated purpose.

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Resolution acknowledging the adoption of a Market Based Revenue Opportunity
[2012-0621](#) Program authorizing sponsorship and/or commercial advertising opportunities on designated City Assets.

SPONSOR(S): WILLIAM PEDUTO

Bill No. Ordinance amending and supplementing the Pittsburgh Code of Ordinances, Title One: Administrative; Article VII, Procedures, Chapter 161, Contracts, by adding a new Section 161.10, Agreements for Market Based Revenue Opportunity Program.

[2012-0622](#)

SPONSOR(S): WILLIAM PEDUTO

Bill No. Ordinance amending the Pittsburgh Code of Ordinances, Title Four, Public Places and Property, Article I, Streets and Sidewalks, Chapter 419, Regulated Activities, by revising Chapter 419.04 to permit certain commercial advertising and/or sponsorship recognition on designated City property.

[2012-0623](#)

SPONSOR(S): WILLIAM PEDUTO

Bill No. Ordinance amending and supplementing the Pittsburgh Code of Ordinances, Title Nine, Zoning, Chapter 919.03, Non-Advertising Signs, Section 919.03N, "Identification Signs not Regulated Above" by adding a new subsection 919.03N(4) to insert use standards for identification signs for sponsors of Parks and Recreation Facilities.

[2012-0624](#)

SPONSOR(S): WILLIAM PEDUTO

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Communication from Mary Conturo, Executive Director of the Sports and Exhibition Authority (SEA) submitting the cooperation agreement between the City of Pittsburgh, the Sports and Exhibition Authority(SEA) and the Urban Redevelopment Authority (URA) for disbursement of increment tax revenue from new parking spaces at the Civic Arena site, in compliance with Resolution No. 300 of 2012.

[2012-0629](#)

Bill No. Resolution further amending Resolution No. 768, 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 2015 Capital Improvement Program," by transferring the Deutschtown Development project's department from Public Works to City Planning.

[2012-0630](#)

SPONSOR(S): DARLENE HARRIS

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. Report of the Committee on Finance and Law for July 18, 2012 with an Affirmative Recommendation.

[2012-0617](#)

Bill No. Resolution authorizing the issuance of a Warrant in the sum of \$8,500.00 in favor of Leech Tishman Fuscaldo & Lampi, LLC, c/o Crystal H. Thornton-Illar, 525 William Penn Place, 30th Floor, Pittsburgh, PA 15219, in full and final settlement of an action filed in the United States Bankruptcy Court for the Western District of Pennsylvania at Bankruptcy Case No. 10-26337-JAD, Adversary Proceeding No. 12-02050 for a Complaint to Avoid and Recover Transfers Pursuant to 11 U.S.C. §§547,548 and 550.

[2012-0465](#)

Legislative History

6/12/12	City Council	Read and referred	
6/20/12	Standing Committee	Held in Committee	Passed
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0588](#) Resolution further amending Resolution No. 149 of 2012 entitled “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; and providing for the payment of the costs thereof” by providing an additional \$3,100 to the Greenfield Portal Project from Council District 5 Neighborhood Needs.

SPONSOR(S): COREY O'CONNOR

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. [2012-0618](#) Report of the Committee on Public Works for July 18, 2012 with an Affirmative Recommendation.

Bill No. [2012-0578](#) Resolution providing for an Agreement or Agreements, or the use of existing Agreements; providing for a Contract or Contracts, or the use of existing Contracts; providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the design and construction of Wenzell Avenue/Carnahan Road Intersection; providing for the payment of the costs thereof; not to exceed \$500,000 and further providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation.

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0579](#) Resolution further amending Resolution No. 855, effective, January 1, 2012, as amended, entitled “Adopting and approving the 2012 Capital Budget and the 2012 Community Development Block Grant Program; and approving the 2012 through 2017 Capital Improvement Program,” by decreasing the “Architectural Engineering Services” line item by \$100,000.00 from \$400,000.00 to \$300,000.00 and creating the “Wenzell Avenue/Carnahan Road” line item in the amount of \$500,000.00 (\$100,000.00 BOND/\$400,000.00 FHWA).

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0580](#) Resolution providing for an Agreement or Agreements, or the use of existing Agreements; providing for a Contract or Contracts, or the use of existing Contracts; providing for repairs, maintenance, improvements, emergencies and/or the purchase of

materials, equipment and supplies in connection with the design and construction of Brookline Boulevard; providing for the payment of the costs thereof not to exceed \$3,750,000.00; and further providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation.

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for a Contract or Contracts or the use of existing Contracts; providing for an Agreement or Agreements or for the use of existing Agreements; providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the design and construction of handicap ramps and sidewalks at various city-owned locations throughout the City of Pittsburgh; and further providing for the payment of the costs thereof not to exceed \$200,000.00, .

[2012-0581](#)

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

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

Bill No. Report of the Committee on Land Use and Economic development for July 18, 2012 with an Affirmative Recommendation.

[2012-0619](#)

Bill No. Amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter 902 Section 902.03, Zoning District Map No. 5 by changing various zoning district classifications in the Marshall-Shadeland neighborhood in accord with Map Pittsburgh: Zoning for your Neighborhood, the city's zoning re-mapping project relative to the city's Urban Zoning Code.

[2012-0437](#)

Legislative History

5/29/12	City Council	Read and referred	
6/6/12	Standing Committee	Held for Public Hearing	Passed
7/17/12	Hearings Committee	Public Hearing Held	Passed
7/18/12	Standing Committee	AMENDED	Passed
7/18/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from EMI, Educational/Medical Institution District, to UI, Urban Industrial District, certain property located northwest of the intersection of Washington Boulevard and Frankstown Avenue and identified as Block Number 125-F, Lots Numbered 275, 280 and 285 in the Allegheny County Block and Lot System; 12th Ward.

[2012-0436](#)

Legislative History

5/29/12	City Council	Read and referred	
6/6/12	Standing Committee	Held for Public Hearing	Passed
7/17/12	Hearings Committee	Public Hearing Held	Passed
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. 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 providing an additional \$3,100 to the Greenfield Portal Project from Council District 5 Neighborhood Needs

[2012-0589](#)

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

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2012-0620](#) Report of the Committee on Intergovernmental Affairs for July 18, 2012 with an Affirmative Recommendation.

Bill No. [2012-0582](#) Resolution authorizing the filing of an application for federal assistance, as a co-applicant with Urban Redevelopment Authority of Pittsburgh, with the U.S. Economic Development Administration for up to \$1,959,500 to construct public works infrastructure required for the Bakery Square 2.0 project. (Council District 8).

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0583](#) Resolution authorizing a cooperation agreement with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of a \$1,959,500 grant from the U.S. Economic Development Administration to be used to construct public improvements required for the Bakery Square 2.0 project. (Council District 8).

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0585](#) Resolution 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 Properties in the 5th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 10-P, Lot 192D and Block 10-N, Lots 336, 339, and 345 (Council District No. 6 - Site Assemblage - 14 Elmore Street, 421, 401 Grove Street and 412 Covell Way).

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0586](#) Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Homewood Station Senior Housing, L.P., for the Sale of Block 174-N, Lots 182, 186, 187, 188, in the 13th Ward of the City of Pittsburgh, - Council District No.9 (512-522-524-528-530 N. Homewood Avenue - residential/commercial construction).

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the execution of a cooperation agreement or agreements with
[2012-0587](#) the Urban Redevelopment Authority of Pittsburgh in which URA will make a grant to
the City of \$3,000.00 per year for five years to pay maintenance costs of the Washburn
Square open space park; cost not to exceed \$15,000.00. (Council District 1)

Legislative History

7/10/12	City Council	Read and referred	
7/18/12	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER