

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, September 24, 2013

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-SEVENTH COUNCIL**

Darlene M. Harris, President

**Council Members: Rev. Ricky V. Burgess, 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: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2013-1894](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Operation Save Our Youth for their commitment to young people in and around the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, September 24, 2013, to be "Operation Save Our Youth 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.

[2013-1895](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Nicole King and Sweet Dreams Childcare for providing creative childcare solutions in a healthy and safe environment for parents and guardians with non-traditional work or school hours; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, September 24, 2013, to be "Sweet Dreams Childcare 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.

[2013-1896](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare September 10, 2013 to be "Coach Dillard Day" in the City of Pittsburgh.

SPONSOR(S): R. DANIEL LAVELLE, THERESA SMITH AND ALL MEMBERS

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

Bill No.

[2013-1897](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Pastor Ruth Lattimore for her inspirational and visionary leadership; and, sterling Christian service; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, September 24, 2013, to be "Pastor Ruth Lattimore Day" in the City of Pittsburgh.

SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS

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

Bill No. [2013-1898](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Small Seeds Development, Inc. for their work in empowering families and building a better community; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare September 26, 2013 “Small Seeds Development 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. [2013-1899](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend, Malcolm “Mac Miller” McCormick for his musical accomplishments, generous contributions to the arts and as an ambassador for Pittsburgh around the world; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Friday, September 20, 2013, to be “Mac Miller Day” in the City of Pittsburgh.

SPONSOR(S): REVEREND RICKY V. BURGESS, BRUCE A. KRAUS, R. DANIEL LAVELLE, COREY O'CONNOR, NATALIA RUDIAK AND WILLIAM PEDUTO

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. [2013-1885](#) Resolution authorizing the City of Pittsburgh to issue quit claim deed for property in the 31st Ward of the City of Pittsburgh, designated as Block 134-B-part of Lot 316 to the Pennsylvania Department of Transportation for the sum of \$1.00, and further to authorize a temporary construction easement on the same parcel Block 134-B- part of lot 316 for the sum of \$1.00.

Read and referred to Finance and Law Committee

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2013-1886](#) Ordinance Providing for the revision of Encroachment Ordinance Chapter 419.05 Telephone Booths, Transit Shelters, Newsracks and Bicycle Racks to include a provision permitting Bike Stations.

Read and referred to Public Works Committee

COUNCILMAN COREY O'CONNOR PRESENTS:

Bill No. [2013-1890](#) Resolution amending Resolution 709, effective 11-28-2012, entitled, “Resolution authorizing the Pittsburgh Parking Authority to enter into an agreement, per a Memo of Understanding, with Carnegie Mellon University and Phipps Conservatory and

Botanical Gardens, Inc regarding a one-year pilot project for an Institute Managed Dynamic Pricing study for on-street metered parking on Tech Street, Frew Street, Margaret Morrison Street, and portions of Schenley Drive, Panther Hollow Road, and Frank Curto Drive,” so as to extend the pilot program for an additional year.

SPONSOR(S): COREY O'CONNOR

Read and referred to Intergovernmental Affairs Committee

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

Bill No. Resolution providing for an agreement or agreements for Information Systems
[2013-1887](#) Modernization to include upgrades to the City's existing information and telecommunication systems, public safety systems, and public works systems for a sum not to exceed \$300,000 and for the payment of the costs thereof.

Read and referred to Performance and Asset Management Committee

Bill No. Resolution amending Resolution 453, effective July 9, 2013, entitled “Resolution
[2013-1889](#) authorizing the extension of the PCTV agreement dated January 20th 2011 so as to extend the agreement until September 30, 2013,” to further extend the agreement until October 31, 2013.

SPONSOR(S): NATALIA RUDIAK

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

Read and referred to Performance and Asset Management Committee

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2013-1888](#) Facilities Plan for Doughboy Square- Restaurant & Convenience Store @ 3431 Butler Street, Pittsburgh, Pa 15201.

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor
[2013-1891](#) license, License No. E-3089, from Helga H. Rettig - 16 Friday Road, Millvale, PA. 15209 to the Applicant PCRC Bryant, LLC - for the premises located at 5901 Bryant Street, Pittsburgh, PA 15206 into the premises to be known as Bryant Street Market pursuant to amended Pennsylvania Liquor Code, §4-461.

Read and referred to Intergovernmental Affairs Committee

Bill No. Resolution appointing Mark Masterson, 922 Middle Street, Pittsburgh, PA 15212, to
[2013-1892](#) serve as a Council appointed community based organization representative on the Reinvestment Review Committee (RRC) for a four (4) year term to expire October 1, 2017.

Held, Pending Interview to Hearings Committee

Bill No. Resolution appointing Marimba Milliones, 2015 Centre Ave., Pittsburgh PA 15219, to serve as a Council appointed community based organization representative on the Reinvestment Review Committee (RRC) for a four (4) year term to expire October 1, 2017.

[2013-1893](#)

Held, Pending Interview to Hearings Committee

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 September 18, 2013 with an Affirmative Recommendation.

[2013-1880](#)

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

Bill No. Resolution authorizing the issuance of a warrant in the total sum of Twenty-Five Thousand Dollars (\$25,000.00), in favor of One Three Five, Inc., c/o Goldberg, Kamin & Garvin, LLP releasing and discharging the City of Pittsburgh from liability in the civil action filed at 2:13-CV-00467-NBF in the United States District Court for the Western District of Pennsylvania, and arising from an alleged incident on or about March 13, 2013 in the City of Pittsburgh.

[2013-1797](#)

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. 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 K. A: 2113 & 2111 Forbes, B: 814 Lincoln, C: 1339 Kenberma, D: 1820 Chateau, E: 1039 Spring Garden, {F: 6 Lecky-DELETED, G: 458 Natchez-DELETED}, H: 134 Carrick, {I: 1464 High-DELETED, J: 2034 Ley-DELETED}, K: 829 Flemington.

[2013-1846](#)

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. 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.

[2013-1847](#)

ITEMS A through K.

A: 3213 Juliet, B: 5020 Rosetta, C: 1305 Paulson, D: 323 Hale, E: 1606 & 1619 Saint Patrick, F: 420 McManus, G: 2356 Saranac, H: 1112 & 1114 Voskamp, I: 135th, J: 6342 Dean, K: 6307 Dean.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. Resolution further amending Res. No. 93 effective March 6, 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 in Council District 3; and providing for the payment of the costs thereof", by adding Rebuilding Together Pittsburgh (\$5,000), Southside Chamber of Commerce (\$2,000) and reducing District 3 DPW Project by \$7,000. Total remaining in District 3 Neighborhood Needs projects is not to exceed \$51,943.77.

[2013-1868](#)

SPONSOR(S): BRUCE A. KRAUS

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for September 18, 2013 with an Affirmative Recommendation.

[2013-1881](#)

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

Bill No. Ordinance supplement the Pittsburgh Code, Title Six, Conduct, Article VII, Disruptive Properties, by the adding Chapter 671 entitled, Maintenance of Abandoned Residential Properties Pending Foreclosure.

[2013-1666](#)

SPONSOR(S): R. DANIEL LAVELLE AND THERESA SMITH

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for September 18, 2013 with an
[2013-1882](#) Affirmative Recommendation.

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

Bill No. Ordinance amending the Pittsburgh Code, Title Seven, Business Licensing, Chapter
[2013-1848](#) 719 Vendors and Peddlers, Section 719.10, Lists of Sites Approved by Council, by adding permanent street and sidewalk vending sites for 2013 Licensure Years, 1400 Penn Ave.

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

Votes: Ayes: 8 - Rev. Burgess, 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. Report of the Committee on Land Use and Economic Development for September 18,
[2013-1883](#) 2013 with an Affirmative Recommendation.

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

Bill No. Resolution authorizing the Mayor and the Director of City Planning of the City of
[2013-1849](#) Pittsburgh are authorized to execute relevant agreements with the Pennsylvania Museum and Historical Commission not to exceed thirty-thousand dollars (\$30,000).

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. Resolution further amending and supplementing Resolution No. 855 of 2011, entitled
[2013-1869](#) “adopting and approving the 2012 capital budget and the 2012 Community Development Block Grant” by adding Rebuilding Together Pittsburgh \$5,000 and Southside Chamber of Commerce \$2,000 and by reducing District 3 DPW Project by \$7,000

SPONSOR(S): BRUCE A. KRAUS

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for September 18, 2013 with
[2013-1884](#) an Affirmative Recommendation.

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

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2013-1864](#) Facilities Plan for Riverview Park Athletic Field Restroom, 257 Mairdale Avenue, Pittsburgh, PA 15214.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor
[2013-1811](#) license, License No. R-4496 from The Estate of Gloria B. Payne, 7714 Edgewood Avenue, Swissvale, PA 15218, to the Applicant, PAFC, Ltd., for the premises located at 308 Forbes Avenue, Pittsburgh, PA 15222, restaurant known as Penn Avenue Fish Co., pursuant to amended Pennsylvania Liquor Code, §4-461.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS - NONE

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER