

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, December 4, 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. Resolution making Appropriations to pay the expenses of conducting the Public
[2012-0991](#) Business of the City of Pittsburgh and for meeting the debt charges thereof for the
 Fiscal Year, beginning January 1, 2013

Bill No. Resolution fixing the number of officers and employees of the City of Pittsburgh, and
[2012-0992](#) the rate of compensation thereof, and setting minimum levels for designated positions.

Bill No. Resolution adopting and approving the 2013 Capital Budget and the 2013 Community
[2012-0993](#) Development Block Grant Program; and approving the 2013 through 2018 Capital
 Improvement Program.

Bill No. Resolution transferring the amount of \$18,000 from City Council 101100.56105,
[2012-0997](#) Budget Year 2012 to Finance 107000.56105, Budget Year 2012. This transfer is
 necessary to pay for Council postage for 2012.

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. Resolution adopting the Lower Strip District Tax Increment Financing Plan presented
[2012-0440](#) by the Urban Redevelopment Authority of Pittsburgh and making certain findings.
 (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5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn

10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn

Bill No.

[2012-0441](#)

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).

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
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn

Bill No.

[2012-0442](#)

Resolution authorizing the execution of a cooperation agreement or agreements with 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
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn

9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn

Bill No. [2012-0995](#) Resolution providing for the issuance of a warrant in favor of Gales Consulting Engineers & Land Surveyors in the amount of \$3,500.00 in payment for a Property, Topographic, and Utilities Survey of Block 81-C, Lot 401 in the 10th Ward of the City of Pittsburgh, Council District 7 payable from City Clerk Miscellaneous Services.
SPONSOR(S): PATRICK DOWD

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. [2012-0626](#) Resolution accepting the grant of a street, sidewalk, and utility right of way and 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
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn

Bill No. [2012-0987](#) Resolution authorizing the execution of a cooperation agreement or agreements with the Urban Redevelopment Authority of Pittsburgh in which URA will make a grant not to exceed \$100,000 to the City to pay for various survey services to be provided by the City at the request of the URA.

Bill No. [2012-0988](#) Resolution providing for the Lease Agreement with Peter N. & Maria DePasquale, owners; and/or other assignees or transferees for warehouse and office space together with the right to utilize right of way surrounding said property known as 88 Swinburne Road, Pittsburgh, PA 15213. Annual rental amount \$98,000.00, plus annual CPI

increase, plus applicable Real Estate Taxes.

COUNCILMAN COREY O'CONNOR PRESENTS:

Bill No. Resolution authorizing the issuance of a warrant in favor of the Richard S. Caliguiri
[2012-0986](#) Amyloidosis Foundation in an amount not to exceed fifteen thousand, nine hundred, twenty one dollars (\$15,921.00), in connection with the 2012 Great Race in the Department of Parks and Recreation, without previous authority of law; and providing for the payment thereof.

Bill No. Resolution providing for the acceptance by the City of Pittsburgh from Diane M.
[2012-0989](#) Ranick Estate by her son Bruce Ranick Administrator of the Estate, certain property in the 29th Ward of the City of Pittsburgh being parcel 95-F-233 for public purposes as part of the Phillips Park at no cost to the City of Pittsburgh.

Bill No. Resolution providing for the acceptance by the City of Pittsburgh from Rose J.
[2012-0990](#) Williams of certain property in the 2nd Ward of the City of Pittsburgh, being parcel 25-P-87 for public purposes as part of the Bigelow Greenway at no cost to the City of Pittsburgh.

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Five - Traffic, Article VII - Parking,
[2012-0994](#) Chapter 543 - Parking Meters, Section 543.01 - Parking Meter Zones and Rates, Subsection (b), so as to conclude parking meter enforcement at 6:00pm Citywide.
SPONSOR(S): WILLIAM PEDUTO

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Communication from the Department of City Planning submitting reports regarding the
[2012-0996](#) recertification of Area "T", Beechview, for the Residential Parking Permit Program (RPPP).

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 November 28, 2012 with an
[2012-0982](#) Affirmative Recommendation.

Bill No. Ordinance supplementing the Pittsburgh Code of Ordinances, Title I, Administrative,
[2012-0529](#) Article III, Organization, by adding a new Chapter, "Chapter 147: Department of Equal Opportunity."

SPONSOR(S): REVEREND RICKY V. BURGESS AND R. DANIEL LAVELLE

Legislative History

6/26/12	City Council	Read and referred	
7/2/12	Standing Committee	Held for Post Agenda	Passed

11/28/12	Standing Committee	Affirmatively Recommended	Passed
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Bill No.

[2012-0530](#)

Ordinance amending the Pittsburgh Code of Ordinances, Title I - Administrative, Article IX - Boards, Commissions and Authorities, Chapter 177A - Equal Opportunity Review Commission by adding new language and amending current language.

SPONSOR(S): REVEREND RICKY V. BURGESS AND R. DANIEL LAVELLE

Legislative History

6/26/12	City Council	Read and referred	
7/2/12	Standing Committee	Held for Post Agenda	Passed
11/28/12	Standing Committee	AMENDED BY SUBSTITUTE	Passed
11/28/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2012-0533](#)

Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements or contract or contracts for the purpose of updating the City's disparity study, at a cost not to exceed \$250,000.

SPONSOR(S): R. DANIEL LAVELLE AND REVEREND RICKY V. BURGESS

Legislative History

6/26/12	City Council	Read and referred	
7/2/12	Standing Committee	Held for Post Agenda	Passed
11/28/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0534](#)

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 transferring \$250,000 of CDBG funds from the Public Works's Building Improvements Program to the Department of Law for the purpose of updating the Disparity Study.

SPONSOR(S): R. DANIEL LAVELLE AND REVEREND RICKY V. BURGESS

Legislative History

6/26/12	City Council	Read and referred	
7/2/12	Standing Committee	Held for Post Agenda	Passed
11/28/12	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2012-0677](#)

Resolution amending Resolution 226 of 2010 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.

so as to transfer Item A: 6046 Jackson Street.

SPONSOR(S): PATRICK DOWD

Legislative History

8/31/12	City Council	Waived under Rule 8	Passed
8/31/12	City Council	Read and referred	
9/5/12	Standing Committee	Affirmatively Recommended	Passed

9/11/12	City Council	RECOMMITTED	Passed
9/12/12	Standing Committee	Held in Committee	Passed
9/19/12	Standing Committee	Held in Committee	Passed
9/25/12	Standing Committee	Held in Committee	Passed
10/10/12	Standing Committee	Held in Committee	Passed
10/24/12	Standing Committee	Held in Committee	Passed
11/5/12	Standing Committee	Held in Committee	Passed
11/19/12	Standing Committee	Held in Committee	Passed
11/28/12	Standing Committee	AMENDED	Passed
11/28/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2012-0951](#) Resolution authorizing the issuance of a warrant in the total sum of \$16,210.00 to Thomas G. McConnell, Jr., 255 Silverbell Court, West Chester, PA 19380, as mandated for arbitration services in connection with the City of Pittsburgh and IAFF Local 1 Act 111 Health Care Reopener.

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0952](#) Resolution amending Resolution No. 557, approved September 28, 2009, so as to appoint Ruth A. Pompey, Assistant Treasurer, as primary voting delegate to the Tax Collection Committee of the Allegheny Central Tax Collection District.

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	AMENDED	Passed
11/28/12	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2012-0958](#) Resolution authorizing the purchase of a building located at 1553 Broadway Avenue (lot/block # 0035-G-00026) in the Beechview neighborhood for use as community and a senior center at a cost not to exceed \$360,000.00.

SPONSOR(S): NATALIA RUDIAK

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0959](#) Resolution authorizing the Mayor and City Clerk to enter into a Contract or Contracts or Agreement or Agreements with Granicus, Inc., in the amount of \$24,525.00 in payment for the software and hardware upgrades and server hosting services of Legistar, the legislative tracking and video streaming technology used by the City Clerk's Office.

SPONSOR(S): DARLENE HARRIS

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	AMENDED	Passed

11/28/12	Standing Committee	Affirmatively Recommended as Amended	Passed
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COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2012-0983](#) Report of the Committee on Land Use and Economic Development for November 28, 2012 with an Affirmative Recommendation.

Bill No. [2012-0819](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Chapter 909.01, SP, Specially Planned District by creating a new district to be identified as “SP-9/Bakery Square” including rules and regulations, and by amending the City of Pittsburgh Zoning Map by changing from UI, Urban Industrial District and RM-M, Residential Multi-Unit Moderate Density District to SP-9/Bakery Square property consisting of the present Bakery Square; an adjacent acre of property located between Dahlem Place and the East Busway; and twelve acres of property located southwest of Penn Avenue including the former Reizenstein School; 7th and 12th Wards.

Legislative History

10/9/12	City Council	Read and referred	
10/17/12	Standing Committee	Held for Public Hearing	Passed
11/26/12	Hearings Committee	Public Hearing Held	Passed
11/28/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON PERFORMANCE AND ASSET MANAGEMENT

Bill No. [2012-0984](#) Report of the Committee on Performance and Asset Management for November 28, 2012 with an Affirmative Recommendation.

Bill No. [2012-0953](#) Resolution authorizing the City of Pittsburgh to enter into a contract in a form approved by the City Solicitor, for the construction, maintenance and repair of an automated fuel dispensing system to provide fueling operations for the use by various City of Pittsburgh Departments, in an amount not to exceed Five-Hundred Thousand Dollars (\$500,000.00).

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2012-0985](#) Report of the Committee on Intergovernmental Affairs for November 28, 2012 with an Affirmative Recommendation.

Bill No. [2012-0851](#) Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-6449, from Pintail Group, LLC, Monroeville Mall, Unit 300, Monroeville PA 15146 to Applicant TBM PA01, LLC, 204 Auila Road, West Palm

Beach FL 33405; into the premises to be known as The Beer Market, 110 Federal St., pursuant to amended Pennsylvania Liquor Code, §4-461.

Legislative History

10/16/12	City Council	Read and referred	
10/24/12	Standing Committee	Held for Public Hearing	Passed
11/20/12	Hearings Committee	Public Hearing Held	Passed
11/28/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0954](#) Resolution approving execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and RH Factor, LLC for the sale of Block 23-F, Lot 135, in the 25th Ward of the City of Pittsburgh, Council District 6 (230 Carrington Street-Residential Construction).

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0955](#) Resolution approving Execution of a Deed by and between the Urban Redevelopment Authority of Pittsburgh and the City of Pittsburgh for the Sale of Block 25-S, Lots 98 and 104, in the 6th Ward of the City of Pittsburgh - Council District No. 7 - Ridgeway and Judson Street (Greenway)

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0957](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the Center for Sustainable Landscapes, Phipps Conservatory and Botanical Gardens, Inc. at 1 Schenley Park Drive, Pittsburgh, PA 15213.

SPONSOR(S): COREY O'CONNOR

Legislative History

11/19/12	City Council	Read and referred	
11/28/12	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER