City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, October 11, 2011 10:00 AM

ONE-HUNDRED THIRTY-SIXTH COUNCIL

Darlene Harris, President

Council Members: Reverend Ricky V. Burgess, Patrick Dowd, Bruce A. Kraus, R. Daniel
Lavelle, William Peduto, Natalia Rudiak, Douglas Shields, Theresa Smith

Linda M. Johnson-Wasler, City Clerk Mary Beth Doheny, Deputy City Clerk

ROLL CALL

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No. Resolution granting unto East Liberty Development, Inc., 6101 Penn Avenue, Suite

201, Pittsburgh, PA 15206, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a retrofitted green roof bus

shelter located on the sidewalk area at 5935 Penn Avenue in the 11th Ward, 9th

Council District of the City of Pittsburgh.

Bill No. Resolution vacating a portion of Glenhurst Road between Beechland Street and its

terminus in the 31st, Ward, 5th Council District of the City of Pittsburgh.

COUNCILMAN WILLIAM PEDUTO PRESENTS:

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or

<u>2011-2163</u> agreements to engage W. Christopher Conrad, Esquire, 300 Washington Road, Suite

302, Pittsburgh, PA 15216 for expert consulting services with anticipated or pending litigation, at a cost not to exceed \$10,000.00 (Ten Thousand Dollars and No Cents).

Bill No. Resolution repealing items in Resolutions approved on various dates, authorizing the

2011-2164 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. Items A thru F: A: 3157 Griffith; B: 938 Oranmore; C: 605

Warrington;

D: 618 Freeland; E: 231, 233, 235 & 237 Corliss; F: 341 & 347 Corliss.

Bill No. 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/City Source Associates Sideyard

Program.

ITEMS A through H.

A: 5459 Kincaid; B: 7210 Kedron; C: 6 Alexis; D: 731 Montclair; E: 1912 Shamokin;

F: Marcus; G: 524 Fairywood; H: 408 Jucunda.

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property,

2011-2166 under Act No. 171 of 1984, entitled, "Second Class City Treasurer Sale and Collection

Act", effective December 11, 1984.

ITEMS A and B.

A: 2131 Vodeli; B: 1401 Oakdene.

Bill No. Resolution providing for conveyance by the City of Pittsburgh of certain property.

2011-2167 ITEM A.

A: Musgrave.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,

2011-2168 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: 3310 Camp; B: 905 Bryn Mawr; C: 900 Anaheim; D: 5547 Columbo;

E: 5503 Margaretta; F: 610 N. St. Clair; G: 3646 California; H: 3236 Woods Run;

I: 3234 McClure; J: 186 Lecky; K: 188 Lecky.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,

2011-2169 acquired at tax sales in accordance with Act No. 17l of 1984, "Second Class City

Treasurer Sale and Collection Act", effective December 11, 1984.

ITEMS A and B.

A: 2225, 2229, 2233, 2237, 2239, 2241, 2243 & 2247 Webster and 9, 19, 17, 21 & 23

Bloomer; B: 2257, 2295, 2297 & 2301 Webster.

Bill No. Resolution providing for the filing of petitions for the sale of certain properties,

2011-2170 acquired at tax sales in accordance with Act No. 17l of 1984, "Second Class City

Treasurer Sale and Collection Act", effective December 11, 1984.

ITEMS A through M. A: 7212 Kelly; B: 342 Shaler; C: 150 New York;

D: 106 Wabash; E: 2739 Merwyn; F: 1300 Goettman; G: 2111 & 2113 Perrysville;

H: 2605-09 Perrysville; I: 1233 Termon; J: 9 Musgrave; K: 108 Wabash;

L: 3800 Howley; M: 1316 & 1318 W. North.

Bill No. Ordinance amending and supplementing the Pittsburgh Code, Title Two-Fiscal, Article

2011-2174 Three-Depositories, Chapter 221-Contracts, by requiring financial institutions seeking

to become City depositories to make a commitment to community reinvestment and responsible banking and instructing the City Controller to evaluate and rank banks with which the City does business as to their success or failure in meeting this commitment.

SPONSOR(S): WILLIAM PEDUTO

COUNCILMAN DOUGLAS SHIELDS PRESENTS:

Bill No. Resolution authorizing the Mayor or the Director of City Planning, to apply for and

enter into an Agreement with the Department of Transportation in the Transportation

Investment Generating Economic Recovery (TIGER) III competitive grant program.

Bill No. Further amending and supplementing Resolution No. 229 effective April 19, 2000,

2011-2175 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 Program; and providing for the payment of the costs thereof," by adding \$3,000 to "Architectural and Engineering Services" and by adjusting various

other projects in Council District 5. Total cost of all projects is not to exceed

\$1,000,000.

SPONSOR(S): DOUGLAS SHIELDS

Bill No.

Amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital Budget and the 2000 2011-2176

Community Development Block Grant Program; and approving the 2000 through 2005 Capital Improvement Program, by adjusting various line items in conformance with City Council's 2000 Capital Budget amendments," by adding \$3,000 to "Architectural and Engineering Services" and by adjusting various other projects in Council District 5

Neighborhood Needs.

SPONSOR(S): DOUGLAS SHIELDS

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution submitting the appointments by City Council Members to the City Council

Re-apportionment Committee. 2011-2177

> District 1 Barbara burns District 2 Gabe Mazefsky District 3 Ken Wolfe

District 4 Ashleigh Deemer District 5 Kevin Acklin District 6 Daniel Wood District 7 John Pushinsky

District 8 Matt Merriman-Preston

District 8 Marita Bradley

Bill No. Resolution submitting the appointments by City Council Members to the School Board

Redistricting Committee. Nikki Monroe-Hines; Carey Harris and Wayne Gerhold. 2011-2178

Bill No. Petition from the residents of the City of Pittsburgh requesting a Public Hearing before

City Council relative to illegal gun trafficking. 2011-2179

Bill No. Petition from the resident of the city of Pittsburgh requesting a Public Hearing relative

to Bill 2011-2112, City's LED street light conversion contruciton project. 2011-2180

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN PEDUTO PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. Report of the Committee on Finance and Law for October 5, 2011 with an Affirmative

Recommendation 2011-2158

Bill No. Resolution authorizing the Mayor and the City Solicitor to enter into an agreement or

agreements to engage Marshall, Dennehey, Warner, Coleman & Goggin PC, Suite 2011-2108

> 2900, 600 Grant St., Pittsburgh, PA 15219 for expert consulting services associated with anticipated or pending litigation, at a cost not to exceed \$5,000.00 (Five Thousand

Dollars and No Cents).

Legislative History

City Council	Regular Meeting Agenda	October 11, 2011

9/27/11	City Council	Read and referred	
10/5/11	Standing Committee	Affirmatively	Passed
		Recommended	

Bill No.

2011-2109

Resolution authorizing the Mayor and the Director of the Department of Finance and/or the Director of the Department Public Safety to enter into a Lease Agreement or Agreements with Standard Holding Company for warehouse space at 1125-1127 Western Avenue.

Recommended

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Passed

Bill No.

2011-2123

Resolution Further amending Resolution No. 230, effective April 19, 2000, entitled "Providing for an Agreement or Agreements, or use of existing Agreements and/or a 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 Program in Council District 4; and providing for the payment of the costs thereof," by adding "Beechview Athletic Association" to the to "Alton Field Bathroom/Concession Stand" title and by adding \$480.14 from the Fencing from Vanucci Field line item, in Council District 4 Neighborhood Needs. Total of all projects is not to exceed \$1,000,000.00.

NATALIA RUDIAK **SPONSOR(S):**

Legislative History

9/27/11	City Council	Read and referred
10/5/11	Standing Committee	AMENDED
10/5/11	Standing Committee	Affirmatively

Passed Passed

Recommended as Amended

Bill No.

2011-2125

Resolution Further amending Resolution No. 121 of 2003, effective March 14, 2003 entitled, "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, and/or services for various projects in connection with City Council's 2003 Community Needs Program; and providing for the payment of the costs thereof," by adding "Architectural and Engineering Services" \$29,850 and by reducing "Beechview: Senior and Community Center" by the same amount in Council District 4 Neighborhood Needs.

NATALIA RUDIAK **SPONSOR(S):**

Legislative History

9/27/11	City Council	Read and referred	
10/5/11	Standing Committee	AMENDED	Passed
10/5/11	Standing Committee	Affirmatively	Passed

Recommended as

Amended

COUNCILWOMAN SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for October 5, 2011, with an

2011-2159 Affirmative Recommendation.

Bill No.

Ordinance supplementing the Pittsburgh Code of Ordinances, Title One,

2010-0234

Administrative, Article Three, Organization, Chapter 116, Department of Public Safety, by adding language.

SPONSOR(S): REVEREND RICKY V. BURGESS, R. DANIEL LAVELLE AND DOUGLAS SHIELDS

Legislative History			
3/16/10	City Council	Read and referred	
3/24/10	Standing Committee	Held for Post Agenda	Passed
4/14/10	Standing Committee	AMENDED	Passed
4/14/10	Standing Committee	Held in Committee	Passed
5/5/10	Standing Committee	Held in Committee	Passed
7/7/10	Standing Committee	AMENDED	Passed
7/7/10	Standing Committee	Held in Committee	Passed
7/14/10	Standing Committee	Held in Committee	Passed
7/28/10	Standing Committee	Held for Post Agenda	Passed
12/21/10	Standing Committee	Held for Post Agenda	
12/21/10	Standing Committee	Held for Public Hearing	
2/10/11	Post Agenda	Post Agenda Held	
2/15/11	Hearings Committee	Public Hearing Held	Passed
3/2/11	Standing Committee	Held in Committee	Passed
4/27/11	Standing Committee	Held in Committee	Passed
6/8/11	Standing Committee	Held in Committee	Passed
6/15/11	Standing Committee	AMENDED BY SUBSTITUTE	Passed
6/15/11	Standing Committee	Held in Committee	Passed
6/22/11	Standing Committee	Held in Committee	Passed
7/20/11	Standing Committee	Held in Committee	Passed
9/7/11	Standing Committee	AMENDED	FAILED
9/7/11	Standing Committee	Held in Committee	Passed
10/5/11	Standing Committee	AMENDED BY	Passed
		SUBSTITUTE	
10/5/11	Standing Committee	Affirmatively	Passed
		Recommended as	
		Amended	

Bill No.

2011-2110

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, and/or services in connection with the police facilities upgrades and technology and providing for the payment of the costs thereof. Cost not to exceed \$125,000.

Legislative History

9/27/11	City Council	Read and referred	
10/5/11	Standing Committee	Affirmatively	Passed
		Recommended	

Bill No.

2011-2111

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, and/or services in connection with police facility upgrades and providing for the payment of the costs thereof. Cost not to exceed

\$50,000.

Legislative History

9/27/11 City Council Read and referred

10/5/11 Standing Committee Affirmatively Passed

Recommended

Bill No. Resolution providing for a Contract or Contracts, or the use of existing Contracts for

2011-2136 the purchase SCBA (Self Contained Breathing Apparatus) equipment and accessories

for the Fire Bureau at a cost not to exceed One Million, Seventy Seven thousand,

Ninety three dollars and Fourteen cents (\$1,077,093.14) and providing for the payment

thereof.

Legislative History

10/4/11 City Council Read and referred

10/5/11 Standing Committee Affirmatively Passed

Recommended

COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for October 5, 2011 with an Affirmative

2011-2160 Recommendation.

Bill No. Resolution authorizing the Mayor and Director of the Department of Public Works, on

behalf of the City of Pittsburgh, to enter into a Project Labor Agreement with the

Pittsburgh Regional Building and Construction Trades Council, AFL-CIO (attached hereto as Exhibit #1) that will apply to all phases of installation of the City's LED street

light conversion construction project.

Legislative History

9/27/11 City Council Read and referred

10/5/11 Standing Committee Affirmatively Passed
Recommended

COUNCILMAN SHIELDS PRESENTS COMMITTEE ON LAND USE & ECONOMIC

Bill No. Report of the Committee on Land Use and Economic Development, with an

2011-2161 Affirmative Recommendation.

DEVELOPMENT

Bill No. Resolution further amending Resolution No. 458, effective July 12, 2011, as amended,

2011-2113 entitled: "Adopting and approving the 2011 Capital Budget and the 2011 Community

Development Block Grant Program; and approving the 2011 through 2016 Capital Improvement Program," by transferring \$575,000 from the Department of Public Safety, Bureau of Building Inspection for demolition of condemned buildings to

Department of Public Safety, Bureau of Fire for SCBA equipment.

Legislative History

9/27/11 City Council Read and referred

10/5/11 Standing Committee Affirmatively Passed

Recommended

Bill No. Resolution amending Resolution No. 554, effective August 10, 2011, as entitled,

2011-2114 "Providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of HUD for a grant in connection with the 2000

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 Public Works & the Urban Redevelopment Authority to Public Safety: "Rodent Control & Baiting" (-\$27.75) and "URA - District 1 Decorative Lighting" (-\$13,667.60); and transfer these funds to the "SCBA Equipment" (+13,695.35).

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Recommended

Bill No.

2011-2115

Resolution amending Resolution No. 303, effective May 24, 2010, 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 2001 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 from Engineering & Construction to Public Safety from "Swimming Pool Design" (-\$2,280.05) and transfer these funds to "SCBA Equipment" (+\$2,280.05).

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Recommended

Bill No.

Resolution amending Resolution No. 525 effective August 8, 2011 entitled:

2011-2116

"Resolution providing for the filing of a Community Development statement with the U.S. Department of Housing and Urban Development for a grant in connection with the 2002 CDBG Program; providing for execution of grant contracts, filing of data, execution of payment vouchers and certification of signature; the deposit of funds in a bank account and providing for payment of expenses within categories", so as to reprogram funds from Finance & Mayor's Office to Public Safety from; "Side Yard Program" (-\$5,755.00); "Southside Chamber of Commerce" (-\$15,000.00) and from "Shade Tree Commission" (-\$91.64); and transfer these funds to "SCBA Equipment" (+\$20,846.64).

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Passed

Passed

Passed

Bill No.

2011-2117

Resolution amending Resolution No. 527, effective August 8, 2011, 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 2003 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

Recommended

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 from City Planning & Public Works to Public Safety from: "American Disability Act Coordinator" (-\$11,085.83) and "Wall, Step & Fence Program" (-\$3,535.12) and transfer these funds to "SCBA Equipment" (+\$14,620.95).

Legislative History

9/27/11 City Council Read and referred
10/5/11 Standing Committee Affirmatively
Recommended

Passed

Bill No.

2011-2118

Resolution amending Resolution No. 576, effective September 13, 2011, entitled: Resolution 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 2004 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 transfer McArdle Viaduct # 1 Construction which was erroneously placed under Engineering & Construction to Public Works and to reprogram funds General Services & Public Works to Public Safety from: "Building Maintenance Program" (-\$13,441.63); "Operation Materials" (-\$73.88); and "Penn Avenue Reconstruction" (-\$26,837.59); and transfer these funds to the "SCBA Equipment" (\$+40,353.10).

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Passed

Bill No.

2011-2119

Resolution amending Resolution No. 430, effective July 1, 2011, entitled: Resolution 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 2005 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 from Human Relations Commissions & Public Works to Public Safety from; "Commission Operations - Fair Housing" (-\$88,285.19) and "West End Senior Center" (-\$22,133.42) and transfer these funds to "SCBA Equipment" (+\$110,418.61).

Recommended

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Passed

Bill No.

2011-2120

Resolution further amending Resolution No. 291, effective May 24, 2010, 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 1994 Community Development Block Grant Program" so as to

Recommended

transfer funds from the Urban Redevelopment Authority to Public Safety from; "URA - Decorative Lighting" (-\$.40) and transfer these funds to the "SCBA Equipment" (+\$.40).

Recommended

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Passed

Bill No.

2011-2121

Resolution amending Resolution No. 762, effective December 21, 2005, entitled: "Resolution 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 2006 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 from Human Relation Commission, Mayor's Office and Public Works to Public Safety from: "Commission Operations - Fair Housing" (-\$100,000.00); "Arlington New Housing" (-\$99,858.00); and "Traffic Signal Hardware Upgrade" (-\$20.06), and transfer these funds to "SCBA Equipment" (+\$199,878.06).

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

Passed

Recommended

Bill No.

2011-2122

Resolution amending Resolution No. 759, effective January 1, 2007, entitled: by 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 2007 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 From Finance and Human Relations Commission to Public Safety from: "Side Yard Program" (-\$50,000.00); "Commission Operations - Fair Housing" (-\$50,000.00); and transfer these funds to "SCBA Equipment" (+\$100,000.00).

Legislative History

9/27/11 City Council Read and referred 10/5/11 Standing Committee Affirmatively

tively Passed

Recommended

Bill No.

2011-2124

Resolution amending and supplementing Resolution No. 861, effective January 1, 2000, as amended, entitled: "Adopting and approving the 2000 Capital Budget and the 2000 Community Development Block Grant Program; and approving the 2000 through 2005 Capital Improvement Program, by adding "Beechview Athletic Association" to the to "Alton Field Bathroom/Concession Stand" title and by adding \$480.14 from the Fencing from Vanucci Field line item, in Council District 4 Neighborhood Needs.

SPONSOR(S): NATALIA RUDIAK

Legislative History

City Council	Regular Meeting Agenda			October 11, 2011	
	9/27/11	City Council	Read and referred		
	10/5/11	Standing Committee	AMENDED	Passed	
	10/5/11	Standing Committee	Affirmatively	Passed	
			Recommended as		
			Amended		
Bill No.	Resolution amen	Resolution amending and supplementing Resolution No. 891, effective January 1,			
2011-2126	2003, as amende	2003, as amended, entitled: "Adopting and approving the 2003 Capital Budget and the			
	2003 Community	2003 Community Development Block Grant Program; and approving the 2003 through			
	2008 Capital Imp	2008 Capital Improvement Program by adjusting various line items in conformance			
	with City Council's 2003 Capital Budget amendments" by adding "Architectural and				
	Engineering Services" \$29,850 and by reducing "Beechview: Senior and Community				
	Center" by the same amount in Council District 4 Neighborhood Needs.				
	SPONSOR(S):	NATALIA RUDI	AK		
	Legislative History				
	9/27/11	City Council	Read and referred		
	10/5/11	Standing Committee	AMENDED	Passed	
	10/5/11	Standing Committee	Affirmatively	Passed	
			Recommended as		

Amended

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER