



City of Pittsburgh

Meeting Minutes - Final

**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**

Tuesday, March 10, 2015

10:00 AM

Council Chambers

ROLL CALL

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

Absent 1 - Mr. Gilman

MS. RUDIAK PRESENT VIA PHONE

B. PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Councilman O'Connor - St. Patricks Week

Councilwoman Kail-Smith - Steel City Yellow Jackets

Councilwoman Harris - 311 Day

Councilwoman Harris - Dick Skringer Day

Councilman O'Connor - Olin Francis McIntosh Day

[2015-1390](#) ***NOW THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby commend all of the organizers of and participants in the Annual **St. Patrick's Day Parade**; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does, in honor of Pittsburgh's Irish community, hereby declare the week of March 10-17, 2015, to be "***ST. PATRICK'S 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

[2015-1391](#) ***NOW, THEREFORE BE IT RESOLVED***, that the Council of the City of Pittsburgh does hereby congratulate the Steel City Yellow Jackets for a successful first season and wish them luck in the playoffs; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, March 10, 2015, to be the "***Steel City Yellow Jackets 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

[2015-1392](#) ***NOW, THEREFORE, BE IT RESOLVED*** that the Council of the City of Pittsburgh does hereby declare, March 11, 2015 to be "***311 Day***" in the City of Pittsburgh.

Sponsors: Mrs. Harris and All Members

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

[2015-1393](#) **NOW, THEREFORE, BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby extend to **Richard “Dick” Skrinjar** its most sincere thanks and appreciation for his many years of public service to the People of the City of Pittsburgh and, does hereby recognize and commend him for his many accomplishments in both the private and public sector. The Council also provides a special recognition for his care and thoughtfulness during the illness of Mayor Bob O’Connor.

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh, in honor of **Dick Skrinjar’s** public service, does hereby declare Tuesday, March 10, 2015, to be “*Dick Skringer Day*” in the City of Pittsburgh.

Sponsors: Mrs. Harris and All Members

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

[2015-1394](#) **NOW, THEREFORE BE IT RESOLVED** that the Council of the City of Pittsburgh does hereby recognize and commend Olin McIntosh on a stellar and commendable career in the United States Army Reserve, for his commitment to his community through his profession and his dedicated volunteer work and congratulates Olin McIntosh on the occasion of his 60th birthday ; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, March 15, 2105, to be “ **OLIN FRANCIS MCINTOSH 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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2015-1372](#) Resolution authorizing the Mayor to enter into a grant agreement with the Grable Foundation to receive \$11,500 in funding to support the launch of Wi-Fi capabilities and related partnerships in City Recreation Centers.

Read and referred to the Committee on Performance and Asset Management

[2015-1373](#) Resolution amending Resolution 612 of 2014 to increase the amount of compensation for the City's Fellowship Participation Agreement with Code for America Labs, Inc. to Four Hundred and Forty Thousand Dollars.

Read and referred to the Committee on Performance and Asset Management

[2015-1374](#) Resolution Amending Resolution 17 of 2015, effective January 27, 2015, to clarify the approved uses of grant funds from Richard King Mellon Foundation.

Read and referred to the Committee on Performance and Asset Management

[2015-1375](#) Resolution providing for an agreement or agreements for the Department of Innovation & Performance to include upgrades to the City's existing information and telecommunication systems, public safety systems, and public works systems for a sum not to exceed \$100,000 and for the payment of the costs thereof.

Read and referred to the Committee on Performance and Asset Management

[2015-1376](#) 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 with eDocs Technologies, LLC ("eDocs") in order to continuing licensing Onbase Information Management software modules; to license additional equipment, and purchase maintenance and solution support services for an enterprise-wide document management system.

Read and referred to the Committee on Performance and Asset Management

[2015-1385](#) Ordinance amending the City Code, Title Four: - Public Places and Property, Article I: Streets and Sidewalks, Chapter 417: Pavement Protection, Section 417.02: Sidewalk and Curb Maintenance by making various changes in 417.02 (a).

Sponsors: Mrs. Harris

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

Read and referred to the Committee on Public Safety Services

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2015-1377](#) Resolution authorizing the Mayor and the Director of the Department of Public Safety, on behalf of the City of Pittsburgh, to enter into a mutual training agreement or agreements with the Pittsburgh Zoo & PPG Aquarium with regard to firearm usage and responses to dangerous animal incidents. Said agreement shall commence on April 1, 2015 and end no later than December 31, 2018.

Read and referred to the Committee on Public Safety Services

COUNCILMAN COREY O'CONNOR PRESENTS:

[2015-1378](#) Resolution authorizing a new fee schedule for City recreational facilities and programs.

Read and referred to the Committee on Urban Recreation

[2015-1387](#) Resolution further amending Resolution No. 149 of 2012 entitled "Providing for an Agreement or Agreements, or use of existing Agreements and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for various projects in connection with the City Council Neighborhood Needs Program; and providing for the payment of the costs thereof" by providing \$5,000 to the Hazelwood Initiative for a food market on Second Avenue.

Sponsors: Mr. O'Connor

Read and referred to the Committee on Finance and Law

[2015-1388](#) 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 providing \$5,000 to the Hazelwood Initiative for a food market on Second Avenue

Sponsors: Mr. O'Connor

Read and referred to the Committee on Finance and Law

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2015-1379](#) An ordinance amending and supplementing Title I Administrative, Article IX Boards, Commissions, and Authorities, Chapter 173 Commission on Naming Public Properties to change the makeup of the Commission and provide City Council with approval authority over the naming or renaming of public properties and facilities.

Read and referred to the Committee on Finance and Law

[2015-1380](#) Resolution authorizing and directing the Mayor to issue and the City Controller to countersign a warrant in an amount to be determined by the Department of Finance to the Commonwealth of Pennsylvania representing payment required for unclaimed funds for the years 2009, 2010 and 2011, pursuant to the provisions of Deposition of Abandoned and Unclaimed Property Act of August 9, 1971 P.L. 74.

Read and referred to the Committee on Finance and Law

[2015-1381](#) Resolution authorizing issuance of a warrant in the amount of \$2,700.00, in favor of Nenad Bugarija in settlement of a claim for reimbursement for sidewalk damage from city tree roots at 208 S. Linden Avenue, Pittsburgh, PA 15208.

Read and referred to the Committee on Finance and Law

[2015-1382](#) Resolution authorizing issuance of a warrant in the amount of \$2,824.00, in favor of Joseph W. Checkan, 320 S. Washington Street, Evans City, PA 16033, for damage to a boat trailer from the defective condition of the boat launch at the South Side Riverfront Park on May 11, 2014.

Read and referred to the Committee on Finance and Law

[2015-1383](#) Resolution amending Resolution No. 729 of 2014 authorizing the Mayor and the City Solicitor to enter into a professional services agreement or agreements with Pepper Hamilton, LLP, for professional consulting and legal services in relation to *United States ex. rel Freedom Unlimited, Inc., et al. v. City of Pittsburgh, et al.*, to utilize Pepper Hamilton LLP's professional and special expertise in housing and the False Claims Act and related matters by adding an additional sum of THREE HUNDRED FORTY THOUSAND DOLLARS (\$340,000).

Read and referred to the Committee on Finance and Law

[2015-1384](#) Resolution authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Integra Realty Resources Pittsburgh to provide professional appraisal service, expert advice, and testimony regarding the value of the Omni William Penn Hotel at 530 William Penn Place.

Read and referred to the Committee on Finance and Law

[2015-1386](#) Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption; Section 263.01, Levy and Rate on Lands and Buildings, subsections (a) and (b) by fixing the rate of taxation to reflect the annual tax year.

Sponsors: Ms. Rudiak

Read and referred to the Committee on Finance and Law

[2015-1389](#) Ordinance supplementing the Pittsburgh Code, Title One, Administrative, Article XI, Personnel, Chapter 192, Pensions, Section 192.22, "Membership", Section 192.23, "Contributions by Members", and Section 192.26, "Pension Allowance", relating to Municipal Benefit Plan No. 2 ("Municipal Benefit Plan No. 2"), to bring such sections into compliance with collective bargaining agreements existing between the City of Pittsburgh and various unions.

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

Read and referred to the Committee on Finance and Law

. UNFINISHED BUSINESS

. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2015-1367](#) Report of the Committee on Finance and Law for March 4, 2015 with an Affirmative Recommendation.

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

[2015-1324](#) Resolution providing for an agreement for payment of the City's share of the 2015 operating expenses for the Allegheny County Central Tax Collection District for tax collection. Cost not to exceed \$10, 277.06.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Gilman

[2015-1325](#) 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 B. A: 235 Mayflower, B: 7030 Bennett

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

[2015-1327](#) 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: A: 804 PJ McArdle Roadway (PART)

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

[2015-1328](#) 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 J: ~~A: 2456 Bedford, B: 304 Young, C: 5326 Hillcrest, D: 5336 Hillcrest & 5338 Hillcrest~~, E: 7142 Bennett, F: 304 W. Elizabeth, G: 1014 Spring Garden, 1016 Salter, H: 1018 Spring Garden, I: 1102-04 Spring Garden, 1108 Spring Garden, 1110 Spring Garden, J: 1262 Spring Garden

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: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2015-1368](#) Report of the Committee on Public Works for March 4, 2015 with an Affirmative Recommendation.

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

[2015-1329](#) Resolution vacating Gazena Way between Progress Street and Carpenter Way in the 23rd Ward, 1st 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: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

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

[2015-1369](#) Report of the Committee on Land Use and Economic Development for March 4, 2015 with an Affirmative Recommendation.

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

[2015-1202](#) Resolution approving a new Institutional Master Plan under the Pittsburgh Code, Title Nine, Zoning, Article II, Chapter 905, Section 905.03.D and Article VII, Chapter 922, Section 922.12.G for UPMC Oakland entitled "Project Area Master Plan" dated November 24, 2014 on property zoned EMI, Educational/Medical Institution District, 4th Ward, Council District No. 8.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

[2015-1330](#) Resolution further amending Resolution No. 858, effective January 1, 2015, as amended, entitled "Adopting and approving the 2015 Capital Budget and the 2015 Community Development Block Grant Program; and approving the 2015 through 2020 Capital Improvement Program," by reducing and increasing various line items funded from the Community Development Block Grant, Emergency Solutions Grant, Housing Opportunities for Persons with AIDS program, and HOME program.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

[2015-1370](#) Report of the Committee on Urban Recreation for March 4, 2015 with an Affirmative Recommendation.

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

[2015-1331](#) Resolution authorizing the Mayor to enter into an agreement or agreements in an amount not to exceed Twenty Thousand Dollars (\$20,000) with Shift Collaboration, to implement a comprehensive educational awareness building campaign (as part of the CHAMPS program) so that families know there are resources for free nutritious meals for their children.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

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

[2015-1371](#) Report of the Committee on Performance and Asset Management for March 4, 2015 with an Affirmative Recommendation.

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

[2015-1332](#) Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with Questica, Inc. for professional services for initial implementation and annual subscription fees for a budgeting and performance management system that will improve the City's budgeting and financial planning processes, increase staff productivity, enhance analytical capabilities, and provide more stakeholders with additional information about the costs and performance of city services. Cost not to exceed \$547,000.00 over five years.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

[2015-1333](#) Resolution authorizing the Director of the Department of Finance to purchase software from the Government Finance Officers Association (GFOA) to be used for revenue forecasting and cash flow projection. Payment for software would be made to Municast in the amount of Three Thousand Dollars (\$3,000).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

[2015-1334](#) Resolution authorizing the City of Pittsburgh to enter into a multi-year Professional Services Agreement(s) and/or Contract(s) with CORE Business Technologies for software, equipment and services related to the installation of an enterprise-wide 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.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mr. Kraus

No: 0

Abstain: 0

Out of Room: 1 - Mrs. Kail-Smith

Absent: 1 - Mr. Gilman

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBER - MR. GILMAN

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER