

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, March 19, 2013

10:00 AM

**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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:**

Bill No. Resolution authorizing the issuance of a warrant in the total sum of \$100,000 to Jeff
[2013-1301](#) Collins and Timothy P. O'Brien, Esq., 1705 Allegheny Building, 429 Forbes Ave.,
Pittsburgh, PA 15219, releasing and discharging the City of Pittsburgh and all
employees from any liability in the civil action filed at 2:10-cv-00702 in the United
States District Court for the Western District of Pennsylvania, and arising from an
alleged violation of Constitutional Rights in connection to an alleged incident on
September 21, 2006, in the City of Pittsburgh.

Bill No. Resolution authorizing issuance of a warrant in the sum of \$3,583.26, in favor of
[2013-1302](#) George F. Babcoke, c/o 600 Grant Street, Suite 6100, Pittsburgh, PA 15219, in
settlement of a claim for sidewalk damage from City tree roots at 5302 Westminster
Place, Pittsburgh, PA 15232.

Bill No. Resolution authorizing issuance of a warrant in the sum of \$4,230.58, in favor of
[2013-1303](#) Harold Goldwasser, 2800 Beechwood Boulevard, Pittsburgh, PA 15217, in settlement
of a claim for sidewalk damage from City tree roots.

COUNCILMAN PATRICK DOWD PRESENTS:

Bill No. Resolution adopting the Lower Strip District Tax Increment Financing Plan presented
[2012-0440](#) by the Urban Redevelopment Authority of Pittsburgh and making certain findings.
(Council District 6)

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn

10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn
12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn
2/5/13	City Council	Withdrawn
2/12/13	City Council	Withdrawn
2/19/13	City Council	Withdrawn
2/26/13	City Council	Withdrawn
3/5/13	City Council	Withdrawn
3/12/13	City Council	Withdrawn

Bill No.

[2012-0441](#)

Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh, the County of Allegheny and the School District of Pittsburgh providing for the financing, monitoring, implementation and termination of the Lower Strip District Tax Increment Financing District. (Council District 6).

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
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10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
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11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
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12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn
2/5/13	City Council	Withdrawn
2/12/13	City Council	Withdrawn
2/19/13	City Council	Withdrawn
2/26/13	City Council	Withdrawn
3/5/13	City Council	Withdrawn
3/12/13	City Council	Withdrawn
3/19/13	City Council	Withdrawn

Bill No.

[2012-0442](#)

Resolution authorizing the execution of a cooperation agreement or agreements with the Urban Redevelopment Authority of Pittsburgh in which URA will make a grant not to exceed \$250,000 to the City to pay for engineering and design costs of the Smallman Street reconstruction project. (Council District 6)

Legislative History

5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn

12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn
2/5/13	City Council	Withdrawn
2/12/13	City Council	Withdrawn
2/19/13	City Council	Withdrawn
2/26/13	City Council	Withdrawn
2/26/13	City Council	Withdrawn
3/5/13	City Council	Withdrawn
3/12/13	City Council	Withdrawn

Bill No.

[2013-1280](#)

Resolution authorizing a cooperation agreement or agreements, providing for the transfer of funds not to exceed Seven Million Two Hundred Thousand Dollars (\$7,200,000) dollars to the City of Pittsburgh Equipment Leasing Authority for the purchase of vehicles, equipment and vehicle accessories for use by the City of Pittsburgh Departments and Authorities.

Legislative History

3/12/13	City Council	Withdrawn
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COUNCILMAN BRUCE A. KRAUS PRESENTS:

Bill No.

[2012-0626](#)

Resolution accepting the grant of a street, sidewalk, and utility right of way and permanent easement to the City of Pittsburgh by The Buncher Company over, upon, across, in and through property that runs along 13th Street, a public right of way in the Strip District.

Legislative History

7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn
12/11/12	City Council	Withdrawn

12/17/12	City Council	Withdrawn
12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn
2/5/13	City Council	Withdrawn
2/12/13	City Council	Withdrawn
2/19/13	City Council	Withdrawn
2/26/13	City Council	Withdrawn
3/5/13	City Council	Withdrawn
3/12/13	City Council	Withdrawn

Bill No. Resolution granting the City, in furtherance of the City's Project Partnership Agreement between the Department of the Army and ALCOSAN for Design and Construction of the Sheraden Park Sewer and Chartiers Creek Section 206 Project (the "Design PPA"), leave to enter into a Cooperation Agreement with ALCOSAN to serve as non-federal sponsors for this project. In this Cooperation Agreement, the City and ALCOSAN will establish their respective rights and obligations as Non-Federal Sponsors under the Design PPA.

2013-1304

Bill No. Resolution further amending Resolution No.772, effective, January 1, 2013, as amended, entitled "Adopting and approving the 2013 Capital Budget and the 2013 Community Development Block Grant Program; and approving the 2013 through 2017 Capital Improvement Program," by creating the "Pittsburgh Bike Share" line item "in the amount of \$3,000,000.00 (\$1,600,000 BOND/\$400,000 Foundation/\$1,000,000 Corporate).

2013-1305

Bill No. Resolution 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.

2013-1306

COUNCILMAN DANIEL LAVELLE PRESENTS:

Bill No. Resolution adopting official sewage facilities plan for the Lower Hill Redevelopment, (Sports and Exhibition Authority).

2013-1307

SPONSOR(S): R. DANIEL LAVELLE

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution naming the former horse trail located at Riverview Park as the Moses Carper Trail and erecting a standard trail sign along Riverview Drive.
[2013-1312](#)

SPONSOR(S): DARLENE HARRIS

Bill No. Resolution informing City Council of the appointment of Paul McKrell, 4356 Stanton Avenue, Pittsburgh, PA 15201, as a member of the Sports and Exhibition Authority (SEA) for a term to expire on December 31, 2015.
[2013-1308](#)

Bill No. Resolution informing City Council of the appointment of Anthony Ross, 1235 Benington Avenue, Pittsburgh, PA 15217, as a member of the Sports and Exhibition Authority (SEA) for a term to expire on December 31, 2015.
[2013-1309](#)

Bill No. Resolution informng City Council of the appointment of James Kunz, 3333 Fleming Avenue, Pittsburgh, PA 15212, as a member of the Urban Redevelopment Authority (URA) for a term to expire on December 2, 2015.
[2013-1310](#)

Bill No. Resolution informing City Council of the Appointment of Yarone Zober, 726 N. Beatty Street, Pittsburgh PA 15206, as a member of the Urban Redevelopment Authority (URA) for a term to expire on December 2, 2016.
[2013-1311](#)

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****COUNCILMAN REV. RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. Report of the Committee on Finance and Law for March 13, 2013 with an Affirmative Recommendation.
[2013-1297](#)

Bill No. Resolution authorizing the issuance of a Warrant in the sum of \$9,000.00 in favor of Tracy Gray and Joseph H. Chivers, Esquire, her attorney, at 100 First Avenue, Suite 1010 Pittsburgh, PA 15222; in full and final settlement of a Complaint filed at EEOC No. 846-2011-19533, and arising from an alleged violation of Title VII of the Civil Rights Act of 1964, as amended.

Legislative History

3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the issuance of a Warrant in the sum of \$6,000.00 in favor of Celena Celender and Joseph H. Chivers, Esquire, her attorney, 100 First Avenue, Suite 1010 Pittsburgh, PA 15222; in full and final settlement of a Complaint filed at EEOC No. 533-2011-00393, and arising from an alleged violation of Title VII of the Civil Rights Act of 1964, as amended.

Legislative History

3/5/13	City Council	Read and referred
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3/13/13	Standing Committee	Affirmatively Recommended	Passed
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Bill No. Resolution authorizing and directing the Controller of the City of Pittsburgh to perform a City-Wide Cash Management Study of all departments.

[2013-1257](#)

SPONSOR(S): DARLENE HARRIS

Legislative History

3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the City Clerk to enter into an agreement or agreements or contract or contracts with a consultant or consultants for the purpose of developing a Citywide Cash Management Policy. The cost to the City shall not exceed \$20,000.00

[2013-1258](#)

SPONSOR(S): DARLENE HARRIS

Legislative History

3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. Report of the Committee on Urban Recreation for March 13, 2013 with an Affirmative Recommendation.

[2013-1298](#)

Bill No. Ordinance supplementing the Pittsburgh Code of Ordinances, Title IV: Public Places and Property, Article XI: Parks and Playgrounds, Chapter 473: Use Regulations, § 473.05 - Behavior; by adding new language designating parks and playgrounds as "Tobacco-Free".

[2013-1209](#)

**SPONSOR(S): REVEREND RICKY V. BURGESS, COREY O'CONNOR AND
BRUCE A. KRAUS**

Legislative History

2/19/13	City Council	Read and referred	
2/27/13	Standing Committee	Held in Committee	Passed
3/13/13	Standing Committee	Affirmatively Recommended	Passed

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON PERFORMANCE AND ASSET MANAGEMENT

Bill No. Report of the Committee on Performance and Asset Management for March 13, 2013 with an Affirmative Recommendation.

[2013-1299](#)

Bill No. Resolution authorizing the extension of the PCTV agreement dated January 20th 2011 so as to extend the agreement until June 30th, 2013

[2013-1283](#)

SPONSOR(S): DARLENE HARRIS AND NATALIA RUDIAK

Legislative History

3/12/13	City Council	Waived under Rule 8	Passed
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3/12/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2013-1300](#) Report of the Committee on Intergovernmental Affairs for March 13, 2013 with an Affirmative Recommendation.

Bill No. [2013-1237](#) Resolution amending Resolution No. 846, effective December 16, 2011, entitled "Authorizing a cooperation agreement with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent in connection with a \$3,000,000 Penn Works grant for the LTV Hazelwood site owned by Almono, LP" by adding account numbers. (Council Districts 3 & 5)

Legislative History

2/26/13	City Council	Withdrawn	
3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2013-1238](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to dissolve the Schenley Center tax increment financing district within the North Oakland Redevelopment Area (Council District 6).

Legislative History

2/26/13	City Council	Withdrawn	
3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2013-1239](#) Resolution further amending Resolution No. 415, effective July 16, 2009, as further amended by Res. 326 of 2010, entitled "Authorizing the execution of a cooperation agreement or agreements with the Urban Redevelopment Authority of Pittsburgh in which URA will transfer up to \$5,300,000 to the City for the East Liberty Infrastructure Project" by increasing the amount to \$5,500,000 and changing account numbers. (Council Districts 8 and 9)

Legislative History

2/26/13	City Council	Withdrawn	
3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2013-1252](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to pursue a tax increment financing proposal for certified redevelopment areas within the Hazelwood Neighborhood for the Hazelwood-Almono project. (Council District 5).

Legislative History

3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER