

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, April 8, 2014

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

ROLL CALL

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

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2014-0314](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby join in the national celebration in the pursuit of the shared goal and responsibility of providing equal housing opportunities for all men and women.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare the month of April 2014, to be "Fair Housing Month" in the City of Pittsburgh.

SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS

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

Bill No.

[2014-0315](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the American Cancer Society's Greater Pittsburgh Unit for the determination to fight and find cures for all those who are dealing with cancer and we encourage all citizens of Pittsburgh to join a Relay for Life event; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 8, 2014, to be "Relay for Life Day" in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH AND ALL MEMBERS

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

Bill No.

[2014-0316](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor William Poleski, Jessie Ryan, John Sibbet, the Animal Rescue League, and all of the Pittsburgh Police Officers and Firefighters that helped rescue the stranded pit bull; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, April 8, 2014 to be "William Poleski and Jessie Ryan Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE M. HARRIS AND ALL MEMBERS

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

Bill No.

[2014-0317](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby honor and commend Dr. Ron Archer for his dedication and service; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, April 6, 2014, to be "Dr. Ron Archer Day" in the City of Pittsburgh.

SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS

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

Bill No.

[2014-0318](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the students and staff of Bishop Canevin High School for their energy and dedication that they have devoted to this production and for their continued support of the arts in education; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday-Saturday, April 10th- 12th, 2014, to be “Bishop Canevin's Musical Days” in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH AND ALL MEMBERS

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

Bill No.

[2014-0319](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Girls Volleyball Team of Bishop Canevin High School, Head Coach Kevin Walters, Assistant Coaches Danelle Wagner, Pete Barakat and Meghan Cunningham for a great season and congratulate them for their first WPIAL Class A title; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, April 10, 2014, to be “Lady Crusaders Day” in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH AND ALL MEMBERS

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

Bill No.

[2014-0320](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Varsity Hockey Team of Bishop Canevin High School, Head Coach Kevin Zielmanski, Assistant Coaches William Zuri, Chris Vaccaro and Kevin Hart and Team Manager Jean Adams for their dedication and hard work and congratulate them on their seventh PIHL Class AA Penguins Cup title; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Thursday, April 10, 2014, to be “Crusaders Hockey Day” in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-SMITH

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

Bill No.

[2014-0321](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and congratulate the Honorable Ronald Castille for exemplifying qualities of an outstanding judiciary leader by embodying the core values of justice and fairness; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare, Tuesday, April 8, 2014 to be “Judge Ronald Castille 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.

[2014-0322](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize the Honorable Robert E. Colville for his admirable and diverse career in the law, as well as his service to the City of Pittsburgh; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare, Tuesday, April 8, 2014 to be "Judge Robert E. Colville 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.

[2014-0323](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and congratulate the Honorable Judge Eaton for her commitment to service; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare, Tuesday, April 8, 2014 to be "Judge Eaton 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.

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No.

[2014-0311](#)

Resolution further amending Resolution No. 493, effective August 6, 2012 entitled "providing for an agreement/s, or use of existing agreements and/or a 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 \$5,000 from District 6 Neighborhood Initiative to Pittsburgh Community Reinvestment Group/Pittsburgh Downtown Community Development Corporation in Council District 6 Neighborhood Needs. Total cost of all projects is not to exceed \$130,802.79

SPONSOR(S): R. DANIEL LAVELLE

Read and referred to Committee on Finance and Law

Bill No.

[2014-0312](#)

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 \$5,000 from District 6 Neighborhood Initiative to Pittsburgh Community Reinvestment Group/Pittsburgh Downtown Community Development Corporation in Council District 6 Neighborhood Needs for the purpose of lighting street trees on Sixth Street.

SPONSOR(S): R. DANIEL LAVELLE

Read and referred to Committee on Land Use and Economic Development**COUNCILWOMAN NATALIA RUDIAK PRESENTS:**

Bill No. [2014-0301](#) Resolution providing for the issuance of warrants in the total sum of Fifty Two Thousand Five Hundred Dollars (\$52,500.00) payable as follows: Eleven Thousand Nine Hundred Forty Dollars and Fifty Cents (\$11,940.50) in favor of Trover Solutions, Inc., Trover Plaza, 9390 Bunsen Parkway, Louisville, KY 40220 and Forty Thousand Five Hundred Fifty-Nine Dollars and Fifty Cents (\$40,559.50) in favor of Raymond and Catherine Burke and their attorneys Friday & Cox, LLC, 1405 McFarland Road, Pittsburgh, PA 15216 in settlement of the action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 11-008932, for personal injuries and damages arising from a vehicular accident, on or about June 12, 2009, at the intersection of Crawford Street and Centre Avenue.

Read and referred to Committee on Finance and Law

Bill No. [2014-0302](#) Resolution providing for the issuance of a warrant in the total sum of Eight Thousand Sixty Dollars (\$8,060.00) in favor of Gleason & Associates, PC, One Gateway Center, Suite 525, 420 Fort Duquesne Boulevard, Pittsburgh, PA 15222-1402, for payment of professional services rendered in Raymond Burke, et al. vs. City of Pittsburgh, Common Pleas Court of Allegheny County No. GD11-008932, for personal injuries and damages arising from a vehicular accident, on or about June 12, 2009, at the intersection of Crawford Street and Centre Avenue.

Read and referred to Committee on Finance and Law

Bill No. [2014-0303](#) Resolution providing for the issuance of a warrant in the total sum of Five Thousand Three Hundred Seventy Dollars (\$5,370.00) in favor of Tucker Independent Medical Experts, Inc., 1082 Bower Hill Road, Suite 100, Pittsburgh, PA 15243, for payment of professional services rendered in Raymond Burke, et al. vs. City of Pittsburgh, Common Pleas Court of Allegheny County No. GD11-008932, for personal injuries and damages arising from a vehicular accident, on or about June 12, 2009, at the intersection of Crawford Street and Centre Avenue.

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

Bill No. [2014-0304](#) Resolution authorizing the Mayor and the Directors of the Department of Public Works and Parks and Recreation to Enter into a Project and License Agreement with the Mount Washington Community Development Corporation for the Fort Pitt Tunnel Trail Connection Project.

Read and referred to Committee on Public Works

Bill No. [2014-0305](#) Resolution granting unto Bakery Square 2 Agent, LP 5500 Walnut Street, Suite 300, Pittsburgh PA 15232, their successor and assign, the privilege and license to construct, maintain and use at their own cost and expense, an aerial encroachment for a pedestrian bridge over the right-of-way at 6425 Penn Avenue in the 12 and 7 Ward, 9 and 8 Council District of the City of Pittsburgh.

Read and referred to Committee on Public Works

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article IV. Planning Districts, Chapter 908, Section 908.02 Grandview Public Realm District, 908.02.D.2 (b)(1) and 908.02 D.3 (c)(1) Height restrictions, by changing certain main structure heights from a Special Exception to a Conditional Use approval process in accordance with Section 922.06.

[2014-0313](#)

SPONSOR(S): THERESA KAIL-SMITH

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

Read and referred to Committee on Land Use and Economic Development

COUNCIL PRESIDENT BRUCE A. KRAUS PRESENTS:

APPOINTMENTS REQUIRING CONFIRMAITON

Bill No. Resolution re-appointing Janet Evans as a member of the Board of Directors of the Housing Authority of the City of Pittsburgh for a term to expire on September 30, 2019.

[2014-0309](#)

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings. The motion carried.

Bill No. Resolution appointing Valerie McDonald Roberts as a member of the Board of Directors of the Housing Authority of the City of Pittsburgh for a term to expire on April 30, 2016. Ms. McDonald Roberts will fill the seat vacated by Bea Hogan.

[2014-0310](#)

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings. The motion carried.

REPORTS OF COMMITTEE - FINAL ACTION

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

Bill No. Report of the Committee on Performance and Asset Management for April 2, 2014 with an Affirmative Recommendation.

[2014-0299](#)

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

Bill No. Resolution authorizing the Director of Finance and the Director of the Department of Innovation and Performance to enter into a contract or agreement for the purpose of procuring an Open Government Financial System. Cost not to exceed twenty thousand dollars (\$20,000)

[2014-0269](#)

SPONSOR(S): NATALIA RUDIAK

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

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

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2014-0300](#) Report of the Committee on Intergovernmental Affairs for April 2, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0268](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application to the Commonwealth of Pennsylvania Department of Community and Economic Development Keystone Communities Enterprise Zone Designation Program. (Council Districts: All).

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

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

Bill No. [2014-0289](#) Resolution amending Resolution No. 713, effective November 1, 2013, entitled, "Resolution calling upon the Mayor of the City of Pittsburgh to create a Public Schools Task Force and calling upon the Pittsburgh Board of Public Education to place a moratorium on the closing of Pittsburgh Public Schools for the 2014-2015 school year," so as to add additional representatives on the Task Force to include two (2) teachers employed by the Board of Public Education.

SPONSOR(S): THERESA KAIL-SMITH

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

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

MOTIONS AND RESOLUTIONS

COUNCIL PRESIDENT BRUCE A. KRAUS:

Appointed Councilwomen Natalia Rudiak and Theresa Kail-Smith to serve on the Capital Program Facilitation Committee.

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER