

City of Pittsburgh

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



Meeting Minutes - Final

Thursday, December 29, 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

ROLL CALL

Present 8 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith
Absent 1 - Mr. Gilman

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2016-1109](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby commend Marie Pastorius for her outstanding service to the residents of the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Friday, December 30, 2016 to be "***Marie Pastorius 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.

[2016-1110](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby send its deepest condolences for the loss of such a bright young man with a promising future; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, December 20, 2016 to be "***In Memory of Rashawn Gibson***" 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 R. DANIEL LAVELLE PRESENTS:**

[2016-1108](#) Resolution authorizing the City Solicitor to research legal options of the City of Pittsburgh and/or the Urban Redevelopment Authority to (1) put out a “request for proposals” for development proposals for the 28 acres site of the former Civic Arena in the Lower Hill District, and/or (2) to put out a “request for qualifications” for potential developers of the 28 acres site.

SPONSORS: MR. LAVELLE

Read and referred to the Committee on Finance and Law

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2016-1105](#) Resolution amending Resolution 770 of 2016 entitled “Resolution making appropriations to pay the expenses of conducting the public business of the City of Pittsburgh and for meeting the debt charges thereof for the Fiscal Year, beginning January 1, 2017” and reopening the 2017 Operating Budget.

Read and referred to the Committee on Finance and Law

[2016-1106](#) Resolution amending Resolution 771 of 2016 entitled “Resolution fixing the number of officers and employees of the City of Pittsburgh for the 2017 fiscal year, and the rate of compensation thereof, and setting maximum levels for designated positions” by reopening the 2017 Operating Budget.

Read and referred to the Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2016-1107](#) Resolution vacating a portion of Jabok Way 45’ eastwardly to its terminus in the 22nd Ward, 1st Council District of the City of Pittsburgh.

Read and referred to the Committee on Public Works

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2016-1099](#) Report of the Committee on Finance and Law for December 21, 2016 with an Affirmative Recommendation.

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

[2016-1068](#) Resolution repealing items in Resolutions approved on various dates, authorizing the sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

Items A: A: 2154 Wylie

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1069](#) 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 B: A: 7329 Kelly, B: 234 Alries

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1070](#) 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: 832 Spring Garden, B: 824 Concord, C: 919 Itin, D: 835 Suismon, E: 844 Peralta, F: 834 Peralta, G: 836 Peralta, H: 915 Suismon, I: 913 Suismon, J: 1011 High

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1071](#) 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: 635 Herron, B: 847 Inwood, C: 845 Inwood D: 1009 Lincoln, E: 110 Tecumseh, F: 4 Noblestown, G: 1801 Rialto, H: 1815 N. Charles

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1088](#) Resolution authorizing the Mayor to enter into a Memorandum of Understanding with Holdings Acquisition Co, L.P. for the payment of ~~["a minimum of"]~~ \$10,000,000.00 funding **to replace the current** ~~["for the"]~~ local share assessment of the Pennsylvania Race Horse Development and Gaming Act for the calendar year of 2017.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 1 - Mrs. Harris

Absent: 1 - Mr. Gilman

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

[2016-1100](#) Report of the Committee on Public Safety Services for December 21, 2016 with an Affirmative Recommendation.

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

[2016-1067](#) 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 United States Department of Justice (DOJ) to receive monies from the 2016 Byrne Justice Assistance Grant Program and further authorizing legitimate expenditures by the Bureau of Police, for purchases authorized by the Grant Agreement and for the execution of agreement(s), or contract(s) for any equipment or services required in connection with the execution of said grant. Said agreement(s) or contract(s) shall not exceed two hundred thirty two thousand nine hundred eighty eight dollars (\$232,988.00)

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2016-1101](#) Report of the Committee on Public Works for December 21, 2016 with an Affirmative Recommendation.

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

[2016-1072](#) Resolution providing for an Agreement or Agreements, or the use of existing Agreements, for compensating Commonwealth of Pennsylvania the local costs associated with federally funded improvements undertaken by PennDOT on City streets, bridges and other City Infrastructure; and further providing for the payment of the costs thereof. Cost not to exceed \$122,066.80.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1092](#) Resolution providing for a Contract or Contracts, or the use of existing Contracts, providing for 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, and/or the creation of a Trust Fund in connection with Trail Repairs; and providing for the payment of the costs thereof not to exceed \$70,000.00.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

COUNCILWOMAN DARLENE M. HARRIS PRESENTS COMMITTEE ON HUMAN RESOURCES

[2016-1102](#) Report of the Committee on Human Resources for December 21, 2016 with an Affirmative Recommendation.

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

[2016-1064](#) Resolution providing that the City of Pittsburgh enter into a Professional Services 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.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1065](#) Resolution amending Resolution No. 871 of 2014, entitled "Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with Towers Watson for on-going health and welfare benefit plans consulting services to the City of Pittsburgh and providing for payment of the cost thereof not to exceed \$1,015,729.16," by increasing the authorized amount in 2016 by Fifty Thousand Dollars (\$50,000) and adding the appropriate item numbers to the account information.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1066](#) Resolution providing for a Contract or Contracts, or use of existing Contracts, for upgrades to the case management software used by the Office of Municipal Investigations for a sum not to exceed \$14,500 and for the payment of the costs thereof.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1074](#) Resolution authorizing a grant agreement with the African American Chamber of Commerce of Western Pennsylvania for a pilot program that will incentivize Pittsburgh businesses to hire City residents that are recipients of the Pittsburgh Promise in an amount not to exceed sixty thousand dollars.

SPONSORS: MR. O'CONNOR

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

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

[2016-1103](#) Report of the Committee on Land Use and Economic Development for December 21, 2016 with an Affirmative Recommendation.

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

[2016-1058](#) Resolution granting unto Oakglade Realty Capital, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a handicap ramp with handrail and landing at 2246 Wilson Ave in the 26th Ward, Council District 6 of the City of Pittsburgh, USA.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2016-1059](#) Resolution accepting a new street name, PORTAL PLACE in the Sixteenth Ward of the City of Pittsburgh as per recommendation by the City of Pittsburgh Addressing Committee (CPAC). The street was approved by CPAC in November 2016. The name listed in this ordinance shall be made official in accordance with the Pittsburgh Code, Title Four, Public Places and Property, Chapter 420 Uniform Street Naming and Addressing.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

COUNCILMAN REV. RICKY V. BURGESS FOR COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2016-1104](#) Report of the Committee on Intergovernmental Affairs for December 21, 2016 with an Affirmative Recommendation.

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

[2016-1057](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the NRG Uptown District Energy Center at 1339 Our Way, Pittsburgh, PA 15219.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS - MR. GILMAN

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER