

City of Pittsburgh

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



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Tuesday, May 29, 2012

10:00 AM

Council Chambers

City Council

**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

Present: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2012-0443](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Little Sisters of the Poor for 140 years of outstanding service for the City of Pittsburgh and for all their achievements as the group continues to be recognized and praised for their dedication to the elderly poor in Southwestern Pennsylvania ; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, May 29, 2012, to be "Little Sisters of the Poor Day" in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

Bill No.

[2012-0444](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor the important milestone of the Greater Pittsburgh Literacy Council, and does hereby declare Wednesday, June 6, 2012, to be "The Greater Pittsburgh Literacy Council 30th Anniversary Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS

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

Bill No.

[2012-0445](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor the important milestone of the Young Preservationists Association of Pittsburgh, and does hereby declare Saturday, June 2, 2012, to be "Young Preservationists Association of Pittsburgh 10th Anniversary Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS

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

Bill No.

[2012-0446](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, May 29th, 2012, to be Johno Prascak Day in the City of Pittsburgh.

SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS

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

Bill No.

[2012-0447](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate the 2012 elected representatives and award winners and recognize the Pennsylvania YMCA Youth and Government Program for educating young people about important civic values; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare May 29, 2012 to be “Youth and Government Day” in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

Bill No.

[2012-0448](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor Leon Lynch for his dedicated communal efforts, and does hereby declare the month of May 2012 to be “Leon Lynch Month” in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS

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

Bill No.

[2012-0449](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commends Bishop Leonard-St. Mary of the Mount Academy for their 102 years of service to the children of the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Friday, June 1, 2012, to be “Bishop Leonard-St. Mary of the Mount Academy Day” in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

Bill No.

[2012-0450](#)

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, May 30, 2012, to be “Memorial Day” in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

Bill No.

[2012-0451](#)

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, May 30, 2012, to be “Memorial Day” in the City of Pittsburgh.

SPONSOR(S): THERESA SMITH AND ALL MEMBERS

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

Bill No.

[2012-0452](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the artistic contributions of Elenora Duse and the efforts of the Honorary Consulate of Italy and Italian-American Associations of Pittsburgh to bring Italy's arts and culture to our residents and visitors; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 1, 2012 to be “Eleonora Duse Day” in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO 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:

Bill No. [2012-0434](#) Resolution providing for the issuance of a warrant in the total sum of Twenty-Thousand Dollars (\$20,000.00) to Stanley Hicks and Friday & Cox LLC., 1405 McFarland Rd., Pittsburgh, PA 15216, in full and final settlement of a civil action filed in the Court of Common Pleas of Allegheny County at case number GD-10-10865, for personal injuries and damages arising from an accident which occurred on or about August 1, 2008 at or near Alcuse Way in the public right-of-way within the City of Pittsburgh.

Read and referred to Finance and Law Committee

Bill No. [2012-0435](#) Resolution providing for the issuance of a warrant in the total sum of Twenty-Two Thousand Five-Hundred Dollars (\$22,500.00) to Alberta Gales and Ainsman, Levine & Drexler, LLC., 310 Grant Street, Suite 1500, Pittsburgh, PA 15219, in full and final settlement of a civil action filed in the Court of Common Pleas of Allegheny County filed at GD-09-020175 for personal injuries and damages relating to a trip and fall accident that occurred on April 15, 2008 within the Manchester Playground area at or near the intersection of Juniata and Fulton Streets in the City of Pittsburgh

Read and referred to Finance and Law Committee

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. [2012-0436](#) Ordinance amending the Pittsburgh Zoning Code, Title Nine, Article One, Chapter 902 Section 902.03, Zoning District Map No. 5 by changing various zoning district classifications in the Marshall-Shadeland neighborhood in accord with Map Pittsburgh: Zoning for your Neighborhood, the city's zoning re-mapping project relative to the city's Urban Zoning Code.

Read and referred to Land Use and Economic Development Committee

Bill No. [2012-0437](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from EMI, Educational/Medical Institution District, to UI, Urban Industrial District, certain property located northwest of the intersection of Washington Boulevard and Frankstown Avenue and identified as Block Number 125-F, Lots Numbered 275, 280 and 285 in the Allegheny County Block and Lot System; 12th Ward.

Read and referred to Land Use and Economic Development Committee

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 May 23, 2012 with an Affirmative
[2012-0432](#) Recommendation.

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

Bill No. Resolution authorizing the Mayor to accept and expend on behalf of the City of
[2012-0386](#) Pittsburgh a grant from The Home Depot Foundation in the amount of One Hundred and Thirty Thousand Dollars (\$130,000) in Home Depot gift cards and additional monies, and authorizing the Mayor to enter into mini-grant agreements with qualified nonprofit organizations to complete block revitalization projects for the City's Love Your Block initiative.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. Resolution amending Resolution No 149 of 2012 entitled "Providing for an
[2012-0390](#) 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 adding \$21,500.00 to the Squirrel Hill Urban Coalition for Minadeo School Playground Improvements and by reducing various projects in Council District 5 Neighborhood Needs.

SPONSOR(S): COREY O'CONNOR

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. Resolution providing for an agreement/s, or use of existing agreements and/or a
[2012-0419](#) 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 Northside Leadership Conference to Community Alliance Spring Garden East Deutschtown (CASGED) for a surveillance camera. Total cost of all projects is not to exceed \$437,779.53.

SPONSOR(S): DARLENE HARRIS

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

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

Bill No. [2012-0433](#) Report of the Committee on Land Use and Economic Development for may 23, 2012 with an Affirmative Recommendation.

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

Bill No. [2012-0387](#) Resolution authorizing the Mayor and Director of City Planning to execute relevant agreements to receive grant funding to support the re-casting and reconfiguring to make ADA accessible historic bronze water fountains designed by artist Frank Vittor and further providing for an agreement and expenditures not to exceed fifty thousand (\$50,000) dollars for this stated purpose.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. [2012-0388](#) Resolution amending Resolution No. 102 approved February 11, 1992, providing for the implementation of Residential Parking Permit Program (RPPP) Area "S", in the North Oakland/Ewart Drive area (Council District #6) to expand the district to include an additional street pursuant to Pittsburgh Code Chapter 549.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. [2012-0391](#) 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 adding \$21,500.00 to the Squirrel Hill Urban Coalition for Minadeo School Playground Improvements and by reducing various projects in Council District 5 Neighborhood Needs.

SPONSOR(S): COREY O'CONNOR

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No.

[2012-0418](#)

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 Northside Leadership Conference to Community Alliance Spring Garden East Deutschtown (CASGED) for a surveillance camera in Council District 1 Neighborhood Needs.

SPONSOR(S): DARLENE HARRIS

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

MOTIONS AND RESOLUTIONS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER