

City of Pittsburgh

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



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Thursday, November 7, 2013

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-SEVENTH COUNCIL**

Darlene M. Harris, President

**Council Members: Rev. Ricky V. Burgess, 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**

ROLL CALL

Present: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Motion to Waive the Rules of Council due to the Late Start

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2013-2026](#) NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby commend the Federation of War Veterans' Societies, Inc. for their continued dedication and hard work in making each year's Veteran's Day parade a success; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Monday, November 11, 2013, to be "The Federation of War Veterans' Societies Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE HARRIS AND ALL MEMBERS

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

Bill No. [2013-2027](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Henry Hornbostel for his great and inspirational architectural contributions to the City of Pittsburgh and to the United States; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare November 17, 2013 "Henry Hornbostel Day" in the City of Pittsburgh.

SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:

Bill No. [2013-2018](#) Resolution authorizing the issuance of a warrant in the total sum of \$2,802.50 to Babst, Calland, Clements & Zomnir, PC, Two Gateway Center, 603 Stanwix Street, 7th Floor, Pittsburgh, PA 15222 for professional consulting services in connection with zoning, planning and land use matters.

Read and referred to Committee on Finance and Law

Bill No. [2013-2019](#) Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or agreements with Burns White, 4 North Shore Center, 106 Isabella Street, Pittsburgh, PA 15212 for expert consultant services related to Beech Construction, Inc. v. City of Pittsburgh, et al. at GD No. 13-007626., at a cost not to exceed Thirteen Thousand Dollars and No Cents (\$13,000.00).

Read and referred to Committee on Finance and Law**COUNCILMAN BRUCE KRAUS PRESENTS:**

Bill No. Resolution amending Resolution No. 628, effective November 21, 2008 by providing
[2013-2024](#) for the continued designation of an Oakland Business Improvement District.

SPONSOR(S): BRUCE A. KRAUS

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

A motion was made that this matter be Read and referred to the Committee on Finance and Law. The motion carried.

COUNCILMAN COREY O'CONNOR PRESENTS:

Bill No. Resolution authorizing the Mayor and the Directors of the Department of Parks and
[2013-2020](#) Recreation and Public Works to enter into a Project Assistance and Reimbursement Agreement with the Pittsburgh Parks Conservancy in connection with its provision of design review and funding for consulting services relating to the City's restoration of the Schenley Park Westinghouse Memorial Pond.

A motion was made that this matter be Read and referred to the Committee on Urban Recreation. The motion carried.

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2013-2021](#) Facilities Plan for Sienna Mercato, 942 Penn Avenue, Pittsburgh, PA 15222.

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

A motion was made that this matter be Read and referred to the Committee on Intergovernmental Affairs. The motion carried.

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2013-2022](#) Facilities Plan for Uptown Lofts on Fifth - South Building, located at 2076 Fifth Avenue, Pittsburgh, Pennsylvania 15219.

A motion was made that this matter be Read and referred to the Committee on Intergovernmental Affairs. The motion carried.

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2013-2023](#) Facilities Plan for Uptown Lofts on Fifth - North Building, located at 2015 Fifth Avenue, Pittsburgh, Pennsylvania 15219.

A motion was made that this matter be Read and referred to the Committee on Intergovernmental Affairs. The motion carried.

Bill No. Petition from the residents of the City of Pittsburgh requesting a public hearing before
[2013-2025](#) City Council relative to changes made to the "One Grandview Project."

A motion was made that this matter be Read and referred to the Committee on Hearings. The motion carried.

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

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

Bill No. Report of the Committee on Finance and Law for October 30, 2013 with an
[2013-2014](#) Affirmative Recommendation.

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

Bill No. Resolution amending Resolution 652 of 2010 to increase the amount of funds
[2013-1974](#) available for unanticipated repairs of City of Pittsburgh fleet vehicles by First Vehicle Services during the Third Operational Year (2013) of the current contract between the City and First Vehicle Services.

A motion was made that this matter be RECOMMENDED to the Standing Committee. The motion carried by the following vote:

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. Resolution Repealing items in Resolutions approved on various dates, authorizing the
[2013-1975](#) 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: 1035 Yetta, B: 2331 Maple.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,
[2013-1976](#) 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 O.

(As amended)

A motion was made that this matter be RECOMMITTED to the Standing Committee. The motion carried by the following vote:

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No.

[2013-1977](#)

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 X.

A: 164 Burrows; B: 184 34th; C: 188 34th; D: 6236 Saint Marie; E: 5639 Hays; F: 5824 Rippey; G: 329 Collins; H: 440 Enright, I: 170 38th, J: 96 44th, K: 5231 Duncan, L: 5229 Poe, M: 5230 Lotus, N: 903 Bryn Mawr, O: 904 Bryn Mawr, P: 906 Bryn Mawr, Q: 905 Anaheim, R: 5624 Rural, S: 521 N. Fairmount, T: 921 Chestnut, U: 857 Tripoli, V: 923 Chestnut, W: 3837 California, X: 3835 California.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No.

[2013-1978](#)

Resolution providing for 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.

ITEM A & B.

A: 1530 Lincoln B: 6046 Jackson.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No.

[2013-1979](#)

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 I.

A: 3111 Camp, B: 5353 Broad, C: 7073 Campania, D: 566 Rosedale, E: 544 Clawson, F: 5014 Chaplain, G: 117 Linnview, H: 211 Marland, I: 1044 Premier.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

Bill No.

[2013-1982](#)

Resolution authorizing the Pittsburgh Parking Authority to suspend on-street metered parking enforcement on Saturday, November 30, 2013 in recognition of the National Small Business Saturday Campaign.

SPONSOR(S): WILLIAM PEDUTO

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No.

[2013-2015](#)

Report of the Committee on Public Works for October 30, 2013 with an Affirmative Recommendation.

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

Bill No.

[2013-1980](#)

Resolution vacating a portion of Randall Street between Stanley Street and Rosalia Place in the 15th, Ward, 5th Council District of the City of Pittsburgh.

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

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

Bill No.

[2013-2016](#)

Report of the Committee on Land Use and Economic Development for October 30, 2013 with an Affirmative Recommendation.

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

Bill No. Resolution authorizing the Mayor and Director of City Planning to encumber monies in the Department of City Planning 2013 Capital Budget, items 2013 Bicycle and Transportation Planning and Education, and to enter into contract or contract, agreement or agreements, professional service agreements or utilize existing contracts and other services, at a cost not to exceed \$40,000.

[2013-1981](#)

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

Votes: Ayes: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for October 30, 2013 with an Affirmative Recommendation.

[2013-2017](#)

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

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. E-3089, from Helga H. Rettig - 16 Friday Road, Millvale, PA. 15209 to the Applicant PCRC Bryant, LLC - for the premises located at 5901 Bryant Street, Pittsburgh, PA 15206 into the premises to be known as Bryant Street Market pursuant to amended Pennsylvania Liquor Code, §4-461.

[2013-1891](#)

A motion was made that this matter be RECOMMENDED to the Standing Committee. The motion carried.

MOTIONS AND RESOLUTIONS: AT THE REQUEST OF COUNCILWOMAN RUDIAK

Motion for a Cablecast Post Agenda on Dirt Bikes; Also, Cablecast Public Hearing to be scheduled upon receipt of citizen's petition, same subject.

EXCUSE ABSENT MEMBERS - NONE

APPROVAL OF MINUTES

RECESS

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER

RECONVENED MEETING

Video Streaming of Reconvened Meeting is at the end of the Standing Committee Meeting of 11-7-2013

Bill No. [2013-2028](#) Report of the Committee on Finance and Law for November 7, 2013 with an Affirmative Recommendation.

Bill No. [2013-1976](#) 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 O.
(As amended)

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

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

Votes: Ayes: 5 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor and Mrs. Smith
Noes: 0
Abstentions: 0
Out of Room: 3 - Rev. Burgess, Mr. Peduto and Ms. Rudiak

ADJOURNMENT