

City of Pittsburgh

*510 City-County Building
414 Grant Street
Pittsburgh, PA 15219*



Regular Meeting Agenda - Final

Tuesday, December 15, 2015

10:00 AM

Council Chambers

City Council

**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 - Kimberly Clark-Baskin, Deputy City Clerk

A. ROLL CALL**B. PLEDGE OF ALLEGIANCE****C. PROCLAMATIONS****2015-2356****2015-2357****D. PUBLIC COMMENTS****E. PRESENTATION OF PAPERS****COUNCILWOMAN DEBORAH L. GROSS PRESENTS:**

[2015-2352](#) Resolution authorizing the Department of City Planning to spend \$36,058.24 in operating funds for repair of the Soldiers Monument (Civil War) and the Thomas Armstrong sculpture, both located within Allegheny Commons Park.

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2015-2322](#) Resolution authorizing the Mayor and the Director of the Department of Innovation & Performance to enter into a Supplemental Agreement, Agreements or Amendments with Daston Corporation for the continued provision of information systems, information infrastructure and City email services for a sum not to exceed \$99,155 and for the payment of the costs thereof.

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2015-2353](#) Ordinance amending and supplementing the City of Pittsburgh Code, Title Five ("Traffic"), Article III ("Towing") by amending Chapters 521, 523 525 as well as Title VII, Article VII ("Service Businesses"), Chapter 764, with respect to tow businesses operating within the City and the towing fee schedule applicable thereto.

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2015-2333](#) Ordinance amending the Pittsburgh City Code, Title 1: Administrative, Article III: Organization, Chapter 120 - Powers and Duties of Director of Innovation & Performance; by amending language to Sections 120.02 and 120.03.

Sponsors: **MRS. KAIL-SMITH**

[2015-2334](#) Ordinance amending the Pittsburgh City Code, Title 4: Public Place and Property, Article I: Public Rights-Of-Way, Chapter 411 - Jurisdiction; by amending language to Section 411.02.

Sponsors: **MRS. KAIL-SMITH**

[2015-2335](#) Ordinance amending the Pittsburgh City Code, Title 4: Public Place and Property, Article I: Public Rights-Of-Way, Chapter 412 - Users of the Public Rights-Of-Way; by amending language to Sections 412.01, 412.02, 412.03 and 412.08.

Sponsors: **MRS. KAIL-SMITH**

[2015-2336](#) Ordinance amending the Pittsburgh City Code, Title 4: Public Place and Property, Article I: Public Rights-Of-Way, Chapter 415 - Openings and Excavations ; by amending language to Section 415.17.

Sponsors: **MRS. KAIL-SMITH**

[2015-2337](#) Ordinance amending the Pittsburgh City Code, Title 4: Public Place and Property, Article II: Telecommunications, Chapter 425- Cable Communications; by amending language to Sections 425.02, 425.03, 425.07, 425.08, 425.13 and 425.20.

Sponsors: **MRS. KAIL-SMITH**

[2015-2338](#) Ordinance amending the Pittsburgh City Code, Title 4: Public Place and Property, Article II: Telecommunications, Chapter 427 - Telecommunications in the Public Rights-Of-Way; by amending language to Sections 427.01 through 427.18.

Sponsors: **MRS. KAIL-SMITH**

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2015-2354](#) Communication from City Controller Michael Lamb submitting a Performance Audit of the Department of Public Works Bureau of Operations Parks Maintenance Division, dated November 2015.

[2015-2355](#) Petition from the residents of the City of Pittsburgh requesting a Public Hearing before City Council relative to the Shop and Save on Centre Avenue, and its employees' treatment of patrons. (Valid Petition)

F. UNFINISHED BUSINESS

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2015-2346](#) Report of the Committee on Finance and Law for December 9, 2015 with an Affirmative Recommendation.

[2014-0138](#) Ordinance supplementing the Pittsburgh Code, Title One, Administrative, Article IX, Boards, Commissions and Authorities, by adding Chapter 177B, Neighborhood Empowerment Commission.

Sponsors: **REV. BURGESS**

Legislative History

2/25/14	City Council	Waived under Rule 8
2/25/14	City Council	Read and referred to the Committee on Finance and Law
2/26/14	Standing Committee	Held for Post Agenda to the Committee on Hearings
12/2/15	Standing Committee	Held in Committee to the Committee on Finance and Law
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

[2015-2236](#) Resolution making Appropriations to pay the expenses of conducting the Public Business of the City of Pittsburgh and for meeting the debt charges thereof for the Fiscal Year, beginning January 1, 2016

Sponsors: **MS. RUDIAK**

Legislative History

11/17/15	City Council	Read and referred to the Committee on Finance and Law
11/23/15	Standing Committee	Held in Committee to the Standing Committee
12/2/15	Standing Committee	Held in Committee to the Committee on Finance and Law
12/2/15	Standing Committee	Held in Committee to the Committee on Finance and Law
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

[2015-2237](#) Resolution fixing the number of officers and employees of the City of Pittsburgh, and the rate of compensation thereof, and setting maximum levels for designated positions.

Sponsors:**MS. RUDIAK****Legislative History**

11/17/15	City Council	Read and referred to the Committee on Finance and Law
11/23/15	Standing Committee	Held in Committee to the Standing Committee
12/2/15	Standing Committee	Held in Committee to the Committee on Finance and Law
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

[2015-2238](#) Resolution adopting and approving the 2016 Capital Budget and the 2016 Community Development Block Grant Program; and approving the 2016 through 2021 Capital Improvement Program.

Sponsors:**MS. RUDIAK****Legislative History**

11/17/15	City Council	Read and referred to the Committee on Finance and Law
11/23/15	Standing Committee	Held in Committee to the Standing Committee
12/2/15	Standing Committee	Held in Committee to the Committee on Finance and Law
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

[2015-2261](#) Resolution providing for the issuance of a warrant in the total sum of Eight Hundred Thousand Dollars (\$800,000.00) in favor of Foster v. City of Pittsburgh Class Members and attorneys Feinstein Doyle Payne & Kravec and ACLU of Pennsylvania, in compliance with the Court-approved Settlement Agreement, as partial payment in settlement related to the civil class action filed in the United States District Court for the Western District of Pennsylvania at No. 2:12-cv-01207.

Legislative History

11/23/15	Standing Committee	Held in Committee to the Standing Committee
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11/23/15	City Council	Waived under Rule 8
11/23/15	City Council	Read and referred to the Committee on Finance and Law
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

[2015-2347](#) Report of the Committee on Public Safety Services for December 9, 2015 with an Affirmative Recommendation.

[2014-1020](#) Ordinance amending the Pittsburgh City Code, Title VII Business Licensing, Article X Rental of Residential Housing, Chapter 781 Residential Housing Rental Permit Program by repealing the current Chapter and replacing with a new Chapter 781 Residential Housing Rental Permit Program.

Legislative History

11/10/14	City Council	Read and referred to the Committee on Public Safety Services
11/19/14	Standing Committee	Held for Public Hearing to the Committee on Hearings
12/1/14	Committee on Hearings	Public Hearing Held to the Standing Committee
12/3/14	Standing Committee	Held in Committee
12/10/14	Standing Committee	Held in Committee
12/22/14	Standing Committee	Held in Committee
2/18/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
4/1/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
4/15/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
5/20/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
6/10/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
6/17/15	Standing Committee	Held in Committee to the Committee on Public Works
7/8/15	Standing Committee	Held in Committee to the Committee on Public Safety Services

9/2/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
9/9/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
9/22/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
9/22/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
10/7/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
10/7/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
10/21/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
11/4/15	Standing Committee	Held for Post Agenda to the Committee on Hearings
11/4/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
11/10/15	Committee on Hearings	Post Agenda Held to the Committee on Public Safety Services
11/18/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
11/23/15	Standing Committee	Held in Committee to the Standing Committee
12/2/15	Standing Committee	Affirmatively Recommended
12/2/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

[2015-1275](#)

Resolution establishing the Safer Together Pittsburgh Committee to create a stronger, more productive relationship between the City of Pittsburgh Department of Public Safety and the Community.

Sponsors:

REV. BURGESS, MR. KRAUS, MR. LAVELLE AND MRS. KAIL-SMITH

Legislative History

2/3/15	City Council	Read and referred to the Committee on Public Safety Services
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2/11/15	Standing Committee	Held for Post Agenda to the Committee on Hearings
12/2/15	Standing Committee	Affirmatively Recommended
12/2/15	Standing Committee	Held in Committee to the Committee on Public Safety Services
12/9/15	Standing Committee	Affirmatively Recommended

[2015-2185](#)

Ordinance amending the Pittsburgh Code, Title Seven: Business Licensing, Article III: Sales Businesses, Chapter 719 Vendors and Peddlers, by removing specific subsections and/or adding to specific subsections as follows:

Sponsors:

MR. GILMAN AND MR. O'CONNOR

Legislative History

11/2/15	City Council	Read and referred to the Committee on Public Safety Services
11/10/15	Standing Committee	Held for Public Hearing to the Committee on Hearings
12/8/15	Committee on Hearings	Public Hearing Held to the Committee on Public Safety Services
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

[2015-2296](#)

Resolution authorizing the Mayor, the Director of Public Safety and/or the Chief of the Bureau of Emergency Medical Services (“EMS”) to enter into a Professional Services Agreement or Agreements with McKesson for the provision of ambulance billing services to the City of Pittsburgh. The costs associated with performance shall be based on a flat rate of 4.9%.

Legislative History

12/1/15	City Council	Read and referred to the Committee on Public Safety Services
12/9/15	Standing Committee	Affirmatively Recommended

[2015-2297](#)

Resolution authorizing the City to enter into a Professional Services Agreement or Agreements with the University of Pittsburgh Medical Center for the purchase of pharmaceutical supplies, medications and services necessary for the daily operations of the Bureau of Emergency Medical Services for a period of four years commencing on or about January 1, 2016. Cost not to exceed \$48,000.00 annually.

Legislative History

12/1/15	City Council	Read and referred to the Committee on Public Safety Services
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12/9/15 Standing Committee Affirmatively Recommended

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2015-2348](#) Report of the Committee on Public Works for December 9, 2015 with an Affirmative Recommendation.

[2015-2298](#) Resolution accepting the dedication of certain streets in the Summerset at Frick Park for public highway and utility purposes, accepting the grading, paving, curbing, sidewalks, light pole foundations, street lighting system, retaining walls, medians, street trees within the public right of way, and fixing the width and position of the roadway and sidewalk thereof in the 14th and 15th Wards of the City of Pittsburgh, Council District 5.

Legislative History

12/1/15 City Council Read and referred to the Committee on Public Works

12/9/15 Standing Committee Affirmatively Recommended

COUNCILMAN REV. RICKY BURGESS PRESENTS COMMITTEE ON HUMAN RESOURCES

[2015-2349](#) Report of the Committee on Human Resources for December 9, 2015 with an Affirmative Recommendation.

[2015-2062](#) Ordinance supplementing the Pittsburgh Code of Ordinances, Title Six: Conduct, Article Five: Discrimination, Chapter 659: Unlawful Practices, Section 659.03: Unlawful Housing Practices by adding a new protected class, "Source of Income."

Sponsors: REV. BURGESS AND MR. LAVELLE

Legislative History

9/29/15 City Council Read and referred to the Committee on Human Resources

10/7/15 Standing Committee Held for Post Agenda to the Committee on Hearings

10/7/15 Standing Committee Held for Public Hearing to the Committee on Hearings

11/19/15 Committee on Hearings Public Hearing Held to the Committee on Human Resources

11/19/15 Committee on Hearings Post Agenda Held to the Committee on Human Resources

12/9/15 Standing Committee Affirmatively Recommended

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

[2015-2350](#) Report of the Committee on Land Use and Economic Development for December 9, 2015 with an Affirmative Recommendation.

[2014-0115](#) Ordinance supplementing the Pittsburgh Code of Ordinances, Title One - Administrative, Article III, Organization, Chapter 135 - Department of City Planning by adding a new subsection, 135.03 - Priority Communities.

Sponsors: **REV. BURGESS**

Legislative History

2/18/14	City Council	Read and referred to the Committee on Land Use and Economic Development
2/26/14	Standing Committee	Held for Post Agenda to the Committee on Hearings
12/2/15	Standing Committee	AMENDED BY SUBSTITUTE
12/2/15	Standing Committee	Held in Committee to the Committee on Land Use and Economic Development
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2015-2351](#) Report of the Committee on Intergovernmental Affairs for December 9, 2015 with an Affirmative Recommendation.

[2015-2299](#) Ordinance amending the Pittsburgh Code, Title Three Water, Article I Administration, Chapter 303 Water Exoneration Hearing Board, by amending Section 303.01 Composition

Sponsors: **MR. GILMAN AND MRS. KAIL-SMITH**

Legislative History

12/1/15	City Council	Read and referred to the Committee on Intergovernmental Affairs
12/9/15	Standing Committee	AMENDED
12/9/15	Standing Committee	Affirmatively Recommended as Amended

I. MOTIONS AND RESOLUTIONS

2015-2358

K. EXCUSE ABSENT MEMBERS

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER