

City of Pittsburgh

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



Meeting Minutes - Final

Wednesday, April 27, 2016

10:00 AM

Regular Meeting

Council Chambers

City Council

ONE-HUNDRED

THIRTY-NINTH 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-Baskin, Deputy City Clerk

A. ROLL CALL

Councilwoman Natalia Rudiak present via phone.

Present 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

B. PLEDGE OF ALLEGIANCE**C. PROCLAMATIONS**

[2016-0342](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare April 27, 2016 to be “***Assistant Chief Maurita J. Bryant Day***” in the City of Pittsburgh.

SPONSORS: MR. LAVELLE AND ALL MEMBERS

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

[2016-0343](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the 2015 retirees for their dedication and commitment to protecting and servicing the people of the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Friday, April 22, 2016 to be “***FOP Fort Pitt Lodge #1 Retirees Day***” in the City of Pittsburgh.

SPONSORS: MR. LAVELLE AND ALL MEMBERS

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

[2016-0344](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commend and celebrates the many accomplishments and career of Mr. Ken Gormley, Esq., and does hereby declare **Wednesday, April 27, 2016** to be “**Key Gormley, Esq. Day**” in the city of Pittsburgh.

SPONSORS: MR. KRAUS AND ALL MEMBERS

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

[2016-0345](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh joins with Amen Corner in celebrating the life and career of Judge McVerry, and thanks him for his service to the people of the Commonwealth of Pennsylvania, and does hereby declare **Wednesday, April 27, 2016** to be “**Judge Terrence F. McVerry Day**” in the City of Pittsburgh.

SPONSORS: MR. KRAUS AND ALL MEMBERS

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

[2016-0346](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh commends and celebrates the career and accomplishments of Ms. Dorie Bayne Schnippert, and does hereby declare Wednesday, April 27, 2016 to be “**Dorie Bayne Schnippert Day**” in the City of Pittsburgh.

SPONSORS: MR. KRAUS AND ALL MEMBERS

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

[2016-0347](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does commend and congratulate Comcast on its 15th Comcast Cares Day, and commends Comcast for its concentrated efforts to help with the improvement of our communities; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, April 30, 2016, to be “**Comcast Cares Day**” in the City of Pittsburgh.

SPONSORS: MRS. KAIL-SMITH, MRS. HARRIS AND ALL MEMBERS

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

[2016-0348](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate the Bishop Canevin Hockey Team and Head Coach Kevin Pawlos, Assistant Coach Jeremy Swegman and Assistant Coach Anthony Scarpino for an incredible season; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, April 27, 2016, to be “***Bishop Canevin Hockey Team 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.

D. PUBLIC COMMENTS

E. PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2016-0332](#)

Resolution approving Execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Andrew F. Stewart, Jr. and Joyce A. Sadik, for the Sale of Block 83-M, Lot 193, in the 12th Ward of the City of Pittsburgh - Council District No. 9 (Mayflower Street - Sideyard).

Read and referred to the Committee on Intergovernmental Affairs

[2016-0333](#)

Resolution execution of a Contract for Disposition by Sale of Land by and between the Urban Redevelopment Authority of Pittsburgh and Dean Stewart for the Sale of Block 23-F, Lot 222, in the 25th Ward of the City of Pittsburgh - Redevelopment Area No. 51 - Council District No. 6 (1523 Arch Street Sideyard).

Read and referred to the Committee on Intergovernmental Affairs

[2016-0334](#)

Resolution authorizing the Mayor and the Director of City Planning to enter into a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh (“URA”) in order to accept a subgrant of Federal Transit Administration (“FTA”) awarded grant funds in an amount not to exceed One Million Two Hundred Thousand Dollars and Zero cents (\$1,200,000.00.) in order to fund the creation and implementation of the Uptown and Fifth/Forbes Corridor Investment District.

Read and referred to the Committee on Intergovernmental Affairs

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

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2016-0335](#) Resolution authorizing the Mayor and the Director of City Planning of the City of Pittsburgh to execute relevant agreements with the Department of Community and Economic Development (DCED) to receive Municipal Assistance Program (MAP) grant funds in an amount not to exceed Seventy-Five Thousand Dollars and Zero cents (\$75,000.00) in order to fund professional services/consultants to complete a TRID planning study for the Uptown and Fifth/Forbes Corridor in the City of Pittsburgh.

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

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

[2016-0336](#) Resolution authorizing the Mayor and the Director of City Planning to amend an Agreement with Interface Studio, LLC, for the purpose of assigning the additional JDE accounts ## 1129400174.53901.00, 1129400178.53901.00 and Item # 1156, in order to make payments pursuant to said Agreement.

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

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

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2016-0337](#) Resolution further amending Resolution No. 906, effective January 1, 2011, as amended, entitled "Adopting and approving the 2011 Capital Budget and the 2011 Community Development Block Grant Program; and approving the 2011 through 2016 Capital Improvement Program," by reducing the SCBA (-\$206,570.00) line item and transferring the funding to the Fire Equipment (+\$206,570.00) line item.

Read and referred to the Committee on Public Safety Services

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2016-0338](#) Resolution to authorize and direct the incurring of Non-Electoral Debt through the issuance of a series of General Obligation Bonds or Notes of the City of Pittsburgh, in the aggregate maximum principal amount of twenty-four million dollars (\$24,000,000) consisting of General Obligation Refunding Bonds or Notes, Series of 2016.

Read and referred to the Committee on Finance and Law

[2016-0339](#) Resolution further amending Resolution No. 816 of 2015, effective January 1, 2016, as amended, entitled “adopting and approving the 2016 Capital Budget and the 2016 Community Development Block Grant Program; and approving the 2016 through 2021 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.

Read and referred to the Committee on Finance and Law

[2016-0340](#) Resolution amending Resolution 172 of 2015 authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Pepper Hamilton, LLP, for professional consulting and legal services in relation to False Claims Act litigation by adding an additional sum of Three Hundred Thousand Dollars and No Cents (\$300,000.00).

Read and referred to the Committee on Finance and Law**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

[2016-0341](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an Ownership and Maintenance Agreement with the Nine Mile Run Watershed Association (NMRWA) and Pittsburgh Water and Sewer Authority (PWSA) for Green Infrastructure improvements in the Oakwood Avenue & Batavia Street public right-of-way situated in the 13th Ward of the City of Pittsburgh (CITY) as defined in Exhibit A.

Read and referred to the Committee on Public Works**F. UNFINISHED BUSINESS**

[2016-0316](#) Resolution authorizing the appointment of Wasiullah Mohamed, 221 North Dithridge Street, Pittsburgh, PA 15213, as a member of the Human Relations Commission effective May 1, 2016 for a term to expire April 30, 2020.

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

[2016-0317](#) Resolution authorizing the appointment of Gabriel McMorland, 534 Aspen Street, Pittsburgh, PA 15224, as a member of the Human Relations Commission effective May 1, 2016 for a term to expire April 30, 2020.

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

[2016-0318](#) Resolution authorizing the appointment of Rabbi Sharyn Henry, 6408 Bartlett Street, Pittsburgh, PA 15217, as a member of the Human Relations Commission effective May 1, 2016 for a term to expire April 30, 2020.

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

[2016-0319](#) Resolution authorizing the appointment of Robert Samuel, 743 Chautauqua Court, Pittsburgh, PA 15214, as a member of the Human Relations Commission effective May 1, 2016 for a term to expire April 30, 2020.

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

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2016-0330](#) Report of the Committee on Finance and Law for April 20, 2016 with an Affirmative Recommendation.

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

[2016-0269](#) Resolution authorizing the issuance of a warrant in the total sum of \$3,815.00 to Burns White LLC, Four Northshore Center, and 106 Isabella St., Pittsburgh, PA 15212 for professional consulting services in connection with expert consulting services related to Beech Construction Inc. vs. City of Pittsburgh.

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

No: 0

Abstain: 0

[2016-0291](#) Resolution amending Resolution 715 of 2015 authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Burns White LLC, for professional legal services and expert advice regarding construction litigation by increasing the total cost from Twenty Four Thousand Six Hundred Eighty-Five Dollars and No Cents (\$24,685.00) to Ninety Nine Six Hundred Eighty-Five Dollars and No Cents (\$99,685.00).

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

No: 0

Abstain: 0

[2016-0292](#) Resolution providing for a Professional Services Agreement with Curtin & Heefner, LLP, for professional legal services and expert advice regarding Building Owners and Managers litigation. The total cost of the professional service agreement or agreements entered into between the City of Pittsburgh and Curtin & Heefner, LLP shall not exceed Ten Thousand Dollars and No Cents (\$10,000.00),

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

No: 0

Abstain: 0

[2016-0293](#) Resolution amending Resolution 525 of 2015 authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Campbell, Durrant, Beatty, Palombo and Miller, P.C. for professional legal services and expert advice for collective bargaining and/or interest arbitration, as well as expert legal services with regard to separate collective bargaining matters involving other City unions by increasing the total cost from One Hundred Seventy-Two Thousand Dollars and No Cents (\$172,000.00) to Two Hundred Forty-Seven Dollars and No Cents (\$247,000.00).

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

No: 0

Abstain: 0

COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON PERFORMANCE AND ASSET MANAGEMENT

[2016-0331](#) Report of the Committee on Performance and Asset Management for April 20, 2016 with an Affirmative Recommendation.

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

[2016-0267](#) Resolution authorizing the Mayor and the Chief & Director of the Department of Innovation & Performance to enter into an Agreement, Agreements or Amendments with Planet Technologies for the SAAS (Software as a Service) e-mail & data file collaboration for a sum not to exceed ~~Ninety-Nine Thousand Dollars \$99,000~~ One Hundred Thirty-Three Thousand Dollars (\$133,000) 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 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 1 - Mr. Gilman

Abstain: 0

I. MOTIONS AND RESOLUTIONS

K. EXCUSE ABSENT MEMBERS

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER