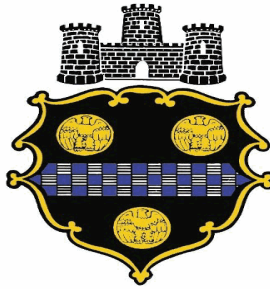


City of Pittsburgh

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



Meeting Minutes

Tuesday, November 18, 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 - Kimberly Clark-Baskin, Deputy City Clerk

A. 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

B. PLEDGE OF ALLEGIANCE**C. PROCLAMATIONS**

[2014-1045](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh supports hiring of people with disabilities and advocates for increased representation of people with disabilities in the City workforce; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh recognizes and supports Executive Order # 13548 Increasing Federal Employment of Individuals with Disabilities, in compliance with Executive Order # 13163, for setting an example, and aspires to be a similar leader in the local disability community.

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh shall create a task force to research and ultimately make recommendations to the Mayor and City Council to ameliorate employment practices within the City of Pittsburgh to achieve openness and inclusiveness in the workplace.

SPONSOR /S: MR. O'CONNOR AND ALL MEMBERS

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

Enactment No: 767

[2014-1047](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Allegheny Land Trust for 20 years of land conservation excellence; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare November 22, 2014 to be "Allegheny Land Trust Day" in the City of Pittsburgh.

SPONSOR /S: MR. GILMAN AND ALL MEMBERS

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

Enactment No: 769

[2014-1048](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the outstanding efforts of Jami Marlowe, her siblings Elizabeth, Wallace, Connie and Denise, and other involved volunteers towards making LUVFEST a beautiful event representing love and care for those in need; and

THEREFORE, BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare **Tuesday, November 18th 2014 “LUVFEST Day” in the City of Pittsburgh.**

SPONSOR /S: MS. GROSS AND ALL MEMBERS

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

Enactment No: 770

[2014-1049](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the PCA Girls' Volleyball Team and Coach Patti Lou Devine for their dedication and hard work and congratulate them for their championship win; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, November 18, 2014, to be “PCA Girls' Volleyball Day” in the City of Pittsburgh.

SPONSOR /S: MRS. KAIL-SMITH AND ALL MEMBERS

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

Enactment No: 771

[2014-1050](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and honor **Matthew Onyshko**, his wife Jess, and his daughters, Kendall and Makenna for their courage and strength in the face of adversity; his fellow firefighters at the **Deushtown Engine & Truck Company 32** for their dedication to the welfare of **Matthew**, his family and all city residents in their times of need; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare November 18, 2014, to be **“Deushtown Engine & Truck Company 32 Day”** in the City of Pittsburgh.

SPONSOR /S: MRS. HARRIS AND ALL MEMBERS

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

Enactment No: 772

[2014-1051](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby congratulate and commend **Family Hope Connection of Jewish Family and Children's Service of Pittsburgh** for their dedicated, impactful and passionate work which is recognized during National Adoption Month in the month of November 2014; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, November 18, 2014, to be ***“FAMILY HOPE CONNECTION DAY”*** in the City of Pittsburgh.

SPONSOR /S: MR. O'CONNOR AND ALL MEMBERS

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

Enactment No: 773

[2014-1052](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh hereby acknowledges **Pittsburgh Brashear Auto Body and Auto Tech Programs**; and

BE IT FURTHER RESOLVED that the Council hereby declares Thursday, November 20, 2014, ***“Pittsburgh Brashear Auto Body and Auto Tech Programs Day”*** in the City of Pittsburgh.

SPONSOR /S: MS. RUDIAK AND ALL MEMBERS

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

Enactment No: 774

[2014-1053](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the Eat'n Park Hospitality Group and numerous dedicated team members of the Banksville Eat'n Park; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Thursday, November 20, 2014 to be "***Banksville Eat'n Park Day***" in the City of Pittsburgh.

SPONSOR /S: MRS. KAIL-SMITH AND ALL MEMBERS

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

Enactment No: 775

[2014-1054](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the dedicated team members of the Banksville Road Eat'n Park for continuing to make Eat'n Park the place for smiles; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Thursday, November 20, 2014, to be the day for ***Banksville Eat'n Park Team Members*** in the City of Pittsburgh.

SPONSOR /S: MRS. KAIL-SMITH AND ALL MEMBERS

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

Enactment No: 776

D. PUBLIC COMMENTS

E. PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2014-1043](#)

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: MR. GILMAN AND MR. KRAUS

Enactment No: 25

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2014-1039](#) 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 reducing Neighborhood Needs Services by \$15,000 and adding that amount to Childcare Needs Assessment.

SPONSOR /S: MS. GROSS, MRS. HARRIS, MRS. KAIL-SMITH AND MS. RUDIAK

Enactment No: 825

[2014-1040](#) Resolution further amending Res. 273 of 2011, entitled “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 Neighborhood Needs; and providing for the payment of the costs thereof” by transferring \$15,000 from Neighborhood Needs Services to Childcare Needs Assessment.

SPONSOR /S: MS. GROSS, MRS. HARRIS, MRS. KAIL-SMITH AND MS. RUDIAK

Enactment No: 826

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2014-1036](#) Resolution realigning a total of \$3,410,000 between various accounts within the 2014 Operating Budget. This transfer is necessary for the 2014 close in order to meet expenditures for the remainder of the fiscal year.

Enactment No: 821

[2014-1037](#) Providing for the issuance of a warrant in the total sum of Five Thousand Dollars (\$5,000.00) in favor of Karen Lea Shapiro and her attorneys, Thomas M. Fallert, L.L.C., 1700 North Highland Road, Suite 207, Pittsburgh, Pennsylvania releasing and discharging the City of Pittsburgh from all claims of liability and damages arising in the action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 08-26036, for a motor vehicle incident that occurred on August 29, 2007, on Craft Place, chargeable to and payable from Organization 11101.58.58105.108000.2014.

Held for Executive Session

Enactment No: 820

[2014-1044](#) Resolution entitled "Resolution calling on the Mayor's Blue Ribbon Panel on Early Education to create a subcommittee to discuss Child Care in the City of Pittsburgh.

SPONSOR /S: MS. RUDIAK, MS. GROSS, MRS. HARRIS AND MRS. KAIL-SMITH

Enactment No: 824

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

- [2014-1038](#) Resolution vacating Omega Place and Reiter Street, in the 11th Ward, Council District 9 of the City of Pittsburgh.
Enactment No: 827

COUNCILMAN BRUCE A. KRAUS PRESENTS:

- [2014-1041](#) Petition from the residents of the City of Pittsburgh requesting a Public Hearing before City Council relative to the proposed Ordinance 2014-1020, which amends the Pittsburgh City Code, Title VII Business Licensing, by adding Article X Rental of Residential Housing, Chapter 781 Residential Housing and Rental Permit Program to provide for the registration of rental housing located within the City of Pittsburgh and to provide penalties for violation.

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

[2014-1042](#) Resolution appointing Cameron McLay, 5648 Melvin Street, Pittsburgh, PA 15217, as Chief of the Pittsburgh Bureau of Police.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 855

F. UNFINISHED BUSINESS

[2014-0970](#) Resolution appointing Mark Bocian, 432 Kennedy Avenue, Pittsburgh, PA 15214, as Chief of the Bureau of Emergency Medical Services of the City of Pittsburgh.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 788

[2014-0973](#) Resolution appointing Helen Gerhardt, 843 Collins Avenue, Pittsburgh, PA 15206, as a Commissioner of the Commission on Human Relations of the City of Pittsburgh for a term to expire on ~~October 27, 2018~~ **November 18, 2018**. Ms. Gerhardt will fill the seat vacated by Beth Pittinger.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 789

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

Enactment No: 789

[2014-0974](#) Resolution appointing Mariana Padias, 4309 Summit Street, Apt. 2, Pittsburgh, PA 15201, as a Commissioner of the Commission on Human Relations of the City of Pittsburgh for a term to expire on ~~October 27, 2018~~ **NOVEMBER 18, 2018**. Ms. Padias will fill the seat vacated by Gerald Robinson.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 790

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

Enactment No: 790

[2014-0975](#)

Resolution appointing Richard Morris, 7144 Thomas Boulevard, Pittsburgh, PA 15208, as a Commissioner of the Commission on Human Relations of the City of Pittsburgh for a term to expire on ~~October 27, 2018~~ **November 18, 2018**. Mr. Morris will fill the seat vacated by Neil Parham.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 791

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

Enactment No: 791

[2014-0976](#)

Resolution appointing Florence Rouzier, 5825 Ferree Street, Pittsburgh, PA 15217, as a Commissioner of the Equal Opportunity Review Commission of the City of Pittsburgh for a term to expire on October 27, 2018. Ms. Rouzier will fill the seat vacated by Jason Matthews.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 792

[2014-0977](#) Resolution appointing Freddie Croce, 4915 Penn Avenue, Pittsburgh, PA 15224, as a Commissioner of the Equal Opportunity Review Commission of the City of Pittsburgh for a term to expire on October 27, 2018. Mr. Croce will fill the seat vacated by James Herring.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 793

[2014-0978](#) Resolution appointing Jessica Bellas, 321 Hallock Street, Pittsburgh, PA 15211, as a Commissioner of the Equal Opportunity Review Commission of the City of Pittsburgh for a term to expire on October 27, 2018. Ms. Bellas will fill the seat vacated by Richard Bellisario.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 794

[2014-0979](#) Resolution appointing Justin Laing, 2351 Wylie Avenue, Pittsburgh, PA 15219, as a Commissioner of the Equal Opportunity Review Commission of the City of Pittsburgh for a term to expire on October 27, 2018. Mr. Laing will fill the seat vacated by Jennifer Danquist.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 795

[2014-0980](#) Resolution appointing Dr. Paul Harper, 712 Culloden Way, Pittsburgh, PA 15232, as a Commissioner of the Equal Opportunity Review Commission of the City of Pittsburgh for a term to expire on October 27, 2018. Dr. Harper will fill the seat vacated by Gregg Kander.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 796

[2014-0981](#) Resolution appointing Dr. Ralph Bangs, 1537 Windcrest Drive, Pittsburgh, PA 15206, as a Commissioner of the Equal Opportunity Review Commission of the City of Pittsburgh for a term to expire on October 27, 2018. Dr. Bangs will fill the seat vacated by Margaret Ringel-Baker.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 797

[2014-0982](#) Resolution appointing Tracey McCants Lewis, 1308 Sheffield Street, Apt. 308, Pittsburgh, PA 15233, as a Commissioner of the Equal Opportunity Review Commission of the City of Pittsburgh for a term to expire on October 27, 2018. Ms. McCants Lewis will fill the seat vacated by Marc Little.

This appointment shall take effect upon confirmation by Pittsburgh City Council.

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

Enactment No: 798

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2014-1030](#) Report of the Committee on Finance and Law for November 12, 2014 with an Affirmative Recommendation.

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

[2014-0931](#) Resolution providing for the issuance of two warrants, one in the amount of ELEVEN THOUSAND FIVE HUNDRED DOLLARS (\$11,500.00) in favor of Duquesne Light Company and one the amount of SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) in favor of Verizon Pennsylvania, L.L.C.'s damage claim in the amount of SEVEN THOUSAND FIVE HUNDRED DOLLARS (\$7,500.00) both c/o Mark Hamilton, Esquire, Tucker Arensberg P.C., 1500 One PPG Place, Pittsburgh, PA 15222, releasing and discharging the City of Pittsburgh from all liability arising from any and all claims in the civil action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at AR No. 13-002940, and Verizon's claim (City of Pittsburgh Claim File No. 13-93), for property damage claims arising from a December 26, 2012, incident when a City of Pittsburgh motor vehicle allegedly struck two utility pole at or about the intersection of Loyal Way and Amanda Avenue.

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Enactment No: 783

[2014-0997](#) Resolution providing for a professional services agreement/s and/or contract/s with Douglas A. Shields, located at 2329 Tilbury Avenue, Pittsburgh PA 15217-2455, for independent consulting services, including but not limited to legislative research, professional writing, financial analysis, office coverage services to City Council in accordance with the Home Rule Charter, Section 310, at a cost not to exceed Forty Thousand Dollars (\$40,000.00) per year.

SPONSOR /S: MRS. HARRIS

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Enactment No: 785

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

[2014-1031](#) Report of the Committee on Public Safety Services for November 12, 2014 with an Affirmative Recommendation.

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

[2014-0991](#) Resolution authorizing the Director of the Department of Public Safety and the Acting Chief of Police, on behalf of the City of Pittsburgh, to enter into a grant agreement with the Pennsylvania Commission on Crime and Delinquency, Project Safe Neighborhoods-Western District, in the amount of ninety-nine thousand seven hundred dollars and zero cents (\$99,700.00).

Grant ID: 25673/October 1, 2014-June 30, 2015

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Enactment No: 786

[2014-0992](#) Resolution authorizing the Director of the Department of Public Safety and the Acting Chief of Police, on behalf of the City of Pittsburgh, to enter into a grant agreement with the Pennsylvania Commission on Crime and Delinquency, Project Safe Neighborhoods-Western District, in the amount of nine thousand five hundred dollars and zero cents (\$9,500.00). Grant ID: 25570/October 1, 2014-June 30, 2015

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Enactment No: 787

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2014-1032](#) Report of the Committee on Public Works for November 12, 2014 with an Affirmative Recommendation.

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

[2014-0993](#) Resolution authorizing and directing the issuance of a Warrant to WM Recycle America., in the amount of Sixty four thousand nine hundred sixty nine dollars and eighty four cents, (\$64,969.84), in payment for emergency recycling collection and disposition, for the months of August and September 2014, resulting from the prior contracted vendor ceasing operations.

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

Out of Room: 1 - Mr. Lavelle

Enactment No: 784

COUNCILMAN REV. RICKY BURGESS PRESENTS COMMITTEE ON HUMAN RESOURCES

[2014-1033](#) Report of the Committee on Human Resources for November 12, 2014 with an Affirmative Recommendation.

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

[2014-0994](#) Resolution amending Resolution 24 of 2014 providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with UPMC Mercy in connection with the administration and evaluation of medical examinations and related tests and procedures for the Civil Service Commission's medical examination program for current and prospective employees for employment and promotion and providing for the payment of the cost thereof not to exceed Seven Hundred Eighty Thousand Dollars (\$780,000.00)

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

Out of Room: 1 - Mr. Lavelle

Enactment No: 781

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

[2014-1034](#) Report of the Committee on Land Use and Economic Development for November 12, 2014 with an Affirmative Recommendation.

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

[2014-0996](#) Resolution amending Resolution No. 770 approved December 3, 2013 providing for the implementation of the Residential Parking Permit Program (RPPP) Area "W" in the Crawford-Roberts community (Council Districts #6) to expand the district to include additional addresses pursuant to Pittsburgh Code Chapter 549.

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Enactment No: 782

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2014-1035](#) Report of the Committee on Intergovernmental Affairs for November 12, 2014 with an Affirmatiave Recommendation.

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

[2014-0918](#)

SPONSOR /S: MRS. KAIL-SMITH

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Enactment No: 780

MOTIONS AND RESOLUTIONS

**AT THE REQUEST OF COUNCILWOMAN DEBORAH GROSS:
MOTION TO SCHEDULE A CABLECAST POST AGENDA MEETING ON
ALTERNATIVES TO SIDEWALK MATERIALS**

K. EXCUSE ABSENT MEMBERS - NONE

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER