

# **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 31, 2012**

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

## PLEDGE OF ALLEGIANCE

## PROCLAMATIONS

Bill No. NOW, THEREFORE, BE IT RESOLVED that Pittsburgh City Council declares  
[2012-0050](#) Tuesday, January 31st, 2012 to be Pittsburgh Guitars Day in the City of Pittsburgh.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No. NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh  
[2012-0051](#) does hereby commend the Diocese of Pittsburgh for creating a legacy of academic achievement, service and faith for 184 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 Tuesday, January 31, 2011, to be "Catholic Schools 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 REVEREND RICKY V. BURGESS PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property  
[2012-0033](#) Taxes; Chapter 263, Real Property Tax and Exemption, Section 263.01, Levy and Rate on Lands and Buildings, by fixing the rate of taxation.

**A motion was made that this matter be Waived under Rule 8. The motion carried.**

**Read and referred to Finance and Law Committee**

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property  
[2012-0034](#) Taxes; Chapter 263, Real Property Tax and Exemption; Section 263.02, Payment Options, Discount and Delinquency Penalty, paragraph (a), Discount in advance, paragraph (c), Interest for late payments, and paragraph (d), Due dates for tax year 2005 only, to reflect the payment, discount and delinquent dates for the year 2012.

**A motion was made that this matter be Waived under Rule 8. The motion carried.**

**Read and referred to Finance and Law Committee**

Bill No. Resolution authorizing the Director of Finance to establish and administer a program  
[2012-0035](#) to assist owner-occupants of residential properties located in the City of Pittsburgh in pursuing assessment appeals of the 2012 reassessed values which will be implemented in 2013, including, but not limited to, entering into agreements for professional services with certified appraisers, at a cost not to exceed \$100,000.00.

**A motion was made that this matter be Waived under Rule 8. The motion carried.**

**Read and referred to Finance and Law Committee**

**COUNCILMAN PATRICK DOWD PRESENTS:**

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an  
[2012-0043](#) Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Pittsburgh Life Sciences Greenhouse project. (Council District 3)

**Read and referred to Intergovernmental Affairs Committee**

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban  
[2012-0044](#) Redevelopment Authority of Pittsburgh in connection with URA's application for a Redevelopment Assistance Capital Program grant of up to \$500,000 for the Pittsburgh Life Sciences Greenhouse project. (Council District 3)

**Read and referred to Intergovernmental Affairs Committee**

**COUNCILMAN R. DANIEL LAVELLE PRESENTS:**

Bill No. Resolution authorizing the Mayor and the Director of City Planning to enter into an  
[2012-0042](#) agreement or agreements with members of the Zoning Board of Adjustment, for payment of services for duties related to any and all activities of the Zoning Board of the City of Pittsburgh. Cost not to exceed \$39,000.

**Read and referred to Land Use and Economic Development Committee**

**COUNCILMAN COREY O'CONNOR AND COUNCILMAN WILLIAM PEDUTO PRESENT:**

Bill No. Resolution authorizing and directing the City Controller and the Department of  
[2012-0045](#) Finance to establish a program for the purpose of offering assessment appeal services to residential home owners in the City of Pittsburgh on their primary residence whose property value is \$150,000 dollars or less in 2011, and those services shall include but not be limited to, one-on-one consultation, free legal services, free comparables analysis, free assistance with appeals filing, and reduced-fee appraisal assistance and/or a reduced-free comparables analysis at a cost not to exceed \$150, 00.00.

**SPONSOR(S): COREY O'CONNOR, WILLIAM PEDUTO, DARLENE HARRIS AND PATRICK DOWD**

**A motion was made that this matter be Waived under Rule 8. The motion carried.**

**Read and referred to Finance and Law Committee****COUNCILMAN WILLIAM PEDUTO PRESENTS:**

Bill No. Resolution providing authorization for the City of Pittsburgh to receive reimbursement from The Department of Health and Human Services through the Early Retiree Reinsurance Program in the amount of \$1,120,189.25.

[2012-0037](#)

**Read and referred to Human Resources Committee**

Bill No. Resolution providing for a professional service agreement or agreements for professional services in connection with the administration of the City of Pittsburgh's Flexible Spending Account program. Cost not to exceed Seventeen Thousand Two Hundred Thirty Eight Dollars (\$17,238.00).

[2012-0038](#)

**Read and referred to Human Resources Committee**

Bill No. Resolution providing for a professional service agreement or agreements with Ceridian for the purpose of on-going payroll processing services, payroll tax filing services, application outsourcing services and related support services. Cost not to exceed Seven Hundred Thousand Dollars (\$700,000.00).

[2012-0039](#)

**Read and referred to Human Resources Committee**

Bill No. Resolution providing for a Supplemental Contract for consulting services for Firefighter Recruit position job analysis and written examination pre-test training materials, and providing for payment of the cost thereof, not to exceed \$19,000.00.

[2012-0040](#)

**Read and referred to Human Resources Committee**

Bill No. Resolution providing for a professional service agreement or agreements for professional services in connection with the administration of the City of Pittsburgh's Consolidated Omnibus Budget Reconciliation Act (COBRA) program. Cost not to exceed Forty Four Thousand Five Hundred Dollars (\$44,500.00).

[2012-0041](#)

**Read and referred to Human Resources Committee****COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No. Resolution amending Resolution No. 718, effective October 17, 2011, entitled: by 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 2007 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 add the JDE Job Numbers to active line items and also to reprogram funds in City Council from: "Northside Common Ministries" (-\$1,500.00); "Trinity AME Zion Church" (-\$2,000.00); and transfer these funds to "Historic Deutschtown Development Corp." (+\$1,500.00) and to "Sheraden United Methodist Church" (+\$2,000.00).

[2012-0046](#)

**SPONSOR(S): DARLENE HARRIS AND THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

Bill No.

[2012-0047](#)

Resolution amending Resolution No. 683, effective October 6, 2011, 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 for the benefit of residents of the City of Pittsburgh; and further, authorizing various City departments to enter into a contract or contracts or use existing contracts for street paving, the purchase of equipment and/or furniture and other related costs, at a cost not to exceed \$800,000.00, so as to add the JDE Job Numbers to active line items and also to reprogram funds in City Council from: “Northside Common Ministries” (-\$1,500.00); “Trinity AME Zion Church” (-\$2,000.00); and transfer these funds to “Historic Deutschtown Development Corp.” (+\$1,500.00) and to “Sheraden United Methodist Church” (+\$2,000.00).

**SPONSOR(S): DARLENE HARRIS AND THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

Bill No.

[2012-0048](#)

Resolution amending Resolution No.681, entitled: “Resolution 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 the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contract or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed \$948,400.00” so as to add the JDE Job Numbers to active line items and also to transfer funds in City Council from: “Spring View Athletic Association”(-\$2,250.00) and “West End Elliott Citizens Council” (-\$4,000.00); and transfer these funds to “Historic Deutschtown Development Corporation” (+\$2,250.00) and “Mount Washington Community Development Corp.” (+\$4,000.00).

**SPONSOR(S): DARLENE HARRIS AND THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

Bill No.

[2012-0049](#)

Resolution amending Resolution No.717, effective October 17, 2011, entitled: “Resolution 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 2006 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 add the JDE Job Numbers to active line items and also to transfer funds in City Council from: “Spring View Athletic Association”(-\$2,250.00) and “West End Elliott Citizens Council” (-\$4,000.00); and transfer these funds to “Historic Deutschtown Development Corporation” (+\$2,250.00) and “Mount Washington Community Development Corp.” (+\$4,000.00).

**SPONSOR(S): DARLENE HARRIS AND THERESA SMITH**

**Read and referred to Land Use and Economic Development Committee**

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

Bill No. Report of the Committee on Finance and Law for January 25, 2012 with an  
[2012-0030](#) Affirmative Recommendation.

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

Bill No. Resolution authorizing and directing the City Controller to create a special trust fund,  
[2012-0017](#) to be designated as the "OPEB Trust Fund," for the purpose of depositing and segregating funds for the exclusive use of providing certain post-employment benefits, appointing the trustees of the OPEB Trust Fund, authorizing execution of the Trust Agreement and adopting the Charter and Bylaws of the OPEB Board of Trustees. Contributions to this irrevocable trust fund may reduce or eliminate the City's net OPEB obligations, as defined by GASB 43 and GASB 45.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No. Ordinance supplementing the Pittsburgh Code at Title One: Administrative, Article  
[2012-0024](#) IX: Boards, Commissions and Authorities by adding Chapter 176A, Other Post Employment Benefit Trust Fund.

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

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith  
Noes: 0  
Abstentions: 0

Bill No. Report of the Committee on Finance and Law for January 25, 2012 with an  
[2012-0032](#) Affirmative Recommendation.

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

Bill No. Resolution to authorize and direct the incurring of Non-Electoral Debt through the  
[2012-0007](#) issuance of two Series of General Obligation Bonds or Notes of the City of Pittsburgh.

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Bill No.

[2012-0026](#)

Ordinance, entitled, "The Neighborhood First Capital Budget Reform Act" amending the Pittsburgh City Code, Title Two, Fiscal, to bring the City of Pittsburgh into compliance with the recommendations of the amended Act, 47 Financial Recovery Plan relating to the Capital Budget, pursuant to Ordinance No. 29 of 2010 enacted by City Council on June 8, 2010, adopting the Amended Act 47 Financial Recovery Plan for the City of Pittsburgh dated May 21, 2009.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND NATALIA RUDIAK**

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

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

Bill No.

[2012-0031](#)

Report of the Committee on Land Use and Economic Development for January 25, 2012 with an Affirmative Recommendation.

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

Bill No.

[2012-0019](#)

Resolution amending Resolution No. 855, effective January 1, 2012 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 allocating the \$75,000 of Council District 8 Unspecified Local Option (ULO) to various community organizations.

**SPONSOR(S): WILLIAM PEDUTO**

**A motion was made that this matter be AMENDED. The motion carried.**

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

**Votes:** Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

## **MOTIONS AND RESOLUTIONS**

### **REQUEST FOR CABLECAST POST AGENDAS**

*Councilman Bruce Kraus:*

- 1. Partner Violence in the Workplace; Invite Standing Firm*
- 2. School Violence/Bullying; GLBT Youth Orientation*
- 3. Gun Violence; A plague on our nightlight and culture*

*Councilwoman Theresa Kail-Smith:*

- 1. Child Sex Abuse - Protecting Children (Invite PAAR)*
- 2. Landslides/Funding; Addressing the problems immediate and long term.*

### **APPROVAL OF MINUTES**

### **ADJOURNMENT**

### **LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**