

City of Pittsburgh



City Council

Regular Meeting Agenda

Monday, August 6, 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 REVEREND RICKY V. BURGESS PRESENTS:**

Bill No. Ordinance supplementing the Pittsburgh Code of Ordinances, Title I, Administrative, Article One, General Provisions, by adding a new Chapter, "Chapter 109: Public Accessibility to Municipal Data Sets."
[2012-0671](#)

SPONSOR(S): REVEREND RICKY V. BURGESS

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. 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)
[2012-0440](#)

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5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn

Bill No. 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).
[2012-0441](#)

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5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn

Bill No. Resolution authorizing the execution of a cooperation agreement or agreements with
[2012-0442](#) 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5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn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

COUNCILMAN BRUCE KRAUS PRESENTS:

Bill No. Resolution accepting the grant of a street, sidewalk, and utility right of way and
[2012-0626](#) 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

Bill No. Resolution vacating a portion of Mary Street at South 33rd Street in the 16th Ward, 3rd
[2012-0673](#) Council District of the City of Pittsburgh.

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution informing City Council of the appointment of the following members of the
[2012-0672](#) School District Director Reapportionment Commission.

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

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

Bill No. Report of the Committee on Finance and Law for August 1, 2012 with an Affirmative
[2012-0667](#) Recommendation.

Bill No. Resolution authorizing the issuance of a warrant in favor of Ogletree, Deakins, Nash,
[2012-0650](#) Smoak & Stewart, P.C., 918 South Pleasantburg Drive (29607), P.O. Box 167, Greenville, South Carolina 29602 in an amount not to exceed Two Thousand Nine Hundred Seventy Three Dollars and Fifty Cents (\$2,973.50) for professional services rendered in connection with the matter Taylor v. City of Pittsburgh.

Legislative History

7/31/12	City Council	Waived under Rule 8	Passed
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution providing for the issuance of a warrant in favor of Graciano Corporation, in the amount of \$500,000.00, 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.

[2012-0652](#)

Legislative History

7/31/12	City Council	Waived under Rule 8	Passed
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for August 1, 2012 with an Affirmative Recommendation.

[2012-0668](#)

Bill No. Resolution Authorizing the Mayor and the Department of Public Works to enter into a Cooperation Agreement with the Commonwealth of Pennsylvania Department of Transportation, in connection with the rehabilitation and ownership of Fancourt Street Bridge.

[2012-0627](#)

Legislative History

7/24/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

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

Bill No. Report of the Committee on Land Use and Economic Development for August 1, 2012 with an Affirmative Recommendation.

[2012-0669](#)

Bill No. Resolution authorizing the Mayor and Director of City Planning to execute relevant agreements to receive grant funding to support the completion of an study of applying overlays to areas that have historic significance and that are threatened by inappropriate building modifications and demolitions, and are not City-Designated Historic Districts and further providing for an agreement and expenditures not to exceed thirty thousand (\$30,000) dollars for this stated purpose.

[2012-0625](#)

Legislative History

7/24/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution further amending Resolution No. 855, effective January 1, 2012, as amended, entitled "Adopting and approving the 2012 Capital Budget and the 2012 Community Development Block Grant Program; and approving the 2012 through 2017 Capital Improvement Program," by changing the funding sources for the Comprehensive Plan and the Homewood/Brushton Redevelopment projects.

[2012-0628](#)

SPONSOR(S): REVEREND RICKY V. BURGESS**Legislative History**

7/24/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0653](#)

Resolution amending Resolution No. 710, effective October 17, 2011, as entitled, “Providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of HUD for a grant in connection with the 2000 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 reprogram funds from Parks & Recreation to City Planning: “Beechview Recreation & Senior Centers” (-\$84,870.00) and transfer these funds to the “Personnel - City Planning” (+\$84,870.00).

Legislative History

7/31/12	City Council	Waived under Rule 8	Passed
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0654](#)

Resolution amending Resolution No. 712 effective October 17, 2011 entitled: “Resolution providing for the filing of a Community Development statement with the U.S. Department of Housing and Urban Development for a grant in connection with the 2002 CDBG Program; providing for execution of grant contracts, filing of data, execution of payment vouchers and certification of signature; the deposit of funds in a bank account and providing for payment of expenses within categories”, so as to reprogram funds from Parks & Recreation to City Planning from; “Beechview Recreation & Senior Center” (-\$60,000.00); and transfer these funds to “Personnel - City Planning” (+\$60,000.00).

Legislative History

7/31/12	City Council	Waived under Rule 8	Passed
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0655](#)

Resolution amending Resolution No. 456, effective July 23, 2012, entitled: Amending the Capital Budget and 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 2012 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 reprogram funds from City Planning to Parks & Recreation from: “Personnel - City Planning” (-\$149,870.00) and “Hilltop Community Children's Center” (-\$2,000.00) and transfer (+\$147,870.00) to “Beechview Senior Center”, (+\$2,000.00 \$4,000.00) to Elder-Ado Inc.

Legislative History

7/31/12	City Council	Waived under Rule 8	Passed
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	AMENDED	Passed
8/1/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2012-0656](#)

Resolution amending Resolution No. 217, effective April 27, 2012, entitled: “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 for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the behalf of residents of the City of Pittsburgh”, so as to reduce City Council's encumbrance: “BACC Beechview Share” (-\$5,000.00).

Legislative History

7/31/12	City Council	Waived under Rule 8	Passed
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0657](#)

Resolution amending Resolution No. 218, effective April 27, 2012, entitled: Amending the Capital Budget and 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 2003 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 reprogram funds from City Council to City Planning from: “BACC Beechview Share” (-\$5,000.00) and transfer these funds to “Personnel - City Planning” (+\$5,000.00).

Legislative History

7/31/12	City Council	Waived under Rule 8	Passed
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No.

[2012-0670](#)

Report of the Committee on Intergovernmental Affairs for July 1, 2012 with an Affirmative Recommendation.

Bill No.

[2012-0570](#)

Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-18490, from Lotus Garden, Inc. - 3911 Saw Mill Run Boulevard, Pittsburgh PA. 15227 to Applicant Texas De Brazil (Pittsburgh) Corporation - 240 W. Station Square Drive, Suite D-1, Pittsburgh, PA 15219 into the premises to be known as the Texas De Brazil, pursuant to amended Pennsylvania Liquor Code, §4-461.

Legislative History

7/2/12	City Council	Read and referred	
7/11/12	Standing Committee	Held for Public Hearing	Passed
7/31/12	Hearings Committee	Public Hearing Held	Passed
8/1/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0584](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Property in the 6th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 49-E, Lot 57 (Council District No.7 - residential construction - 167 38th Street).

Legislative History

7/10/12	City Council	Withdrawn	
7/24/12	City Council	Read and referred	
8/1/12	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS**EXCUSE ABSENT MEMBERS****APPROVAL OF MINUTES****ADJOURNMENT****LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**