

City of Pittsburgh



City Council

Regular Meeting Agenda

Monday, August 4, 2014

10:00 AM

**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**PLEDGE OF ALLEGIANCE****PROCLAMATIONS****PUBLIC COMMENTS****PRESENTATION OF PAPERS****COUNCILMAN DAN GILMAN PRESENTS:**

Bill No. Resolution requesting the approval of an inter-municipal transfer of restaurant liquor
[2014-0709](#) license, License No. R-9716 from Palmieri's Restaurant Incorporated, P.O. Box 0176,
 101 Penn Plaza, Turtle Creek, PA 15145, to the Applicant, Fifty First Street, LLC, for
 the premises located at 120 51st, Pittsburgh, PA 15201, restaurant known as Spirit.,
 pursuant to amended Pennsylvania Liquor Code, §4-461.

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article IV,
[2014-0708](#) Planning Districts, Chapter 909.01, SP, Specifically Planned District, is hereby
 amended by making various changes in Sections 909.01.B and 909.01.D.1.

SPONSOR(S): R. DANIEL LAVELLE

UNFINISHED BUSINESS

Bill No. Resolution appointing Mike Weber as a member of the Board of Directors of the
[2014-0675](#) Pittsburgh Water and Sewer Authority, for a term to expire December 31, 2015. Mr.
 Weber will fill the seat vacated by Henry Blum.

Legislative History

7/22/14	City Council	Held, Pending Interview	Passed
7/30/14	Standing Committee	Interview Held	

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

Bill No. Report of the Committee on Finance and Law for July 30, 2014 with an Affirmative
[2014-0702](#) Recommendation.

Bill No. Ordinance amending and supplementing the City Code at Title One: Administrative;
[2014-0576](#) Article VII: Procedures; Chapter 161: Contracts; Section 161.01 Adoption of County
 Procedure; Review by City Council, so as to add a yearly review.

**SPONSOR(S): NATALIA RUDIAK, THERESA KAIL-SMITH AND DARLENE
 M. HARRIS**

Legislative History

6/24/14	City Council	Read and referred
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6/30/14	Standing Committee	Held in Committee	Passed
7/9/14	Standing Committee	Held in Committee	Passed
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0577](#)

Resolution repealing Resolution 399 of 2005 entitled "Resolution providing for the City of Pittsburgh to participate in or purchase off contracts for goods, materials, services, construction, vehicles or equipment entered into by the Commonwealth of Pennsylvania any Commonwealth of Pennsylvania County, City, Township, Municipality, Borough, Authority, Public Procurement Unit and the Pittsburgh School District pursuant to the Pennsylvania Intergovernmental Cooperation Law, Act 57 of 1998 and Act 180 of 1972 as amended by Act 148 of 1986." in its entirety.

SPONSOR(S): NATALIA RUDIAK AND THERESA KAIL-SMITH**Legislative History**

6/24/14	City Council	Read and referred	
6/30/14	Standing Committee	Held in Committee	Passed
7/9/14	Standing Committee	Held in Committee	Passed
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0578](#)

Resolution amending and supplementing Resolution 273 of 2009, entitled "Resolution providing for an agreement between the City of Pittsburgh ("City") and the County of Allegheny ("County") for the continued assumption by the County of purchasing activities on behalf of the City which henceforth shall include service contracts (B contracts) and commodity purchases for the purchase of materials, general supplies, and equipment by the various Departments of the City of Pittsburgh for any or all Departments of the City of Pittsburgh; and providing for the payment of all costs thereof" so as to sunset the authorization

SPONSOR(S): NATALIA RUDIAK AND THERESA KAIL-SMITH**Legislative History**

6/24/14	City Council	Read and referred	
6/30/14	Standing Committee	Held in Committee	Passed
7/9/14	Standing Committee	Held in Committee	Passed
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0579](#)

Resolution providing for the City of Pittsburgh to participate in or purchase off contracts for goods, materials, services, construction, vehicles or equipment entered into by the U.S. General Services Administration, the Commonwealth of Pennsylvania, any Commonwealth of Pennsylvania County, City, Township, Municipality, Borough, Authority, Public Procurement Unit and the Pittsburgh School District for the 2014 fiscal year pursuant to the Pennsylvania Intergovernmental Cooperation Law, Act 57 of 1998 and Act 180 of 1972 as amended by Act 148 of 1986.

SPONSOR(S): NATALIA RUDIAK AND THERESA KAIL-SMITH**Legislative History**

6/24/14	City Council	Read and referred	
6/30/14	Standing Committee	Held in Committee	Passed
7/9/14	Standing Committee	Held in Committee	Passed

7/30/14	Standing Committee	Affirmatively Recommended	Passed
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Bill No. [2014-0636](#) Resolution authorizing the issuance of a warrant in the total sum of \$3,491.87 to Leech Tishman Fuscaldo & Lampl, 525 William Penn Place, 30th Floor, Pittsburgh, PA 15219, for professional services in connection with benefits and payroll policy review.

Legislative History

7/15/14	City Council	Read and referred	
7/23/14	Standing Committee	Held in Committee	Passed
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0637](#) Resolution authorizing the issuance of a warrant in the total sum of One Hundred Forty-five Thousand Dollars and 00/100 (\$145,000.00), in favor of Tara Clanagan, c/o Jason Matzus, Esquire, Gismondi & Associates, The Grant Building, 310 Grant Street, Suite 700, Pittsburgh, PA 15219, releasing and discharging the City of Pittsburgh and Dustin Rummel from direct liability in any and all claims in the Court of Common Pleas of Allegheny County, Pennsylvania filed at GD 12-021607, and arising from a vehicular accident, on or about July 8, 2012, at the intersection of Lincoln Avenue and Shetland Avenue and described more fully in plaintiff's complaint in civil action.

Legislative History

7/15/14	City Council	Read and referred	
7/23/14	Standing Committee	Held in Committee	Passed
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0653](#) Resolution authorizing issuance of a warrant in the amount of \$7,804.26, in favor of Duquesne Light Company, c/o Carolyn K. Cingel, Claims Specialist, 411 Seventh Avenue, Mail Drop 16-1, Pittsburgh, PA 15219 in settlement of a claim for a damaged wood light pole by a City of Pittsburgh, Public Works salt truck on February 18, 2014 on Hammond Street in the Esplen area of the City.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0654](#) Resolution authorizing the issuance of a warrant in the total sum of Two Thousand Three Hundred Forty-Three Dollars and No Cents (\$2,343.00) to Buchanan Ingersoll & Rooney, P.C., One Oxford Centre, 301 Grant St., 20th Floor, Pittsburgh, PA 15219, for expert legal consulting services in connection with general labor advice and employment negotiations.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0655](#) Resolution authorizing the Mayor and the City Solicitor to enter into a professional services agreement with Leaetta M. Hough, Ph.D., President of the Dunnette Group, Ltd., for expert consulting services associated with the case Foster v. City of Pittsburgh pending in U.S. District Court for the Western District of Pennsylvania (no. 2:12-cv-1207).

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0656](#)

Resolution authorizing the Mayor and the City Solicitor to enter into a professional services agreement with DeForest Koscelnik Yokitis & Berardinelli to conduct an investigation in anticipation of litigation regarding an existing City project, at a cost not to exceed Thirty-Two Thousand Dollars and no cents (\$32,000.00)

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0657](#)

Resolution authorizing the Mayor and the City Solicitor to enter into an agreement for the hiring of Cycom Data Systems, Inc., to continue maintaining and upgrading CityLaw, the Department of Law's legal case management and administrative support software system at a cost not to exceed \$11,124.00 (Eleven Thousand, One Hundred Twenty-Four Dollars).

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0658](#)

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 J. A: 515 Lowell, B: 6 Boggs, C: 1447 Stedman, D: 121 Hemlock, E: 901 Chestnut, F: 110 Alpine, G: 238 E. Jefferson, H: 242 E. Jefferson, {I: 1927, 1929, and 1931 N. Charles - DELETED}, J: 108 Jucunda.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	AMENDED	Passed
7/30/14	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No.

[2014-0659](#)

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 I. A: 727 Anaheim, B: 6965 Hermitage, C: 7146 Monticello, D: 3152 Beechwood, E: 70 Harwood, F: 121 E. Sycamore, G: 2080 Woodward, H: 817 Crucible, I: 201 Herndon

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0660](#)

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 through C

A: 820 Lovitt, B: 1 Kenzig, C: 1409 Sherman

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0661](#)

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 I.

A: 319 Marsonia, B: 317 Marsonia, C: 313 Marsonia, D: 306 Rising Main, E: 1900 Biggs, F: 401 Armandale, G: 108 Carrington, H: 206 Carrington, I: 115 E. Jefferson.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0662](#)

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: 833 Suismon.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No.

[2014-0703](#)

Report of the Committee on Public Works for July 30, 2014 with an Affirmative Recommendation.

Bill No.

[2014-0687](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Project Cooperation Agreement with the Western Pennsylvania Conservancy in connection with the conduct of a comprehensive street tree inventory for the City of Pittsburgh in 2014.

Legislative History

7/29/14	City Council	Waived under Rule 8	Passed
7/29/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No.

[2014-0688](#)

Resolution authorizing The Mayor and the Directors of the Departments of Parks and Recreation and Public Works to enter into a Project and Financial Assistance Agreement with Dynamo Youth Soccer in connection with its provision of funding for landscape and construction services relating to the City's improvements to the Schenley Oval Playing Fields.

Legislative History

7/29/14	City Council	Waived under Rule 8	Passed
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7/29/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0696](#) Resolution authorizing the Mayor and the Director of the Department of Public Works and the Director of the Department of Finance to enter into a License and Maintenance Agreement for installation and maintenance of bicycle racks with the Pittsburgh Cultural Trust, a Pennsylvania non-profit corporation dedicated to transforming a section of Downtown Pittsburgh into a world-class cultural district that stands as a national model of urban diversification through the arts ("Cultural Trust").

Legislative History

7/29/14	City Council	Waived under Rule 8	Passed
7/29/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN REV. RICKY BURGESS PRESENTS COMMITTEE ON HUMAN RESOURCES

Bill No. [2014-0704](#) Report of the Committee on Human Resources for July 30, 2014 with an Affirmative Recommendation.

Bill No. [2014-0690](#) Resolution providing authorization for the City of Pittsburgh and the Pittsburgh Water and Sewer Authority to enter into an agreement for the City to provide administrative services associated with the health care plan to the Pittsburgh Water and Sewer Authority.

Legislative History

7/29/14	City Council	Waived under Rule 8	Passed
7/29/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

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

Bill No. [2014-0705](#) Report of the Committee on Land Use and Economic Development for July 30, 2014 with an Affirmative Recommendation.

Bill No. [2014-0663](#) Resolution providing for an Agreement(s) and Contract(s), or use of existing Agreement(s) and Contract(s), with Consultant(s), for the purpose of preparing the Five Year Consolidated Plan, Annual Action Plan, Performance Report, Impediment Study and related activities in support of the CDBG program; and provide for the payment at a cost thereof, not to exceed \$50,000.00.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	AMENDED	Passed
7/30/14	Standing Committee	Affirmatively Recommended as Amended	Passed

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. [2014-0706](#) Report of the Committee on Urban Recreation for July 30, 2014 with an Affirmative Recommendation.

Bill No. [2014-0664](#) Resolution authorizing the issuance of a warrant in favor of the Sheraton Hotel Station Square in an amount not to exceed nine thousand, nine hundred, thirty five dollars and fifteen cents, for the Citiparks Seniors Program Volunteer Recognition Gala; and providing for the payment thereof.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2014-0707](#) Report of the Committee on Intergovernmental Affairs for July 30, 2014 with an Affirmative Recommendation.

Bill No. [2014-0640](#) Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-8126 from Herscht, Inc., 3230 Valewood Drive, Munhall, PA 15301, to the Applicant Crepes Parisiennes, LLC which is proposing to add a liquor license to its existing restaurant located at 207 South Craig Street, Pittsburgh, PA 15213, restaurant known as Crepes Parisiennes, pursuant to amended Pennsylvania Liquor Code, §4-461.

Legislative History

7/15/14	City Council	Waived under Rule 8	Passed
7/15/14	City Council	Read and referred	
7/16/14	Standing Committee	Held for Public Hearing	Passed
7/30/14	Standing Committee	AMENDED	Passed
7/30/14	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2014-0665](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for 3030 South Water Street Apartments, 3030 S. Water Street, Pittsburgh, PA 15203.

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0666](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application for financial assistance for the Larimer Estates For-Sale Homes project in the amount of \$400,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of the project in FY 2014-2015. (Council District 9).

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended as Amended	Passed

Bill No. [2014-0667](#) Resolution authorizing a 2014-2015 Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for a grant applied for in an application filed with the Pennsylvania Department of Community and Economic Development under the Keystone Communities Program for the Larimer Estates For-Sale Homes project. (Council District 9).

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0668](#) Resolution approving Execution of a Contract For Disposition of Land By and Between the Urban Redevelopment Authority of Pittsburgh and 3030 South Water Limited Partnership, for the sale of Parcel E2b (Block 29-P, Lot 350) in the 16th Ward of the City of Pittsburgh in Redevelopment Area No. 55, South Water Street, Council District No. 3 (construction of residential apartment building).

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

Bill No. [2014-0669](#) Resolution approving Execution of a Contract For Disposition by Lease of Land for Private Redevelopment By and Between the Urban Redevelopment Authority of Pittsburgh and Max Marina, Inc. d/b/a South Side Marina, for the lease of a portion of South Side Works of Lot 1 Fifteenth revised (Block 29-J, Part of Lot 193) in the 16th Ward of the City of Pittsburgh in Redevelopment Area No. 55, South Water Street and 26th Street Council District No. 3, along with the accreted land adjacent thereto and the riparian rights derived therefrom. (Commercial development).

Legislative History

7/22/14	City Council	Read and referred	
7/30/14	Standing Committee	Affirmatively Recommended	Passed

MOTIONS AND RESOLUTIONS**EXCUSE ABSENT MEMBERS****APPROVAL OF MINUTES****ADJOURNMENT****LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**