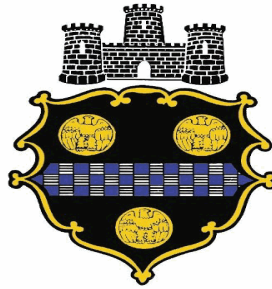


City of Pittsburgh

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



Meeting Minutes - Final

Tuesday, June 23, 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

ROLL CALL

Present 8 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus
Absent 1 - Mr. Lavelle

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2015-1770](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby commend the Tin Angel for nearly six decades of welcoming guests to the City of Pittsburgh high atop Mount Washington; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, June 23, 2015, to be "***Tin Angel Day***" in the City of Pittsburgh.

Sponsors: Mrs. Kail-Smith and All Members

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

[2015-1771](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby recognize the Barbershop Harmony Society for promoting and preserving the barbershop style as an art form.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 28th, 2015 to be "Barbershop Harmony Society International Convention Day" in the City of Pittsburgh.

Sponsors: Mr. Gilman and All Members

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

[2015-1772](#) **NOW THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh expresses its gratitude to Pittsburgh History and Landmarks Foundation for providing this service to students and granting us the opportunity to interact directly with youth from our individual districts;

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 23, 2015 to be “Building Pride/Building Character Day” in the City of Pittsburgh.

Sponsors: Ms. Rudiak and All Members

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

[2015-1773](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby declare June 23, 2015 to be “William Russell Blakey Day” in the City of Pittsburgh.

Sponsors: Mr. Lavelle and All Members

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

[2015-1774](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby declare June 23, 2015 to be “*RaShall M. Brackney Day*” in the City of Pittsburgh.

Sponsors: Mr. Lavelle and All Members

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

[2015-1775](#) **NOW, THEREFORE, BE IT RESOLVED** that the City Council of Pittsburgh supports House Resolution No. 341 and its overall goal of keeping residents safe and secure in their homes; and

BE IT FURTHER RESOLVED that the week of June 22, 2015 shall be “Utility Imposter Awareness Week” in the City of Pittsburgh.

Sponsors: Mr. O'Connor and All Members

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

[2015-1776](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby commend; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, June 20, 2015, to be “***Nikki Thorpe Day***” in the City of Pittsburgh.

Sponsors: Rev. Burgess 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:

[2015-1767](#) Resolution authorizing the Mayor, Director of Public Safety, Chief of the Department of Performance and Innovation and the Chief of Police to enter into contract(s) and/or agreement(s) with Optivon, Incorporated for the purpose of licensing a public safety smartphone application and software for the City of Pittsburgh. Cost not to exceed \$10,000.

Sponsors: Rev. Burgess

Read and referred to the Committee on Performance and Asset Management

COUNCILMAN DAN GILMAN PRESENTS:

[2015-1754](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for Point Park University Pittsburgh Playhouse, 300 Block of Forbes Avenue and Fourth Avenue, Pittsburgh (1st Ward), Allegheny County, Pennsylvania.

Read and referred to the Committee on Intergovernmental Affairs

[2015-1755](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for Penn Highland Mixed Use, 111 South Highland Avenue, Pittsburgh (8th Ward), Allegheny County, Pennsylvania.

Read and referred to the Committee on Intergovernmental Affairs

COUNCILMAN COREY O'CONNOR PRESENTS:

[2015-1765](#) Resolution amending resolution number 127 of 2015, entitled “authorizing the Department of Public Works to enter into a contract or contracts, agreement or agreements, lease or leases, professional service agreements or the use of existing contracts, leases or agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, rentals, and other services for the Squirrel Hill Business District streetlighting project” by increasing the amount by \$10,373.24.

Sponsors: Mr. O'Connor

Read and referred to the Committee on Public Works

[2015-1766](#) Resolution amending Resolution number 891, effective January 1, 2003, as amended, entitled "Adopting and approving the 2003 Capital Budget and the 2003 Community Development Block Grant Program; and approving the 2003 through 2008 Capital Improvement Program” so as to transfer the remaining funds in the Lincoln Place Park Renovation project to the Squirrel Hill Business District streetlighting project

Sponsors: Mr. O'Connor

Read and referred to the Committee on Public Works

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2015-1756](#) Resolution authorizing and directing the City Controller to create a special trust fund, to be designated as the “Facilities Trust Fund,” for the purpose of depositing and segregating funds for the exclusive use of maintenance, capital investment, acquisition, and disposition of City-owned facilities.

Read and referred to the Committee on Finance and Law

[2015-1757](#) Resolution authorizing the issuance of a warrant in favor of Acrobatique in an amount not to exceed five thousand dollars (\$5000.00), for the Earth Day Celebration; and providing for the payment thereof.

Read and referred to the Committee on Finance and Law

[2015-1758](#) Resolution providing for the issuance of a warrant in the total sum of Two Thousand Four Hundred Forty-Three Dollars and Seventy-Two Cents (\$2,443.72) in favor of Donald S. McPherson, Labor Arbitrator, PO Box 638, Indiana, PA, 15701-0638 for arbitration services, charging same to 11101.53.53513.108000.2015.

Read and referred to the Committee on Finance and Law

[2015-1759](#) Resolution authorizing the Mayor and the Director of the Department of Finance to accept a donation of five thousand dollars from BNY Mellon for an Earth Day Celebration which was held on April 2, 2015.

Read and referred to the Committee on Finance and Law

[2015-1760](#) 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 M. A: 1703 Cliff, B: 1707 Cliff, C: 1711 Cliff, D: 1717 Cliff, E: 1719 Cliff, F: 327 Hancock, G: 6484 Frankstown, 6486 Frankstown, H: 7229 Race, I: 7231 Race, J: 409 W. Elizabeth, K: 815 Spring Garden, L: 2441 Perrysville, M: 2240 Wilson

Read and referred to the Committee on Finance and Law

[2015-1761](#) 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 B. A: 6818 Baker, B: 1035 Yetta

Read and referred to the Committee on Finance and Law

[2015-1762](#) 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 H. A: 3203 Brereton, B: 6435 Winslow, C: Chalfont, D: 302 Allen, E: 807 Southern, F: 212 Wilbert G: 1938 Sedgwick, H: 901 Davis

Read and referred to the Committee on Finance and Law

[2015-1763](#) Resolution repealing items in Resolutions approved on various dates, authorizing the sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.

Items A through B: A: 1821 Cliff, B: 5231, 5233 Kincaid, 313, & 315 N. Atlantic

Read and referred to the Committee on Finance and Law

[2015-1768](#) A Resolution calling on the Department of City Planning to create an inventory and map of properties zoned for use as "Community Homes" in the City of Pittsburgh.

Sponsors: Ms. Rudiak

Read and referred to the Committee on Land Use and Economic Development

[2015-1769](#) A Resolution calling on the City of Pittsburgh to adopt the Principles of Plain Language, and a Graphic Standard

Sponsors: Ms. Rudiak

Read and referred to the Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2015-1764](#) Resolution granting unto Joseph & Ruth Ann Martinelli, 1801 Greenleaf Street, Pittsburgh, PA 15211, their successors and assigns, an encroachment to construct, maintain and use at their own cost and expense, a private sewer lateral on the right-of-way of Cielo Lane, in the 19th Ward, 2 Council District of the City of Pittsburgh.

Read and referred to the Committee on Public Works

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2015-1750](#) Report of the Committee on Finance and Law for June 17, 2015 with an Affirmative Recommendation.

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

[2015-1738](#) Resolution realigning a total of ~~\$40,000~~ 15,000.00 from City Council salaries to City Clerk miscellaneous services.

Sponsors: Mrs. Harris

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, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-1739](#) Resolution authorizing the Pittsburgh Parks Conservancy of the City of Pittsburgh in Allegheny County to apply for a Watershed Restoration and Protection (WRPP) grant of \$300,000 from the Commonwealth Financing Authority of the Commonwealth of Pennsylvania.

Sponsors: Ms. Rudiak

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, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2015-1751](#) Report of the Committee on Public Works for June 17, 2015 with an Affirmative Recommendation.

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

[2015-1710](#) Resolution granting unto Douglas Cruze, 5515 Penn, Inc., 317 South Graham Street, Pittsburgh, PA 15232, his successors and assigns, an encroachment to construct, maintain and use at his own cost and expense, stairs with railings on the sidewalk area at 5654 Butler Street, in the 10th Ward, 7 Council District of the City of Pittsburgh.

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, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-1711](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Cooperation and License Agreement with the University of Pittsburgh to implement concurrent construction projects for driveway renovations and related site improvements in Riverview Park and the adjacent Allegheny Observatory.

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, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

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

[2015-1752](#) Report of the Committee on Land Use and Economic Development for June 17, 2015 with an Affirmative Recommendation.

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

[2015-1712](#) Resolution providing for an Agreement or Agreements, or Contract or Contracts, or use of existing Agreements or Contracts, with a Consultant or Consultants, or Vendor or Vendors, for the purpose of Streetscape and Intersection Reconstruction, and related activities in support of such activities at a cost not to exceed \$175,000.00

Sponsors: Mrs. Kail-Smith

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, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2015-1753](#) Report of the Committee on Intergovernmental Affairs for June 17, 2015 with an Affirmative Recommendation.

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

[2015-1613](#) Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-12467, LID-60311 from Damon's International, Inc., 4070-4072 William Penn Hwy., Monroeville, PA 15146-2685 to the Applicant, Mixtape, LLC. 4907 Penn Avenue, Pittsburgh, PA 15224 for the premises located at 4907 Penn Avenue, Pittsburgh, PA 15224, restaurant known as "Mixtape", pursuant to amended Pennsylvania Liquor Code, §4-461.

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, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-1675](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for 3601 Butler Street, Pittsburgh, PA 15206.

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, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS - MR. LAVELLE

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER