

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, July 29, 2014

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-EIGHTH COUNCIL**

Bruce A. Kraus, President of Council

**Council Members: Rev. Ricky V. Burgess, Dan Gilman, Deborah L. Gross, Darlene M. Harris,
R. Daniel Lavelle, Corey O'Connor, Natalia Rudiak, Theresa Kail-Smith**

Mary Beth Doheny, City Clerk

ROLL CALL

Present: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Absent: 1 - Rev. Burgess

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby
[2014-0697](#) declare Tuesday, July 29, 2014 as "Mark Nordenberg Day" in the City of Pittsburgh.

SPONSOR(S): DAN GILMAN AND ALL MEMBERS

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

Bill No. NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh
[2014-0698](#) does hereby declare August 4, 2014 to be "City High SAGE Team 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. NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh
[2014-0699](#) does hereby declare July 15, 2014 to be "Dr. Morris Turner 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. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby
[2014-0700](#) declare Tuesday, July 29, 2014, to be "James Baldwin 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. THEREFORE, be it resolved that The Council of the City of Pittsburgh hereby
[2014-0701](#) proclaims August 16-23, 2014 as a National Week of Non-Violence

SPONSOR(S): ALL MEMBERS AND NATALIA RUDIAK

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN REV. RICKY BURGESS PRESENTS:

Bill No. Resolution providing authorization for the City of Pittsburgh and the Pittsburgh Water and Sewer Authority to enter into an agreement for the City to provide administrative services associated with the health care plan to the Pittsburgh Water and Sewer Authority.

[2014-0690](#)

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

Read and referred to Committee on Human Resources

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article III, Section 906.02 to provide an updated Flood Plain Overlay consistent with Federal and State regulations.

[2014-0689](#)

Read and referred to Committee on Land Use and Economic Development

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

Bill No. Resolution providing for the issuance of a Resolution authorizing the issuance of a warrant in favor of Elliot Newman, Arbitrator, 687 State Route 30, Clinton, PA 15026, in an amount not to exceed Three Thousand Nine Hundred Seventeen Dollars and No Cents (\$3,917.00) for payment of professional services rendered in City of Pittsburgh/FOP, Fort Pitt Lodge No. 1, Grievances regarding Officer Garrett Brown and regarding Shift Differential.

[2014-0686](#)

Read and referred to Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Project Cooperation Agreement with the Western Pennsylvania Conservancy in connection with the conduct of a comprehensive street tree inventory for the City of Pittsburgh in 2014.

[2014-0687](#)

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

Read and referred to Committee on Public Works

Bill No. Resolution authorizing The Mayor and the Directors of the Departments of Parks and Recreation and Public Works to enter into a Project and Financial Assistance Agreement with Dynamo Youth Soccer in connection with its provision of funding for landscape and construction services relating to the City's improvements to the Schenley Oval Playing Fields.

[2014-0688](#)

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

Read and referred to Committee on Public Works

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Works and the Director of the Department of Finance to enter into a License and Maintenance

[2014-0696](#)

Agreement for installation and maintenance of bicycle racks with the Pittsburgh Cultural Trust, a Pennsylvania non-profit corporation dedicated to transforming a section of Downtown Pittsburgh into a world-class cultural district that stands as a national model of urban diversification through the arts ("Cultural Trust").

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

Read and referred to Committee on Public Works

Bill No.

[2014-0691](#)

Resolution amending Resolution No. 138, effective April 2, 2014, entitled: Resolution 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, at a cost not to exceed \$918,650.00; so as to transfer funds in City Council from: "Parks and Recreation" (-\$2,976.74), and transfer these funds to "Neighborhood Learning Alliance" (+\$2,976.74).

SPONSOR(S): THERESA KAIL-SMITH

Read and referred to Committee on Land Use and Economic Development

Bill No.

[2014-0692](#)

Resolution amending Resolution No. 139, effective April 2, 2014, entitled: 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 2010 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 transfer funds in City Council from: "Parks and Recreation" (-\$2,976.74), and transfer these funds to "Neighborhood Learning Alliance" (+\$2,976.74).

SPONSOR(S): THERESA KAIL-SMITH

Read and referred to Committee on Land Use and Economic Development

Bill No.

[2014-0693](#)

Resolution amending Resolution No. 404, effective June 17, 2014, entitled: Resolution 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 the residents of the City of Pittsburgh, at a cost not to exceed \$940,000.00; so as to reprogram funds from: "Salvation Army - West Side Corp." (-\$5,000.00) and "Youth Places-Hurricanes Youth Athletic Association" (-\$10,000.00); and transfer these funds to "Neighborhood Learning Alliance" (+\$15,000.00).

SPONSOR(S): THERESA KAIL-SMITH

Read and referred to Committee on Land Use and Economic Development

Bill No. [2014-0694](#) Resolution amending Resolution #402, effective June 17, 2014, Resolution 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 2014 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 transfer funds in City Council from: "Salvation Army - West Side Corp." (-\$5,000.00) and "Youth Places-Hurricanes Youth Athletic Association" (-\$10,000.00) and transfer these funds to "Neighborhood Learning Alliance" (+\$15,000.00).

SPONSOR(S): THERESA KAIL-SMITH

Read and referred to Committee on Land Use and Economic Development**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No. [2014-0695](#) Resolution submitting the names of Harold Weisenfeld, Bethany Blackburn and Amesh A Adalja as members of the HIV/AIDS Commission.

Held, Pending Interview to Committee on Hearings**UNFINISHED BUSINESS**

Bill No. [2014-0676](#) Resolution appointing Sam Ashbaugh as the Director of the Office of Management and Budget of the City of Pittsburgh.

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

Bill No. [2014-0677](#) Resolution appointing Stephen Bucar as Director of Public Safety of the City of Pittsburgh.

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

REPORTS OF COMMITTEE - FINAL ACTION**COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. [2014-0683](#) Report of the Committee on Finance and Law for July 23, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0644](#) An Ordinance supplementing the Pittsburgh Code, Title Six, Conduct, Article V, Discrimination, Chapter 651, Findings and Policy, Subsection 651.04, Definitions, to include additional language in subsection (b) Discriminate or Discrimination.

SPONSOR(S): BRUCE A. KRAUS AND NATALIA RUDIAK

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No.

[2014-0678](#)

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.
ITEM A: 3106 Shadeland.

SPONSOR(S): DARLENE M. HARRIS

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

COUNCILWOMAN DEBORAH L. GROSS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No.

[2014-0684](#)

Report of the Committee on Land Use and Economic Development for July 23, 2014 with an Affirmative Recommendation.

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

Bill No.

[2014-0464](#)

Resolution providing for an Agreement(s) and Contract(s) with Community Based Organizations for community and economic development planning assistance in various neighborhoods in the City and providing operating support for these groups, and provide for the payment at a cost thereof, at a cost not exceed \$700,000.

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

Votes: Ayes: 7 - Mr. Gilman, Ms. Gross, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 1 - Mrs. Harris
Absent: 1 - Rev. Burgess

Bill No. Resolution amending Resolution No. 403 of 2014, effective June 17, 2014 as
[2014-0641](#) amended, entitled "Resolution adopting and approving the 2014 Capital Budget and the 2014 Community Development Block Grant Program; so as to increase the HOPWA grant amount by twenty three dollars (\$23.00) from 723,773.00 to 723,796.00.

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No. Resolution amending Resolution No. 393, effective June 17, 2014, entitled,
[2014-0642](#) "Resolution providing for an Agreement or Agreements with the Jewish Healthcare Foundation to provide administration and operating expenses, housing and housing related supportive services to persons with HIV/AIDS and their families, at a total cost not to exceed \$723,773.00, so as to increase the HOPWA grant amount by twenty three dollars (\$23.00) from 723,773.00 to 723,796.00.

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No. Resolution amending Resolution No. 391, effective July 9, 2012 entitled "Resolution
[2014-0672](#) 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" so as to transfer the projects from the Department of City Planning to the Urban Redevelopment Authority of Pittsburgh and authorize a cooperation agreement with URA.

SPONSOR(S): DARLENE M. HARRIS

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No. Resolution further amending Resolution No. 855 of 2011, entitled "adopting and approving the 2012 capital budget and the 2012-2017 Capital Improvement Program" by transferring the "Woodland/Shadeland Housing Initiative" and the "Fineview Housing Initiative" from the Department of City Planning to the Urban Redevelopment Authority

[2014-0673](#)

SPONSOR(S): DARLENE M. HARRIS

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for July 23, 2014 with an Affirmative Recommendation.

[2014-0685](#)

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 Facilities Plan for Carnegie Mellon University, University Center Addition, 5032 Forbes Avenue, Pittsburgh, PA 15213.

[2014-0085](#)

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No. Resolution amending Resolution No. 713/2013, as further amended by Resolution 214/2014, entitled "Resolution calling upon the Mayor of the City of Pittsburgh to create a Public Schools Task Force and calling upon the Pittsburgh Board of Public Education to place a moratorium on the closing of Pittsburgh Public Schools for the 2014-2015 school year," so as to change certain requirements.

[2014-0674](#)

SPONSOR(S): THERESA KAIL-SMITH

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

Votes: Ayes: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus

Noes: 0

Abstentions: 0

Absent: 1 - Rev. Burgess

MOTION TO SCHEDULE A CABLECAST POST AGENDA MEETING AT THE REQUEST OF COUNCILMAN DAN GILMAN:

Game Production

EXCUSE ABSENT MEMBERS - MR. BURGESS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER