

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, October 23, 2012

10:00 AM

Council Chambers

City Council

**ONE-HUNDRED
THIRTY-SEVENTH COUNCIL**

Darlene M. Harris, President

**Council Members: Rev. Ricky V. Burgess, Patrick Dowd, 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: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Note: Councilman Kraus voted by phone.

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. [2012-0877](#) NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh hereby commends and thanks PUMP and Pittsburgh Magazine and congratulates the recipients of the 40 under 40 awards; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh hereby declares November, 2012 “40 Under 40 Day” in the City of Pittsburgh.

SPONSOR(S): PATRICK DOWD, NATALIA RUDIAK AND ALL MEMBERS

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

Bill No. [2012-0878](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the American Middle East Institute for its work in developing a greater relationship and understanding between Pittsburgh and the Middle East; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 30, 2012 “American Middle East Institute 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.

Bill No. [2012-0879](#) NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the 125th anniversary of Henne Jewelers and commend the Henne family and their dedicated employees; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 23, 2012 “Henne Jewelers 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.

Bill No. [2012-0880](#) THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh honors the incredible contributions of the Mike Bayens to the sport of boxing in the Pittsburgh region; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, October 23rd, 2012 to be Mike Bayens Day in the City of Pittsburgh.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

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

Bill No.

[2012-0881](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh commends the work of Allegheny Youth Development and the South Hills Judo Club in promoting Judo in our communities; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Saturday, October 27th, 2012 to be Zaffuto Fall Classic Day in the City of Pittsburgh.

SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS

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

Bill No.

[2012-0882](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby remember Mark C. Schneider for the lasting contributions he made to our City and region; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare October 27, 2012 "Mark C. Schneider 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.

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:

Bill No.

[2012-0864](#)

Resolution providing for a professional services agreement or agreements for accounting, auditing and consulting services to the City related to tax collection, internal controls, financial reporting, performance, grant, and fiscal auditing, and financial systems implementation. Cost not to exceed \$200,000.00.

Read and referred to Finance and Law Committee

Bill No.

[2012-0865](#)

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: A: 6818 Baker.

Read and referred to Finance and Law Committee

Bill No.

[2012-0866](#)

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 K

A: 2514 Bedford, B: 5019 Bayard, C: 6635 Lyric, D: 6340 Dean, E: 1427 Rush, F: 8517 Pershing, G: 2412 & 2414 Reed, H: 2259 Webster, I: 1911, 1913, & 1915 N. Charles, J: 219 & 217 Jefferson, K: 232 Alpine & 231 Carrington.

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

Bill No.

[2012-0867](#)

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.

ITEM A.

A: 5003 Dearborn.

Read and referred to Finance and Law Committee

Bill No.

[2012-0868](#)

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.

A: 1422 & 1420 Liverpool.

Read and referred to Finance and Law Committee

Bill No.

[2012-0869](#)

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 E.

A: 635 Perry, B: 1403 Oakdene, C: 1044 Marena, D: 1326 Decatur, E: 310 Felmeth.

Read and referred to Finance and Law Committee

Bill No.

[2012-0874](#)

Resolution amending Resolution No. 568, effective September 28, 2012, entitled "Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the administration of certain projects and programs, and providing for the payment of the cost thereof, not to exceed \$3,535,000" by increasing the Neighborhood Business and Economic Development line item by \$200,000 for a total of \$700,000. The total cost of all projects will not exceed \$3,735,000. (Council Districts: All).

SPONSOR(S): REVEREND RICKY V. BURGESS

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

Read and referred to Intergovernmental Affairs Committee

Bill No.

[2012-0875](#)

Resolution amending Resolution No. 569, effective September 28, 2012, entitled "Providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the performance of certain work in connection with the 2012-2013 Community Development Block Grant Program, and providing for the payment of the cost thereof, not to exceed \$3,400,000" by decreasing the Neighborhood Business and Economic Development line item by \$200,000.00 and transferring it to the Homewood/Brushton Redevelopment line item for a total of \$350,000.00. The total for all projects will not exceed \$3,550,000.00. (Council Districts: All).

SPONSOR(S): REVEREND RICKY V. BURGESS

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

Read and referred to Intergovernmental Affairs Committee

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2012-0872](#) Facilities Plan for North Shore Holiday Inn Express & Suites at 228 Federal Street,
Pittsburgh, PA 15212.

Read and referred to Intergovernmental Affairs Committee

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. Resolution authorizing the Mayor and the Director of the Department of Public Works
[2012-0870](#) and the Department of Parks and Recreation to enter into a Project and License
Agreement with Riverlife to provide capital improvements/renovations to Allegheny
Landing Park.

Read and referred to Public Works Committee

Bill No. Resoluiton authorizing the Mayor and the Director of the Department of Public Works
[2012-0871](#) and the Department of Parks and Recreation to enter into an Agreement of
Understanding with Riverlife regarding capital improvements/renovations to
Allegheny Landing Park.

Read and referred to Public Works Committee

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Seven Business Licensing, Article III
[2012-0876](#) Sales Businesses, Chapter 719 Vendors and Peddlers by removing specific subsections
and/or adding to specific subsections.

SPONSOR(S): WILLIAM PEDUTO

Read and referred to Public Safety Services Committee

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution submitting the names of Annette Ferrieri, Khalif Ali and Howard Joe
[2012-0873](#) Brown for consideration by the Mayor for an appointment to fill the vacancy of
Thomas Kolano on the Citizens Police Review Board, in accordance with the
Pittsburgh City Code, Title Six, Conduct, Article VI, Citizen Police Review Board.

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

UNFINISHED BUSINESS

Bill No. Resolution authorizing the Re-appointment of Robert P. Jablonowski, 3891
[2012-0820](#) Beechwood Boulevard, Pittsburgh, PA 15217, as a member of the Pittsburgh Water
and Sewer Authority for a term to expire on December 31, 2015.

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

Bill No. Resolution authorizing the appointment of Lauren Byrne, 330 46th Street, Pittsburgh, PA 15201, as a member of the City Planning Commission for a term to expire on January 2, 2018.
[2012-0822](#)

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

Bill No. Resolution authorizing the appointment of Candice Gonzalez, 2317 Salisbury Street, Pittsburgh, PA 15210, as a member of the Clean Pittsburgh Commission for a term to expire on October 31, 2013.
[2012-0825](#)

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

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for October 17, 2012 with an Affirmative Recommendation.
[2012-0861](#)

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

Bill No. Resolution 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, software, maintenance, and services in connection with police facility security camera upgrades and providing for the payment of the costs thereof not to exceed One Hundred and Fifty Thousand Dollars (\$150,000) .
[2012-0763](#)

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Dowd, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Bill No. Resolution authorizing the Mayor and the Director of Public Safety to enter into an agreement or agreements or contract or contracts with Goodwill of Southwestern Pennsylvania and Youth Opportunities Development for the purpose of designing and implementing the Pittsburgh Initiative to Reduce Crime, at a cost not to exceed \$200,000.
[2012-0768](#)

SPONSOR(S): REVEREND RICKY V. BURGESS

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

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

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. [2012-0862](#) Report of the Committee on Urban Recreation for October 17, 2012 with an Affirmative Recommendation.

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

Bill No. [2012-0803](#) Resolution providing for the acceptance by the City of Pittsburgh from Mrs. Teresa Lancia of certain property in the 20th Ward of the City of Pittsburgh, for public purpose and addition to the Duquesne Heights Greenway at no cost to the City of Pittsburgh.

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

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

Bill No. [2012-0804](#) Resolution providing for the designation and transfer of certain City of Pittsburgh owned property to become permanent part of Riverview Park in the 26th Ward.

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

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

Bill No. [2012-0805](#) Resolution authorizing the Department of Parks and Recreation to enter into a contract or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the maintenance of City swimming pools in the Department of Parks and Recreation. Cost not to exceed \$50,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0806](#) or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the maintenance and enhancement of City recreation and senior centers. Cost not to exceed \$100,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0807](#) or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the construction of Splash Zones, aquatic playground facilities. Cost not to exceed \$250,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0808](#) or contracts, agreement or agreements, lease or leases, professional service agreements or the use of existing contracts, leases or agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, rentals, and other services for the refinishing of gymnasium floors. Cost not to exceed \$50,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution providing for an Agreement or Agreements, or use of existing Agreements
[2012-0809](#) and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for the purchase of security camera's for the new Riverview Park Soccer Field. Cost not to exceed \$20,025.00.

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

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

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0810](#) or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the Beechview Senior Center. Cost not to exceed \$147,870.00.

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

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

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0811](#) or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the maintenance of City swimming pools. Cost not to exceed \$50,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0812](#) or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the maintenance and enhancement of City recreation and senior centers. Cost not to exceed \$50,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0813](#) or contracts, agreement or agreements, or the use of existing contracts or agreements and other approved expenditures for the construction of Splash Zones, aquatic playground facilities. Cost not to exceed \$100,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution authorizing the Department of Parks and Recreation to enter into a contract
[2012-0814](#) or contracts, agreement or agreements, lease or leases, professional service agreements or the use of existing contracts, leases or agreements, and other services, along with other approved expenditures and for the payment of supplies, equipment, materials, rentals, and other services for the refinishing of gymnasium floors. Cost not to exceed \$50,000.00.

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: 1 - Mr. Dowd
Abstentions: 0

Bill No. Resolution providing for an Agreement or Agreements, or use of existing Agreements
[2012-0815](#) and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for the purchase of security camera's for the new Warrington Spray Park. Cost not to exceed \$20,000.00.

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

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

COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for October 17, 2012 with an
[2012-0863](#) Affirmative Recommendation.

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
[2012-0678](#) license, License No. R-12817, from Damon's in Collier, Inc. - 1595 Washington Pike, Bridgeville, PA. to Chough Restaurant Group, Inc., 216 Urick Lane, Monroeville, PA 15146 into the premises to be known as Saimin Pittsburgh, - 4923 Penn Avenue, Pittsburgh, PA 15224, pursuant to amended Pennsylvania Liquor Code, §4-461.

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

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

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2012-0816](#) Facilities Plan for Bovie House, 5730 Ellsworth Avenue and 5763 Alder Way, Pittsburgh, PA, 15213.

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

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

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2012-0817](#) Facilities Plan for Homewood Senior Housing at 7202 Susquehanna Street, Pittsburgh 15208.

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

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

Bill No. Resolution authorizing the execution of a deed conveying all of the City's right, title
[2012-0818](#) and interest in and to the City-owned property located at Penn and N. Lang Avenue in the 14th Ward of the City of Pittsburgh designated in the Deed Registry Office of Allegheny County as Block 126-H Lot 62 to Urban Redevelopment Authority of Pittsburgh for no consideration. (Council District No. 9)

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

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

MOTIONS AND RESOLUTIONS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER