

City of Pittsburgh

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



Meeting Minutes - Final

Monday, November 9, 2015

10:00 AM

Council Chambers

City Council

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

A. ROLL CALL

Present 8 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith, and Mr. Kraus
Absent 1 - Mr. Lavelle

B. PLEDGE OF ALLEGIANCE**MAYOR WILLIAM PEDUTO'S 2016 BUDGET ADDRESS****C. PROCLAMATIONS**

[2015-2218](#) **NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Pittsburgh does hereby recognize and honor all of our teachers in the Pittsburgh Public Schools system for choosing such an honorable profession, and for their dedicated efforts to improve the lives of our City's youth; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare November 9th-14th, 2015 to be "**Teachers Matter Week**" in the City of Pittsburgh.

Sponsors: MRS. HARRIS AND ALL MEMBERS

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

[2015-2219](#) **NOW THEREFORE BE IT RESOLVED** that the Council of the City of Pittsburgh does hereby recognize the critical role that the **Greenfield Baseball Association** has played in the community, commends those GBA volunteers who have given unselfishly of their time and congratulates the honorees at the Annual Awards Dinner for their contributions to the Greenfield community; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Saturday, November 14, 2015, to be "**GREENFIELD 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.

D. PUBLIC COMMENTS**E. PRESENTATION OF PAPERS**

COUNCILMAN DAN GILMAN PRESENTS:

[2015-2201](#) Resolution authorizing the Mayor, the Director of Finance, and the Director Parks and Recreation to enter into agreements with the Clayton Corporation and/or the Frick Art and Historical Center, Inc. to 1) confirm the assignment of the 1968 License Agreement for the Frick Art Museum from the Helen Clay Frick Foundation to the Clayton Corporation, and 2) to amend the 1968 License Agreement for the Frick Art Museum to allow for the imposition of admission fees for special or temporary exhibitions of works of art and other objects within the Museum while keeping admission to the Museum itself and the Museum's permanent exhibitions free and open to the public.

Sponsors: MR. GILMAN

Read and referred to the Committee on Urban Recreation

[2015-2202](#) Resolution authorizing the Urban Redevelopment Authority to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Properties in the 2nd Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 25-P, Lot 11 and Block 25-P, Lot 12 (Council District No.7, 2606 Penn Avenue).

Read and referred to the Committee on Intergovernmental Affairs

[2015-2203](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for The Hub at Three Crossings, 26th Street and Railroad Street, Pittsburgh (2nd Ward), Allegheny County, Pennsylvania 15219.

Read and referred to the Committee on Intergovernmental Affairs**COUNCILWOMAN DARLENE M. HARRIS PRESENTS:**

[2015-2179](#) Resolution authorizing the City of Pittsburgh and the Department of Innovation and Performance to enter into an agreement with immigration attorney(s) to provide specialized legal services regarding immigration issues in the continued employment of designated personnel, including but not limited to preparing and filing nonimmigrant visa petitions/applications and advising regarding e-Verify requirements, at a cost not to exceed three thousand seven hundred fifty dollar and zero cents (\$3,750.00).

Read and referred to the Committee on Performance and Asset Management

[2015-2204](#) Resolution authorizing the Director of the Department of Finance to purchase software from IHS Global Inc. to be used for revenue forecasting for the City's Operating Budget. Payment for software would be made to IHS Global Inc., in the amount of Four Thousand One Hundred and Eighty Dollars (\$4,180).

Read and referred to the Committee on Performance and Asset Management

COUNCILMAN COREY O'CONNOR PRESENTS:

[2015-2205](#) Resolution authorizing the issuance of a warrant in favor of the Richard S. Caliguiri Amyloidosis Foundation in an amount not to exceed fifteen thousand, seventy one dollars (\$15,071.00), in connection with the 2015 Great Race in the Department of Parks and Recreation, without previous authority of law; and providing for the payment thereof.

Read and referred to the Committee on Urban Recreation

[2015-2216](#) Resolution authorizing the Pittsburgh Parking Authority to suspend on-street metered parking and surface level lots enforcement on various dates throughout the holiday season in recognition of the National Small Business Saturday Campaign.

Sponsors: MR. GILMAN, MR. O'CONNOR AND MR. KRAUS

Read and referred to the Committee on Finance and Law

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2015-2209](#) Resolution providing for a Professional Services Agreement(s) and/or Contract(s) with Ben Smithgall for professional consulting services for specialized technical application support for the Code for America Applications, and providing for the payment thereof, at a cost not to exceed \$45,000.00 over three years.

Read and referred to the Committee on Finance and Law

[2015-2210](#) Resolution amending Resolution number 855 of 2011, effective January 1, 2012, as amended, entitled "adopting and approving the 2012 Capital Budget and the 2012 Community Development Block Grant Program; and approving the 2012 through 2017 Capital Improvement Program" so as reprogram the funding for Carrick Neighborhood Safety Improvements to two projects within Carrick.

Sponsors: MS. RUDIAK

Read and referred to the Committee on Finance and Law

[2015-2211](#) Resolution amending Resolution number 833 of 2001, effective January 1, 2002, as amended, entitled “Adopting and approving the 2002 Capital Budget and the 2002 Community Development Block Grant Program; and approving the 2002 through 2007 Capital Improvement Program” so as to rename “Phillips Park Deck Hockey” to “Phillips Park Improvement”

Sponsors: MS. RUDIAK

Read and referred to the Committee on Finance and Law

[2015-2212](#) Resolution authorizing the Department of Public Works to enter into a contract or contracts, agreement or agreements, lease or leases, professional service agreements or the use of existing contracts, leases or agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, and other services for the Phillips Park Improvements project using 2002 and 2012 Capital funds in an amount not to exceed \$110,000

Sponsors: MS. RUDIAK

Read and referred to the Committee on Public Works

[2015-2213](#) Resolution authorizing the Department of Public Works to enter into a contract or contracts, agreement or agreements, lease or leases, professional service agreements or the use of existing contracts, leases or agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, and other services for the Carrick Dairy District Streetscapes project using 2012 Capital funds in an amount not to exceed \$70,000

Sponsors: MS. RUDIAK

Read and referred to the Committee on Public Works

[2015-2214](#) Resolution authorizing the Department of Public Works to enter into a contract or contracts, agreement or agreements, lease or leases, professional service agreements or the use of existing contracts, leases or agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, and other services for the Brownsville/Parkfield Intersection Improvement project using 2012 Capital funds in an amount not to exceed \$50,000

Sponsors: MS. RUDIAK

Read and referred to the Committee on Public Works

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2015-2206](#) Resolution providing for an Agreement between the City of Pittsburgh and Ingram Borough in connection with the paving of West Prospect Avenue and providing for the payment of the costs thereof, by the Borough to the City, of the costs associated with the paving of the Borough's portion of West Prospect Avenue. The estimated cost of preparation and completion of work is Eighteen Thousand Seven Hundred Fifteen Dollars (\$18,715.00).

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

Read and referred to the Committee on Public Works

[2015-2207](#) Resolution providing for an Agreement between the City of Pittsburgh and Mt. Oliver Borough in connection with the paving of Brownsville Road and providing for the payment of the costs thereof, by the Borough to the City, of the costs associated with the paving of the Borough's portion of Brownsville Road. The estimated cost of preparation and completion of work is Sixty Two Thousand Five Hundred Fifty Six Dollars (\$62,556.00).

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

Read and referred to the Committee on Public Works

[2015-2208](#) Resolution providing for an Agreement or Agreements or for the use of existing Agreements, providing for a Contract or Contracts or for the use of existing Contracts, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment, supplies and professional services in connection with Bike Facilities, and providing for the payment of the costs thereof; and further providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation. Cost not to exceed \$940,000.00.

Read and referred to the Committee on Public Works**COUNCILMAN BRUCE A. KRAUS, PRESIDENT OF COUNCIL, PRESENTS
COMMITTEE ON HEARINGS**

- [2015-2215](#) Resolution reappointing Mike Weber, 2123 Wrights Way, Pittsburgh, PA 15203, as a member of the Board of Directors of the Pittsburgh Water and Sewer Authority for a term to expire on December 31, 2020. Mr. Weber is a current member of the board.
This reappointment shall take effect upon confirmation by Pittsburgh City Council.

Held, Pending Interview to the Committee on Hearings

F. UNFINISHED BUSINESS

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

- [2015-2196](#) Report of the Committee on Finance and Law for November 4, 2015 with an Affirmative Recommendation.

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

- [2015-2159](#) Ordinance amending and supplementing the Pittsburgh Code, Title One, Administrative, Article VII, Procedures, Section 161.40 to shift oversight of veteran-owned small businesses from the Department of Finance to the Bureau of Neighborhood Empowerment.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

- [2015-2160](#) Resolution authorizing the Mayor to enter into an agreement or agreements in an amount not to exceed Thirty Nine Thousand Two Hundred Eighty Dollars (\$39,280) with Shift Collaborative, for the preliminary buildout of a Municipal/City ID.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2161](#) Resolution amending and supplementing Resolution number 479 of 2013, as amended entitled "Resolution 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 in Council District 7; and providing for the payment of the costs thereof" so as to transfer \$2,000 to Polish Hill Civic Association.

Sponsors: MS. GROSS

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2162](#) Resolution further amending and supplementing Resolution 855 of 2011 entitled "Resolution adopting and approving the 2012 Capital Budget and the 2012 Community Development Block Grant Program" so as to transfer \$2,000 to Polish Hill Civic Association from District 7 Neighborhood Needs.

Sponsors: MS. GROSS

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2166](#) Resolution providing for the issuance of a warrant in favor of Municipal Code Corporation in the amount of \$4,831.24 in payment for services in connection with the codification of Ordinances.

Sponsors: MR. KRAUS

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2084](#) Resolution providing for the continued designation of a Downtown Pittsburgh Business Improvement District for the area shown on Exhibit "A" at the behest of the Pittsburgh Downtown Partnership, a coalition of property owners, business leaders, retailers, civic organizations, and residents.

Sponsors: MR. LAVELLE

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

[2015-2197](#) Report of the Committee on Public Safety Services for November 4, 2015 with an Affirmative Recommendation.

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

[2015-2157](#) Resolution authorizing the Mayor, Director of the Department of Public Safety, and the Chief of Police, on the behalf of the City of Pittsburgh, to enter into a grant agreement with the Commonwealth of Pennsylvania, Department of Transportation, Division of Highway Safety, Police Traffic Services Grant (Federal Fiscal Year 2016), for the purpose of receiving grant funds in the amount of one hundred ninety thousand dollars (\$190,000.00) that will be used for Driving Under the Influence enforcement and outreach activities.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2158](#) Resolution authorizing the Mayor, Director of the Department of Public Safety, and the Chief of Police, on the behalf of the City of Pittsburgh, to enter into a grant agreement with the U.S. Department of Justice (DOJ) Office of Justice Programs (OJP), Bureau of Justice Assistance (BJA), for the purpose of receiving grant funds in the amount of two hundred and fifty thousand (\$250,000.00) that will be used for Body Worn Camera Program Enhancement.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

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

[2015-2198](#) Report of the Committee on Land Use and Economic Development for November 4, 2015 with an Affirmative Recommendation.

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

[2015-2163](#) Resolution amending Resolution No. 435, effective July 14, 2015, entitled: Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, at a cost not to exceed \$918,650.00; so as to transfer funds in City Council from: “District 1 Equipment” (-\$5,000.00) and “Northside Leadership Conference” (-\$5,000.00); and transfer these funds to “Northside Leadership Conference/Historic Gallery” (+\$10,000.00).

Sponsors: MRS. HARRIS

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2164](#) Resolution amending Resolution No. 508, effective July 23, 2015 entitled: providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2010 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to transfer funds within City Council from: “District 1 Equipment” (-\$5,000.00) and “Northside Leadership Conference” (-\$5,000.00) and transfer these funds to “Northside Leadership Conference/Historic Gallery”(+ \$10,000.00).

Sponsors: MRS. HARRIS

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

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

[2015-2199](#) Report of the Committee on Performance and Asset Management for November 4, 2015 with an Affirmative Recommendation.

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

[2015-2165](#) Resolution providing for the issuance of a warrant in favor of Granicus, Inc. in the amount of \$17,700.96 in payment for the annual maintenance agreement and other services related to the legislative tracking software used by the City Clerk’s Office.

Sponsors: MR. KRAUS

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2015-2200](#) Report of the Committee on Intergovernmental Affairs for November 4, 2015 with an Affirmative Recommendation.

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

[2015-2154](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for Hotel Indigo, 329 Technology Drive, City of Pittsburgh, Allegheny County, Pennsylvania 15222.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2155](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Advanced Technologies Center, 50 33rd Street , Pittsburgh (6th Ward), Allegheny County, Pennsylvania 15201.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2015-2156](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Emerald on Centre Apartments, 5739 Centre Avenue, Pittsburgh (8th Ward), Allegheny County, Pennsylvania 15206.

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

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

I. MOTIONS AND RESOLUTIONS

[2015-2217](#) ***NOW, THEREFORE, BE IT RESOLVED*** that the Council of the City of Pittsburgh does hereby recognize Beltzhoover City Seniors as a civic and/or service organization within the context of the Pennsylvania Small Games of Chance Act, as amended.

Sponsors: MR. KRAUS

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

K. EXCUSE ABSENT MEMBERS - MR. LAVELLE

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER