

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, June 19, 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.

[2012-0510](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate Malika Fields' victory in the Miss Ebony Teenage Queen pageant and wish her the best of luck in attain her goal of working in broadcast journalism; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare June 19th, 2012 Malika Fields 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.

[2012-0511](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate Niajah Simon's victory in the Miss Princess pageant and wish her the best of luck in attain her goal of spreading her love of books and learning to others; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare June 19th, 2012 Niajah Simon Day 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.

Bill No.

[2012-0512](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Department of Public Works, Division 5 for their commitment and hard work to District 2 and the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, June 19, 2012, to be "DPW Division 5 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.

[2012-0513](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends Pretty Up Beechview for their tireless work beautifying the Beechview community; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, June 19, 2012 to be Pretty Up Beechview 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.

[2012-0514](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends Ms. Jacqueline Capatolla on the occasion of her award as Best Business Woman in Pittsburgh.

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, June 19th, 2012 to be Jacqueline Capatolla 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.

[2012-0515](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Reverend Kelvin A. Brooks for listening to the call of God on his life and being committed to serving the residents of the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, June 24, 2012, to be "Rev. Kelvin A. Brooks 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.

[2012-0516](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, June 19, 2012 to be "Janice Parks 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.

[2012-0517](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 22, 2012 to be "Jazz on the Hillside 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.

PRESENTATION OF PAPERS

COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:

Bill No.

[2012-0488](#)

Resolution providing for the issuance of a warrant in favor of Diversified Municipal Services, Inc in the amount of \$33,490.00 as payment for costs associated with property assessment appeal services rendered to residential homeowners in the City of Pittsburgh further authorized by Resolution 30 effective February 17, 2012.

Read and referred to Finance and Law Committee

Bill No.
[2012-0490](#) 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

Bill No.
[2012-0491](#) 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 X. A: 3400, 3402 & 3404 Camp, B: 3469 Ridgeway, C: 313 37th, D: 924 Mina, E: 3413 Mulberry, F: 7151 Verona, G: 552 & 554 Paulson, H: 6519 Shetland, I: 7718 Waverly, J: 502 Winterburn, K: 5017 Steele, L: 53 Cust, M: 926-932 Lindberg, N: 2120 Eccles, O: 96 Eads, P: 742 Lillian, Q: 20 Laverne, R: 315 Taft, S: 75 Lafferty, T: 344 Chalfont, U: 214 Moore, V: 416 Grace, W: 2803 Frontenac, X: 1966 Lowrie.

Read and referred to Finance and Law Committee

Bill No.
[2012-0492](#) 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 G. A: 309 Mansion, B: 916 Chartiers, C: 1239 Stranmore, D: 142 Henderson & 44 Henderson, E: 2416 Wurzell, F: 3152 Shadeland, G: 2236 Fairland.

Read and referred to Finance and Law Committee

Bill No.
[2012-0493](#) 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: 2139 Wylie; B: 8 Wooster & 11 Elmore ; C: 2907 Stafford D: 3611 Baytree.

Read and referred to Finance and Law Committee

Bill No.
[2012-0494](#) 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 G. A: 5430-34 Second, B: 55 Cust, C: 155 Monastery, D: 41 Pasadena, E: 38 Pasadena, F: 3142 Shadeland.

Read and referred to Finance and Law Committee

Bill No.
[2012-0495](#) 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 N. A: 3820 Butler; B: 5219 Hillcrest, C: 3801 Alexis, D: 819 East Warrington, E: 136 Dilworth, F: 32 Norton, G: 750 Berwin, H: 312 Oregon, I: 848 Concord, J: 1115 Goettman, K: 1233 Termon, L: 723 Noblestown, M: 1207 Oxford, N: 414 Orchard.

Read and referred to Finance and Law Committee

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2012-0496](#) acquired at tax sales, in accordance with Act No.171 of 1984, "Second Class City
Treasurer Sale and Collection Act", effective December 11, 1984.

ITEM A. A: 3949 Mintwood.

Read and referred to Finance and Law Committee**COUNCILMAN PATRICK DOWD PRESENTS:**

Bill No. Resolution adopting the Lower Strip District Tax Increment Financing Plan presented
[2012-0440](#) by the Urban Redevelopment Authority of Pittsburgh and making certain findings.
(Council District 6)

Withdrawn

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban
[2012-0441](#) 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).

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)

Withdrawn

Bill No. Resolution authorizing cooperation agreement or agreements, providing for the
[2012-0501](#) transfer of funds not to exceed Eight Million Nine Hundred Thousand Dollars
(\$8,900,000) dollars to the City of Pittsburgh Equipment Leasing Authority for the
purchase of vehicles, radios and equipment for use by the City of Pittsburgh
Departments and Authorities.

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2012-0502](#) Facilities Plan for Giant Eagle GetGo #3003 at 3247 East Carson Street, Pittsburgh,
PA 15203.

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2012-0503](#) Facilities Plan for 2500 Smallman Street Apartments at 2500 Smallman Street,
Pittsburgh, PA 15222.

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution adopting the Gardens at Market Square Tax Increment Financing Plan
[2012-0505](#) presented by the Urban Redevelopment Authority of Pittsburgh and making certain
findings. (Council District 6)

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0506](#)

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 Central Business District for the Gardens at Market Square Tax Increment Financing District. (Council District 6).

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0507](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the transfer to the City of Pittsburgh of \$750,000 to construct public space improvements on Wood Street as part of the Gardens at Market Square Tax Increment Financing Plan. (Council District 6).

Read and referred to Intergovernmental Affairs Committee**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No.

[2012-0489](#)

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 \$5,500 from District 1 NN Projects to Observatory Hill Inc. for a surveillance camera. Total cost of all projects is not to exceed \$437,779.53.

SPONSOR(S): DARLENE HARRIS**A motion was made that this matter be Waived under Rule 8. The motion carried.**

Bill No.

[2012-0498](#)

Resolution providing for an Agreement between the City of Pittsburgh and the Borough of Ingram in connection with the paving of Berry Street and providing for the payment of the costs thereof, by the Borough to the City, of the costs associated with the paving of the Borough's portion of Berry Street. The estimated cost of preparation and completion of work is Fifty Seven Thousand Five Hundred Forty One Dollars (\$57,541.00).

Read and referred to Public Works Committee

Bill No.

[2012-0499](#)

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, and providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation, in connection with Beechwood Blvd/Brown's Hill Road Phase 2; and further providing for the payment of the costs thereof.

Read and referred to Public Works Committee**COUNCILMAN R. DANIEL LAVELLE PRESENTS:**

Bill No. Ordinance amending the Pittsburgh Code, Title Six, Conduct, Article VI, Citizen
[2012-0497](#) Police Review Board, Section 661.04, Board Members, by re-inserting language to
provide training.

SPONSOR(S): R. DANIEL LAVELLE

Read and referred to Public Safety Services Committee

COUNCLMAN COREY O'CONNOR PRESENTS:

Bill No. Resolution amending Resolution No 149 of 2012 entitled "Providing for an
[2012-0508](#) 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 the International Association of Firefighters (IAFF) Local 1 with \$20,000.00
from Council District 5 Neighborhood Needs.

SPONSOR(S): COREY O'CONNOR

Read and referred to Finance and Law Committee

Bill No. Resolution further amending and supplementing Resolution No. 855 of 2011, entitled
[2012-0509](#) "adopting and approving the 2012 Capital Budget and the 2012-2017 Capital
Improvement Program" by providing the International Association of Firefighters
(IAFF) Local 1 with \$20,000.00 from Council District 5 Neighborhood Needs.

SPONSOR(S): COREY O'CONNOR

Read and referred to Land Use and Economic Development Committee

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution providing for an agreement/s, or use of existing agreements and/or a
[2012-0489](#) 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 \$5,500 from District 1
NN Projects to Observatory Hill Inc. for a surveillance camera. Total cost of all
projects is not to exceed \$437,779.53.

SPONSOR(S): DARLENE HARRIS

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

Read and referred to Finance and Law Committee

Bill No. Resolution further amending and supplementing Resolution No. 855 of 2011, entitled
[2012-0500](#) "adopting and approving the 2012 capital budget and the 2012-2017 Capital
Improvement Program" by transferring \$5,500 from District 1 NN Projects to
Observatory Hill Inc. for a surveillance camera in Council District 1 Neighborhood
Needs.

SPONSOR(S): DARLENE HARRIS

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

Read and referred to Land Use and Economic Development Committee

Bill No.

[2012-0504](#)

Resolution providing for a contract(s) or an agreement(s) with the Northside Leadership Conference for housing and development services on Lanark Street in the Fineview neighborhood and on Woodland and Shadeland Avenues in the Brightwood and providing for the payment of the cost thereof; cost shall not exceed \$225,000.00.

SPONSOR(S): DARLENE HARRIS

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

Read and referred to Land Use and Economic Development Committee

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

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

Bill No.

[2012-0485](#)

Report of the Committee on Finance and Law for June 13, 2012 with an Affirmative Recommendation.

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

Bill No.

[2012-0434](#)

Resolution providing for the issuance of a warrant in the total sum of Twenty-Thousand Dollars (\$20,000.00) to Stanley Hicks and Friday & Cox LLC., 1405 McFarland Rd., Pittsburgh, PA 15216, in full and final settlement of a civil action filed in the Court of Common Pleas of Allegheny County at case number GD-10-10865, for personal injuries and damages arising from an accident which occurred on or about August 1, 2008 at or near Alcase Way in the public right-of-way within 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.

[2012-0435](#)

Resolution providing for the issuance of a warrant in the total sum of Twenty-Two Thousand Five-Hundred Dollars (\$22,500.00) to Alberta Gales and Ainsman, Levine & Drexler, LLC., 310 Grant Street, Suite 1500, Pittsburgh, PA 15219, in full and final settlement of a civil action filed in the Court of Common Pleas of Allegheny County filed at GD-09-020175 for personal injuries and damages relating to a trip and fall accident that occurred on April 15, 2008 within the Manchester Playground area at or

near the intersection of Juniata and Fulton Streets in 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.

[2012-0456](#)

An Ordinance amending the Pittsburgh Code, Title Two Fiscal, Article IX Property Taxes, Section 267.03 Exemption Schedule, (e) Local Economic Stimulus, by amending certain language in subsection (e) to change the deadline for filing from June 30, 2012 to June 30, 2017.

SPONSOR(S): WILLIAM PEDUTO

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.

[2012-0486](#)

Report of the Committee on Land Use and Economic Development for June 13, 2012 with an Affirmative Recommendation.

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

Bill No.

[2012-0455](#)

Resolution providing for an Agreement or Agreements with Contractor(s) and/or vendors for providing video production services for a television spot between four and seven minutes to be released by The City of Pittsburgh's ADA office at a cost not to exceed \$25,000.

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.

[2012-0487](#)

Report of the Committee on Intergovernmental Affairs for June 13, 2012 with an Affirmative Recommendation.

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

Bill No.

[2012-0438](#)

Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 267, Exemptions for Industrial and Commercial Improvements; Section 267.03, Exemption Schedule; and Section 267.09, Participation by Allegheny County and Pittsburgh Board of Education, to extend the application periods for the exemptions set forth in Section 267.03, subsections (b) and (c), which were enacted pursuant to Ordinance 10 of 2007, to include applications filed on or after July 1, 2012 through June 30, 2017.

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.

[2012-0439](#)

Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 265, Exemptions for Residential Improvements; Section 265.03, Exemption for Improvements, subsection (e); and Section 265.04, Exemption for Residential Construction, subsection (g), to extend the application periods for the exemptions covering residential improvements and new residential construction in areas defined as the Uptown District, the Downtown District and Targeted Growth Zones, which were enacted pursuant to Ordinance 9 of 2007, to include applications filed on or after July 1, 2012 through June 30, 2017.

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

MOTION FOR A CABLECAST POST AGENDA

At the request of Councilwomen Rudiak, discussion on new voter ID requirements

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER