

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, January 22, 2013

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: 8 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Absent: 1 - Rev. Burgess

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2013-1112](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Diocese of Pittsburgh for creating a legacy of academic achievement, service and faith for 186 years and for instilling important values in our children; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, January 27- Saturday, February 2, 2013, to be "Catholic Schools Week" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

Bill No. [2013-1113](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare (January 22, 2013) to be "John T. Comès 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. [2013-1114](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the Acculturation for Justice, Access and Peace Outreach (AJAPO) for the extraordinary work in making the City of Pittsburgh a more welcoming and diverse American city.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare January 22, 2013 to be "AJAPO 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. [2013-1115](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Mr. Jim Joseph for giving back to his community and congratulate him for having the tenacity to be a contestant on the Wheel of Fortune game show; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, January 22, 2013, to be "Jim Joseph Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

Bill No. [2013-1116](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Ivan for the compassionate and priceless work he does with terminally ill patients and Mr. Rafael Sciuлло for connecting Ivan to the Family Hospice & Palliative Care; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, January 22, 2013, to be "Ivan Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2013-1109](#) 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 51/88 Bridge and Roadway Improvement Project.

Read and referred to Public Works Committee

Bill No. [2013-1110](#) Resolution providing for an Agreement or Agreements, or the use of existing Agreements, with a Consultant or Consultants; for engineering services in connection with the replacement of the Second Avenue Bridge over Nine Mile Run; providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof. Cost not to exceed \$400,000.00.

Read and referred to Public Works Committee

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. [2013-1106](#) Resolution amending Resolution 363, approved May 25, 2010, providing for the implementation of a Residential Parking Permit Program (RPPP) Area "A", in the Central Lawrenceville area (Council District #7) to expand the district to include additional streets pursuant to Pittsburgh Code Chapter 549.

Read and referred to Land Use and Economic Development Committee

Bill No. [2013-1107](#) Resolution amending Resolution 85, approved February 28, 2012, providing for the implementation of a Residential Parking Permit Program (RPPP) Area "Y", in the Shadyside area (Council District #8) to expand the district to include additional streets pursuant to Pittsburgh Code Chapter 549.

Read and referred to Land Use and Economic Development Committee

Bill No. [2013-1108](#) Resolution amending Resolution 501, approved June 27, 2000, providing for the implementation of a Residential Parking Permit Program (RPPP) Area "P", in the Bluff/Uptown area (Council District #6) to expand the district to include additional

streets pursuant to Pittsburgh Code Chapter 549.

Read and referred to Land Use and Economic Development Committee

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. [2013-1103](#) Communication from the Department of City Planning submitting reports regarding the recertification of permit area "X", Shadyside, for the Residential Parking Permit Program (RPPP).

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

UNFINISHED BUSINESS- NONE

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. [2013-1099](#) Report of the Committee on Finance and Law for January 16, 2013 with an Affirmative Recommendation.

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

Bill No. [2012-0621](#) Resolution acknowledging the adoption of a Market Based Revenue Opportunity Program authorizing sponsorship and/or commercial advertising opportunities on designated City Assets.

SPONSOR(S): WILLIAM PEDUTO

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

Votes: Ayes: 7 - Mr. Dowd, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 1 - Mrs. Harris

Absent: 1 - Rev. Burgess

Bill No. [2012-0622](#) Ordinance amending and supplementing the Pittsburgh Code of Ordinances, Title One: Administrative; Article VII, Procedures, Chapter 161, Contracts, by adding a new Section 161.10, Agreements for Market Based Revenue Opportunity Program.

SPONSOR(S): WILLIAM PEDUTO

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

Votes: Ayes: 7 - Mr. Dowd, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 1 - Mrs. Harris

Absent: 1 - Rev. Burgess

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for January 16, 2013 with an Affirmative
[2013-1100](#) Recommendation.

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

Bill No. Ordinance amending the Pittsburgh Code of Ordinances, Title Four, Public Places and
[2012-0623](#) Property, Article I, Streets and Sidewalks, Chapter 419, Regulated Activities, by revising Chapter 419.04 to permit certain commercial advertising and/or sponsorship recognition on designated City property, MBRO.

SPONSOR(S): WILLIAM PEDUTO

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

Votes: Ayes: 7 - Mr. Dowd, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 1 - Mrs. Harris

Absent: 1 - Rev. Burgess

Bill No. Resolution providing for an Agreement or Agreements, or the use of existing
[2013-1082](#) 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 reconstruction of Brookline Boulevard from Pioneer Avenue to Starkamp Street; providing for the payment of the costs thereof; and further providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation.

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

Votes: Ayes: 8 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Rev. Burgess

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. Report of the Committee on Land Use and Economic Development for January 16, 2013 with an Affirmative Recommendation.
[2013-1101](#)

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

Bill No. Resolution amending Resolution No. 399, effective July 9, 2012, 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 2009 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 from Public Works to the Urban Redevelopment Authority from: "Anderson Street Underpass" (-\$98,233.73) and transfer these funds to "Property Management and Relocation" (+\$98,233.73).
[2013-1051](#)

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

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

COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for January 16, 2013 with an Affirmative Recommendation.
[2013-1102](#)

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

Bill No. Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Allegheny City Development group, LLC, for the sale of Block 23-L, Lots 70, 76, 78, 79, 80, 83, 86, 87, 89, 90, 91, and 92, in the 22nd Ward of the City of Pittsburgh, in Redevelopment Area No.51 - West North Avenue and Federal Street --Council District No.6 (commercial/residential development).
[2013-1053](#)

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

Votes: Ayes: 8 - Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Rev. Burgess

Bill No.

[2013-1054](#)

Resolution approving Execution of a Contract For Disposition of Land By and Between the Urban Redevelopment Authority of Pittsburgh and Ralph A. Falbo, Inc., for the sale of Parcel E2b (Block 29-P, Lot 350) in the 16th Ward of the City of Pittsburgh in Redevelopment Area No. 55, South Water Street, Council District No. 3 (construction of residential building).

A motion was made that this matter be RECOMMENDED to the Standing Committee. The motion carried.

MOTIONS AND RESOLUTIONS

Bill No.

[2013-1117](#)

WHEREAS, Pennsylvania has a critical need for reform in transportation policy, having thousands of structurally deficient bridges, deteriorating road conditions, and mass transit systems frequently facing funding shortfalls; and

WHEREAS, the Governor's Transportation Funding Advisory Commission (TFAC) was established by Governor Tom Corbett in 2011 and tasked with finding solutions to the funding challenges facing the Commonwealth's transportation system; and

WHEREAS, the commission published a report in August 2011 which found opportunities to both raise revenue and strategically target expenditures to address the current transportation funding challenge so that Pennsylvania can adequately ensure the quality of the state's highways, bridges, transit systems, ports and other transportation facilities; and

WHEREAS, the governor has promised to introduce comprehensive transportation reform in this legislative session; and

WHEREAS, a dedicated source of transportation funding must be found that is sustainable, that will grow with our economy, and that promotes all modes of transportation; and

WHEREAS, as the legislature takes transportation policy into consideration this legislative session, it should be with the consideration to fix existing systems before building new ones and to invest where people live; and

WHEREAS, in supporting a robust transportation agenda, the state must protect public assets for the well-being of the residents of the Commonwealth and only undertake collaboration with the private sector which will enrich, and not raid, our public assets; and

WHEREAS, it is absolutely critical that the Legislature consider a real, permanent

funding source for mass transportation across the Commonwealth so that the cycle of crises, cuts, and eleventh hour rescues can come to a close and we can strategically invest in growing our mass transit system in a way that promotes mobility and economic growth for all of the residents of our City.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

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

EXCUSE ABSENT MEMBERS - Rev. Burgess

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER