

# City of Pittsburgh

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



## Meeting Minutes - Final

**Tuesday, September 29, 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**

[2015-2066](#) **BE IT FURTHER RESOLVED**, that the Council of the City of Pittsburgh does hereby declare Tuesday, September 29, 2015, to be **“WIB Day”** in the City of Pittsburgh.

**Sponsors: REV. BURGESS AND MR. KRAUS**

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

[2015-2067](#) BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 2, 2015 as, “Osher Lifelong Learning Institute Day” in the City of Pittsburgh.

**Sponsors: MR. GILMAN**

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

[2015-2068](#) **BE IT FURTHER RESOLVED** that the Council does hereby declare the week of September 28th, 2015 to be **“Jack Mook Week”** in the City of Pittsburgh.

**Sponsors: MRS. HARRIS**

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

[2015-2069](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby declare September 29, 2015 to be **“NATIONAL DIAPER NEED AWARENESS DAY”** in the City of Pittsburgh.

**Sponsors: MR. LAVELLE**

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

[2015-2070](#) **BE IT FURTHER RESOLVED**, that the Council of the City of Pittsburgh does hereby declare Sunday, October 18, 2015, to be **“HOLOCAUST CENTER OF PITTSBURGH DAY”** in the City of Pittsburgh.

**Sponsors: MR. O'CONNOR**

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

[2015-2071](#) **BE IT FURTHER RESOLVED**, that the Council of the City of Pittsburgh does hereby declare Tuesday, October 20, 2015 to be **“COACH MIKE McCARTHY DAY”** in the City of Pittsburgh.

**Sponsors:** MR. O'CONNOR

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

[2015-2072](#) ***BE IT FURTHER RESOLVED***, that the Council of the City of Pittsburgh does hereby declare Sunday-Wednesday, October 4-7, 2015, to be “***Public School Retirees Recognition Days***” in the City of Pittsburgh.

**Sponsors:** MRS. KAIL-SMITH

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

[2015-2073](#) ***BE IT FURTHER RESOLVED***, that the Council of the City of Pittsburgh does hereby declare Saturday, September 26, 2015, to be “***Mrs. Bessie M Barr Day***” in the City of Pittsburgh.

**Sponsors:** MRS. KAIL-SMITH

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

## D. PUBLIC COMMENTS

## E. PRESENTATION OF PAPERS

### COUNCILMAN REV. RICKY BURGESS PRESENTS:

[2015-2062](#)

Ordinance supplementing the Pittsburgh Code of Ordinances, Title Six: Conduct, Article Five: Discrimination, Chapter 659: Unlawful Practices, Section 659.03: Unlawful Housing Practices by adding a new protected class, “Source of Income.”

**Sponsors:** REV. BURGESS AND MR. LAVELLE

**Read and referred to the Committee on Human Resources**

[2015-2063](#)

Ordinance supplementing the Pittsburgh Code of Ordinances, Title Nine - Zoning, Chapter 922 Development Review Procedures, Sections 922.10.E.2, 922.11.B.3 and 922.11.C.2 with a new subsection, “Affordable Housing Impact Statements.”

**Sponsors:** REV. BURGESS AND MR. LAVELLE

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

[2015-2064](#)

Resolution establishing a Wage Review Committee to review the impact of increasing the wages of service workers and service employees in the City of Pittsburgh.

**Sponsors:** REV. BURGESS AND MR. LAVELLE

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

[2015-2065](#)

Resolution establishing the HELP Initiative to develop interim affordable housing

strategies for the East End neighborhoods in the City of Pittsburgh at no cost to the City.

**Sponsors: REV. BURGESS**

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

**COUNCILMAN DAN GILMAN PRESENTS:**

[2015-2042](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the Masonic Building Redevelopment Project, 40 West North Avenue and 1120 Reddour Street, Pittsburgh, PA 15212.

**Read and referred to the Committee on Intergovernmental Affairs**

[2015-2046](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and The Bible Center Church, Inc. for the Sale of Block 174-K, Lot 378, in the 13th Ward of the City of Pittsburgh - Council District No. 9 (709 Sterrett Street - Sideyard)

**Read and referred to the Committee on Intergovernmental Affairs**

[2015-2047](#) Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Georgetta Rue with respect to the Sale of Block 56-F, Lot 334, in the 15th Ward of the City of Pittsburgh - Council District No.5 (4818 Chatsworth Street - Sideyard)

**Read and referred to the Committee on Intergovernmental Affairs**

[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**

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

[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**

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

[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 AND MS. RUDIAK**

**Read and referred to the Committee on Performance and Asset Management**

**COUNCILWOMAN DEBORAH L. GROSS PRESENTS:**

[2015-2048](#) Resolution amending Resolution No. 466, effective July 23, 2015, 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 the Law Department "Disparity Study Update" (-\$35,000.00) to the Equal Opportunity Review Commission "EORC Software" (+\$35,000.00).

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

**COUNCILWOMAN DARLENE M. HARRIS PRESENTS:**

[2015-2049](#) Resolution authorizing the Mayor and the Chief & Director of the Department of Innovation & Performance and/or the Director of Finance to enter into an agreement or agreements or amendments to existing agreements or to adopt Commonwealth of Pennsylvania CoStars agreements in order to license diversity management software modules. The total cost shall not exceed \$97,000.00 over a five year period.

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

[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 Withdrawn. The motion carried.**

### **COUNCILMAN COREY O'CONNOR PRESENTS:**

[2015-2052](#) Resolution providing for an Agreement or Agreements with CleanNet Systems of Pennsylvania, Inc., or another vendor chosen through the City bid process for the purpose of providing custodial and cleaning services at Citiparks' twenty-two recreation and Healthy Active Living (Senior) centers for one (1) year. The total cost shall not exceed One Hundred Seventy Six Thousand and Six Hundred Twenty Five Dollars (\$176,625.00).

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

[2015-2053](#) Ordinance amending and supplementing the City of Pittsburgh Code, Title Four ("Public Places and Property"), Article XI ("Parks and Playgrounds") by amending Chapter 473 with respect to the operation of drones and other activities involving airborne objects or persons located within, above or in the vicinity of City parks and playgrounds.

**Read and referred to the Committee on Urban Recreation**

### **COUNCILWOMAN NATALIA RUDIAK PRESENTS:**

[2015-2054](#) 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 D: A: 327 Hancock, B: Musgrave, C: 314 Brownsville, D: 312 Brownsville

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

[2015-2055](#) Resoluiton 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 N. A: 914 Clarissa, B:3041 Centre, C: 244 Ater, D: 2104 Brent, E: 34 Mt. Oliver, F: 920 Manton, G: 440 Natchez, H: 20 Conestoga, I: 1102 Bidwell, J: 2033 Lowrie, K: 147 Henderson, L: 1423 Loraine, M: 327 Bothwell, N: 1400 Eckert

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

[2015-2056](#) 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: 6 Lecky

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

### **COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

[2015-2057](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Project Cooperation Agreement with Tree Pittsburgh for the purpose of supporting Tree Pittsburgh's efforts to promote and advance the City of Pittsburgh's Urban Forest Master Plan. Not to exceed \$36,500.00.

**Read and referred to the Committee on Public Works**

### **COUNCILMAN BRUCE A. KRAUS PRESENTS:**

[2015-2058](#)

Communication from Lourdes Sánchez-Ridge, City Solicitor, submitting the Claims Report for the First and Second Quarters of 2015, pursuant to Section 163 of the Pittsburgh City Code.

**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**

[2015-2043](#)

Report of the Committee on Finance and Law for September 22, 2015 with an Affirmative Recommendation.

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

[2015-1940](#)

Resolution providing for the issuance of a warrant in the total sum of SEVENTY-FIVE THOUSAND DOLLARS (\$75,000.00) in favor of Nicholas Saflin, Personal Representative of the Estate of Mary Saflin, Deceased, and their attorneys, Swensen & Perer, releasing and discharging the City of Pittsburgh from all claims arising from an August 19, 2011, incident.

**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

[2015-1941](#) Resolution providing for the issuance of a warrant in the total sum of ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) in favor of W. Christopher Griffith, Personal Representative of the Estate of Kimberly A. Griffith, Deceased, and their attorneys, Swensen & Perer, releasing and discharging the City of Pittsburgh from all claims arising from an August 19, 2011, incident.

**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

[2015-1942](#) Resolution providing for the issuance of a warrant in the total sum of ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) in favor of W. Christopher Griffith, Personal Representative of the Estate of Brenna C. Griffith, Deceased, and their attorneys, Swensen & Perer, releasing and discharging the City of Pittsburgh from all claims arising from an August 19, 2011, incident.

**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

[2015-1943](#) Resolution providing for the issuance of a warrant in the total sum of ONE HUNDRED THOUSAND DOLLARS (\$100,000.00) in favor of W. Christopher Griffith, Personal Representative of the Estate of Mikaela E. Griffith, Deceased, and their attorneys, Swensen & Perer, releasing and discharging the City of Pittsburgh from all claims arising from an August 19, 2011, incident.

**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

[2015-1944](#) Resolution providing for the issuance of a warrant in favor of the Technical Advisory Service for Attorneys for expert trial preparation in the amount of \$24,546.08.

**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

[2015-1945](#) Resolution authorizing issuance of a warrant in the amount of \$3,325.00, in favor of Anthony Alessio, 507 Morrow Avenue, Carnegie, PA 15106, for property damage to his parked vehicle from a City EMS Medic Unit on March 27, 2015 on E. Carson Street.

**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

[2015-1946](#) Resolution authorizing issuance of two (2) warrants as follows: one warrant in the amount of \$3,819.81, in favor of Derrick Coleman, 2305 Holyoke Street, Pittsburgh, PA 15214, in settlement of his claim for property damage to his parked vehicle from a City ES refuse vehicle on May 30, 2015 on Rodenbaugh Avenue and one warrant in the amount of \$1,763.00 in favor of Treasurer, City of Pittsburgh, in satisfaction of the outstanding wage tax lien of Derrick Coleman for tax year 2012.

**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

[2015-1975](#) Resolution authorizing the Mayor, City Solicitor and the Director of the Office of Management and Budget to enter into a Professional Services Agreement with Campbell, Durrant, Beatty, Palombo and Miller, P.C. in the amount of Fifty Thousand Dollars (\$50,000.00) to provide legal services and expert advice related to litigation.

**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

[2015-1976](#) Resolution authorizing the Mayor and the Director of the Department of Finance to enter into an agreement with PMAM Corporation for the purpose of performing alarm permitting, tracking, and billing services for the City of Pittsburgh. The City will incur no initial investment costs. PMAM will retain a fee as a percentage of the revenue collected in the following amounts: 12% of funds collected up to \$550,000; 18% of funds between \$550,000 and \$750,000; and 21% of funds collected above \$750,000. ~~The City does not currently issue or collect any revenue from false alarm fines.~~

**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**

[2015-2044](#) Report of the Committee on Land Use and Economic Development for September 22, 2015 with an Affirmative Recommendation.

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

[2015-1999](#) Resolution authorizing the Mayor, on behalf of the City of Pittsburgh, to execute a grant agreement with Neighborhood Allies for receipt of grant funds in the amount of Two Thousand Dollars (\$2,000.00.) to be used for the purpose of hiring a consultant to facilitate a community engagement process related to My Brother's Keeper, and further authorizing all legitimate expenditures and/ or agreements required under the terms of the grant agreement.

**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**

[2015-2045](#) Report of the Committee on Intergovernmental Affairs for September 22, 2015 with an Affirmative Recommendation.

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

**carried**

[2015-1997](#)

Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Heinz Lofts Service Building, 950 Progress Street, Pittsburgh (23rd Ward), Allegheny County, Pennsylvania 15212.

**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

[2015-1998](#)

Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the Pittsburgh Ballet Theater Annex, 2900 Liberty Avenue, Pittsburgh (6th Ward), Allegheny County, Pennsylvania 15201.

**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**

**Councilwoman Smith motioned for a Cablecast Post Agenda relative to the PIRC Program.**

**Council President will schedule a briefing on the PIRC Program.**

## **K. EXCUSE ABSENT MEMBERS**

## **L. APPROVAL OF MINUTES**

## **M. ADJOURNMENT**

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