

City of Pittsburgh

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



Meeting Minutes

Wednesday, May 31, 2023

10:00 AM

Council Chambers

City Council

*ONE-HUNDRED
FORTY-SECOND COUNCIL*

Theresa Kail-Smith, President of Council

*Council Members: Rev. Ricky V. Burgess, Anthony Coghill, Deborah L. Gross, Bruce A. Kraus,
R. Daniel Lavelle, Erika Strassburger, Barbara Warwick, Bobby Wilson*

Kimberly Clark-Baskin, City Clerk - Ashley Robinson, Assistant City Clerk

ROLL CALL

Present 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

PLEDGE OF ALLEGIANCE**MOTION TO AMEND THE AGENDA****PROCLAMATIONS**

[2023-1598](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare May 31, 2023 to be **“LGA Partners Day”** in the City of Pittsburgh.

SPONSOR /S: COUNCIL MEMBER LAVELLE AND ALL MEMBERS

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

Enactment No: 344

[2023-1599](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby celebrate LGBTQIA+ Pride Month, and the diversity of community events, parades, and activities for all; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare, the month of June 2023 to be **“PRIDE MONTH”** in the City of Pittsburgh.

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

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

Enactment No: 345

[2023-1600](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and honor the 80 years of education that the Yeshiva Schools have provided and continue to provide to both the Jewish community, within and beyond the borders of Pittsburgh, and to the Greater Pittsburgh community.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare May 30, 2023, to be “***Yeshiva Schools Day***” in the City of Pittsburgh.

SPONSOR /S: COUNCIL MEMBER WARWICK AND ALL MEMBERS

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

Enactment No: 346

[2023-1601](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend the Brashear High School Gender Sexuality Alliance, its students and advisors for their commitment of cultivating a culture of understanding, acceptance and diversity;

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 2, 2023, to be “***Brashear GSA Day***” in the City of Pittsburgh.

SPONSOR /S: COUNCIL MEMBER COGHILL AND ALL MEMBERS

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

Enactment No: 347

[2023-1602](#)

NOW, THEREFORE BE IT RESOLVED, that, I, Ed Gainey, Mayor of the City of Pittsburgh and the President of Council, do hereby proclaim May 31, 2023, as ***SNAP 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: 348

PUBLIC COMMENTS - Dr Ronald Lynn Miller, Naomi Mullen, Ralph Williams, Pomaj-chakmam-yajalaji, Yvonne F. Brown

PRESENTATION OF PAPERS

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2023-1582](#) Resolution authorizing the Mayor and the Director of the Department of Mobility and Infrastructure, on behalf of the City of Pittsburgh (“City”), to enter into an agreement with Bloomfield Development Corporation (“Licensee”) to provide a license, ownership and maintenance agreement for jointly-sponsored asphalt art on Friendship Ave.

Attachments: [2023-1582 Cover Letter Asphalt Art Agreement Letter, Letterhead - signed](#)
[2023-1582 Exhibit A](#)
[Summary 2023-1582](#)

Read and referred to the Committee on Public Works and Infrastructure

[2023-1583](#) Resolution authorizing the Director of the Department of Finance and the Director of the Department of Mobility and Infrastructure, on behalf of the City of Pittsburgh, to enter into certain temporary construction easements on certain properties in the 19th Ward of the City in order to advance the Mt. Washington Landslide Remediation Project. Costs for these temporary easements shall not exceed \$2,875.00.

Attachments: [2023-1583 Cover Letter Mt Washington TCE Letterhead - signed](#)
[2023-1583 Mt Washington William St TCE Marshall Offer-r](#)
[2023-1583 Mt Washington WilliamSt TCE Goins Offer-r](#)
[Summary 2023-1583](#)

Read and referred to the Committee on Public Works and Infrastructure

[2023-1584](#) Resolution authorizing, pursuant to Ch. 210 (“Acceptance of Gifts to City”) of the City Code, the Mayor and the Director of the Department of Public Works to accept a donation from the Urban Redevelopment Authority of Pittsburgh in the amount of TWO HUNDRED THOUSAND DOLLARS (\$200,000.00) for Fairywood Park and Playground improvements.

Attachments: [2023-1584 Cover Letter DPW Letter to Council, Fairywood Park and Playground Donation - signed](#)
[2023-1584 DonationAcceptanceForm_FairywoodParkPlayground](#)
[Summary 2023-1584](#)

Read and referred to the Committee on Public Works and Infrastructure

[2023-1585](#) Resolution authorizing the issuance of a warrant in favor of the Commonwealth of Pennsylvania for a moving violation received by an Environmental Services driver for being overweight on a controlled road, in an amount not to exceed Five Thousand Five Hundred Eighty-Seven Dollars and Fifty Cents (\$5,587.50).

Attachments: [2023-1585 Cover Letter Warrant Ltr ES Ticket](#)

[Summary 2023-1585](#)

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

Read and referred to the Committee on Public Works and Infrastructure

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2023-1586](#) Resolution authorizing the issuance of a warrant in favor of Marshall Dennehey Warner Coleman & Goggin for expert legal services related to litigation in the United States District Court for the Western District of Pennsylvania at Case 2:22-cv-523-CRE for an amount not to exceed Seventeen Thousand Nine Hundred Fifty-One Dollars and Eighty-Five Cents (\$17,951.85).

Attachments: [2023-1586 Cover Letter Marshall Dennehey Council letter \(2023\)](#)

[Summary 2023-1586](#)

Read and referred to the Committee on Finance and Law

[2023-1587](#) Resolution authorizing the issuance of a warrant in favor of Campbell Durrant for expert legal services related to litigation in the United States District Court for the Western District of Pennsylvania at Case 2:22-cv-523-CRE for an amount not to exceed Twenty-Nine Thousand Seven Hundred Fifty-One Dollars and Eighty-One Cents (\$29,751.81).

Attachments: [2023-1587 Cover Letter Campbell Durrant Council letter \(Harriet St. balance\)](#)

[Summary 2023-1587](#)

Read and referred to the Committee on Finance and Law

[2023-1588](#) Resolution authorizing the issuance of a warrant in favor of Spilman Thomas & Battle for expert legal services related to litigation in the United States District Court for the Western District of Pennsylvania at Case 2:22-cv-523-CRE for an amount not to exceed Twenty-One Thousand Nine Hundred Sixty-Seven Dollars and Fort-One Cents (\$21,967.41).

Attachments: [2023-1588 Cover Letter Spilman Thomas Council letter \(Harriet St. balance\)](#)
[Summary 2023-1588](#)

Read and referred to the Committee on Finance and Law

[2023-1589](#) Resolution authorizing the issuance of a warrant in favor of Dickie, McCamey & Chilcote, P.C. for legal services in connection with a police litigation matter at 2:18-cv-01567 for an amount not to exceed Five Thousand Four Hundred Seventy-Eight Dollars and Fifteen Cents (\$5,478.15).

Attachments: [2023-1589 Cover Letter Dickie McCamey Council letter \(2023\)](#)
[Summary 2023-1589](#)

Read and referred to the Committee on Finance and Law

[2023-1590](#) Resolution amending Resolution 731 of 2022, which authorized the 2023 fee schedule pursuant to Chapter 170 of the City Code, by adding a maximum cap for zoning review fees.

Attachments: [2023-1590 Amended Fee Book - Exhibit A](#)
[2023-1590 Cover Letter Amended Fee Book - Letter JP Signed](#)
[Summary 2023-1590](#)

Read and referred to the Committee on Finance and Law

COUNCILWOMAN ERIKA STRASSBURGER PRESENTS:

[2023-1591](#) Resolution authorizing the Mayor and the Director of Parks and Recreation to enter into a Sponsorship Agreement or Agreements with Chevrolet for the sponsorship of Pistons in the Park. The City may receive up to \$3,000 per year from this sponsorship.

Attachments: [2023-1591 Cover Letter 2023 Piston Letter](#)
[Summary 2023-1591](#)

Read and referred to the Committee on Recreation, Youth, and Senior Services

[2023-1592](#) Resolution authorizing the Mayor and the Director of the Department Parks and Recreation, on behalf of the City of Pittsburgh, to enter into a professional services agreement with Green Gears for waste management services in conjunction with the City of Pittsburgh's Independence Day Festival at an amount not to exceed ELEVEN THOUSAND THREE HUNDRED DOLLARS AND NO CENTS (\$11,300.00).

Attachments: [2023-1592 Cover Letter Green Gears Resolution Letter](#)

[Summary 2023-1592](#)

Read and referred to the Committee on Recreation, Youth, and Senior Services

[2023-1593](#) Resolution authorizing the Mayor and the Director of the Department of Parks and Recreation to enter into, on behalf of the City of Pittsburgh, a license agreement or agreements with the University of Pittsburgh, Department of Physical Therapy for implementation of the On The Move Program, at no cost to the City. The City will receive \$1,000.00 in revenue for each site that participates in the Program.

Attachments: [2023-1593 Cover Letter On the Move Letter](#)

[Summary 2023-1593](#)

Read and referred to the Committee on Recreation, Youth, and Senior Services

[2023-1594](#) Resolution amending Resolution 227 of 2023, authorizing the Department of Parks & Recreation, Office of Special Events, to enter, on behalf of the City of Pittsburgh, into a professional services agreement or agreements with Pittsburgh Three Rivers Marathon, Inc. ("P3R") to provide management services for the Richard S. Caliguiri City of Pittsburgh Great Race ("Great Race"), in order to correct an error within the legislation to allow for the payment of \$135,000.00 for prior-year sponsorships.

Attachments: [2023-1594 Cover Letter P3R Resolution Amendment Letter](#)

[Summary 2023-1594](#)

Read and referred to the Committee on Recreation, Youth, and Senior Services

[2023-1595](#) Resolution amending Resolution No. 342 of 2022, which authorized the Mayor and Department of Parks and Recreation to enter, on behalf of the City of Pittsburgh, into an agreement or agreements with Allegheny County, Department of Human Services, for the City's operation of its Senior Community Centers, for the purpose of increasing the allocation amount by TWO THOUSAND DOLLARS (\$2,000.00).

Attachments: [2023-1595 Cover Letter Senior Amendment Letter](#)

[Summary 2023-1595](#)

Read and referred to the Committee on Recreation, Youth, and Senior Services

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2023-1596](#) Communication from Michael Lamb, City Controller, submitting Fiscal Audit of the City of Pittsburgh's Department of Finance and Urban Redevelopment Authority (URA) of Pittsburgh, Tax Abatement and Tax Incremental Financing Program, dated May 2023.

Attachments: [2023-1596 2023 Audit of the City's Tax Abatement & Tax](#)

[Increment Financing Programs](#)

[2023-1596 2023 Follow-Up - Tax Abatement & Tax Increment Financing Programs](#)

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

[2023-1597](#) Communication from Jake Pawlak, Director of the Office of Management and Budget, submitting acting pay request on behalf of the Department of Public Works for John Minard, per the Acting Pay Policy revised in June 2018.

Attachments: [2023-1597 Acting Pay Memo_PW_John Minard](#)

[2023-1597 DPW Acting Pay Request_Construction_John Minard_JP_Signed_2](#)

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

[2023-1604](#) Communication from City Controller Michael Lamb submitting the City of Pittsburgh Capital Projects Accounting Close and Report dated May 30, 2023.

Attachments: [2023-1604 Capital Projects Accounting Close and report May 30,](#)

[2023](#)

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

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON FINANCE AND LAW**

[2023-1578](#) Report of the Committee on Finance and Law for May 24, 2023 with an Affirmative Recommendation.

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

[2023-1534](#) Resolution authorizing the issuance of a warrant in favor of DiGioia Gray, 570 Beatty Road, Monroeville, PA 15146, in the amount of Sixteen Thousand Six Hundred Fifty-Nine Dollars and 12 cents (\$16,659.12) for professional services related to landslide evaluations.

Attachments: [2023-1534 Cover Letter-DiGioia Gray letter to council](#)

[2023-1534 DiGioia Gray invoices](#)

[Summary 2023-1534](#)

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

Aye: 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

No: 0

Abstain: 0

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS AND INFRASTRUCTURE

[2023-1579](#) Report of the Committee on Public Works and Infrastructure for May 24, 2023 with an Affirmative Recommendation.

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

[2023-1532](#) Resolution authorizing the Mayor and the Director of the Department of Mobility and Infrastructure, on behalf of the City of Pittsburgh, to enter into a supplemental agreement or agreements with CDR Maguire, Inc., for Project Design Management Services and Reviews in connection with various City of Pittsburgh projects to add funding for the Preliminary Engineering and Final Design phases increasing the total not to exceed to Three Million Four Hundred Ninety One Thousand Eight Hundred Seventy Seven Dollars and Fifty Nine Cents (\$3,491,877.59), an increase of Three Hundred Thirty Four Thousand Six Hundred Eight Dollars and Ninety Eight Cents (\$334,608.98).

Attachments: [2023-1532 Cover Letter-CDR Maguire Amendment Supplement 6](#)
[Legislation Letter - signed](#)
[Summary 2023-1532](#)

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

Aye: 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

No: 0

Abstain: 0

[2023-1533](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an Agreement or Agreements with the Department of Conservation and Natural Resources for the purpose of receiving and spending grant funds in the amount of FIVE HUNDRED THOUSAND (\$500,000.00) dollars to support the equitable street tree plan.

Attachments: [2023-1533 Cover Letter1-DPW Letter to Council, DCNR](#)
[Treevitalize Equitable Tree Plan - WPC - signed](#)
[Summary 2023-1533](#)

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

Aye: 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

No: 0

Abstain: 0

COUNCILMAN BOBBY WILSON PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

[2023-1580](#) Report of the Committee on Land Use and Economic Development for May 24, 2023 with an Affirmative Recommendation.

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

[2023-1536](#) Resolution further amending Resolution No. 816 of 2015, effective December 18, 2015, as amended, entitled "Resolution 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 HABITAT FOR HUMANITY, increasing EAST END COOPERATIVE MINISTRY, and authorizing a subsequent Agreement.

Attachments: [2023-1536 Cover Letter-2016 CDBG D9 Public Service Awards_Letter 050823_1_JP_Signed BC Summary 2023-1536](#)

A motion was made that this matter be RECOMMENDED to the Committee on Land Use and Economic Development. The motion carried.

[2023-1538](#) Resolution further amending Resolution No. 886 of 2021, effective December 27, 2021, as amended, entitled "Resolution adopting and approving the 2022 Capital Budget and the 2022 Community Development Block Grant Program, and the 2022 through 2027 Capital Improvement Program" so as to identify specific projects in City Council District 9, and authorizing subsequent Agreements.

Attachments: [2023-1538 Cover Letter-2022 CDBG D9 Public Service Awards_Letter 050823_JP_Signed Summary 2023-1538](#)

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

Aye: 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

No: 0

Abstain: 0

COUNCILWOMAN BARBARA WARWICK PRESENTS COMMITTEE ON INNOVATION, PERFORMANCE, ASSET MANAGEMENT AND TECHNOLOGY

[2023-1581](#) Report of the Committee on Innovation, Performance, Asset Management and Technology for May 24, 2023 with an Affirmative Recommendation.

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

[2023-1535](#) Resolution amending Resolution No. 270 of 2020, which authorized an Agreement with Workiva, Inc. to provide a subscription-based budget publishing software solution for four years, by increasing the approved 2023 amount by \$2,164.33 for a new total cost not-to-exceed \$169,300.33.

Attachments: [2023-1535 Cover Letter Workiva JP letter JP Signed](#)

[2023-1535 Workiva invoice 2023](#)

[Summary 2023-1535](#)

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

Aye: 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

No: 0

Abstain: 0

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER