

City of Pittsburgh

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



Meeting Minutes

Tuesday, June 27, 2017

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

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

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2017-1681](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend the **Murray Avenue Apothecary** for celebrating 10 years of success as the City's premier Compounding Pharmacy Boutique and recognizes **Susan Merenstein**, RPh and owner for the respect and admiration she has earned for growing this small woman owned business into a pillar of the community; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, June 27, 2017, to be "**MURRAY AVENUE APOTHECARY DAY**" in the City of Pittsburgh.

SPONSOR /S: MR. O'CONNOR AND ALL MEMBERS

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

[2017-1682](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare **Tuesday, June 27, 2017** to be "**Three Rivers Hospice and Family Home Health Services Day**" in the City of Pittsburgh.

SPONSOR /S: MRS. HARRIS AND ALL MEMBERS

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

[2017-1683](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and congratulate **Hal and Sylvia Glick** on the occasion of their 25th Wedding Anniversary, recognizing their mutually respectful and loving relationship and honoring them for their love and devotion to each other; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, July 5, 2017, to be "**SYLVIA AND HAL GLICK DAY**" in the City of Pittsburgh.

SPONSOR /S: MR. O'CONNOR, MR. GILMAN AND ALL MEMBERS

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

[2017-1684](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh hereby encourages the Pennsylvania General Assembly to join the cosponsors of House Bill 1082 in support safe and healthy working conditions for public employees by passing House Bill 1082; and

BE IT FURTHER RESOLVED, that the signed resolution shall be sent to Governor Wolf and the entire Allegheny County Delegation of the General Assembly.

SPONSOR /S: MS. RUDIAK AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2017-1660](#)

An Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article IV, Chapter 917 Operational Performance Standards, Section 917.06 Construction Operations by changing the hours during which construction operations are permitted.

SPONSOR /S: MR. GILMAN

Read and referred to the Committee on Land Use and Economic Development

[2017-1662](#)

Resolution amending Resolution 83 of 2017 to further authorize the Mayor and the Director of the Department of Personnel and Civil Service to enter into a Subrecipient Agreement or Agreements with Partner4Work for the shared operation and administration of the 2017 Learn and Earn Summer Youth Employment Program in an amount not to exceed Seven Hundred Thousand Dollars (\$700,000.00) in addition to the prior authorized Cooperation Agreement or Agreements with the County of Allegheny and Partner4Work for the shared operation and administration of the Program.

Read and referred to the Committee on Intergovernmental Affairs

[2017-1675](#) Resolution providing for an Agreement or Agreements or the use of existing Agreements, providing for a Contract or Contracts or 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 Pittsburgh Water and Sewer Authority (PWSA) for reimbursing PWSA up to \$200,000 for costs incurred by PWSA in their Hayson/Red Oak storm-water retention project, and providing for the payment of the costs thereof.

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2017-1661](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from AP, Mixed-Use Planned Unit Development to GPR-C, Grandview Public Realm sub-district C, a certain property identified as 1401 Grandview Avenue, Block Number 6-G, lot number 251; in the Allegheny County Block and Lot System.

Read and referred to the Committee on Land Use and Economic Development

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2017-1642](#) Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contracts with consultants and/or service providers for professional services in connection with Civil Service and MPOETC required assessment and evaluation of Public Safety candidates, and providing for payment of the cost thereof. Cost not to exceed \$80,000.00.

Read and referred to the Committee on Human Resources

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

[2017-1663](#) Resolution providing for the filing of applications by the Commonwealth of PA, Department of Human Services for grants in connection with the Joint Jobs Initiative Program Employment Advancement and Retention Network (EARN) and providing for the authorization to enter into agreements with various agencies and to pay for expenditures for costs to support, implement and administer the program. Cost not to exceed \$4,585,786.

Read and referred to the Committee on Human Resources

[2017-1664](#) Resolution providing for the authorization to make all legitimate expenditures for payments and agreements or agreements with various agencies to conduct a summer youth employment program to youth residing in the City of Pittsburgh, summer staff wages, and administrative expenditures necessary to implement the 2017 Learn and Earn Summer Youth Employment Program; and providing for the periodic transfer of funds to be used in the 2017 Learn and Earn Summer Youth Employment Program for payment of cost thereof, cost not to exceed \$200,000.00.

Read and referred to the Committee on Human Resources

COUNCILMAN COREY O'CONNOR PRESENTS:

[2017-1665](#) Resolution amending resolution number 816 of 2015, entitled "Resolution adopting and approving the 2016 Capital Budget" in order to transfer \$50,000 from the Cox Ave Flood Control Project to Lewis Deck Hockey Relocation to McBride.

SPONSOR /S: MR. O'CONNOR

Read and referred to the Committee on Public Works

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2017-1541](#) Resolution authorizing the Mayor and the Director of Finance to enter into a Professional Services Agreement with CHR Catering Company Inc. for the purposes of providing the City of Pittsburgh with beverage and snack food vending services through vending machines. The City will receive monthly One Thousand Five Hundred Dollars (\$1,500.00) or twenty five percent (25%) of gross monthly sales, whichever is greater.

Read and referred to the Committee on Finance and Law

[2017-1666](#) Resolution authorizing the issuance of a warrant in the amount of Nine Thousand Three Hundred Eighty Dollars and Zero Cents (\$9,380.00) to Zero Water for additional transportation costs incurred delivering water feature upgrades for the Mayor's Safe Water Plan providing water filters and pitchers to PWSA customers.

Read and referred to the Committee on Finance and Law

[2017-1667](#) Resolution authorizing the Mayor and Director of the Office of Management and Budget to enter into a Fellowship Participation Agreement or Agreements with FUSE Corps to host one Executive Fellow for twelve months at a cost not to exceed One-Hundred Fifty Thousand and Zero Dollars (\$150,000.00) and to host two Executive Fellows for twelve months at no cost to the City.

Read and referred to the Committee on Finance and Law

[2017-1669](#) Resolution authorizing the issuance of a warrant in the total sum of \$3,733.50 to Thomas Thomas and Hafer LLP, One Oxford Centre Suite 1150, 301 Grant St., Pittsburgh, PA 15219 for professional consulting and legal services in connection with an action filed in the United States District Court for the Western District of Pennsylvania filed at 2:15-cv-00555.
(Executive Session Requested)

Read and referred to the Committee on Finance and Law

[2017-1670](#) Resolution authorizing the issuance of a warrant in the total sum of \$7,259.50 to McGrail & Associates, 1714 Lincoln Way, White Oak, PA for professional consulting services in connection with billboard tax litigation.
(Executive Session Requested)

Read and referred to the Committee on Finance and Law

[2017-1671](#) Resolution authorizing the Mayor and City Solicitor to enter into an agreement or agreements with Visual Evidence Corporation, 8555 Sweet Valley Drive, Suite A, Valley View, OH 44125 professional consulting services associated with anticipated or pending litigation, at a cost not to exceed Forty Thousand Dollars and No Cents (\$40,000.00).
(Executive Session Requested)

Read and referred to the Committee on Finance and Law

[2017-1672](#) Resolution providing for the filing of petitions for the sale of certain property, acquired at tax sales, to a City of Pittsburgh based Community Development Corporation, for the purpose of advancing the interests of the community through redevelopment.
ITEMS A through D.
A: 1511 Claim, B: 1517 Claim, C: 123 Bonvue, D: 20 Mairdale

Read and referred to the Committee on Finance and Law

[2017-1673](#) Resolution providing for the conveyance by the City of Pittsburgh of certain property, having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh Side Yard Program. ITEMS A through I: A: 305 Mathilda, B: 308 N. Graham, C: 7606 Mulford, D: 219 Trowbridge, E: 45 Lafferty, F: 0 Oneida, G: 917 Peralta, H: 1612 Brighton, I: 3130 McClure

Read and referred to the Committee on Finance and Law

[2017-1674](#) Resolution providing for the sale of certain property, acquired by the City of Pittsburgh at tax sales. ITEMS A through H: A: 4930 Brown, B: 1313 Reddour, C: 1206 Boyle, D: 1714 Brighton, E: 223 E. Jefferson, F: 111 Jefferson, G: 1442 Loraine, H: 1718 Naugle

Read and referred to the Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2017-1668](#) Resolution providing for a Professional Services Agreement(s) and/or Contract(s) with Walter P. Moore and Associates for an assessment of the structural integrity of the Division 4 Public Works Facility and providing for the payment thereof at a cost not to exceed \$15,000.00.

Read and referred to the Committee on Public Works

[2017-1676](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts, an Agreement or Agreements, or the use of existing Agreements, providing for the design, repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with STREETSCAPE AND INTERSECTION RECONSTRUCTION; and providing for the payment of the costs thereof, not to exceed \$1,476,539.00.

Read and referred to the Committee on Public Works

[2017-1677](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts, an Agreement or Agreements, or the use of existing Agreements, providing for the design, repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with PENN AVENUE RECONSTRUCTION, PHASE II PROJECT; and providing for the payment of the costs thereof, not to exceed \$500,000.00.

Read and referred to the Committee on Public Works

[2017-1678](#) Resolution authorizing the Mayor and Director of the Department of Mobility and Infrastructure to execute relevant agreements to receive grant funding to support two transportation fellowships through the end of 2018, and further providing for an agreement and expenditures not to exceed \$230,000 dollars for this stated purpose.

Read and referred to the Committee on Public Works

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2017-1649](#) Petition from the residents of the City of Pittsburgh requesting a Public Hearing before City Council related to passing Sanctuary City legislation for Pittsburgh to make the City a truly welcoming City for all by codifying in law that all City public services should be made accessible to everyone regardless of immigration status, origin, color of skin, sexual orientation, religion or language. The legislation should make it illegal for all City agencies, Pittsburgh City Police to collaborate with the Immigration Customs Enforcement (I.C.E.) and to disclose information about the immigration status of any person. Similar to Sanctuary City legislation passed by Cities such as Chicago, San Francisco, Philadelphia, and others, the proposed legislation is intended to help all immigrants and all vulnerable communities feel welcome and safe in Pittsburgh.

The Petition is valid in accordance with the Home Rule Charter.

Read and referred to the Committee on Hearings

[2017-1679](#) Resolution informing City Council of the appointment of Becky Mingo as a member of the Pittsburgh Planning Commission with a term to expire June 30, 2023.

A motion was made that this matter be Referred for Interview to the Committee on Hearings . The motion carried.

[2017-1680](#) Communication from Tom Short, Finance Director for the Urban Redevelopment Authority, submitting an Independent Auditor's Report for the 2016 calendar year, dated December 31, 2016.

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

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

**COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON
FINANCE AND LAW**

[2017-1656](#) Report of the Committee on Finance and Law for June 21, 2017 with an Affirmative Recommendation.

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

[2017-1626](#) Resolution further amending and supplementing Resolution No. 855 of 2011, entitled “adopting and approving the 2012 Capital Budget” by adding Hilltop Alliance-Cameras \$5,000 within District 3 Neighborhood Needs.

SPONSOR /S: MR. KRAUS

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

[2017-1627](#) 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 Hilltop Alliance-Cameras. Total cost of all District 3 Neighborhood Needs projects is not to exceed \$51,943.77.

SPONSOR /S: MR. KRAUS

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

[2017-1628](#) Ordinance amending the Pittsburgh Code, Title Five, Article VII, Parking Meters, by creating a meter zone and a meter rate for the Hill District in chapter 543.01 section (b).

SPONSOR /S: MR. LAVELLE

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

[2017-1647](#) Resolution authorizing the Mayor and Director of the Office of Management and Budget to execute relevant agreements to receive grant funding to support the Alternative Fuels Incentive Grant (AFIG) with the Pennsylvania Department of Environmental Protection. This grant is for the Second Avenue Charging Station Project to assist in the purchase of renewable powered and mobile, dual port electric vehicle charging stations and further providing for an agreement and expenditures not to exceed ONE HUNDRED SEVENTY FIVE THOUSAND (\$175,000.00) dollars for this stated purpose.

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

[2017-1648](#) Resolution authorizing the Mayor and Director of the Office of Management and Budget to execute relevant agreements to receive grant funding to support the Alternative Fuels Incentive Grant (AFIG) with the Pennsylvania Department of Environmental Protection. This grant is for the second avenue electric vehicle project providing assistance to purchase 10 electric sedans to be used by the City's motorpool and further providing for an agreement and expenditures not to exceed EIGHTY THOUSAND (\$80,000.00) dollars for this stated purpose.

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 THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2017-1657](#) Report of the Committee on Public Works for June 21, 2017 with an Affirmative Recommendation.

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

[2017-1616](#) Ordinance amending the Pittsburgh Code, Title Four, Public Places and Property, Article 1 Public Right-of-Way, Chapter § 416, 416.20 - Approval process for Sidewalk Café, including Permits and Fees, and § 416.21 - Sidewalk Café Site Plan, by adding language for a proprietor wishing to establish a sidewalk café with four (4) seats or fewer (must be no more than two (2) seats per table).

SPONSOR /S: MR. GILMAN

A motion was made that this matter be AMENDED BY SUBSTITUTE. The motion carried.

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

[2017-1624](#) Ordinance to vacate a pedestrian pathway known as “Chatham Lane,” by partially repealing Ordinance 19 of 1964 (filed in City of Pittsburgh Ordinance Book 68, Page 460) entitled “an Ordinance accepting the dedication of Chatham Lane, 15 feet wide between Chatham Street and Bigelow Boulevard and the underpass below Webster Avenue as shown and describe in Pennsylvania Department of Highways’ drawing for construction of Route No. 1026, Section No. 2/b, pages 19 and 23, for pedestrian ramp, opening and naming the same; also accepting the dedication of four (4) open areas adjacent to the Crosstown Boulevard as shown and dedicated in Urban Redevelopment Authority Plan Drawing 256-P-7 and 256-P-8, and providing certain terms and conditions; all in the Second Ward of the City of Pittsburgh.”

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

COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON INNOVATION, PERFORMANCE AND ASSET MANAGEMENT

[2017-1658](#) Report of the Committee on Performance and Asset Management for June 21, 2017 with an Affirmative Recommendation.

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

[2017-1611](#) Resolution authorizing the Mayor and the Director of the Department of Innovation and Performance to enter into a memorandum of understanding with Allegheny County to receive a regular extract of the Allegheny County property assessment file that will be used to communicate with the correct owner of the property for reasons including but not limited to tax collection, and permit, and license issuance.

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

[2017-1639](#) Resolution amending Resolution No. 587 of 2015, authorizing the Director of Finance and the Director of the Department of Innovation and Performance to enter into a contract or agreement, or use of existing contract or agreement with a vendor for the purpose of continuing to operate an Open Government Financial System for years 2015 and 2016 and ending July 31, 2017. This contract may be extended for one additional year upon mutual agreement of the parties. Total cost for 2015 and 2016 \$40,000.

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

[2017-1640](#) Resolution amending Resolution Enactment Number 42, effective February 11, 2016, previously amending Resolution Enactment Number 271, effective May 5, 2014, providing for an agreement or agreements for the Departments of Innovation & Performance and Public Safety to include upgrades to the City's existing public safety systems for a sum not to exceed One Hundred Forty-Three Thousand Five Hundred Sixty-Two Dollars and Fifty Cents (\$143,562.50) ~~Two Hundred Thousand Dollars (\$200,000)~~ and for the payment of the costs thereof; said amendment to extend the term from December 31, 2016 to September 30, 2017 and to allocate funds from a new JDE # to provide for the same.

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

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2017-1659](#) Report of the Committee on Intergovernmental Affairs for June 21, 2017 with an Affirmative Recommendation.

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

[2017-1617](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Lola 38 Townhouses at 211, 213, 215, 217, and 219 38th Street, Pittsburgh, PA 15201.

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

MOTIONS AND RESOLUTIONS - Councilman Kraus called for a Cablecast Post Agenda relative to abandoned vehicles.

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER