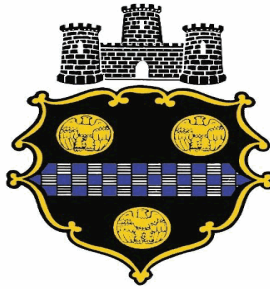


City of Pittsburgh

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



Meeting Minutes - Final

Tuesday, October 20, 2015

10:00 AM

Council Chambers

City Council

ONE-HUNDRED

THIRTY-EIGHTH 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, Deputy City Clerk

A. ROLL CALL

Present 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

B. PLEDGE OF ALLEGIANCE**C. PROCLAMATIONS**

[2015-2143](#) NOW THEREFORE BE IT RESOLVED, that it is the will of the Council of the City of Pittsburgh to urge our state legislators to act bravely and save our communities from gun violence by supporting or co-sponsoring HB 1010;

AND, BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh calls on our state legislators to act heroically in the face of continuing carnage from gun violence in our cities and towns, and to support sensible and life-saving legislation for the sake of our families and our children.

Sponsors: MR. KRAUS AND ALL MEMBERS

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

[2015-2144](#) ***NOW, THEREFORE BE IT RESOLVED*** that the City of Pittsburgh hereby recognizes and commends the continued commitment of **Rebuilding Together Pittsburgh** to improving the quality of life of residents across the City through its support of homeowners; and

BE IT FURTHER RESOLVED that the City of Pittsburgh hereby declares Friday, October 23, 2015 to be “**REBUILDING TOGETHER PITTSBURGH DAY**” in the City of Pittsburgh.

Sponsors: MR. O'CONNOR AND ALL MEMBERS

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

[2015-2145](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh congratulates Dr. Campbell on his 2nd anniversary serving as Reverend of Ebenezer Missionary Baptist Church, and does hereby declare October 18, 2015 to be “**Dr. Vincent K. Campbell Day**” in the City of Pittsburgh.

Sponsors: MR. LAVELLE AND ALL MEMBERS

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

[2015-2146](#)

NOW THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh, thanks Mr. Carmack for his continued dedication to keeping Cape May Avenue a clean and friendly place to live;

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 20, 2015 to be “Raymond ‘Cape May Ray’ Carmack Day” in the City of Pittsburgh.

Sponsors: MS. RUDIAK AND ALL MEMBERS

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

[2015-2147](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend and celebrate ***Pitt Make a Difference Day***, and warmly thanks all those students, university staff, and community volunteers who participate; and,

NOW THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare ***Saturday, October 24th 2015*** to be “***Pitt Make a Difference Day***” in the City of Pittsburgh.

Sponsors: MR. KRAUS AND ALL MEMBERS

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

[2015-2148](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend, Adam Wade for his contributions to the performing arts ; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, October 17, 2015, to be “***Adam Wade Day***” in the City of Pittsburgh.

Sponsors: REV. BURGESS AND ALL MEMBERS

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

[2015-2149](#) **NOW THEREFORE, BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby recognize, celebrate, and commend Pittsburgh Dilworth Elementary School for educating students for 100 years; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 24th, 2015 “Dilworth Elementary School Day” in the City of Pittsburgh.

Sponsors: MS. GROSS AND ALL MEMBERS

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

D. PUBLIC COMMENTS

E. PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2015-2121](#) Resolution amending Resolution #499 of 2015 which authorized the URA to acquire publicly owned property in the 28th ward, 1235 Clairhaven Street for site assemblage for Commercial Development, by substituting School District of Pittsburgh for Urban Redevelopment Authority of Pittsburgh. All other provisions remain unchanged.

Read and referred to the Committee on Intergovernmental Affairs

[2015-2127](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for Riverfront Landing Residences at 2001 Waterfront Place, Pittsburgh, Pennsylvania 15222.

Read and referred to the Committee on Intergovernmental Affairs

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2015-2128](#) Resolution authorizing the Mayor and the Director of the Department of Public Safety to enter into an amended Professional Services Agreement or Agreements with Cover Your Assets, LLC, at an overall cost not to exceed \$498,325.52.

Read and referred to the Committee on Public Safety Services

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2015-2129](#) Ordinance amending the Pittsburgh Code of Ordinances, Title Two: Fiscal; Article VII: Business Related Taxes; Chapter 258: Payroll Tax, by revising Sections 258.06 (Returns) to align the return schedule with the calendar year.

Read and referred to the Committee on Finance and Law

[2015-2130](#) Resolution providing for the issuance of a warrant in the total sum of Three Thousand Dollars (\$3,000.00) in favor of Harry Scherer c/o Joshua M. Bloom, P.C., 3204 Grant Building, 310 Grant Street, Pittsburgh, PA 15219, as final settlement related to the action filed in the United States District Court for the Western District of Pennsylvania at No. 2:12-cv-01149-AJS.

Read and referred to the Committee on Finance and Law

[2015-2131](#) Resolution providing for the issuance of a warrant in the total sum of Three Thousand Dollars (\$3,000.00) in favor of Edmund Farley c/o Joshua M. Bloom, P.C., 3204 Grant Building, 310 Grant Street, Pittsburgh, PA 15219, as final settlement related to the action filed in the United States District Court for the Western District of Pennsylvania at No. 2:12-cv-01149-AJS.

Read and referred to the Committee on Finance and Law

[2015-2132](#) Resolution providing for the issuance of a warrant in the total sum of Three Thousand Dollars (\$3,000.00) in favor of Robert Cox c/o Joshua M. Bloom, P.C., 3204 Grant Building, 310 Grant Street, Pittsburgh, PA 15219, as final settlement related to the action filed in the United States District Court for the Western District of Pennsylvania at No. 2:12-cv-01149-AJS.

Read and referred to the Committee on Finance and Law

[2015-2133](#) Resolution providing for the issuance of a warrant in the total sum of Thirty Seven Thousand Five Hundred Fifteen Dollars and Fifty Cents (\$37,515.50) in favor of Joshua M. Bloom, P.C., 3204 Grant Building, 310 Grant Street, Pittsburgh, PA 15219, for attorneys' fees and costs related to the action filed in the United States District Court for the Western District of Pennsylvania at No. 2:12-cv-01149-AJS.

Read and referred to the Committee on Finance and Law

[2015-2134](#) Resolution providing for a Professional Services Agreement to Burns White, LLC for professional legal services and expert advice regarding construction litigation. The total cost of the professional service agreement or agreements entered into between the City of Pittsburgh and Burns White, LLC shall not exceed Twenty Four Thousand Six Hundred Eighty-Five Dollars and No Cents (\$24,685.00).

Read and referred to the Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2015-2135](#) Resolution providing for a Contract or Contracts or for the use of existing Contracts, providing for an Agreement or Agreements or for the use of existing Agreements, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the renovations and maintenance of various public buildings, and further providing for the payment of the costs thereof, not to exceed \$50,000.00.

Read and referred to the Committee on Public Works

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2015-2139](#) Resolution appointing Richard Butler, 140 Elmont Street, Pittsburgh, PA 15205, as a member of the Board of Directors of the Housing Authority of the City of Pittsburgh for a term to expire on April 30, 2018. Mr. Butler will fill the seat vacated by Frederick Frank.

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings . The motion carried.

[2015-2140](#) Resolution authorizing the appointment of Robert Wilson, 1123 Halsage Avenue, Pittsburgh PA 15212, as a member of the Young Pittsburgh Advisory Commission for a term of 3 years, to expire October 31, 2018. Mr. Wilson will fill a Mayoral Vacancy.

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings . The motion carried.

[2015-2141](#) Resolution authorizing the appointment of Sarah Kinter, 823 Lilac Street #2, Pittsburgh, PA 15217, as a member of the Young Pittsburgh Advisory Commission for a term of 3 years, to expire October 31, 2018. Mrs. Kinter will fill the vacancy for City Council District 5.

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings . The motion carried.

[2015-2142](#) Resolution submitting the names of Dr. Jamil Bey, Bridget Ridge, Dr. Mary Jo Guerico, Will Thompkins, Gabe McMorland, Diane V. Ryan Katz, Thomas C. Waters (current member) and Elwin Green (current member) for consideration by the Mayor to fill the City Council Seat #4 Vacancy and the pending term expirations for City Council Seats #1 and #3 on the Citizen Police Review Board.

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

F. UNFINISHED BUSINESS

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2015-2122](#) Report of the Committee on Finance and Law for October 14, 2015 with an Affirmative Recommendation.

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

[2015-2059](#) An Ordinance amending and supplementing the Pittsburgh Code of Ordinances Title One, Administrative, Article XI, Personnel, Chapter 197, Code of Conduct, by repealing language and replacing it with new language, the following Sections: 197.01 Adoption, 197.09 Ethics Hearing Board, 197.11 Powers and Duties of the Board, 197.12 Investigations, 197.13 Advisory Opinions, 197.16 Penalties, and also by supplementing the Chapter to add additional Sections 197.18 Whistleblower, 197.19 Lists, Complaints and Disclosure Statements, and 197.20 Miscellaneous.

Sponsors: MR. GILMAN AND MR. KRAUS

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

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

No: 1 - Mrs. Harris

Abstain: 0

[2015-2060](#)

Ordinance amending the Pittsburgh Code, Title One, Administrative, Article XI, Personnel, Chapter 198 entitled, "Campaign Finance Regulations" by deleting the current language in its entirety and replacing it with new language.

Sponsors: MR. GILMAN, REV. BURGESS AND MR. KRAUS

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

A motion was made that this matter be Referred for Public Hearing. The motion carried

A motion was made that this matter be RECOMMENDED to the Committee on Finance and Law . The motion failed by the following vote:

Aye: 1 - Mrs. Harris

No: 8 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

Abstain: 0

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

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

No: 0

Abstain: 1 - Mrs. Harris

COUNCILMAN REV. RICKY BURGESS PRESENTS COMMITTEE ON HUMAN RESOURCES

[2015-2123](#)

Report of the Committee on Human Resources for October 14, 2015 with an Affirmative Recommendation.

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

[2015-2015](#)

Resolution providing for an Agreement, or Agreements with the Fair Housing Partnership, to provide comprehensive fair housing training to all relevant members of the City of Pittsburgh's Department of City Planning, ~~and~~ Mayor's Office staff, and City Council's Office Staff. Training will include understanding affirmatively furthering fair housing, general fair housing laws, reasonable accommodation and modification, in an amount not to exceed \$50,000.00.

A motion was made that this matter be Waived under the Rules of Council. The motion carried. (Verbal Amendment)

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:

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-2079](#)

Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with Industrial/Organizational Solutions, Inc. (I/O Solutions) for professional consulting services in connection with Police Lieutenant and Police Sergeant position job analyses; the development, administration, and scoring of new written examinations; and development, assessor selection, administration, and scoring of new oral board examinations; and providing for the payment of the costs thereof. Cost not to exceed \$109,000.00.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

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

[2015-2124](#)

Report of the Committee on Land Use and Economic Development for October 14, 2015 with an Affirmative Recommendation.

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

[2015-1937](#) Resolution approving a Conditional Use Application under the Pittsburgh Code, Title Nine, Zoning, Article V Chapter 911 Section 911.04.A.7 to Karen and Randall Woods, property owners, for authorization to operate a Bed and Breakfast (General) use at 1156 Portland Street, zoned "R2-M" Residential Two-Unit, Moderate Density District, 11th Ward, Council District No. 7

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:

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-2085](#) Resolution amending Resolution 24 of 2015 to increase the maximum allowable amount of financial resources available to the Affordable Housing Task Force for professional and technical services from \$50,000 to \$100,000, and to update the deadline dates for the delivery of the Task Force's findings and recommendations to City Council from September 30, 2015 to April 29, 2016, as well as the deadline date for action on the Task Force's recommendations from December 31, 2015 to May 27, 2016.

Sponsors: MR. LAVELLE

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

COUNCILWOMAN DARLENE M. HARRIS PRESENTS COMMITTEE ON PERFORMANCE AND ASSET MANAGEMENT

[2015-2125](#) Report of the Committee on Performance and Asset Management for October 14, 2015 with an Affirmative Recommendation.

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

[2015-2050](#) Resolution amending resolution # 2015-1334, Enactment # 109, effective 3/12/2015 authorizing the City of Pittsburgh to enter into a Professional Services Agreement(s) and/or Contract(s) with CORE Business Technologies for software, equipment and services related to the installation of payment processing and cashing system for the Department of Finance and providing for the payment of the cost thereof not to exceed Three Hundred Six Thousand One Hundred Twelve Dollars (\$306,112.00) for years 2015, 2016 and 2017, and to include SHI, International, Inc. as the vendor from whom the City will purchase CORE Business Technologies.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-2051](#) Resolution authorizing the Mayor and the City Solicitor to enter into an agreement for the hiring of Cycom Data Systems, Inc., to continue maintaining and upgrading CityLaw, the Department of Law's legal case management and administrative support software system at a cost not to exceed \$11,124.00 (Eleven Thousand, One Hundred Twenty-Four Dollars).

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-2061](#) Resolution authorizing and directing the Mayor or his designee to include detailed information of various informational documents in an easily accessible, centralized place on the City's website, for viewing by the general public, with all documents provided in a searchable format.

Sponsors: MR. GILMAN, MS. RUDIAK AND MR. KRAUS

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

[2015-2082](#) Resolution authorizing the Mayor to enter into a grant agreement with the Allegheny Conference on Community Development to receive \$45,000 in funding to support an Innovation Fellow in the coordination and implementation of the Pittsburgh Roadmap for Inclusive Innovation.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2015-2126](#) Report of the Committee on Intergovernmental Affairs for October 14, 2015 with an Affirmative Recommendation.

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

[2015-2080](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for 5500 Baum Boulevard Project at 5500 Baum Boulevard, Pittsburgh, PA 15232.

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

Aye: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

I. MOTIONS AND RESOLUTIONS

K. EXCUSE ABSENT MEMBERS

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER