

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, September 11, 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. [2012-0715](#) Resolution 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.
ITEM A: Vinecliffe, 35 Vinecliff
Legislative History
9/11/12 City Council Read and referred
- Bill No. [2012-0716](#) Resolution providing for conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.
ITEMS A through D.
A: 1430, 1428 & 1426 N. Franklin, B: Timberland Lot 15, C: Timberland Lot 14, D: 516, 520 & 522 Climax.
Legislative History
9/11/12 City Council Read and referred
- Bill No. [2012-0717](#) Resolution 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.
ITEM A: 2543 Beelen, 2541 Beelen, 2539 Beelen, 2537 Beelen, 2529 Beelen.
Legislative History
9/11/12 City Council Read and referred
- Bill No. [2012-0718](#) Resoluton providing for conveyance by the City of Pittsburgh of certain property.
ITEM A.
A: 2539 Beelen, 2537 Beelen, 2535 Beelen, 2525 Beelen, 2527 Beelen, 2523 Beelen, 340 Beelen, 366 Beelen.
Legislative History
9/11/12 City Council Read and referred
- Bill No. [2012-0719](#) Resolution providing for the conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984; having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh Side Yard Program.
ITEMS A through P. A: 3403 Flavian, B: 4340 Tasso Street PART, C: 6600 Apple, D: 6338 Dean, E: Dean, F: 6519 Shetland, G: 7013 Idlewild, H: 7735 Susquehanna,
I: 7220 Mt Vernon, J: 2200 Elsie, K: 126 Carrington, L: 1043 Grand,

M: 301 N. Pacific, N: 5640 Second Avenue, O: 5644 Second Avenue, P: 7105 Race .

Legislative History

9/11/12 City Council Read and referred

Bill No.

2012-0720

Resolution 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.

ITEMS A through X. A: 2233 Humber, B: 2259 Webster, C: 6040 Butler, D: 6036 Butler, E: 6350 & 6348 Dean, F: 6627 Tennis, G: 7245 Kelly H: 713 Sterrett, I: 15 S. Wheeler, J: 568 Rosdale, K: 6710 Simonton, L: 315 N. Dallas, M: 640 Lillian, N: 60 Wabash, O: 58 Wabash, P, 440 Wabash, Q: 1420 Stedman, R: 1418 Stedman,

S: 1300 Chateau, T: 1409 Juniata, U: 1419 Juniata, V: 1911, 1913 & 1915 N. Charles, W: 3208 & 3206 McClure, X: 1207 Oxford.

Legislative History

9/11/12 City Council Read and referred

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No.

2012-0440

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)

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

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

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

Bill No. [2012-0721](#) An Ordinance supplementing the Pittsburgh Code, Title One, Administrative, Article I: General Provisions, Article IX: Boards and Commissions, by adding a new section entitled Commission on City Archives.

SPONSOR(S): PATRICK DOWD

Legislative History

9/11/12	City Council	Read and referred
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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

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. [2012-0713](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from NDI, Neighborhood Industrial District; LNC, Local Neighborhood Commercial District; and R1A-H, Residential Single Unit Attached High Density District several areas of property adjacent to the existing UPMC-Mercy Hospital campus and located along Forbes Avenue, Locust Street and the Boulevard of the Allies; all to EMI, Educational/Medical Institution District; 1st Ward.

Legislative History

9/11/12	City Council	Read and referred
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Bill No. Resolution approving an Institutional Master Plan under the Pittsburgh Code, Title
[2012-0714](#) Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922, Section 922.12 for UPMC Mercy Hospital and for Mercy South Side Outpatient Center entitled "Project Area Master Plan" on property zoned EMI, Educational/Medical Institution District, 1st, 16th and 17th Wards.

Legislative History

9/11/12	City Council	Read and referred
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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 September 5, 2012 with an
[2012-0710](#) Affirmative Recommendation.

Bill No. Resolution authorizing the issuance of a warrant in the total sum of \$3,714.55 to R.
[2012-0649](#) Paul McCauley, Ph.D. FACFE, 4620 Lucerne Road, Indiana, PA, 15701, for witness fees and expenses in connection to civil action filed at 2:10-cv-01335 in the United States District Court for the Western District of Pennsylvania, and arising from an alleged violation of Constitutional Rights in connection to an alleged incident on January 11, 2010 in the City of Pittsburgh.

Legislative History

7/31/12	City Council	Waived under Rule 8	
7/31/12	City Council	Read and referred	
8/1/12	Standing Committee	Held in Committee	Passed
9/5/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the issuance of a warrant in the total sum of \$8,083.33 to Bruce
[2012-0651](#) A. Wright, MD, LLC, 110 Fort Couch Road, Pittsburgh, PA 15241, for professional services rendered in connection to civil action filed at 2:10-cv-01335 in the United States District Court for the Western District of Pennsylvania, and arising from an alleged violation of Constitutional Rights in connection to an alleged incident on January 11, 2010 in the 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	Held in Committee	Passed
9/5/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution amending Resolution 226 of 2010 providing for the filing of petitions for
[2012-0677](#) 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 delete 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

Bill No.

[2012-0690](#)

Resolution providing for an agreement/s, or use of existing agreements and/or a contract/s, or use of existing contracts, and for the purchase of materials, supplies, equipment, and/or services for City Council Neighborhood Needs Program and providing for the payment of the costs thereof by transferring \$5,500 from District 1 NN Projects to Troy Hill Citizen's Inc. Total cost of all projects is not to exceed \$437,779.53.

SPONSOR(S): DARLENE HARRIS

Legislative History

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

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No.

[2012-0711](#)

Report of the Committee on Public Works for September 5, 2012 with an Affirmative Recommendation.

Bill No.

[2012-0673](#)

Resolution vacating a portion of Mary Street at South 33rd Street in the 16th Ward, 3rd Council District of the City of Pittsburgh.

Legislative History

8/6/12	City Council	Read and referred	
9/5/12	Standing Committee	Affirmatively Recommended	Passed

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

Bill No.

[2012-0712](#)

Report of the Committee on Land Use and Economic Development for September 5, 2012 with an Affirmative Recommendation.

Bill No.

[2012-0477](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from R1D-M, Residential Single - Unit Detached Moderate Density District to RP, Residential Planned Unit Development District, certain property consisting of a parcel identified as Block Number 20-M, Lot Number 59 in the Allegheny County Block and Lot System; Marlow St. & West End Overlook, 20th Ward.

Legislative History

6/12/12	City Council	Read and referred	
6/20/12	Standing Committee	Held for Public Hearing	Passed
8/1/12	Hearings Committee	Public Hearing Held	Passed

9/5/12	Standing Committee	Affirmatively Recommended	Passed
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Bill No. [2012-0524](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from RID-H, Residential Single-Unit Detached, High Density District, to LNC, Local Neighborhood Commercial District, certain property located on the easterly side of Underwood Street and identified as Block Number 138-B, Lots Numbered 300, 301 and 302 in the Allegheny County Block and Lot System; and Block Number 138-A, Lot Number 280 in the aforesaid system; 32nd Ward.

Legislative History

6/26/12	City Council	Read and referred	
7/2/12	Standing Committee	Held for Public Hearing	Passed
8/1/12	Hearings Committee	Public Hearing Held	Passed
9/5/12	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2012-0679](#) Resolution amending Resolution No. 446, effective July 23, 2012, as entitled, "Resolution providing for an Agreement(s) and Contract(s) with Consultant(s) and Vendor(s) to assist the City in its Comprehensive Planning process and provide for the payment at a cost thereof, at a cost not to exceed \$150,000.00.00, so as to change the funding source from CDBG to Capital.

Legislative History

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

Bill No. [2012-0680](#) Resolution amending Resolution No. 715, 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 2005 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: "Shepshy Arms" (-\$750.00), "Christian Legal Society - WPA Chapter" (-\$2,398.25) and transfer these funds to the "Personnel - City Planning" (+\$3,148.25).

SPONSOR(S): NATALIA RUDIAK AND DARLENE HARRIS

Legislative History

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

Bill No. [2012-0681](#) Resolution amending Resolution No. 579, effective September 13, 2011, entitled: The Mayor and the Director of the Department of City Planning of the City of Pittsburgh are hereby authorized to enter into an Agreement or Agreements, in a form approved by the City Solicitor, with the following 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 departments to enter into contract(s) or use existing contract(s) for street paving and other related costs, for the purchase of equipment and/or furniture and installation thereof, at a cost not to exceed \$1,000,000.00, so as to reduce the allocation by \$3,148.25 (Sheptsky Arms-750.00 and Christian Legal Society-WPA Chapter-2,398.25) from \$1,000,000.00 to \$996,851.75.

SPONSOR(S): NATALIA RUDIAK AND DARLENE HARRIS

Legislative History

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

Bill No.

[2012-0682](#)

Resolution amending Resolution No. 506, effective August 9, 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 City Council from: "Personnel - City Planning" (-\$5,261.24) and transfer these funds to "District 1 Community Based Organizations" (+\$362.99), "Community Technical Assistance Center" (+2,398.25) and "Northside Leadership Conference/NS ROX Youth Music Program" (+\$2,500.00)

SPONSOR(S): NATALIA RUDIAK AND DARLENE HARRIS

Legislative History

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

Bill No.

[2012-0683](#)

Resolution amending Resolution No. 459, effective July 23, 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 benefit of residents of the City of Pittsburgh, so as to increase the allocation by \$7,261.24 from \$1,232,500.00 to \$1,239,761.24 and to reprogram funds in City Council from: "Hilltop Community Children's Center" (-\$2,000.00) and transfer these funds to "District 1 Community Based Organizations" (+\$362.99), "Elder Ado, Inc." (+4,000.00), "Community Technical Assistance Center" (+2,398.25) and "Northside Leadership Conference/NS ROX Youth Music" (+\$2,500.00).

SPONSOR(S): NATALIA RUDIAK AND DARLENE HARRIS

Legislative History

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

Bill No. [2012-0684](#) Resolution amending Resolution No. 504, effective August 9, 2012, 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 City Council to City Planning: “Manchester Historic Society” (-\$520.84) and transfer these funds to the “Personnel - City Planning” (+\$520.84).

SPONSOR(S): DARLENE HARRIS

Legislative History

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

Bill No. [2012-0685](#) Resolution amending Resolution No. 553, effective August 10, 2012, as 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 the allocation by \$520.84 (Manchester Historic Society) from \$1,440,896.62 to \$1,440,375.78.

SPONSOR(S): DARLENE HARRIS

Legislative History

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

Bill No. [2012-0686](#) Resolution amending Resolution No. 714, 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 2004 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: “Shepshy Arms” (-\$750.00), “Spring Garden Neighborhood Council” (-\$842.15) and transfer these funds to the “Personnel - City Planning” (+\$1,592.15).

SPONSOR(S): DARLENE HARRIS

Legislative History

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

Bill No. [2012-0687](#) Resolution amending Resolution No. 577, effective September 13, 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 departments to enter into contract or contracts or use existing contract or contracts for street paving and other related costs the purchase of equipment and/or furniture at a cost not to exceed \$972,000.00; so as to reduce the allocation by \$1,592.15 (Shepshy Arms & Spring Garden Neighborhood Council) from \$972,000.00 to \$970,407.85.

SPONSOR(S): DARLENE HARRIS

Legislative History

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

Bill No. [2012-0691](#) Resolution further amending and supplementing Resolution No. 855 of 2011, entitled "adopting and approving the 2012 capital budget and the 2012-2017 Capital Improvement Program" by transferring \$5,500 from District 1 NN Projects to Troy Hill Citizen's Inc. in Council District 1 Neighborhood Needs.

SPONSOR(S): DARLENE HARRIS

Legislative History

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

Bill No. [2012-0702](#) Resolution authorizing the Mayor or the Director of City Planning, to enter into a Grant Agreement with International Business Machines Corporation (IBM) as a participant in the IBM Smarter Cities Challenge. IBM will provide \$350,000.00 in consulting services at their own expense. The services are in support of IBM staff who will help the City of Pittsburgh identify ways to improve or enhance transportation solutions.

Legislative History

9/4/12	City Council	Waived under Rule 8	Passed
9/4/12	City Council	Read and referred	
9/5/12	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER