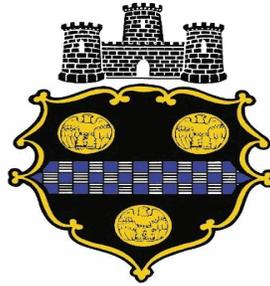


City of Pittsburgh

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



Meeting Minutes - Final

Tuesday, April 28, 2015

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 - Kimberly Clark, Deputy City Clerk

ROLL CALL

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

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2015-1575](#) ***NOW, THEREFORE BE IT RESOLVED*** that the Council of the City of Pittsburgh does hereby recognize, commend and congratulate **4moms**, a successful, rapidly growing, award-winning Pittsburgh-based company that has changed the way parents think about baby gear, that fosters and promotes a unique and productive company culture where employees are invested and committed to the collective success and where the company contributes to the growing economic success of the City; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, April 29, 2015, to be ***"4MOMS 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.

[2015-1576](#) ***NOW, THEREFORE BE IT RESOLVED*** that the Council of the City of Pittsburgh does hereby recognize **Pittonkatonk**'s contribution to Pittsburgh's vibrant arts scene and commends its commitment to artistic and musical education; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, May 2, 2015, to be ***"PITTONKATONK 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.

[2015-1577](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby recognize the Steel City FC for their commitment to improving the activity and voice of female soccer players and athletes in the Pittsburgh community.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare the week of May 4th to be "Steel City FC Week" in the City of Pittsburgh.

Sponsors: Mr. Gilman and All Members

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

[2015-1578](#) **NOW THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh honors and appreciates the life and work of Thomas Merton; and,

BE IT FURTHER RESOLVED, Council of the City of Pittsburgh does hereby declare April 28, 2015, to be Thomas Merton Centennial Day in the City of Pittsburgh.

Sponsors: Ms. Rudiak and All Members

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

[2015-1579](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh hereby welcomes the Association of Government Contact Center Professionals to Pittsburgh, and congratulates them on 15 years of improving government communications and responsiveness to the public; and

BE IT FURTHER RESOLVED that Pittsburgh City Council declares May 5-7 to be Association of Government Contact Center Professionals week in the City of Pittsburgh.

Sponsors: Ms. Rudiak and All Members

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

[2015-1580](#) **NOW, THEREFORE BE IT RESOLVED**, that the City Council of Pittsburgh does hereby recognize the achievements of the Bloomfield neighborhood combined with the leadership of Bloomfield Citizens Council and the Bloomfield Business Network for their role in making the Pittsburgh Marathon a landmark event in the City of Pittsburgh.

Sponsors: Ms. Gross and All Members

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

[2015-1581](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby commend Tom Palmosina for his dedication to the Pittsburgh Water and Sewer Authority, the City of Pittsburgh and its residents and congratulates him for 42 years of steadfast service;

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 28, 2015, to be "**Tom Palmosina 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.

[2015-1582](#) ***NOW, THEREFORE, BE IT RESOLVED*** that the Council of the City of Pittsburgh does hereby commend and celebrate the work and accomplishments of Mary Sue Ramsden, and thanks her for the commitment to service and the people of Pittsburgh; and,

NOW, THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare ***Tuesday, April 28th, 2015***, to be ***“Mary Sue Ramsden Day”*** in the City of Pittsburgh.

Sponsors: Mr. Kraus and All Members

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

[2015-1583](#) ***NOW, THEREFORE, BE IT RESOLVED*** that the Council of the City of Pittsburgh commends and celebrates the accomplishments of Justice Debra Todd, and thanks her for her service to the people of the Commonwealth of Pennsylvania and the City of Pittsburgh, and does hereby declare ***Tuesday, April 28th, 2015***, to be ***“Justice Debra Todd Day”*** in the City of Pittsburgh.

Sponsors: Mr. Kraus and All Members

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

[2015-1584](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby commend the 2015 retirees for their dedication and commitment to protecting and servicing the people of the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 28, 2015, to be ***“FOP Fort Pitt Lodge #1 Retirees Day”*** in the City of Pittsburgh.

Sponsors: Mr. Lavelle and All Members

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

[2015-1585](#) **NOW THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh honors and appreciates the Women’s Law Project’s work in Pittsburgh and across the state.

BE IT FURTHER RESOLVED, Council of the City of Pittsburgh does hereby declare Friday, May 1st, 2015, to be **“Women’s Health and Equality Day”** in the City of Pittsburgh.

Sponsors: Ms. Rudiak and All Members

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

[2015-1586](#) *NOW, THEREFORE BE IT RESOLVED*, that the Council of the City of Pittsburgh does hereby honor Virginia Helterbran on the occasion of her 80th birthday and recognizes her commitment to her family and community; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, April 30, 2015, to be “*Virginia Helterbran 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.

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2015-1573](#) Resolution providing that the Council of the City of Pittsburgh is calling on the Pittsburgh Parking Authority to offer Pittsburgh residents an option to renew residential parking permits online.

Sponsors: Mr. Gilman

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2015-1562](#) Ordinance amending and supplementing the Pittsburgh Code, Title Nine, Zoning Code, Article V, Use Table, Section 911.02, and Use Regulations, Section 911.04.A.2 to expand the allowable zoning districts for all Agricultural Use Zoning Classification categories, and to amend and add additional standards and procedures; amending and supplementing Chapter 912, Accessory Uses and Structures, by amending the subsection for Urban Agriculture; and supplementing Chapter 926, Definitions, to supplement standards for Urban Agriculture accessory uses.

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

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2015-1563](#) Resolution authorizing the Mayor and/or the Director of Management and Budget to receive grant funds from Allies for Children and authorizing the Mayor and the Director of Management and Budget through the City's Grants Officer, to enter into a Memorandum of Agreement with the Corporation for National and Community Service ("CNCS") concerning the continuation of the City of Pittsburgh's AmeriCorps VISTA Program for 2015/2016

Read and referred to the Committee on Finance and Law

[2015-1564](#) 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 E: A: 4809 Broad, B: 71 Sterling, C: 17 Corfu Street (PART), D: 1710 Manhattan, E: 123 Carrington.

Read and referred to the Committee on Finance and Law

[2015-1565](#) 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.
ITEMS A through G. A: 3700 Melwood, B: 511 Winfield, C: 514 Winfield, D: 327 Berwick, E: 2134 S. 18th, F: 1534 Rutherford, G: 12 Henderson

Read and referred to the Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2015-1566](#) Resolution granting unto United States General Services Administration, Mid-Atlantic Region, 20 North 8th Street, Philadelphia, PA 19107, their successors and assigns, an encroachment to construct, maintain and use at their own cost and expense, bollards at the William S. Moorhead Federal Building at Grant Street and 1000 Liberty Avenue per Exhibit A, in the 2nd Ward, 6th Council District of the City of Pittsburgh.

Read and referred to the Committee on Public Works

[2015-1567](#) Resolution vacating a portion of Centre Avenue right of way in the 3rd Ward, Council District 6, City of Pittsburgh.

Read and referred to the Committee on Public Works

[2015-1568](#) Resolution accepting the location of proposed rights of way for parcels 2-C-300, 2-C-400 for the Lower Hill Redevelopment Site Infrastructure, in the 2nd and 3rd Wards, 6th Council District of the City of Pittsburgh.

Read and referred to the Committee on Public Works

[2015-1569](#) 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 repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the installation of Audibles & Traffic Signals; and providing for the payment of the costs thereof, not to exceed \$30,000.

Read and referred to the Committee on Public Works

[2015-1570](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts or for the use of existing Contracts, and providing for design, repairs, maintenance, improvements, emergencies and/or the purchase of materials and supplies in connection with the demolition and replacement of the Greenfield Avenue Bridge; including Construction Management Services; providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; and providing for the payment of the costs thereof, not to exceed \$19,000,000.

Read and referred to the Committee on Public Works

[2015-1571](#) 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 and supplies in connection with the Bridge Repairs program; and further providing for the payment of the cost thereof, not to exceed \$523,116.47.

Read and referred to the Committee on Public Works

[2015-1572](#) Resolution further amending Resolution No.858, effective, January 1, 2015, as amended, entitled “Adopting and approving the 2015 Capital Budget and the 2015 Community Development Block Grant Program; and approving the 2015 through 2020 Capital Improvement Program,” by decreasing the “Audibles and Traffic Signal Hardware” line item” by the amount of \$300,000.00 (OTHER).

Read and referred to the Committee on Public Works

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2015-1574](#) Communication from James L. Good, Interim Executive Director for the Pittsburgh Water and Sewer Authority, submitting an Annual Report of Municipal Authorities and an Independent Auditor’s Report for the 2014 calendar year, dated December 31, 2014.

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

[2015-1558](#) Report of the Committee on Finance and Law for April 22, 2015 with an Affirmative Recommendation.

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

[2015-1523](#) Resolution amending and supplementing Resolution number 479 of 2013, as amended entitled “Resolution 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 7; and providing for the payment of the costs thereof” so as to close multiple projects and transfer \$7,000 to East Liberty Development Inc.

Sponsors: Ms. Gross

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-1524](#) Resolution further amending and supplementing Resolution 855 of 2011 entitled “Resolution adopting and approving the 2012 Capital Budget and the 2012 Community Development Block Grant Program” so as to close multiple District 7 Neighborhood Needs projects and transfer \$7,000 to East Liberty Development Inc.

Sponsors: Ms. Gross

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-1527](#) Resolution amending Resolution No. 867, effective December 22, 2014, entitled “Resolution authorizing the Mayor and the Director of Finance to enter into an Agreement or Agreements with Penn Credit Corporation for the purpose of performing collection of delinquent taxes, fines, penalties and interest for the City of Pittsburgh. Body” so as to attach the proper fee schedule as an exhibit and to allow for any changes in the fee schedule to be filed with the City Clerk.

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2015-1559](#) Report of the Committee on Public Works for April 22, 2015 with an Affirmative Recommendation.

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

[2015-1528](#) Resolution granting unto Highwood Properties, Three PPG Place, Suite 200, Pittsburgh, PA 15222, their successors and assigns, an encroachment to construct, maintain and use at their own cost and expense, an elevated outdoor dining area with steps with landing, pavers, rails with guardrails, decking, planters, and canopy with sign on the sidewalk area of 2 PPG Place, Market Place, in the 1st Ward, 6th Council District 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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-1529](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an Agreement with the Western Pennsylvania Conservancy to maintain a raised flower bed at the Faith Gallo Memorial Garden located at the Gateway island that is bounded by Stanwix Street, Penn Avenue and Liberty Avenue in 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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

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

[2015-1560](#) Report of the Committee on Land Use and Economic Development for April 22, 2015 with an Affirmative Recommendation.

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

[2015-1521](#) Resolution authorizing the Mayor and the Director of the Departments of Public Works, Finance, and/or City Planning to enter into a revocable License Agreement or Agreements with Brighton Heights Citizens Federation to provide green-space improvements for a designated vacant City lot.

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-1522](#) Resolution authorizing the Mayor and the Director of the Departments of Public Works, Finance, and/or City Planning to enter into a revocable License Agreement or Agreements with Fineview Citizens Council to provide green-space improvements for a designated vacant City lot.

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-1525](#) Resolution amending Resolution No. 140, 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 the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contract or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed \$948,400.00" so as to transfer funds in City Council from: "Traffic Improvements" (-\$2,500.00) and transfer these funds to "Union Project" (+\$2,500.00).

Sponsors: Ms. Gross

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-1526](#) Resolution amending Resolution No. 141, effective April 2, 2014, entitled: "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 2006 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 within City Council from: "Traffic Improvements" (-\$2,500.00) and transfer these funds to "Union Project" (+\$2,500.00).

Sponsors: Ms. Gross

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2015-1561](#) Report of the Committee on Intergovernmental Affairs for April 22, 2015 with an Affirmative Recommendation.

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

[2015-1530](#) Ordinance supplementing the Pittsburgh Code, Title One - Administrative, Article IX - Boards, Commissions and Authorities, Chapter 178 - Community Advisory Boards, by adding Section 178D, entitled, Pittsburgh Education Commission.

Sponsors: Mrs. Kail-Smith

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. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER