

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, December 11, 2012

10:00 AM

**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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN REV. RICKY V. BURGESS PRESENTS:**

Bill No.

2012-1014

Resolution authorizing the issuance of a warrant in favor of Global Recovery Services, P.O. Box 105795, Atlanta, GA 30348-9864, in an amount not to exceed Forty-Seven Thousand, Five Hundred Ninety-Eight Dollars and Sixty-Four cents (\$47,598.64), said amount representing payment for deductible amounts due pursuant to policy of insurance covering the G-20 related claims presented; claims No. 683- 328469 and No. 683-327698.

Bill No.

2012-1015

Ordinance supplementing the Pittsburgh Code of Ordinances, Title One: Administrative, Article VII: Procedures, Chapter 161: Contracts, by adding a new subsection at §161.16.

SPONSOR(S): REVEREND RICKY V. BURGESS

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No.

2012-0440

Resolution adopting the Lower Strip District Tax Increment Financing Plan presented by the Urban Redevelopment Authority of Pittsburgh and making certain findings. (Council District 6)

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn

11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

Bill No.

[2012-0441](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh, the County of Allegheny and the School District of Pittsburgh providing for the financing, monitoring, implementation and termination of the Lower Strip District Tax Increment Financing District. (Council District 6).

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

Bill No.

[2012-0442](#)

Resolution authorizing the execution of a cooperation agreement or agreements with the Urban Redevelopment Authority of Pittsburgh in which URA will make a grant not to exceed \$250,000 to the City to pay for engineering and design costs of the Smallman Street reconstruction project. (Council District 6)

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn

8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2012-0626](#) Resolution accepting the grant of a street, sidewalk, and utility right of way and permanent easement to the City of Pittsburgh by The Buncher Company over, upon, across, in and through property that runs along 13th Street, a public right of way in the Strip District.

Legislative History

7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

Bill No. [2012-1007](#) Resolution providing for the issuance of a warrant in favor of Highway Equipment Co., in the amount of \$25,000.00, for the emergency rental of a Track Hoe for the removal of loose hazardous dirt and debris on Noblestown Road, and providing for the payment thereof.

Bill No. [2012-1008](#) Resolution providing for the issuance of a warrant in favor of Graciano Corporation, in the amount of \$400,000.00, for emergency work for the protection of pedestrians and vehicles at the perimeter of the City County Building and providing for temporary

repairs to the parapet and cornice, and providing for the payment thereof.

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. Resolution amending Resolution No. 801 approved November 21, 2011, providing for
[2012-1013](#) the implementation of a Residential Parking Permit Program (RPPP) Area “BB”, in the Bloomfield/Friendship area (Council District #8 and #9) to expand the district to include additional streets pursuant to Pittsburgh Code Chapter 549.

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Resolution providing that the City of Pittsburgh enter into a Professional Services
[2012-1009](#) Agreement(s) and/or Contracts with O'Brien, Rulis and Bochicchio, for the purpose of providing professional legal services in connection with the defense of certain workers' compensation matters and claims brought against the City under the Workers' Compensation Act; and providing for payment of the cost thereof not to exceed \$1,200,000.00.

Bill No. Resolution providing that the City of Pittsburgh enter into a Professional Services
[2012-1010](#) 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 not to exceed \$50,490.00.

Bill No. Resolution providing for Professional Services Agreement(s) and/or Contract(s) with
[2012-1011](#) CERIDIAN Corporation for the purpose of on-going payroll processing services, payroll tax filing services, application outsourcing services and related support services. Cost not to exceed Three Hundred Fifty Thousand Dollars (\$350,000.00).

Bill No. Resolution providing that the City of Pittsburgh enter into a Professional Services
[2012-1012](#) Agreement(s) and/or Contract(s) with UPMC Benefits Management Services, Inc. D/B/A Work Partners for the purpose of ensuring that on-going medical care and case management is provided to City of Pittsburgh employees who require treatment for service related injuries and/or illness pursuant to the Pennsylvania Workers' Compensation Act toward a goal of returning employees to work as soon as they are medically able to return and providing for the payment of the cost thereof not to exceed \$1,859,650.00.

UNFINISHED BUSINESS

Bill No. Resolution authorizing the appointment of Howard (Joe) Brown, 1129 Woodland
[2012-0936](#) Avenue, Pittsburgh, PA 15212, as a Member of the Citizens Police Review Board (CPRB) for a term to expire October 31, 2013.
 (Mr. Brown is replacing Thomas Kolano.)

Legislative History

11/13/12	City Council	Held, Pending Interview	Passed
12/5/12	Standing Committee	Interview Held	

REPORTS OF COMMITTEE - FINAL ACTION

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

Bill No. [2012-1003](#) Report of the Committee on Finance and Law for December 5, 2012 with an Affirmative Recommendation.

Bill No. [2012-0850](#) Resolution adopting a Reapportionment Plan for Pittsburgh City Council.

SPONSOR(S): DARLENE HARRIS

Legislative History

10/16/12	City Council	Read and referred	
10/24/12	Standing Committee	Held for Public Hearing	Passed
11/28/12	Standing Committee	AMENDED BY SUBSTITUTE	Passed
11/28/12	Standing Committee	Held in Committee	Passed
12/5/12	Standing Committee	AMENDED BY SUBSTITUTE	Passed
12/5/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2012-0950](#) Resolution authorizing the issuance of a Warrant in the sum of \$7,500.00 in favor of Samuel J. Cordes and Associates, 245 Fort Pitt Blvd., 2nd Floor, Pittsburgh, PA 15222; in full and final settlement of a Complaint filed at USDC 2:12-cv-930, and arising from an alleged Federal Civil Rights violation.

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	Held in Committee	Passed
12/5/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0972](#) Resolution authorizing issuance of a warrant in the amount of \$11,088.20, in favor of Duquesne Light Company, c/o Carolyn K. Cingel, Claims Specialist, 411 Seventh Avenue, Mail Drop 16-1, Pittsburgh, PA 15219 in settlement of a claim for a damaged wooden light pole and transformer by a City of Pittsburgh, Environmental Services, Recycling truck on May 23, 2012 near the intersection of Leonard Street and Morewood Avenue.

Legislative History

11/27/12	City Council	Read and referred	
12/5/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0973](#) Resolution authorizing the issuance of a warrant in favor of Global Recovery Services: P.O. BOX 105795, Atlanta, GA 30348-9864, in an amount not to exceed Fifty Thousand Dollars (\$50,000.00), for insurance deductible payments in connection with the cases of Frank Beal (Claim No. 683- 327714) and Ryan Kingston and Nathan Poloni (Claim No. 683-371055) arising from events during the G-20 Summit in 2009.

Legislative History

11/27/12	City Council	Read and referred	
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12/5/12	Standing Committee	Affirmatively Recommended	Passed
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Bill No. [2012-0975](#) 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 J. A: 334 Mountain, B: 2745 Oakley, C: 211 Estella, D: 828 Climax, E: 19 Lafferty, F: 308 Reifert, G: 514 Climax, H: Stiles (aka 339 Saturn), I: 254 E Jefferson, J: 3208 & 3206 McClure.

Legislative History

11/27/12	City Council	Read and referred	
12/5/12	Standing Committee	AMENDED	Passed
12/5/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2012-0976](#) 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 J.

A: 2 Virgila, B: 3819 Mintwood, C: 1842 Calistoga, D: 182 Locarna, E: 770 Hazelwood, F: 5017 Blair, G: 826 Gearing, H: 17 Craighead, I: 1215 Welser, J: 2157 Moredale.

Legislative History

11/27/12	City Council	Read and referred	
12/5/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2012-1004](#) Report of the Committee on Public Safety Services for December 5, 2012 with an Affirmative Recommendation.

Bill No. [2012-0939](#) Ordinance supplementing the Pittsburgh Code, Title Ten - Building, Chapter 1001 - Scope, Intent, and Application by adding a new Section, 1001.11 Special Abatement Actions, outlining additional actions that the Chief of the Bureau of Building Inspection may take to alert the public to Property Maintenance Code violations at properties in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO AND NATALIA RUDIAK

Legislative History

11/13/12	City Council	Read and referred	
11/19/12	Standing Committee	Held in Committee	Passed
12/5/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for December 5, 2012 with an Affirmative
[2012-1005](#) Recommendation.

Bill No. Resolution authorizing the Mayor and the Directors of the Department of Parks and
[2012-0977](#) Recreation and the Department of Public Works to enter into a Cooperation and
 License Agreement with Pittsburgh Penguins Foundation, a Pennsylvania non-profit
 corporation, to assist with the installation of up to four (4) Dek Hockey rinks in City
 parks.

Legislative History

11/27/12	City Council	Read and referred	
12/5/12	Standing Committee	Affirmatively Recommended	Passed

**COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON
 INTERGOVERNMENTAL AFFAIRS**

Bill No. Report of the Committee on Intergovernmental Affairs for December 5, 2012 with an
[2012-1006](#) Affirmative Recommendation.

Bill No. Resolution adopting official sewage facilities plan for the Tower at PNC Plaza at 310
[2012-0276](#) Fifth Avenue, Pittsburgh, PA 15222.

Legislative History

4/10/12	City Council	Read and referred	
4/18/12	Standing Committee	Held in Committee	Passed
5/9/12	Standing Committee	Held in Committee	Passed
5/23/12	Standing Committee	TABLED	Passed
12/5/12	Standing Committee	UNTABLED	Passed
12/5/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor
[2012-0937](#) license, License No. R-9960, from Chick's Grill, LLC, 3711 Walnut Street,
 McKeesport, PA 15132 to Applicant Nicky's Thai Kitchen III, Inc., 1631 Allegheny
 Avenue, Pittsburgh PA 15233; into the premises to be known as Nicky's Thai Kitchen
 III, Inc., 903 Penn Avenue, Pittsburgh, PA 15222, pursuant to amended Pennsylvania
 Liquor Code, §4-461.

Legislative History

11/13/12	City Council	Read and referred	
11/19/12	Standing Committee	Held for Public Hearing	Passed
12/4/12	Hearings Committee	Public Hearing Held	Passed
12/5/12	Standing Committee	AMENDED	Passed
12/5/12	Standing Committee	Affirmatively Recommended as Amended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER