

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, June 17, 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. [2014-0565](#) BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare June 20 to June 26, 2014, to be "Northside Sandwich Week" 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. [2014-0566](#) BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare June 17 2014, to be "CTAC CORE SERIES 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. [2014-0567](#) BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 17th, 2014, "Dr. Rory A. Cooper Day" in the City of Pittsburgh.

SPONSOR(S): DAN GILMAN AND ALL MEMBERS

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

Bill No. [2014-0568](#) BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 22, 2014, "Mister Fred McFeely Rogers Day" in the City of Pittsburgh.

SPONSOR(S): DAN GILMAN AND ALL MEMBERS

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

Bill No. [2014-0569](#) BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare June 14, 2014 "Le Mardi Gras Day" in the City of Pittsburgh.

SPONSOR(S): DAN GILMAN AND ALL MEMBERS

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

Bill No. [2014-0570](#) BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby proclaim June 11, 2014 as "Myrna Zelenitz Day" in the City of Pittsburgh.

SPONSOR(S): DAN GILMAN AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN RICKY V. BURGESS PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03
[2014-0561](#) Zoning Map, by changing from RM-M, Residential Multi-Unit, Moderate Density to UI, Urban Industrial District certain property roughly bounded by Hamilton Avenue, Susquehanna Street, North Dallas Ave and North Murtland Street; all in the Allegheny County Block and Lot System, 12th Ward.

SPONSOR(S): REVEREND RICKY V. BURGESS

Read and referred to Committee on Land Use and Economic Development

COUNCILMAN DAN GILMAN PRESENTS:

Bill No. Resolution amending Resolution No. 113, effective March 25, 2014, entitled
[2014-0558](#) "Authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of the 2014-2015 HOME Investments Partnership Program" by increasing the amount by \$35,101.00 and the total cost thereof by the same amount to \$1,835,101.00 (Council Districts: All).

Read and referred to Committee on Intergovernmental Affairs

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor
[2014-0564](#) license, License No. E-2668 from KMI Property Group, LLC., 2113 Shawnee Drive, Washington, PA 15301, to the Applicant Mandy's Pizza & More of Squirrel Hill, Inc. which is proposing to add an eating place liquor license to its existing restaurant located at 1900 Murray Avenue, Pittsburgh, PA 15217, restaurant known as Mandy's Pizza, pursuant to amended Pennsylvania Liquor Code, §4-461.

Read and referred to Committee on Intergovernmental Affairs

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

Bill No. Resolution providing for the issuance of a warrant in the total sum of Six Thousand
[2014-0552](#) Six Hundred Seventy-one Dollars and 00/100 (\$6,671.00), in favor of Barry W. Fox & Associates, Inc., 2013 Alberta Drive, Pittsburgh, PA 15129, for payment of professional services rendered in Jordan Miles vs. City of Pittsburgh, et al., United States District Court, No. 2:10 cv 01135 GLL.

Read and referred to Committee on Finance and Law

Bill No. Resolution authorizing the issuance of a warrant in favor of Liadis Engineering and
[2014-0553](#) Surveying, Inc. Pittsburgh, PA 15216, in an amount not to exceed Two Thousand Eighty-Five Dollars and No Cents, (\$2,085.00), said amount representing payment for professional services rendered in connection with Ronald J. Kleppick v. City of Pittsburgh, Court of Common Pleas of Allegheny County Pennsylvania at No. GD11-10771.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0554](#) 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 H. A: 5121 Rosetta, B: 5148 Hillcrest, C: 5258 Duncan, D: 1022-24 Lincoln, E: 503-505 Hazelwood, F: 640 Lillian, G: 19 Woessner, H: 115 Charles Street

Read and referred to Committee on Finance and Law

Bill No.
[2014-0555](#) 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: 5113 Poe, B: 7328 & 7326 Bennett, C: 7911 Tioga, D: 432 Kathleen, E: 819 Southern, F: 1205 Haslage, G: 510 Armandale, H: 144 Elmont

Read and referred to Committee on Finance and Law

Bill No.
[2014-0556](#) 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: 5519 Cox.

Read and referred to Committee on Finance and Law

Bill No.
[2014-0557](#) 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 E. A: 5127 Kincaid, B: 5130 Kincaid, C: 4924 Dearborn, D: 237 N. Aiken, E: 231 N. Aiken

Read and referred to Committee on Finance and Law

Bill No.
[2014-0560](#) Resolution authorizing the City Controller to perform an audit of the direct revenue impact of the entities occupying the facilities and land owned by the Sports and Exhibition Authority and Stadium Authority on the City of Pittsburgh budget.

SPONSOR(S): NATALIA RUDIAK

Read and referred to Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

Bill No.
[2014-0562](#) Ordinance supplementing the Pittsburgh Code of Ordinances, Title Nine - Zoning, Article VII - Review and Enforcement, Chapter 922: Development Review Procedures, Section 922.01.A - Applications and Fees.

SPONSOR(S): THERESA KAIL-SMITH

Read and referred to Committee on Land Use and Economic Development

Bill No.
[2014-0563](#) Ordinance supplementing the Pittsburgh Code of Ordinances, Title Nine - Zoning, Article VII - Review and Enforcement, Chapter 923: Reviewers and Decision Makers, Section 923.03 - Zoning Administrator, by adding additional duties.

SPONSOR(S): THERESA KAIL-SMITH

Read and referred to Committee on Land Use and Economic Development**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No. [2014-0559](#) Communication from City Controller Michael Lamb submitting the City of Pittsburgh Capital Projects Accounting Close and Report dated May, 2014, in accordance with Ordinance 29 of 2010.

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

UNFINISHED BUSINESS

Bill No. [2014-0531](#) Resolution appointing Maura Kennedy as Chief of the Bureau of Building Inspection 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, Mr. Gilman, Ms. Gross, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 1 - Mrs. Harris
Abstentions: 0

REPORTS OF COMMITTEE - FINAL ACTION**COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. [2014-0549](#) Report of the Committee on Finance and Law for June 11, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0452](#) Resolution authorizing the issuance of a warrant in favor of Burns White, LLP, Four Northshore Center, 106 Isabella Street, Pittsburgh, PA 15212, in an amount not to exceed Five Thousand, Four Hundred Fifty-Two Dollars and Thirty-Six Cents, (\$5,452.36), said amount representing payment for expert consulting services related to Beech Construction v. City of Pittsburgh, Allegheny County Court of Common Pleas Case Number GD13-007626.

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

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. [2014-0550](#) Report of the Committee on Public Works for June 11, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0543](#) Repealing Resolution No. 222, effective April 9, 2013, entitled “Authorizing the Mayor and/or the Director of the Department of Finance and/or the Director of the Department of Public Works, on behalf of the City of Pittsburgh, to enter into a grant agreement with the Commonwealth of Pennsylvania Department of Transportation for the purpose of receiving grant funds that will be used for implementation and procurement of materials to establish the “Bike Share Program” and to thereafter enter into an Agreement or Agreements with various for-profit corporations and non-profit agencies to accept any grant funds offered to the City for this program 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 \$3,000,000.00,” by repealing it in its entirety.

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

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

Bill No. [2014-0551](#) Report of the Committee on Land Use and Economic Development for June 11, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0397](#) Resolution approving a Conditional Use under the Pittsburgh Code, Title Nine, Zoning, Article V, Chapter 911, Section 911.04.A.64 to Hill House Passport Academy Charter School, lessee and Hill House Association, property owner, for authorization to occupy a portion of a three-story building as a Secondary School, General for grades 9 through 12 and a maximum enrollment of 180 students, located at 1825 Centre Avenue on property zoned RM-M, Residential Multi -Unit, Moderate Density District, 3rd Ward.

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.

[2014-0485](#)

Resolution amending Resolution No. 144, effective April 2, 2014, 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 City Council from: "Angel's Place" (-\$1,000.00) "New Hope for Neighborhood Renewal" (-\$1,000.00), "District 1 Community Based Organizations" (-\$5,000.00) and "Family House" (-\$2,000.00) and transfer these funds to "Northside Leadership Conference/NS Senior Program" (+\$2,000.00), "Northside Leadership Conference" (+\$5,000.00) and "Tree of Hope" (+\$2,000.00)

SPONSOR(S): DAN GILMAN AND DARLENE M. HARRIS

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.

[2014-0486](#)

Resolution amending Resolution No. 145, effective April 2, 2014, 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 2013 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: "Angel's Place" (-\$1,000.00) "New Hope for Neighborhood Renewal" (-\$1,000.00), "District 1 Community Based Organizations" (-\$5,000.00) and "Family House" (-\$2,000.00) and transfer these funds to "Northside Leadership Conference/NS Senior Program" (+\$2,000.00), "Northside Leadership Conference" (+\$5,000.00) and "Tree of Hope" (+\$2,000.00).

SPONSOR(S): DAN GILMAN AND DARLENE M. HARRIS

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.

[2014-0487](#)

Resolution amending Resolution No. 136, effective April 2, 2014, 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: "East Liberty Concerned Citizens" (-\$2,000.00), 'Friendship Development Association" (-\$4,000.00) and "Friendship Preservation Group" (-\$4,000.00) and transfer these funds to "Pittsburgh Action Against Rape" (+\$3,000.00), "Pittsburgh AIDS Task Force" (+\$3,000.00) "Community Human Services" (+\$2,000.00) and "East End Cooperative Ministry" (+\$2,000.00).

SPONSOR(S): DAN GILMAN

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.

[2014-0488](#)

Resolution amending Resolution No. 137, effective April 2, 2014, 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: "East Liberty Concerned Citizens" (-\$2,000.00), 'Friendship Development Association" (-\$4,000.00) and "Friendship Preservation Group" (-\$4,000.00) and transfer these funds to "Pittsburgh Action Against Rape" (+\$3,000.00), "Pittsburgh AIDS Task Force" (+\$3,000.00) "Community Human Services" (+\$2,000.00) and "East End Cooperative Ministry" (+\$2,000.00).

SPONSOR(S): DAN GILMAN

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. [2014-0489](#) Resolution amending Resolution No. 142, effective April 2, 2014, 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 "Family House" (-\$2,000.00), "The Challenge Program" (-\$3,000.00) and "Tri-Valley Athletic Association" (-\$2,000.00) and transfer these funds to "Women's Center and Shelter" (+\$3,000.00), "Greater Pittsburgh Community Food Bank" (+2,000.00), and "Allen Place Community Services" (\$2,000.00).

SPONSOR(S): DAN GILMAN AND DARLENE M. HARRIS

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. [2014-0490](#) Resolution amending Resolution No. 143, effective April 2, 2014, 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 "Family House" (-\$2,000.00), "The Challenge Program" (-\$3,000.00) and "Tri-Valley Athletic Association" (-\$2,000.00), and transfer these funds to "Women's Center and Shelter" (+\$3,000.00), "Greater Pittsburgh Community Food Bank" (+2,000.00), and "Allen Place Community Services" (\$2,000.00).

SPONSOR(S): DAN GILMAN AND DARLENE M. HARRIS

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

Bill No. [2014-0571](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby recognizes Construction Junction to be a civic and/or service organization within the context of the Pennsylvania Small Games of Chance Act, as amended.

SPONSOR(S): DAN GILMAN

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

EXCUSE ABSENT MEMBERS - NONE

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER