

City of Pittsburgh

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



Meeting Minutes

Tuesday, October 29, 2019

10:00 AM

Council Chambers

City Council

ONE-HUNDRED

FORTIETH COUNCIL

Bruce A. Kraus, President of Council

Council Members: Rev. Ricky V. Burgess, Anthony Coghill, Deborah L. Gross, Darlene M. Harris, R. Daniel Lavelle, Corey O'Connor, Theresa Kail-Smith, Erika Strassburger

Brenda F. Pree, City Clerk - Kimberly Clark-Baskin, Deputy City Clerk

ROLL CALL

Present 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

Absent 1 - Council Member Lavelle

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2019-2236](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Pittsburgh Bureau of Fire for their commitment to serving and protecting their fellow residents and we encourage the citizens of Pittsburgh to take personal steps to increase their safety from home fires; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare, Tuesday, October 29, 2019 to be “**Fire Bureau Appreciation Day**” in the City of Pittsburgh.

SPONSOR /S: COUNCIL MEMBER KAIL-SMITH AND ALL MEMBERS

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

Enactment No: 692

[2019-2237](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and commend the **Young Preservationists Association of Pittsburgh** for preserving our region’s unique history and providing a platform for young people to participate in historic preservation; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Friday, **November 1, 2019** to be “**Young Preservationists Association of Pittsburgh Day**” in the City of Pittsburgh.

SPONSOR /S: COUNCIL MEMBER HARRIS AND ALL MEMBERS

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

Enactment No: 693

[2019-2238](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby honor the significant impact of Carnegie Mellon University on arts and theatre education in Pittsburgh, on Broadway and worldwide, and applauds the Tony Awards and its leadership for promoting the critical importance of arts and theatre education; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, October 31, 2019 to be “**Tony Awards Day**” in the City of Pittsburgh.

SPONSOR /S: COUNCIL MEMBER STRASSBURGER AND ALL MEMBERS

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

Enactment No: 694

[2019-2239](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Darrin Kelly for being named Democrat of the Year and for his Public Safety service to the City of Pittsburgh; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare, Wednesday, October 30, 2019 to be “**Darrin Kelly Day**” in the City of Pittsburgh.

SPONSOR /S: ALL MEMBERS

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

Enactment No: 695

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:

[2019-2225](#)

Resolution transferring the amount of \$150,000 from the Office of Management and Budget’s Operating Budget, JDE Account 11101.102200.53.53101.2019, to the Workforce Development Fund, Job Number 0222806700, Fund 28067, Budget Year 2019.

Read and referred to the Committee on Finance and Law

[2019-2226](#) Resolution amending Resolution No. 863 of 2018, effective January 1, 2019, entitled “Resolution adopting and approving the 2019 Capital Budget and the 2019 Community Development Block Grant Program, and the 2019 through 2024 Capital Improvement Program,” by reducing FLOOD CONTROL PROJECTS by \$550,000.00, increasing BRIDGE UPGRADES by \$530,000.00, and increasing SWINBURNE BRIDGE (TIP) by \$20,000.00.

Read and referred to the Committee on Finance and Law

[2019-2227](#) Resolution amending Resolution No. 432 of 2019 authorizing the Mayor and the City of Pittsburgh Ethics Hearing Board to enter into a Professional Services Agreement with Rothman Gordon, P.C., 310 Grant St., 3rd Floor, Pittsburgh, PA 15219 for professional legal services regarding ethics matters by increasing the total cost from Fifteen Thousand Dollars and No Cents (\$15,000.00) to Twenty Thousand Dollars and No Cents (\$20,000).

Read and referred to the Committee on Finance and Law

[2019-2228](#) Resolution authorizing the Mayor and the Director of Finance to execute an Agreement of Sale and all related documents necessary to effect the purchase by the City of Pittsburgh, in lieu of taking by eminent domain, of 410 Mathews Avenue in the 30th Ward and to accept a deed for the property. Further authorizing the expenditure of funds for the purchase, closing, and other associated auxiliary costs.

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

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2019-2229](#) Resolution authorizing the Mayor and Director of City Planning to receive eighty-thousand (\$80,000.00) dollars grant award per agreement between the City of Pittsburgh and the Pennsylvania Department of Conservation and Natural Resources, executed 5/15/19, to support the development of an Emerald View Park Master Plan, and to further enter into contract to hire consultants Merritt / Chase to develop aforementioned master plan with additional City expenditures (local match) not to exceed fifty-five thousand (\$55,000.00) dollars, for a total contract value not to exceed one-hundred and thirty-five thousand (\$135,000.00) dollars.

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

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2019-2230](#) Resolution further amending and supplementing Resolution No. 855 of 2011, entitled “adopting and approving the 2012 Capital Budget” by transferring a total of \$37,392.76 from closed and completed projects within District 1 Neighborhood Needs to Public Safety-AEDs (\$9,514), District 1 DPW Projects (\$7,878.76), and American Legion Post #681 (\$20,000).

SPONSOR /S: COUNCIL MEMBER HARRIS

Read and referred to the Committee on Finance and Law

[2019-2231](#) Resolution further amending Resolution 549 of 2012, entitled “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 \$37,392.76 from closed and completed projects within District 1 Neighborhood Needs to Public Safety-AEDs (\$9,514), District 1 DPW Projects (\$7,878.76), and American Legion Post #681 (\$20,000).

SPONSOR /S: COUNCIL MEMBER HARRIS

Read and referred to the Committee on Finance and Law

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2019-2232](#) Resolution authorizing the issuance of a warrant in favor of the Sheriff, County of Allegheny, 436 Grant Street, Pittsburgh, PA 15219, in an amount not to exceed Fifteen Thousand, Four Hundred Thirty-Six Dollars and Ninety-Nine Cents, for security services provided for the City of Pittsburgh Richard S. Caliguiri Great Race on September 29, 2019.

Read and referred to the Committee on Public Safety Services

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2019-2233](#) Resolution amending Resolution 665 of 2018, entitled “Resolution providing for an Agreement or Agreements, or use of existing Agreements, allowing for compensation paid to PennDot of the local costs associated with the East Carson St. Supplemental Improvement Project being undertaken by PennDot, and further providing for payment of the cost not to exceed \$690,737.35,” by providing for certain contributions to be made by the City through separate legislative appropriations in a subsequent year in an amount not to exceed eight hundred eighty-six thousand one-hundred and sixty-two dollars and ninety-nine cents (\$886,162.99).

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

Read and referred to the Committee on Public Works

COUNCILWOMAN ERIKA STRASSBURGER PRESENTS:

[2019-2234](#) Resolution further amending Resolution number 479 of 2016, as amended by resolution 769 of 2018 and resolution 664 of 2019, entitled “authorizing the Mayor, the Director of Permits, Licenses, and Inspections, the Director of City Planning and the Chief of Innovation & Performance to enter into a Professional Service Agreement or Agreements with buildingeye, Inc. ("buildingeye") to purchase software and related support services that will create an interactive map for internal and public visual display of planning, permit, license, and violation data” in order to correct a JDE account number.

SPONSOR /S: COUNCIL MEMBER STRASSBURGER

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

Read and referred to the Committee on Innovation, Performance and Asset Management

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2019-2235](#) Communication from Kevin Pawlos, Director of the Office of Management and Budget, submitting acting pay approvals on behalf of the Department of Innovation and Performance for Matthew Klink per the Acting Pay Policy revised in June 2018.

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

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW**

[2019-2220](#) Report of the Committee on Finance and Law for October 23, 2019 with an Affirmative Recommendation.

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

[2019-2081](#) Resolution authorizing the Mayor and the Director of the Department of Finance to enter into an Agreement or Agreements with CSS, Inc., for the provision of a business tax and revenue management software package for a sum not to exceed Five Million dollars and zero cents (\$5,000,000.00) over five years and for the payment of the costs thereof.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2180](#) Resolution authorizing the conveyance of a portion of Enright Parklet to Pennley Park South, Inc. and accepting certain property in the 8th Ward of the City of Pittsburgh for public purposes to become part of Enright Parklet.

(Public Hearing held 10/28/19)

SPONSOR /S: COUNCIL MEMBER BURGESS

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

Aye: 6 - Council Member Burgess, Council Member Coghill, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 2 - Council Member Gross, and Council Member Harris

Absent: 1 - Council Member Lavelle

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2019-2221](#) Report of the Committee on Public Works for October 23, 2019 with an Affirmative Recommendation.

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

[2019-1637](#) Resolution authorizing the Mayor and the Directors of the Department of Parks and the Department of Public Works to enter into a Lease Agreement with the Pittsburgh Ballet Theater for a portion of real property located on Liberty Avenue between 29th and 30th Streets.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2174](#)

Resolution amending and supplementing Resolution number 565 of 2019, entitled “Authorizing the Mayor of the City of Pittsburgh, and the Department of Mobility and Infrastructure to enter into an agreement with the PA Department of Community and Economic Development (DCED) Multimodal Transportation (MTF) Fund Program, should the grant be awarded by DCED, to provide funding for the South 21st Street Complete Green Street Project. The grant proposal includes an ask of \$1,578,725.00 with a local match of \$473,618.00 to be contributed by the Pittsburgh Water and Sewer Authority. In the event the grant is awarded, this resolution provides for an agreement and expenditures not to exceed TWO MILLION FIFTY TWO THOUSAND THREE HUNDRED FOURTY THREE (\$2,052,343.00) dollars for this stated purpose.” To increase the budget authority to match an increased ask in the grant application to now be \$2,500,000.00 with an unchanged local match of \$473,618.00 to be contributed by the Pittsburgh Water and Sewer Authority. In the event the grant is awarded, this amended resolution provides for an agreement and expenditures not to exceed \$2,973,618.00 (TWO MILLION NINE HUNDRED AND SEVENTY THREE THOUSAND SIX HUNDRED AND EIGHTEEN DOLLARS) for this states purpose.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2181](#)

Resolution authorizing an agreement, between the City of Pittsburgh and Pennley Park South, Inc. (PPS), for certain easements in the 8th Ward, 9th Council District of the City of Pittsburgh, in accordance with Resolution 584 of 2019 that vacated a portion of Right of Way at Eva Street.

(Public Hearing held 10/28/19)

SPONSOR /S: COUNCIL MEMBER BURGESS

A motion was made that this matter be AMENDED BY SUBSTITUTE. The motion carried by the following vote:

Aye: 7 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 1 - Council Member Harris

Absent: 1 - Council Member Lavelle

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

Aye: 6 - Council Member Burgess, Council Member Coghill, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 2 - Council Member Gross, and Council Member Harris

Absent: 1 - Council Member Lavelle

[2019-2208](#)

Resolution providing for an Agreement between the City of Pittsburgh and Columbia Gas of PA in connection with the paving of Conniston Avenue between Bon Air Avenue and Drycove Street, Fordyce Street, between Calle Street and Caperton Street, Caperton Street between Conninston Avenue to Roseton Street, Roseton Street between Caperton Street to Bon Air Avenue and Bon Air Avenue between Roseton Street to 208 Bon Air Avenue. The estimated cost of preparation and completion of work is one hundred and sixty three thousand eight hundred ninety one dollars and eighty-two cents (\$163,891.82).

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2209](#) Resolution authorizing an Agreement between the City of Pittsburgh and Columbia Gas of Pennsylvania in connection with the restoration and paving of Sidney St. between 21st Street to 17th Street, 17th Street between Bingham Street and Muriel Street, 21st Street between Carson Street and Sidney Street and Wrights Way between 21st Street to 2107 Wrights Way, providing for the payment of the costs thereof by Columbia Gas of Pennsylvania to the City of Pittsburgh. The estimated cost of preparation and completion of work is One Hundred and Fifty-two Thousand Eight Hundred Twenty Seven Dollars and Eight Cents (\$152,827.08).

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

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

[2019-2222](#) Report of the Committee on Land Use and Economic Development for October 23, 2019 with an Affirmative Recommendation.

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

[2019-1953](#) Resolution providing for the designation as a Historic Structure under Title 11 of the Code of Ordinances that certain structure known as Heathside Cottage, located at 416 Catoma Street (23-D-56), in the Fineview Neighborhood, in the 25th Ward, City of Pittsburgh.

(Public Hearing held 10/22/19)

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2172](#) Resolution authorizing the Mayor and Director of the Department of City Planning to execute relevant agreements to receive grant funding from the Pennsylvania Department of Environmental Protection's DC Fast Charging and Hydrogen Fueling Grant Program to install electric vehicle charging stations in a parking lot at 6117 Kirkwood Street and further providing for an agreement and expenditures not to exceed TWO HUNDRED FOURTY FIVE THOUSAND SIX HUNDRED FIFTY (\$245,650.00) dollars for this stated purpose. The grant requires a match from the Pittsburgh Parking Authority in the amount of EIGHTY ONE THOUSAND EIGHT HUNDRED EIGHTY THREE (\$81,883.00) dollars for this stated purpose for a total project cost of THREE HUNDRED TWENTY SEVEN THOUSAND FIVE HUNDRED THIRTY THREE (\$327,533.00) dollars.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

COUNCILWOMAN ERIKA STRASSBURGER PRESENTS COMMITTEE ON INNOVATION, PERFORMANCE AND ASSET MANAGEMENT

[2019-2223](#) Report of the Committee on Innovation, Performance and Asset Management for October 23, 2019 with an Affirmative Recommendation.

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

[2019-2156](#) Resolution amending Resolution No. 341 of 2016, by further authorizing the Mayor, the Director of the Department of Public Works and the Director of the Department of Innovation and Performance to enter into an amended agreement or agreements with Cartegraph Systems, Inc., in order to continue licensing application software and for the purchase of associated subscription, maintenance, cloud hosting and professional services for years 2019, 2020 and 2021. The cost of the extension shall not exceed \$559,706.37. Total cost \$1,031,556.37 for years 2016-2021.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2176](#) Resolution amending Resolution No. 639 of 2013, which authorized the City enter into a Contract or Agreement or Agreements with Pittsburgh Community Television for public access television services, by extending the term of the agreement for one year to September 18, 2020.

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

Aye: 7 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 1 - Council Member Harris

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2178](#) Resolution authorizing The Mayor and the Director of Innovation & Performance, on behalf of the City of Pittsburgh, to enter into a Master Lease Agreement with Dell Financial Services for Leasing Services to lease electronic devices, with installation and support services for a period of seven years. The total amount of funds for this equipment and services will be appropriated and approved under separate subsequent requests and will not exceed a total of Three Million Three Hundred Fifty-Eight Thousand Seven Hundred Eleven Dollars and Twenty-Three Cents (\$3,358,711.23).

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2019-2224](#) Report of the Committee on Intergovernmental Affairs for October 23, 2019 with an Affirmative Recommendation.

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

[2019-2029](#)

Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the 201 Arsenal Phase II Residential Land Development project, located at 135 39th Street of Pittsburgh, PA, 15201.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2173](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an Intergovernmental Agreement(s) with Allegheny County, with respect to the winter season(s) of 2019-2020, 2020-2021, and 2021-2022 (November 1 to March 31 of each year) under which (1) (a) the City will store, handle, and load salt for the County, and (b) the County will store, handle, and load salt for the City, and, (2) (a) the City will perform snow and ice clearance together with the application of anti-skid and/or deicing materials for certain County roads, including bridges with their approaches, and (b) the County will perform snow and ice clearance together with the application of anti-skid and/or deicing materials for certain City roads, including bridges with their approaches.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

[2019-2205](#)

Resolution providing for an agreement or agreements between the City of Pittsburgh and McCaffery Interests, Inc. and/or the Urban Redevelopment Authority in connection with improvements to the cartway generally at the Strip District Terminal at 1600 Smallman Street and for access to make those improvements to the cartway and for temporary operation and maintenance of the cartway, in anticipation of a future public Right of Way, public parking, public operation and maintenance of the cartway, and potential public dedication of the cartway at the site.

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

Aye: 8 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Harris, Council Member Kraus, Council Member O'Connor, Council Member Kail-Smith, and Council Member Strassburger

No: 0

Abstain: 0

Absent: 1 - Council Member Lavelle

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS - Mr. Lavelle

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER