

City of Pittsburgh

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



Meeting Minutes - Final

Tuesday, February 23, 2016

10:00 AM

Council Chambers

City Council

ONE-HUNDRED

THIRTY-NINTH 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 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

Absent 2 - Mr. Gilman, and Ms. Rudiak

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

[2016-0142](#)

NOW, THEREFORE, BE IT RESOLVED, for the occasion of **Chief Bocian's** retirement on March 2, 2016, the Council of the City of Pittsburgh does hereby extend to him our most sincere thanks and appreciation for his tireless service to the People of Pittsburgh and to his fellow Paramedics; and,

BE IT EVEN FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare March of 2016 to be "**Mark A. Bocian Month**" in the City of Pittsburgh.

SPONSORS: MRS. HARRIS AND ALL MEMBERS

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

[2016-0143](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and commend the veterinarians, animal protection organizations, and pet owners who have joined together to raise awareness about the importance of spaying and neutering pets; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare February 23, 2016, to be "**World Spay Day**" in the City of Pittsburgh.

SPONSORS: MRS. HARRIS AND ALL MEMBERS

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

[2016-0144](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and applaud Kate Stoltzfus, Emily Levenson, and Propelle for their efforts in developing a supportive and prosperous community of female entrepreneurs in Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Monday, February 29th, 2016 to be “**Propelle Leap Day**” in the City of Pittsburgh.

SPONSORS: MR. GILMAN, MR. KRAUS AND ALL MEMBERS

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

[2016-0145](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize the importance of finding the cause and cure of MS and expresses its admiration and dedication that the **National Multiple Sclerosis Society-Pennsylvania Keystone Chapter** has shown toward a future free of MS; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare March 7-13, 2016 to be “**MS AWARENESS WEEK**” 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 REVEREND RICKY V. BURGESS PRESENTS FOR COUNCILMAN DAN GILMAN:

[2016-0128](#)

Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for the Hillcrest Senior Residences at 2920 Brownsville Road, Pittsburgh, PA 15227.

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2016-0129](#)

Ordinance accepting new street names, MELISSA STREET, EMMA WAY, and DANIELLE STREET in the Seventh Ward of the City of Pittsburgh as per recommendation by the City of Pittsburgh Addressing Committee (CPAC). The following streets were approved by CPAC in January 2016. The names listed in this ordinance shall be made official in accordance with the Pittsburgh Code, Title Four, Public Places and Property, Chapter 420 Uniform Street Naming and Addressing.

Read and referred to the Committee on Land Use and Economic Development

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2016-0141](#)

Resolution repealing Resolution No. 54, effective February 18, 2016, entitled "Resolution calling on the Director of Finance to draft all necessary policies and procedures in order to create an equitable property assessment appeal process to maintain the fairness and productivity of the tax base and to give residents assurance that they are being taxed fairly on property values.

SPONSORS: MRS. HARRIS

Read and referred to the Committee on Finance and Law

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2016-0130](#)

Resolution authorizing the Director of Public Safety and the Chief of Police to enter into a grant agreement with the Heinz Endowment and further authorizing legitimate expenditures by the Bureau of Police, for purchases authorized by the Grant Agreement and for the execution of agreement(s), or contract(s) for any equipment or services required in connection with the execution of said grant. Said agreement(s) or contract(s) shall not exceed one hundred thousand dollars and zero cents (\$100,000.00).

Read and referred to the Committee on Public Safety Services

COUNCILMAN COREY O'CONNOR PRESENTS:

[2016-0131](#) Resolution amending Resolution No. 634 of 2015 authorizing ~~providing for an Agreement or Agreements with CleanNet Systems of Pennsylvania, Inc., or another vendor chosen through the City bid process~~ for the purpose of providing custodial and cleaning services at Citiparks' twenty-two recreation and Healthy Active Living (Senior) centers ~~for one (1) year~~. The total cost shall not exceed ~~One Hundred Seventy Six Thousand and Six Hundred Twenty Five Dollars (\$176,625.00)~~. Two Hundred Thirty-Five Thousand Four Hundred Sixty-Four Dollars and No Cents (\$235,464.00).

Read and referred to the Committee on Urban Recreation

**COUNCILWOMAN THERESA KAIL-SMITH FOR COUNCILWOMAN
NATALIA RUDIAK PRESENTS:**

[2016-0132](#) Resolution authorizing and directing the issuance of a warrant in favor of Optimus Technologies, in the amount of Five Thousand Six Hundred and Twenty Five Dollars (\$5,625.00), in full and final payment for the provision of one bio-fuel tank per the existing contract language.

Read and referred to the Committee on Finance and Law

[2016-0133](#) Resolution authorizing issuance of a warrant in the amount of \$2,800.00, in favor of Anthony Cosnotti, in settlement of a claim for reimbursement for sidewalk damage from city tree roots at 3946 Liberty Avenue, Pittsburgh, PA 15224.

Read and referred to the Committee on Finance and Law

[2016-0134](#) Resolution authorizing issuance of a warrant in the amount of \$2,724.00, in favor of Maelene J. Myers, in settlement of a claim for reimbursement for sidewalk damage from city tree roots at 5820 Wayne Road, Pittsburgh, PA 15206.

Read and referred to the Committee on Finance and Law

[2016-0135](#) Resolution authorizing issuance of Resolution authorizing issuance of a warrant in the amount of \$2,685.69 to Chaffin Luhana, LLP, FBO Faron Hill, 3054 Pennsylvania Avenue, Weirton WV 26062, in settlement of a First Party Medical Benefits claim of Faron Hill, from a motor vehicle accident on January 6, 2014, while being transported by a City of Pittsburgh EMS Medic Unit.

Read and referred to the Committee on Finance and Law

[2016-0136](#) Resolution authorizing issuance of a warrant in the amount of \$3,416.27, in favor of Bradly W. Richards, 1343 Davis Avenue, Pittsburgh, PA 15212, in settlement of a claim for property damage due to felled limbs of city right of way trees on or about May 27, 2014.

Read and referred to the Committee on Finance and Law

[2016-0137](#) Resolution authorizing issuance of a warrant in the amount of \$3,516.00, in favor of Erin Ruscoe, in settlement of a claim for reimbursement for sidewalk damage from city tree roots at 801 N. Highland Avenue, Pittsburgh, PA 15206.

Read and referred to the Committee on Finance and Law

[2016-0138](#) Resolution authorizing issuance of a warrant in the amount of \$2,960.00, in favor of Bertha Smith, in settlement of a claim for reimbursement for sidewalk damage from city tree roots at 600 N. Taylor Avenue, Pittsburgh, PA 15212.

Read and referred to the Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2016-0139](#) Resolution authorizing the Mayor and/or the Director of the Department of Public Works, on behalf of the City of Pittsburgh (CITY), to enter into a coop agreement with the Mount Washington Community Development Corporation (MWCDC) for the purpose of accessing grant funds that will be used for the construction the Shiloh Street Gateway Project and further providing for legitimate expenditures for payments and agreement or agreements, or contract or contracts for any services required in connection with the expenditure of said grant funds per the original intent of the grant award. Said agreement or agreements, contract or contracts or expenditures shall not exceed \$99,297.22.

Read and referred to the Committee on Public Works

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2016-0140](#) Petition from the residents of the City of Pittsburgh requesting a Public Hearing before City Council with Mayor Bill Peduto and Mayoral Chief of Staff Kevin Aklin in attendance regarding concerns for police contracts, benefits and rapport to staffing. (Valid Petition)

Read and referred to the Committee on Hearings

F. UNFINISHED BUSINESS

G. REPORTS OF COMMITTEE - FINAL ACTION

**COUNCILWOMAN THERESA KAIL-SMITH FOR COUNCILWOMAN
NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW**

[2016-0123](#) Report of the Committee on Finance and Law for February 17, 2016 with an Affirmative Recommendation.

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

[2016-0097](#) Resolution authorizing the School District of Pittsburgh to acquire all of the City's Right, Title and Interest, if any, in and to the Publicly-Owned Properties in the 16th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 32-F, Lot 50 and Block 32-F-132 for the purpose of reopening the Murray Elementary School located at 800 Rectenwald St.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON
PUBLIC WORKS**

[2016-0124](#) Report of the Committee on Public Works for February 17, 2016 with an Affirmative Recommendation.

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

[2016-0077](#) Resolution authorizing the Mayor, the Pennsylvania Department of Transportation, and the City of Pittsburgh Department of Public Works, to enter into an agreement with the Pittsburgh Parking Authority of Allegheny County, for the City of Pittsburgh and the Pennsylvania Department of Transportation to enter land owned by the Pittsburgh Parking Authority to construct the Liberty Bridge Rain Garden.

A motion was made that this matter be RECOMMENDED to the Committee on Public Works . The motion carried.

[2016-0099](#) Resolution authorizing the Mayor and/or the Director of the Department of Public Works, on behalf of the City of Pittsburgh (CITY), to enter into a Declaration of Gift Three Rivers Heritage Trail Stewardship Fund Agreement with the Pittsburgh Foundation and Friends of the Riverfront to establish and manage a stewardship fund for the maintenance and upkeep of the Three Rivers Heritage. Funds from private individuals and companies as well as public grants will be accepted for the Three Rivers Heritage Trail Fund.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

COUNCILWOMAN DARLENE M. HARRIS PRESENTS COMMITTEE ON HUMAN RESOURCES

[2016-0125](#) Report of the Committee on Human Resources for February 17, 2016 with an Affirmative Recommendation.

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

[2016-0089](#) Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with NEOGOV for the upgrade of workforce management software for HR management, applicant tracking, and Civil Service testing and providing for the payment of the costs thereof. Cost not to exceed \$41,056.75.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

[2016-0090](#)

Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contracts with consultants and/or service providers for professional services in connection with Civil Service and MPOETC required assessment and evaluation of Public Safety candidates, and providing for payment of the cost thereof. Cost not to exceed \$80,000.00.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

[2016-0091](#)

Resolution providing for a Contract for consulting services for Firefighter Recruit position written examination pre-test training material, the development, administration and scoring of National Firefighter Selection Inventory (NFSI) written examination, examination analysis and final report and providing for the payment of the costs thereof not to exceed \$26,400.00.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

[2016-0126](#) Report of the Committee on Urban Recreation for February 17, 2016 with an Affirmative Recommendation.

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

[2016-0092](#) Ordinance amending and supplementing the City of Pittsburgh Code, Title Four (“Public Places and Property”), Article XI (“Parks and Playgrounds”) by amending Chapter 473 with respect to enforcement of the City’s prohibition of smoking and use of tobacco products in City parks as set forth in Chapter 473 of the City of Pittsburgh Code.

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

Aye: 6 - Rev. Burgess, Ms. Gross, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 1 - Mrs. Harris

Absent: 2 - Mr. Gilman, and Ms. Rudiak

[2016-0093](#) Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Parking Authority for the use of property located between Beacon and Bartlett Streets for the 2016 Farmers’ Market.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

[2016-0094](#) Resolution providing for an Agreement or Agreements, Lease(s) and/or License Agreement(s) for the use of certain property for senior facilities for the provision of center services to seniors in an amount not to exceed Sixty Five Thousand, Four Hundred Dollars (\$65,400.00), chargeable to and payable from the Seniors Community Program Trust Fund in the Department of Parks and Recreation.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

[2016-0095](#) Resolution providing for an Agreement or Agreements with the Pittsburgh Board of Public Education or another vendor chosen through the City bid process for the purpose of providing meals in connection with the 2016 Food Service Program in the Department of Parks and Recreation. The total cost shall not exceed Seven Hundred, Fifty Thousand Dollars (\$750,000.00).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

[2016-0096](#) Resolution providing for the acceptance by the City of Pittsburgh from Erick Ragni of certain property in the 20th Ward of the City of Pittsburgh for public purpose to become part of Elliott Greenway.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

COUNCILMAN REVEREND RICKY V. BURGESS FOR COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2016-0127](#) Report of the Committee on Intergovernmental Affairs for February 17, 2016 with an Affirmative Recommendation.

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

[2016-0088](#) Resolution adopting Plan Revision to the City of Pittsburgh’s Official Sewage Facilities Plan for Workingmen’s Square at East Ohio Street from Madison Ave to Chestnut Street, 23rd Ward of the City of Pittsburgh, Allegheny County, Pennsylvania 15212.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O’Connor, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 2 - Mr. Gilman, and Ms. Rudiak

I. MOTIONS AND RESOLUTIONS - Councilwoman Harris called for a Cablecast Post Agenda relative to Bill No. 2016-0141, property assessment appeals.

K. EXCUSE ABSENT MEMBERS - MR. GILMAN & MS. RUDIAK

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER