

City of Pittsburgh



City Council

Regular Meeting Agenda

Tuesday, March 26, 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 Mayor and the City Solicitor to enter into an Agreement with Leech, Tishman, Fuscaldo & Lampi, Steven M. Toprani, Esquire, for expert legal consulting services associated with a review of policies and procedures applicable to Bureau of Police Personnel employment outside of the Bureau of Police, at a cost not to exceed \$10,000.00 (Ten Thousand Dollars and No Cents).

[2013-1327](#)

COUNCILMAN PATRICK DOWD PRESENTS:

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

[2012-0440](#)

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5/29/12	City Council	Withdrawn
6/12/12	City Council	Withdrawn
6/19/12	City Council	Withdrawn
6/26/12	City Council	Withdrawn
7/10/12	City Council	Withdrawn
7/17/12	City Council	Withdrawn
7/24/12	City Council	Withdrawn
7/31/12	City Council	Withdrawn
8/31/12	City Council	Withdrawn
9/4/12	City Council	Withdrawn
9/11/12	City Council	Withdrawn
9/18/12	City Council	Withdrawn
9/24/12	City Council	Withdrawn
10/2/12	City Council	Withdrawn
10/9/12	City Council	Withdrawn
10/16/12	City Council	Withdrawn
10/23/12	City Council	Withdrawn
10/31/12	City Council	Withdrawn
11/5/12	City Council	Withdrawn
11/13/12	City Council	Withdrawn
11/19/12	City Council	Withdrawn
11/27/12	City Council	Withdrawn
12/4/12	City Council	Withdrawn
12/11/12	City Council	Withdrawn
12/17/12	City Council	Withdrawn

12/27/12	City Council	Withdrawn
1/3/13	City Council	Withdrawn
1/8/13	City Council	Withdrawn
1/15/13	City Council	Withdrawn
1/22/13	City Council	Withdrawn
1/29/13	City Council	Withdrawn
2/5/13	City Council	Withdrawn
2/12/13	City Council	Withdrawn
2/19/13	City Council	Withdrawn
2/26/13	City Council	Withdrawn
3/5/13	City Council	Withdrawn
3/12/13	City Council	Withdrawn
3/19/13	City Council	Withdrawn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3/5/13	City Council	Withdrawn
3/12/13	City Council	Withdrawn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3/19/13	City Council	Withdrawn

Bill No.

[2013-1329](#)

Resolution amending Resolution 740, effective December 4, 2012, entitled, Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-6449, from Pintail Group, LLC, Monroeville Mall, Unit 300, Monroeville PA 15146, License No. R-12461 from 316 6th Street, LLC, of 316 6th Street, McKeesport, PA 15132 to Applicant TBM PA01, LLC, 204 Auila Road, West Palm Beach FL 33405; into the premises to be known as The Beer Market, 110 Federal St., pursuant to amended Pennsylvania Liquor Code, §4-461.

SPONSOR(S): PATRICK DOWD

Bill No.

[2013-1330](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article V, Use Regulations, Chapter 912: Accessory Uses and Structures so as to amend Section 912.04.G Telecommunication Antennas.

SPONSOR(S): PATRICK DOWD

Bill No.

[2013-1331](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article V, Use Regulations, Chapter 911: Primary Uses and Chapter 926: Definitions so as to modernize language regarding Communication Towers and Antennas.

SPONSOR(S): PATRICK DOWD

Bill No.

[2013-1332](#)

Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article V, Use Regulations, Chapter 911.02 Use Table for Communication Tower and Antenna.

SPONSOR(S): PATRICK DOWD**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
3/22/13	City Council	Withdrawn

Bill No.

[2013-1324](#)

Resolution providing for a Contract or Contracts, or use of existing Contracts, providing for an Agreement or Agreements, or use of existing Agreements, and providing for the repairs, maintenance, improvements, emergencies and/or the purchase of materials and supplies in connection with City Signal Upgrades; including Construction Services; providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; and providing for the payment of the costs thereof not to exceed \$900,000.00.

Bill No.

[2013-1325](#)

Resolution providing for a Contract or Contracts or the use of existing Contracts; providing for an Agreement or Agreements or the use of existing Agreements; providing for the design, repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the design and construction of handicap ramps and sidewalks at various city-owned locations throughout the City of Pittsburgh; and further providing for the payment of the costs thereof, not to exceed \$100,000.00.

Bill No.

[2013-1326](#)

Resolution providing for a Contract or Contracts, or use of existing Contracts, providing for an Agreement or Agreements, or use of existing Agreements, and providing for the repairs, maintenance, improvements, emergencies and/or the purchase

of materials and supplies in connection with Penn Avenue Construction, Phase 1; including Construction Services; providing for a Reimbursement Agreement or Agreements with the Commonwealth of Pennsylvania, Department of Transportation; and providing for the payment of the costs thereof, not to exceed \$3,500,000.00.

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:

Bill No. Resolution providing for the issuance of a warrant in favor of Omni Associates, LLC in the amount of \$7,715.00 in payment for services rendered for binding the municipal record books for the City Clerk's Office.

[2013-1328](#)

SPONSOR(S): DARLENE HARRIS

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 20, 2013 with an Affirmative Recommendation.

[2013-1320](#)

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.

[2013-1249](#)

Legislative History

3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed
3/19/13	City Council	RECOMMITTED	Passed
3/20/13	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.

[2013-1250](#)

Legislative History

3/5/13	City Council	Read and referred	
3/13/13	Standing Committee	Affirmatively Recommended	Passed
3/19/13	City Council	RECOMMITTED	Passed
3/20/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing and directing the Mayor to issue and the City Controller to countersign a warrant in an amount to be determined by the Department of Finance to the Commonwealth of Pennsylvania representing payment required for unclaimed

[2013-1270](#)

funds for the year 2007, pursuant to the provisions of Deposition of Abandoned and Unclaimed Property Act of August 9, 1971 P.L. 74.

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	AMENDED	Passed
3/20/13	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. Resolution providing for the acceptance by the City of Pittsburgh from the County of Allegheny for certain portions of property acquired by Allegheny County for the creation of the connection of Parkview Boulevard to Browns Hill Road and the relocation of Old Browns Hill Road in the 15th Ward at no cost to the City of Pittsburgh.

2013-1273

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. Report of the Committee on Public Safety Services for March 20, 2013 with an Affirmative Recommendation.

2013-1321

Bill No. Resolution authorizing and providing for an extension and/or amendment of lease agreement and/or agreements with Associated Investors, Inc. of certain indoor office space occupied by the Citizen Police Review Board for a term of five (5) years at a cost not to exceed \$104,166.80 for the first twenty (20) months of the lease term and \$108,333.40 for the next twenty (20) months of the lease term and \$112,500.00 for the remaining (20) months of the lease term.

2013-1274

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN BRUCE A. KRAUS PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. Report of the Committee on Public Works for March 20, 2013 with an Affirmative Recommendation.

2013-1322

Bill No. Resolution granting unto Jeffrey Catalina, 145 S. 22nd Street, Pittsburgh, PA 15203, his successor and assign, the privilege and license to construct, maintain and use at his own cost and expense, a sidewalk vault and two window wells located at 4300 Butler Street in the 9th Ward, 7th Council District of the City of Pittsburgh.

2013-1275

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution vacating Addison Terrace-Elmore Street/Elmore Square/Reed Street/Grove Street in the 3rd & 5th Wards, 6th Council District of the City of Pittsburgh.

[2013-1276](#)

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution vacating a portion of Technology Drive between the east and west intersections of the relocated Technology Drive in the 4th Ward, 6th Council District, of the City of Pittsburgh.

[2013-1277](#)

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution vacating a portion of McCrory Way between Federal Street and Hazlip Way in the 25th, Ward, 6th Council District of the City of Pittsburgh.

[2013-1278](#)

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution vacating Putnam Street (aka Aurelia), Leggett Way, Festival Street (aka Kaufman Street) and Festival Street in the 7th, Ward, 8th Council District of the City of Pittsburgh.

[2013-1279](#)

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

Bill No. Resolution authorizing the Department of Public Works to enter into a contract 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 Park Renovations in Lincoln Place using 2003 Capital funds in an amount not to exceed Seventy Five Thousand Dollars (\$75,000.00).

[2013-1282](#)

SPONSOR(S): COREY O'CONNOR

Legislative History

3/12/13	City Council	Read and referred	
3/20/13	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN PATRICK DOWD PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs Committee Report for March 20, 2013 with an Affirmative Recommendation.

[2013-1323](#)

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R- 12002 from The Estate of Hubert C. Hall, 900 Island Ave., McKees Rocks, PA 15136, to Applicant, Bakery Social Restaurant L.P. for the premises located at 169-G Bakery Square Blvd. (6425 Penn Avenue.) , Pittsburgh, PA 15206, known as Bakery Social Restaurant pursuant to amended Pennsylvania Liquor Code, §4-461.

2013-1185

Legislative History

2/12/13	City Council	Read and referred	
2/20/13	Standing Committee	Held for Public Hearing	Passed
3/20/13	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER