



# City of Pittsburgh

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

## Regular Meeting Agenda

### 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*

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Tuesday, July 9, 2013

10:00 AM

Council Chambers

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### ROLL CALL

### PLEDGE OF ALLEGIANCE

### PROCLAMATIONS

### PUBLIC COMMENTS

### PRESENTATION OF PAPERS

#### COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. Resolution adopting the Lower Strip District Tax Increment Financing Plan  
[2012-0440](#) presented by the Urban Redevelopment Authority of Pittsburgh and making  
certain findings. (Council District 6)

Bill No. Resolution authorizing a Cooperation Agreement or Agreements with the Urban  
[2012-0441](#) Redevelopment Authority of Pittsburgh, the County of Allegheny and the School  
District of Pittsburgh providing for the financing, monitoring, implementation and  
termination of the Lower Strip District Tax Increment Financing District.  
(Council District 6).

Bill No. Resolution authorizing the execution of a cooperation agreement or agreements  
[2012-0442](#) with the Urban Redevelopment Authority of Pittsburgh in which URA will make  
a grant not to exceed \$250,000 to the City to pay for engineering and design costs  
of the Smallman Street reconstruction project. (Council District 6)

Bill No.

[2013-1687](#)

Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for The Gardens at Market Square located at 250 Forbes Avenue, Pittsburgh, PA 15222.

- Bill No. [2013-1688](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the Fort Pitt Boulevard Holiday Inn Hotel at 435 Fort Pitt Boulevard, Pittsburgh, Pa 15219.
- Bill No. [2013-1689](#) Resolution amending Resolution No. 45, effective February 4, 2013, entitled "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 \$800,000, so as to reprogram funds in City Council from: "DPW Infrastructure Improvements" (-\$24,000.00), and transfer these funds to "Lawrenceville Corporation - Parking Solutions" (+\$24,000.00).  
**SPONSOR(S): PATRICK DOWD**
- Bill No. [2013-1690](#) Resolution amending Resolution No. 343, effective May 17, 2013, 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; "Bloomfield Recreation Center Improvements" (-\$3,000.00) and "District 7 Equipment" (-\$10,000.00), and transfer these funds to "Parks Conservancy - Arsenal Park" (+\$8,000.00) and "Polish Hill Civic Association" (+\$5,000.00).  
**SPONSOR(S): PATRICK DOWD**
- Bill No. [2013-1691](#) Resolution amending Resolution No. 345, effective May 17, 2013, 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 \$1,357,500.00; so as to reprogram funds in City Council from: "District 7 Traffic Projects (-\$5,000.00), and "District 7 Lawrenceville Park Project" (- \$17,689.00); and transfer these funds to "Parks Conservancy - Arsenal Park" (+\$22,000.00), and "Lawrenceville Corporation - Parking Solutions" (+\$689.00).  
**SPONSOR(S): PATRICK DOWD**

Bill No. [2013-1692](#) Resolution amending Resolution No. 347, effective May 17, 2013, entitled, "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, so as to reprogram funds within City Council from: "Washington Blvd Repairs" (-\$40,000.00), and transfer these funds to "Parks Conservancy - Arsenal Park" (+\$40,000.00).  
**SPONSOR(S): PATRICK DOWD**

#### **COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No. [2012-0626](#) Resolution accepting the grant of a street, sidewalk, and utility right of way and permanent easement to the City of Pittsburgh by The Buncher Company over, upon, across, in and through property that runs along 13th Street, a public right of way in the Strip District.

#### **COUNCILMAN R. DANIEL LAVELLE PRESENTS:**

Bill No. [2013-1686](#) Resolution authorizing the Mayor and the Director of the Department of City Planning to enter into a Cooperation Agreement for Program Administration Assistance with the Pittsburgh Downtown Partnership regarding its offer to provide administrative assistance to the City for The Market Square Public Art Program and further authorizing the Mayor and the Director of the Department of City Planning to enter into one or more Art Exhibition Loan Agreement and Licenses with each selected Artist(s) and the PDP over a three (3) year period in order to allow for the loan and display of art selected for the City's Market Square Public Art Program.

Bill No. [2013-1695](#) Resolution authorizing Riverlife to apply on behalf of the City of Pittsburgh for a grant from the Commonwealth of Pennsylvania Department of Community and Economic Development for the purpose of renovating Allegheny Landing Park.  
**SPONSOR(S): R. DANIEL LAVELLE AND PATRICK DOWD**

#### **COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No. [2013-1693](#) Communication from Robert Rubinstein, Director of the Urban Redevelopment Authority, submitting the Position & Salary Report as of June 30, 2013.

Bill No. [2013-1694](#) Communication from City Controller Michael Lamb submitting a Performance Audit of the Public Parking Authority of Pittsburgh, dated July 2013.

## UNFINISHED BUSINESS

### REPORTS OF COMMITTEE - FINAL ACTION

#### COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. [2013-1682](#) Report of the Committee on Finance and Law for July 2, 2013 with an Affirmative Recommendation.

Bill No. [2013-1630](#) Resolution authorizing the issuance of a warrant in the total sum of \$4,515.00 to Thorp Reed & Armstrong, LLP, P.O. Box 3300, Pittsburgh, PA 15230, for expert legal consulting services associated with defense of a class action lawsuit at 2:12-cv-01207.

Bill No. [2013-1631](#) Resolution authorizing the issuance of a warrant in the total sum of \$3,597.00 to Buchanan Ingersoll & Rooney, P.C., One Oxford Centre, 301 Grant Street, 20th Floor, Pittsburgh, PA 15219, for arbitration services in connection with an Act 111 Interest Arbitration. Pursuant to Section 8 of the Policemen and Firemen Collective Bargaining Act (Act 111), the City is required to pay the expenses incurred in connection with the arbitration proceeding.

Bill No. [2013-1632](#) Resolution providing for the issuance of a \$3,787.39 warrant in favor of Gleason & Associates, P.C., 420 Ft. Duquesne Blvd, Suite 525, Pittsburgh, PA 15222, for professional services rendered in Ronald J. Kleppick v. City of Pittsburgh, Common Pleas Court of Allegheny County, No. GD 09-015537 arising from an alleged incident that occurred on August 3, 2009.

Bill No. [2013-1633](#) Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements with James A. Wymard, Attorney at Law, 220 Grant Street, Pittsburgh, PA 15219 for professional consulting services associated with anticipated or pending litigation, at a cost not to exceed \$70,000.00 (Seventy Thousand Dollars and No Cents).

Bill No. [2013-1634](#) Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales in accordance with Act No. 171 of 1984, Second Class City Treasurer Sale and Collection Act, effective December 11, 1984. ITEMS A through K. {A: 714, 712, 714 Kirkpatrick & 2209 Webster - DELETED}, B: 121 40th, C: 5314 Duncan, D: 55 Welsh, E: 216 Capital, F: 1125 North Franklin, G: 1525, 1523, 1521, 1519, & 1517 Sedgwick, {H: 1014 Marena - DELETED}, I: 1034 Goehring, J: 1218 Woods Run, K: 2518 Balboa, 2516 Balboa, 2514 Lisbon, 2512 Lisbon, 2512 ½ Lisbon.

Bill No.  
[2013-1635](#) Resolution repealing items in Resolutions approved on various dates, authorizing the sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.  
Item A through B: A: Dunster Timberland Plan Lots 16 & 17, B: 1546 Methyl.

Bill No.  
[2013-1636](#) Resolution providing for the filing of petitions for the sale of certain properties, acquired at tax sales, in accordance with Act No.171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.  
ITEM A.  
A: 1254 Woodland.

Bill No.  
[2013-1637](#) Resolution reauthorizing the sale 1416 Claim Street, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.  
Item A: A: 1416 Claim.

Bill No.  
[2013-1638](#) Resolution providing for the conveyance by the City of Pittsburgh of certain property, under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984; having been placed for sale to adjoining property owners in conjunction with the City of Pittsburgh Side Yard Program. ITEMS A through H.  
A: 509 & 511 Kilbourne, B: 2912 Devlin, {C: 1606 & 1619 Saint Patrick - DELETE}, D: 1213 Faust, E: 1216 Rush, F: 1115 & 1113 Morrison, G: 5303 & 5305 Rosetta, H: 5111 Rosetta.

Bill No.  
[2013-1667](#) 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 by adjusting various projects in order to fund the following new projects: Morningside Park Improvements \$13,500; Highland Park Super Playground Improvements, \$10,000; Trash Cans for Highland Park, \$3,572.00 Stanton Heights Parklet \$3,816.76; Morningside Area Community Council, \$3,000.00.  
**SPONSOR(S): PATRICK DOWD**

Bill No.  
[2013-1669](#) Resolution amending Resolution No. 772, effective January 1, 2013 entitled "Adopting and approving the 2013 Capital Budget and the 2013 Community Development Block Grant Program; and approving the 2013 through 2018 Capital Improvement Program," by transferring \$500,000 of PAYGO funds from the Department of Public Works' Slope Failure Remediation program and \$200,000 of PAYGO funds from the Department of Public Work's Street Lights program and transferring \$350,000 of PAYGO funds to the Department of Public Works'

Property Management program and \$350,000 of PAYGO funds to the URA's Property Management program.

**SPONSOR(S): REVEREND RICKY V. BURGESS**

Bill No.

[2013-1670](#)

Resolution authorizing the Mayor and the Directors of the Department of Public Works and or Finance to enter into a contract(s) and/or an agreement(s) or the use of existing contracts or agreements for the purpose of providing property management of City owned lots. Total cost shall net exceed \$350,000.

**SPONSOR(S): REVEREND RICKY V. BURGESS**

### **COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES**

Bill No.

[2013-1683](#)

Report of the Committee on Public Safety Services for July 2, 2013 with an Affirmative Recommendation.

Bill No.

[2013-1648](#)

Ordinance amending the Pittsburgh Code at Title Five: Traffic, Article VII: Parking, Chapter 548: Valet Parking so as to clarify the Valet Parking Ordinance

**SPONSOR(S): R. DANIEL LAVELLE**

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

Bill No.

[2013-1684](#)

Report of the Committee on Land Use and Economic Development for July 2, 2013 with an Affirmative Recommendation.

Bill No.

[2013-1528](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from R1D-H, Residential Single-Unit Detached, High Density District; R1A-H, Residential Single-Unit Attached, High Density District; and P Parks District; to R2-H, Residential Two-Unit, High Density District; RM-M, Residential Multi-Unit, Moderate Density District; RM-H, Residential Multi-Unit, High Density District and LNC, Local Neighborhood Commercial District; various properties located between Larimer Avenue and Negley Run Road and between Larimer Avenue and Paulson Avenue in the neighborhood of Larimer; 11th & 12th Wards. (Report and Recommendation received from the Planning Commission)

Bill No.

[2013-1647](#)

Resolution authorizing and directing the Director of City Planning to implement the creation of Historic Conservation Districts within the City of Pittsburgh.

**SPONSOR(S): R. DANIEL LAVELLE, DARLENE HARRIS, NATALIA RUDIAK AND BRUCE A. KRAUS**

Bill No. [2013-1668](#) Resolution further amending and supplementing Resolution Nos. 253, 722, 793 and 855 of 2011, entitled “adopting and approving the 2000, 2003, 1996 and 2012 capital budgets” respectively by transferring all active District Seven Neighborhood Needs projects from three budget years into budget year 2012 by adjusting various projects in order to fund the following new projects: Morningside Park Improvements \$13,500; Highland Park Super Playground Improvements, \$10,000; Trash Cans for Highland Park, \$3,572.00 Stanton Heights Parklet \$3,816.76; Morningside Area Community Council, \$3,000.00.  
**SPONSOR(S): PATRICK DOWD**

Bill No. [2013-1672](#) Resolution amending Resolution No. 348, effective May 17, 2013, entitled: Amending the Capital Budget and 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 2012 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 reprogram funds within City Council from “Washington Boulevard Repairs, -40,000.00 to Parks Conservancy-Arsenal Park, +40,000.00.  
**SPONSOR(S): PATRICK DOWD**

Bill No. [2013-1673](#) Resolution amending Resolution No. 346, effective May 17, 2013, 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 2011 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 reprogram funds in City Council from: District 7 Traffic Projects, -5,000.00 and District 7 Lawrenceville Park Project, -17,689.00 to Parks Conservancy-Arsenal Park +22,000.00 and Lawrenceville Corporation-Parking Solutions +689.00.  
**SPONSOR(S): PATRICK DOWD**

Bill No. [2013-1674](#) Resolution amending Resolution No. 344, effective May 17, 2013, 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 in City Council from: Bloomfield Recreation Center Improvements -3,000.00, District 7 Equipment -10,000.00 to Parks Conservancy-Arsenal Park +8,000.00 and Polish Hill Civic Association, +5,000.00.

**SPONSOR(S): PATRICK DOWD**

Bill No.

[2013-1675](#)

Resolution amending Resolution No. 44, effective February 4, 2013, 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 2009 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: DPW Infrastructure Improvements -24,000.00 to Lawrenceville Corporation-Parking Solutions +24,000.00.

**SPONSOR(S): PATRICK DOWD**

## **MOTIONS AND RESOLUTIONS**

### **EXCUSE ABSENT MEMBER - Mr. Peduto**

### **APPROVAL OF MINUTES**

### **ADJOURNMENT**

### **LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**