

City of Pittsburgh



City Council

Regular Meeting Agenda

**Tuesday, February 5, 2013
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 providing for a professional services agreement or agreements for accounting, auditing and consulting services to the City related to tax collection, internal controls, financial reporting, performance, grant, and fiscal auditing, and financial systems implementation. Cost not to exceed \$600,000.00.

[2013-1142](#)

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. (Council District 6)

[2012-0440](#)

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5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn
12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn

1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn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
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn
12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn

Bill No.

[2012-0442](#)

Resolution authorizing the execution of a cooperation agreement or agreements with 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
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn
12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn

Bill No. [2013-1127](#) Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Landmarks Development Corporation, for the sale of Block 1-H, Lots 281 and 282, in the 1st Ward of the City of Pittsburgh -- 420 and 422 Wood Street-- Council District No. 6 (Commercial Rehabilitation).

Legislative History

1/29/13	City Council	Withdrawn
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COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2012-0626](#) Resolution accepting the grant of a street, sidewalk, and utility right of way and 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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7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn
12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn

Bill No. [2013-1143](#) 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. Cost not to exceed \$136,134.87.

Bill No. [2013-1144](#) 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 “Play Area Improvements” line item by \$49,109.00 from \$1,049,109.00 to \$1,000,000.00.

Bill No. [2013-1145](#) Resolution vacating an Unnamed Way between Greenfield Avenue and relocated Musgrave Street in the 15th Ward, 5th Council District of the City of Pittsburgh.

Bill No. [2013-1146](#) Resolution granting unto Adam and Devin Billingsley, 425 Kathleen Street, Pittsburgh, PA 15211, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense a fence on a portion of the right-of-way of Judicial Street for 425 Kathleen Street in the 18th Ward, 3rd Council District of the City of Pittsburgh.

Bill No. Resolution providing for an Agreement or Agreements with a vendor to assist the City
[2013-1150](#) in the creation of the Hospitality Zone Economic and Public Safety Assessment in an amount not to exceed \$100,000.00.

SPONSOR(S): BRUCE A. KRAUS

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. Resolution amending Resolution No. 728 approved September 26, 2003, providing for
[2013-1147](#) the implementation of a Residential Parking Permit Program (RPPP) Area "O", in the Homewood South area (Council District #9) to expand the district to include additional addresses pursuant to Pittsburgh Code Chapter 549.

Bill No. Resolution providing for an Agreement or Agreements or for the use of existing
[2013-1148](#) 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 Community Streetscape Planning and Development, and providing for the payment of the costs thereof. Cost not to exceed \$200,000.00.

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 January 30, 2013 with an Affirmative
[2013-1138](#) Recommendation.

Bill No. Resolution further amending Res. No. 365, effective June 13, 2012, providing for an
[2013-1056](#) 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 District 8 Neighborhood Needs Program and providing for the payment of the costs thereof by reducing various inactive projects and adding DPW-Bloomfield Deck Hockey, \$74,924.55; Hispanic Chamber of Commerce, \$10,000; and Shadyside Chamber of Commerce - Bike Corral, \$5,000. Total cost of all projects is not to exceed \$\$134,924.55.

SPONSOR(S): WILLIAM PEDUTO

Legislative History

1/8/13	City Council	Read and referred	
1/16/13	Standing Committee	Held in Committee	Passed
1/30/13	Standing Committee	AMENDED	Passed
1/30/13	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an Agreement
[2013-1074](#) with Aon Risk Solutions for professional consulting services related to developing a loss control program related to general liability claims against the City, at a cost not to

exceed \$6,800.00 (Six Thousand Eight Hundred Dollars and No Cents).

Legislative History

1/15/13	City Council	Read and referred	
1/23/13	Standing Committee	Affirmatively Recommended	Passed
1/29/13	City Council	RECOMMITTED	Passed
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No.

2013-1128

Resolution further amending Resolution 549, effective September 21, 2012, 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 \$27,646.80 from District 1 Neighborhood Needs Projects and adding \$15,000 to Brighton Heights Citizens Federation, \$5,000 to Observatory Hill Inc., \$1,000 to Observatory Hill Inc. Newsletter, \$1,646.80 for flowers at Riverview Park, and \$5,000 to Summer Hill Citizens Council. Total cost of all projects is not to exceed \$437,779.53.

SPONSOR(S): DARLENE HARRIS

Legislative History

1/29/13	City Council	Waived under Rule 8	Passed
1/29/13	City Council	Read and referred	
1/30/13	Standing Committee	AMENDED	Passed
1/30/13	Standing Committee	Affirmatively Recommended as Amended	Passed

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No.

2013-1139

Report of the Committee on Public Works for January 30, 2013 with an Affirmative Recommendation.

Bill No.

2013-1109

Resolution authorizing the City of Pittsburgh's Department of Public Works to assume responsibility for the year round maintenance, repair, and future alterations of facilities constructed by the Pennsylvania Department of Transportation as part of the PA 51/88 Bridge and Roadway Improvement Project.

Legislative History

1/22/13	City Council	Read and referred	
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No.

2013-1110

Resolution providing for an Agreement or Agreements, or the use of existing Agreements, with a Consultant or Consultants; for engineering services in connection with the replacement of the Second Avenue Bridge over Nine Mile Run; providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof. Cost not to exceed \$400,000.00.

Legislative History

1/22/13	City Council	Read and referred	
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1/30/13	Standing Committee	Affirmatively Recommended	Passed
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COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2013-1140](#) Report of the Committee on Land Use and Economic Development for January 30, 2013 with an Affirmative Recommendation.

Bill No. [2012-0894](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from R1A-M, Residential Single-Unit Attached, Moderate Density and LNC, Local Neighborhood Commercial Districts to UNC, Urban Neighborhood Commercial District certain property roughly bounded by Hamilton Avenue, Finance Street, North Homewood Ave and Zenith Way; changing from R1A-M, Residential Single-Unit Attached, Moderate Density District to R1A-VH, Residential Single-Unit Attached, Very High Density District certain property roughly bounded by Zenith Way, Hamilton Avenue, North Braddock Avenue, North Richland Street and Finance Street; and changing from UI, Urban Industrial District to R1A-VH, Residential Single-Unit Attached, Very High Density District certain property roughly bounded by Alsace Way, Brushton Avenue, Rosedale Street and Susquehanna Street; all in the Allegheny County Block and Lot System, 13th Ward.

SPONSOR(S): REVEREND RICKY V. BURGESS

Legislative History

10/31/12	City Council	Read and referred	
11/5/12	Standing Committee	Referred for Report and Recommendation	Passed
11/5/12	Standing Committee	Held for Public Hearing	Passed
1/29/13	Hearings Committee	Public Hearing Held	Passed
1/30/13	Standing Committee	AMENDED	Passed
1/30/13	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2013-1057](#) Resolution further amending and supplementing Resolution No. 855 of 2011, entitled adopting and approving the 2012 capital budget by reducing various inactive projects and adding DPW-Bloomfield Deck Hockey, \$74,924.55; Hispanic Chamber of Commerce, \$10,000; and Shadyside Chamber of Commerce - Bike Corral, \$5,000 in Council District 8 Neighborhood Needs.

SPONSOR(S): WILLIAM PEDUTO

Legislative History

1/8/13	City Council	Read and referred	
1/16/13	Standing Committee	Held in Committee	Passed
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2013-1104](#) Resolution amending Resolution No. 544, effective September 21, 2012, entitled, "Providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, so as to reprogram funds within City Council from: "Greenfield Organization" (-\$10,000.00), "Arlington Civic Council" (-\$2,000.00) and transfer these funds to "Hazelwood Initiative" (+\$10,000.00) and "South Side Chamber of Commerce" (+\$2,000.00).

SPONSOR(S): BRUCE A. KRAUS AND COREY O'CONNOR

Legislative History

1/29/13	City Council	Waived under Rule 8	Passed
1/29/13	City Council	Read and referred	
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2013-1105](#) Resolution amending Resolution No. 713, effective November 28, 2012, entitled: Amending the Capital Budget and providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2012 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to reprogram funds within City Council, within the Mayor's Office and to transfer funds from Public Works to the Law Department from: City Council: "Greenfield Organization" (-\$10,000.00), "Arlington Civic Council" (-\$2,000.00) and transfer these funds to "Hazelwood Initiative" (+\$10,000.00) and "South Side Chamber of Commerce" (+\$2,000.00). Mayor's Office: "City Source" (-\$4,000.00) -\$5,000.00 and transfer these funds to "Prime Stage Theatre" (+\$4,000.00). +\$5,000.00, Public Works: "Building Improvement Program: (-\$250,000.00) and transfer these funds to the Law Department "Disparity Study Update" (+\$250,000.00).

SPONSOR(S): BRUCE A. KRAUS, COREY O'CONNOR AND REVEREND RICKY V. BURGESS

Legislative History

1/29/13	City Council	Waived under Rule 8	Passed
1/29/13	City Council	Read and referred	
1/30/13	Standing Committee	AMENDED	Passed
1/30/13	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2013-1106](#) Resolution amending Resolution 363, approved May 25, 2010, providing for the implementation of a Residential Parking Permit Program (RPPP) Area "A", in the Central Lawrenceville area (Council District #7) to expand the district to include additional streets pursuant to Pittsburgh Code Chapter 549.

Legislative History

1/22/13	City Council	Read and referred	
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2013-1107](#)

Resolution amending Resolution 85, approved February 28, 2012, providing for the implementation of a Residential Parking Permit Program (RPPP) Area "Y", in the Shadyside area (Council District #8) to expand the district to include additional streets pursuant to Pittsburgh Code Chapter 549.

Legislative History

1/22/13	City Council	Read and referred	
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2013-1108](#)

Resolution amending Resolution 501, approved June 27, 2000, providing for the implementation of a Residential Parking Permit Program (RPPP) Area "P", in the Bluff/Uptown area (Council District #6) to expand the district to include additional streets pursuant to Pittsburgh Code Chapter 549.

Legislative History

1/22/13	City Council	Read and referred	
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2013-1111](#)

Resolution amending Resolution No. 712, Effective November 28, 2012, entitled: "Providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, so as to transfer funds within the Mayor's Office from: "City Source" (-\$4,000.00) -\$5,000.00 and transfer these funds to the "Prime Stage Theatre" (+\$4,000.00). +\$5,000.00

SPONSOR(S): REVEREND RICKY V. BURGESSLegislative History

1/29/13	City Council	Waived under Rule 8	Passed
1/29/13	City Council	Read and referred	
1/30/13	Standing Committee	AMENDED	Passed
1/30/13	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2013-1129](#)

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 \$27,646.80 from District 1 Neighborhood Needs Projects and adding \$15,000 to Brighton Heights Citizens Federation, \$5,000 to Observatory Hill Inc., \$1,000 to Observatory Hill Inc. Newsletter, \$1,646.80 for flowers at Riverview Park, and \$5,000 to Summer Hill Citizens Council.

SPONSOR(S): DARLENE HARRISLegislative History

1/29/13	City Council	Waived under Rule 8	Passed
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1/29/13	City Council	Read and referred	
1/30/13	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2013-1141](#) Report of the Committee on Intergovernmental Affairs for January 30, 2013 with an Affirmative Recommendation.

Bill No. [2012-1046](#) Requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-9623, from GM Lutsko, Inc. - 1212 Crawford Avenue, Duquesne, PA. 15227 to Applicant The Cure Restaurant, LLC - 5336 Butler Street, Pittsburgh, PA 15201 (Lawrenceville) into the premises to be known as The Cure Restaurant, LLC pursuant to amended Pennsylvania Liquor Code, §4-461.

Legislative History

12/27/12	City Council	Read and referred	
1/3/13	Standing Committee	AMENDED	Passed
1/3/13	Standing Committee	Held for Public Hearing	Passed
1/29/13	Hearings Committee	Public Hearing Held	Passed
1/30/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2013-1054](#) Resolution approving Execution of a Contract For Disposition of Land By and Between the Urban Redevelopment Authority of Pittsburgh and Ralph A. Falbo, Inc., for the sale of Parcel E2b (Block 29-P, Lot 350) in the 16th Ward of the City of Pittsburgh in Redevelopment Area No. 55, South Water Street, Council District No. 3 (construction of residential building).

Legislative History

1/8/13	City Council	Read and referred	
1/16/13	Standing Committee	Affirmatively Recommended	Passed
1/22/13	City Council	RECOMMITTED	Passed
1/23/13	Standing Committee	Held in Committee	Passed
1/30/13	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER