

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, November 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

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

MAYOR RAVENSTAHL'S PRESENTATION OF THE 2012 BUDGET

PROCLAMATIONS

Bill No.

[2012-0940](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor the Allegheny General Hospital Diabetes Committee, the Joslin Diabetes Center at West Penn Hospital, the American Diabetes Association and the Pennsylvania Diabetes Action Partnership for their commitment towards increasing diabetes awareness; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby proclaim Wednesday, November 14, 2012, to be "World Diabetes Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS, PATRICK DOWD AND ALL MEMBERS

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

Bill No.

[2012-0941](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and commend the Highmark Caring Place for its focused and compassionate mission to help grieving children and for its efforts to promote Children's Grief Awareness Day so that all grieving children can receive support at all levels in the community.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, November 15, 2012, to be "CHILDREN'S GRIEF AWARENESS 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.

[2012-0942](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor Alan Perry for the important work and dedicated contributions supporting the young people in the community of, and does hereby declare November 16, 2012, to be "Alan D. Perry Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS 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. [2012-0932](#) Resolution authorizing the issuance of a warrant in the total sum of Seven Thousand Two Hundred Eighty-One Dollars and Twenty-Five Cents (\$7,281.25) to Marc S. Itskowitz, M.D., 1307 Federal Street, Suite 304, Pittsburgh, PA 15212 for professional services rendered in the civil action filed at GD 10-018368 in the Common Pleas Court of Allegheny County, and arising from an alleged incident on February 06, 2010 in the City of Pittsburgh.

Read and referred to Finance and Law Committee

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. [2012-0934](#) Resolution amending Resolution No. 146, effective March 26, 2012, entitled "Authorizing the filing of an application for federal assistance with the U.S. Department of Transportation for up to \$17,000,000 in TIGER IV funds for the development and construction of the East Liberty Transit Center/Transit Oriented Development project" to authorize the Mayor to appoint a designee to file the application. (Council District 8)

Read and referred to Intergovernmental Affairs Committee

Bill No. [2012-0935](#) Resolution amending Resolution No. 145, effective March 26, 2012, entitled "Authorizing a Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of a TIGER IV Grant in an amount up to \$17,000,000 from the U.S. Department of Transportation for the development and construction of the East Liberty Transit Center/Transit Oriented Development project" by reducing the amount of the grant to \$15,000,000, adding an account number and authorizing the Acting Executive Director of URA to sign documents. (Council District 8)

Read and referred to Intergovernmental Affairs Committee

Bill No. [2012-0937](#) Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-9960, from Chick's Grill, LLC, 3711 Walnut Street, McKeesport, PA 15132 to Applicant Ratthasak Insawang, 1631 Allegheny Avenue, Pittsburgh PA 15233; into the premises to be known as Nicky's Thai Kitchen III, Inc., 903 Penn Avenue, Pittsburgh, PA 15222, pursuant to amended Pennsylvania Liquor Code, §4-461.

Read and referred to Intergovernmental Affairs Committee

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2012-0933](#) 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 West Carson Street Viaduct and Roadway Improvement Project.

Read and referred to Public Works Committee

Bill No. Resolution vacating Annan Way between North Homewood Avenue and Zenith Way
[2012-0938](#) in the 13th, Ward, 9th Council District of the City of Pittsburgh.

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

Read and referred to Public Works Committee

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Ordinance supplementing the Pittsburgh Code, Title Ten - Building, Chapter 1001 -
[2012-0939](#) Scope, Intent, and Application by adding a new Section, 1001.11 Special Abatement
Actions, outlining additional actions that the Chief of the Bureau of Building
Inspection may take to alert the public to Property Maintenance Code violations at
properties in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO AND NATALIA RUDIAK

Read and referred to Public Safety Services Committee

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution authorizing the appointment of 30 members to the HIV/AIDS Commission.
[2012-0931](#)

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

Bill No. Resolution authorizing the appointment of Howard (Joe) Brown, 1129 Woodland
[2012-0936](#) Avenue, Pittsburgh, PA 15212, as a Member of the Citizens Police Review Board
(CPRB) for a term to expire October 31, 2013.
(Mr. Brown is replacing Thomas Kolano.)

**A motion was made that this matter be Held, Pending Interview to the Hearings
Committee. The motion carried.**

UNFINISHED BUSINESS

Bill No. Resolution authorizing the appointment of Paul Homick, 3755 Baytree Street,
[2012-0821](#) Pittsburgh, PA 15214, as a member of the Citizen Police Review Board for a term to
expire on October 31, 2013. Mr. Homick is replacing Deborah Whitfield.
(City Council Seat #4)

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

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 November 5, 2012 with an
[2012-0930](#) Affirmative Recommendation.

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

Bill No. Resolution providing for an Agreement(s) and Contract(s) with the Minority
[2012-0888](#) Education Labor Agency to provide pre-apprentice training in the construction trades to individuals from under represented ethnic groups to assist in improving entry level positions in the labor unions. The cost thereof is not to exceed \$50,000.00.

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. Resolution further amending Resolution No. 855, effective January 1, 2012, as
[2012-0890](#) 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 Neighborhood Business and Economic Development and the Homewood/Brushton Redevelopment projects within the URA.

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

APPROVAL OF MINUTES

RECESS

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER

RECONVENED MEETING HELD WEDNESDAY, NOV. 14, 2012

Video sstreaming of Reconvened Regular Meeting can be viewed on the Standing Committee Meeting of Nov. 14th.

Bill No. Report of the Committee on Public Works for November 14, 2012 with an Affirmative
[2012-0943](#) Recommendation.

Read, Received and Filed

Bill No. Resolution vacating Annan Way between North Homewood Avenue and Zenith Way
[2012-0938](#) in the 13th, Ward, 9th Council District of the City of Pittsburgh.

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

Votes: Ayes: 7 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Out of Room: 2 - Mr. Kraus and Mr. Lavelle

ADJOURNED