



OFFICE OF THE CITY CLERK

City of Pittsburgh

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September 14, 2021

Honorable William Peduto
Mayor
City of Pittsburgh

Dear Mayor Peduto,

I transmit herewith a copy of bill 2021-1846, introduced in Council on September 14, 2021. Pursuant to Section 208 of the Pittsburgh Home Rule Charter, Council shall transmit a copy of this proposed Ordinance to the Mayor for his recommendation, and Council shall take no further action on this Ordinance until the Mayor either sends a recommendation to City Council, or the expiration of 30 days (October 14, 2021) from the date he receives this proposed Ordinance.

Respectfully submitted,


BRENDA F. PREE
City Clerk

BFP/lc
encl.
received by:

Cc: Hersh Merenstein



Text File

Introduced: 9/14/2021

Bill No: 2021-1846, Version: 1

Committee: Committee on Finance and Law

Status: To Be Presented

Ordinance amending and supplementing the City Code to require the confirmation of City Council for Deputy Directors and/or Chiefs, Assistant Directors and/or Chiefs, and other enumerated positions in the City Code.

The Council of the City of Pittsburgh hereby enacts as follows:

Section 1. The City Code is hereby amended at Title One: Administrative, Article III: Organization, Chapter 111: Departments Generally, as follows:

§ 111.01 - ESTABLISHMENT; RULES AND REGULATIONS; ORGANIZATION AND CONTROL.

(a) *Establishment.* The following executive departments **and administrative units** are hereby established:

- (1) Office of the Mayor;
- (2) Bureau of Neighborhood Empowerment;
- (3) Office of Management and Budget;
- (4) Department of Innovation and Performance;
- (5) Office of City Controller;
- (6) Department of Finance;
- (7) Department of Law;
- (8) Department of Human Resources and Civil Service;
- (9) Department of City Planning;
- (10) Department of Permits, Licenses, and Inspections;
- (11) Department of Public Safety;
- (12) Bureau of Emergency Medical Services;
- (13) Bureau of Police;
- (14) Bureau of Fire;
- (15) Bureau of Animal Care and Control;
- (16) Department of Public Works;
- (17) Department of Parks and Recreation;
- (18) Department of Mobility and Infrastructure.]

- (1) Office of the Mayor
- (2) Office of Equity
- (3) Office of Management and Budget
- (4) Office of Community Health and Safety
- (5) Department of Innovation and Performance
- (6) Commission on Human Relations
- (7) Office of City Controller

- (8) Department of Finance
- (9) Department of Law
- (10) Office of Municipal Investigations
- (11) Department of Human Resources and Civil Service
- (12) Department of City Planning
- (13) Department of Permits, Licenses, and Inspections
- (14) Department of Public Safety
- (15) Bureau of Emergency Medical Services
- (16) Bureau of Police
- (17) Bureau of Fire
- (18) Bureau of Animal Care and Control
- (19) Department of Public Works
- (20) Department of Parks and Recreation
- (21) Department of Mobility and Infrastructure

(b) *Rules and regulations.*

(1) Each department and/or administrative unit shall have power to prescribe policies, rules and regulations, not inconsistent with any law or ordinance:

- A. For its own government;
- B. Regulating the conduct of its officers, clerks and employees;
- C. Concerning the distribution and performance of its business;
- D. Concerning the custody, use and preservation of the books, records, papers and property under its control; and
- E. To implement any code provision applicable to such department.

(2) All departmental policies, rules, and regulations that impact the delivery of services to the public must be filed with the City Clerk and Office of the Mayor. Except as otherwise provided by any law or ordinance or in the Code, uniform rules and regulations established become effective the day they are filed with the City Clerk.

(3) All departmental policies, rules, and regulations, unless otherwise prohibited by law or public safety concerns, must be posted to the City's website.

(d) *Internal organization.* Any executive departments of the City which have been or may in future be created shall be major administrative units as defined in the Pittsburgh Home Rule Charter and shall consist of such persons at such compensation as may be fixed by the annual resolution of the City fixing the number of officers and employees of all departments of the City and the rate of compensation thereof, or as may be provided for in appropriate federal, state, or privately funded grant programs; and the expense of the departments shall be provided for in the annual resolution making appropriations to pay the expenses of conducting the public business of the City or as may be provided for in appropriate federal, state, or privately funded grant programs.

(1) Any and all changes to the rate of compensation of employees as defined numerically in the official budget document, known as the annual resolution, during its effective period shall be prohibited, except as provided for in Article V of the Pittsburgh Charter.

[(A)] A. Step and Grade classifications listed in the annual resolution shall match the corresponding numeric representation as published in the annual resolution.

(2) City Council shall approve of any and all changes to the annual resolution fixing the number of officers and employees and their wages and salaries that may occur during the year.

(e) *Supervision.* The Mayor, Controller and each director of a department shall have charge of the supervision of all subordinate officers and employees deemed proper for the carrying out of the duties and powers of each department.

(f) No person shall be designated to serve as an acting director of a department or acting chief of a bureau of public safety for more than ninety (90) days without being subject to confirmation by Council as provided for in § 209 of the Home Rule Charter. **If, the person appointed acting director or chief, as the case may be, shall not have been nominated by the Mayor and confirmed by Council to be director or chief, said person shall cease in that role and shall be returned to their previous position.**

(g) As provided for in § 209 of the Home Rule Charter, each head of the executive department, other than the Office of City Controller, shall be subject to the approval of Council.

(h) The Assistant Director(s) and Deputy Director(s) of the following executive departments shall likewise be subject to the approval of Council. No person shall be in an Assistant Director or Deputy Director position for more than ninety (90) days without being subject to confirmation by Council. After the expiration of the ninety (90) day period, the Assistant Director or Deputy Director shall be submitted to Council for confirmation.

- (1) Office of Management and Budget**
- (2) Department of Innovation and Performance**
- (3) Department of Finance**
- (4) Department of Human Resources and Civil Service**
- (5) Department of City Planning**
- (6) Department of Permits, Licenses, and Inspections**
- (7) Department of Public Safety**
- (8) Bureau of Emergency Medical Services**
- (9) Bureau of Police**
- (10) Department of Public Works**
- (11) Department of Parks and Recreation**
- (12) Department of Mobility and Infrastructure**

§ 111.02 - DEPUTY DIRECTORS; DESIGNATION; POWERS AND DUTIES; REVOCATION.

In case of death, resignation, sickness, absence or inability of the head of any City executive departments, other than the [Department] **Office** of City Controller, the Mayor or the head of the affected department shall designate in writing, filed with the City Clerk and Controller, a deputy to act for the department head, and to exercise the powers and discharge all duties of the department head during the absence or disability or until a new director is appointed, except the powers of appointment and dismissal of employees. **The named deputy shall be an existing City employee with knowledge of the workings of the department they are named to oversee.** The Mayor or the head of the affected department may revoke any designation at any time without cause by a revocation in writing, file with the City Clerk and Controller. The deputies shall serve without

additional compensation and may be required by **[ordinance] resolution** to give bond in the amount as the Treasurer may fix.

Section 2. The City Code is hereby amended at Title One: Administrative, Article III: Organization, Chapter 146: Sustainability Coordinator, Section 146.01: Sustainability Coordinator, as follows:

§ 146.01 - SUSTAINABILITY COORDINATOR.

The Mayor shall appoint a full-time Sustainability Coordinator **subject to approval of Council.**

Section 3. The City Code is hereby amended at Title Two: Fiscal, Article I: Administration, Chapter 218: Capital Budget and Capital Improvement Plan, Section 218.03: Establishment of the Capital Program Facilitation Committee, subsection (2): CIP Manager, as follows:

§ 218.03 - ESTABLISHMENT OF THE CAPITAL PROGRAM FACILITATION COMMITTEE.

(a) *CIP Manager.* The Mayor shall designate a citywide CIP Manager to oversee implementation of the Capital Improvement Plan and Capital Budget and to work in the Office of Management and Budget, with the Controller, with the Council and the individual departments. **Said CIP Manager shall be subject to approval of Council.**

Section 4. The City Code is hereby amended at Title One: Administrative, Article III: Organization, Chapter 113: Mayor, Section 113.06: Office of Community Health and Safety, as follows:

§ 113.06 - OFFICE OF COMMUNITY HEALTH AND SAFETY.

The Office of Community Health and Safety shall be located within the Office of the Mayor. The Office of Community Health and Safety is charged with increasing public safety capacity by coordinating public health practices. This office will provide the City with the capacity to implement solutions and address long-standing challenges. **The Office of Community Health and Safety shall be under the charge of a Director or Manager, who shall be the head thereof, and subject to confirmation by Council as provided for in § 209 of the Home Rule Charter.** The Office of Community Health and Safety shall:

[a.](a) Coordinate public health-informed practices;

[b.](b) Implement continuum of support;

[c.](c) Participate in community engagement and establish transparency and sustainability.

This office will aspire to build Public Safety excellence.