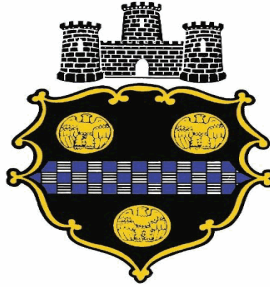


City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



Meeting Minutes - Final

Wednesday, September 7, 2016

10:00 AM

Council Chambers

City Council

ONE-HUNDRED

THIRTY-NINTH 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 - Kimberly Clark-Baskin, Deputy City Clerk

A. ROLL CALL

Present 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

B. PLEDGE OF ALLEGIANCE**C. PROCLAMATIONS**

[2016-0747](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does recognize Molly Rush for her lifetime of achievements and activism; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Friday, September 9, 2016 to be "**Molly Rush Day**" in the City of Pittsburgh.

SPONSORS: MS. RUDIAK AND ALL MEMBERS

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

[2016-0748](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby acknowledge and commend the Parkinson Foundation Western PA for its contributions to people with Parkinson disease, as well as its service to all of the citizens of Pittsburgh and Western Pennsylvania; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, September 24, 2016, to be "**PFWPA Step Forward Pittsburgh Day**" in the City of Pittsburgh.

SPONSORS: MS. GROSS, MRS. KAIL-SMITH AND ALL MEMBERS

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

[2016-0749](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend this franchise for its social and cultural significance and relationship with Pittsburgh as well as Row House Cinema for its hard-work in helping to publicly recognize this historic anniversary; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, September 7th, 2016 to be “**Star Trek Day**” in the City of Pittsburgh.

SPONSORS: MS. GROSS AND ALL MEMBERS

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

[2016-0750](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does recognize and honor Mr. Todd Siegel for his outstanding career with the City upon his retirement and wish him all the best in his future endeavors; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, September 7th, 2016 to be “**Todd Siegel Day**” in the City of Pittsburgh.

SPONSORS: MRS. HARRIS AND ALL MEMBERS

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

[2016-0751](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Lebanese-American community of Our Lady of Victory Maronite Catholic Church for their commitment to family and faith and serving the residents of the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare, September 9-11, 2016, to be “***Lebanese-American Days***” in the City of Pittsburgh.

SPONSORS: MRS. KAIL-SMITH AND ALL MEMBERS

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

[2016-0752](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Vincentian Collaborative System for the care they provide for our senior residents and invite all Pittsburgh residents to rock for our seniors; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, September 17th, 2016, to be ***“Rocking for Residents Day”*** in the City of Pittsburgh.

SPONSORS: MRS. KAIL-SMITH AND ALL MEMBERS

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

[2016-0753](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend ***Baptist Temple Church*** for more than 90 years of dedicated service to the Homewood Community and wishes the Church many, many more; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, September 10, 2016, to be ***“Baptist Temple Church Day”*** in the City of Pittsburgh.

SPONSORS: REV. BURGESS AND ALL MEMBERS

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

[2016-0754](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby celebrate the accomplishments of Pittsburgh native, Oakland Catholic High School alumna, and Olympic Gold medalist Amanda Polk; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, September 8th to be ***“Amanda Polk Day”*** in the City of Pittsburgh.

SPONSORS: MR. GILMAN AND ALL MEMBERS

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

[2016-0755](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and honor historic citizens **Elmer Menhart and Maxine Bruhn** and commends all of the 2016 sponsors and participants in the annual **German Heritage Recognition Luncheon**; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, September 10th, 2016, to be “**German Day**” in the City of Pittsburgh. **Glück Auf!**

SPONSORS: MRS. HARRIS AND ALL MEMBERS

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

[2016-0756](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Rabbi Mordy and Rivkee Rudolph for their dedication to **The Friendship Circle** and congratulates **The Friendship Circle** for its ten years of successful service to the community and for its move to a new home in the heart of Squirrel Hill; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, September 11, 2016 to be “**THE FRIENDSHIP CIRCLE DAY**” in the City of Pittsburgh.

SPONSORS: MR. O'CONNOR AND ALL MEMBERS

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

D. PUBLIC COMMENTS

E. PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2016-0736](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh designating URA as the City’s agent for administration of the 2016-2017 HOME Investments Partnership Program. (Council Districts: All)

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2016-0737](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from SP-8, Riverfront Landing Specially Planned District, to UI, Urban Industrial, a 355,275 sq. ft. parcel, known as 2100 Smallman Street; and Article VI, Section 909.01.O, SP, Specially Planned District with minor revisions to SP-8/Riverfront Landing in order to remove the Produce Terminal site from the SP-8 Specially Planned District.

Withdrawn by Councilwoman Gross, Chair of the Land Use and Economic Development Committee.

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2016-0738](#) Resolution amending Resolution No. 38 of 2012 providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with Discovery Benefits, Inc. for professional services in connection with the administration of the City of Pittsburgh's COBRA employee benefit continuation services by increasing the total cost from \$44,500.00 to \$56,400.00, and extending the contract one (1) calendar year through 2017.

Read and referred to the Committee on Human Resources

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2016-0739](#) Resolution authorizing the Mayor, Director of the Department of Public Safety, and the Chief of Police, on the behalf of the City of Pittsburgh, to enter into a grant agreement with the Commonwealth of Pennsylvania, Department of Transportation, Division of Highway Safety, Police Traffic Services Grant (Federal Fiscal Year 2017), for the purpose of receiving grant funds in the amount of one hundred ninety thousand dollars (\$190,000.00) that will be used for Driving Under the Influence enforcement and outreach activities.

Read and referred to the Committee on Public Safety Services

COUNCILMAN COREY O'CONNOR PRESENTS:

[2016-0740](#) Ordinance amending and supplementing the City of Pittsburgh Code, Title Four ("Public Places and Property"), Article XI ("Parks and Playgrounds") by amending Chapter 473 with respect to camping in parks.

Read and referred to the Committee on Urban Recreation

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2016-0741](#) Resolution further amending Resolution No. 816 of 2015, effective January 1, 2016, as amended, entitled “adopting and approving the 2016 Capital Budget and the 2016 Community Development Block Grant Program; and approving the 2016 through 2021 Capital Improvement Program” by increasing funds for the HOME program to reflect an adjustment made by Housing and Urban Development (HUD).

Read and referred to the Committee on Finance and Law

[2016-0742](#) Resolution amending Resolution 244 of 2016 authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Curtin & Heefner, LLP, 250 N. Pennsylvania Ave., P.O. Box 217, Morrisville, PA 19067, for professional legal services and expert advice regarding Building Owners and Managers by increasing the total cost from Ten Thousand Dollars and No Cents (\$10,000.00) to Twenty Thousand Dollars and No Cents (\$20,000.00).

Read and referred to the Committee on Finance and Law

[2016-0743](#) Resolution amending Resolutions 525 of 2015 and 245 of 2016 authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Campbell, Durrant, Beatty, Palombo and Miller, P.C. for professional legal services and expert advice for collective bargaining and/or interest arbitration, as well as expert legal services with regard to separate collective bargaining matters involving other City unions by increasing the total cost from Two Hundred Forty-Seven Thousand Dollars and No Cents (\$247,000.00) to Three Hundred Forty-Seven Thousand Dollars and No Cents (\$347,000.00).

Read and referred to the Committee on Finance and Law

[2016-0744](#) Resolution providing for the issuance of a warrant in the total sum of Two Thousand Two Hundred Seventy-Two Dollars and Ninety Cents (\$2,272.90) in favor of Michael E. Zobrak, Labor Arbitrator, 1217 Pleasant Street, Aliquippa, PA 15001-9425 for arbitration services.

Read and referred to the Committee on Finance and Law

[2016-0745](#) Resolution providing for the issuance of a warrant in the total sum of Two Thousand Dollars and No Cents (\$2,000.00) in favor of David E. Petersen, Esquire, P.O. Box 112683, Pittsburgh, PA 15241-2683 for arbitration services.

Read and referred to the Committee on Finance and Law

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2016-0746](#) Communication from City Controller Michael Lamb submitting a Fiscal Audit of the Department of City Planning Emergency Solutions Grant (ESG) Program Trust Fund, dated August 2016.

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

F. UNFINISHED BUSINESS

[2016-0660](#) Resolution appointing Cherylie Blair-Fuller, 7043 Hamilton Avenue, Pittsburgh PA 15208, as a Commissioner of the Disruptive Properties Appeals Board of the City of Pittsburgh for a term to expire on July 29, 2021.

A motion was made that this matter be Held in Council. The motion carried.

[2016-0661](#) Resolution appointing Charlene Haislip, 6934 Meade Street, Pittsburgh PA 15208, as a Commissioner of the Disruptive Properties Appeals Board of the City of Pittsburgh for a term to expire on July 29, 2021.

Councilwoman Harris Abstained.

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

[2016-0662](#) Resolution appointing Debra James Bailey, 1223 Tweed Street, Pittsburgh PA 15204, as a Commissioner of the Disruptive Property Appeals Board of the City of Pittsburgh for a term to expire on July 29, 2021.

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

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2016-0734](#) Report of the Committee on Public Works for August 31, 2016 with an Affirmative Recommendation.

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

[2016-0725](#) Resolution authorizing the Mayor and Director of the Department of Public Works to enter into an Acceptance of Donation and License and Maintenance Agreement with Laura Jean McLaughlin and the South Side Slopes Neighborhood Association (SSSNA), regarding the donation, installation, and maintenance of mosaic art installation on the risers of the Oakley Way Steps in the South Side Slopes.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

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

[2016-0735](#) Report of the Committee on Land Use and Economic Development for August 31, 2016 with an Affirmative Recommendation.

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

[2016-0407](#) Resolution approving a Conditional Use Application under the Pittsburgh Code, Title Nine, Zoning, Article V, Chapter 911, Section 911.04.A.5 to Stephen Choder, property owner, for authorization to operate a Public Assembly (Limited) use at 7665 Lock Way West, zoned "P" Parks, 11th Ward, Council District No. 9

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

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

No: 0

Abstain: 1 - Ms. Gross

[2016-0584](#) Resolution approving a Conditional Use Application under the Pittsburgh Code, Title Nine, Zoning, Article V, Chapter 911, Section 911.04.A.72 to NRG Energy Center Pittsburgh, on behalf of the property owner Urban Redevelopment Authority, for authorization to construct and operate a Utility (General) use on Colwell Street and Our Way, a portion of Parcel 2-G-92, zoned "GT-E" Golden Triangle Subdistrict E, 3rd Ward, Council District No. 6

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

I. MOTIONS AND RESOLUTIONS

K. EXCUSE ABSENT MEMBERS

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER