

# City of Pittsburgh

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



## Meeting Minutes

**Tuesday, January 31, 2023**

**10:00 AM**

**Council Chambers**

### **City Council**

***ONE-HUNDRED  
FORTY-SECOND COUNCIL***

*Theresa Kail-Smith, President of Council*

*Council Members: Rev. Ricky V. Burgess, Anthony Coghill, Deborah L. Gross, Bruce A. Kraus,  
R. Daniel Lavelle, Erika Strassburger, Barbara Warwick, Bobby Wilson*

*Kim Clark-Baskin, City Clerk*

**ROLL CALL**

**Present** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**PLEDGE OF ALLEGIANCE****PROCLAMATIONS**

[2023-1190](#) **WHEREAS**, the 49th annual celebration of National Catholic Schools Week will be held Sunday, January 29 - February 4, 2023 with the theme Faith. Excellence. Service; and,

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH AND ALL MEMBERS

**A motion was made that this matter be Adopted. The motion carried.**

Enactment No: 25

[2023-1191](#) **WHEREAS**, Commander Cristyn Zett retired from the Pittsburgh Bureau of Police on January 13, 2023 after serving nearly 23 years with the Bureau; and,

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH AND ALL MEMBERS

**A motion was made that this matter be Adopted. The motion carried.**

Enactment No: 26

[2023-1192](#) **WHEREAS**, City & State PA is the premier multi-media news firm that has been dedicated to covering politics, policy and the people who power Pennsylvania since 2016; and,

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH AND ALL MEMBERS

**A motion was made that this matter be Adopted. The motion carried.**

Enactment No: 27

[2023-1193](#) **WHEREAS**, Peter Oresick, a prolific poet, publisher, professor, printer, and painter, was a champion of Pittsburgh and the literary arts; and,

**SPONSOR /S:** COUNCIL MEMBER WILSON AND ALL MEMBERS

**A motion was made that this matter be Adopted. The motion carried.**

Enactment No: 28

[2023-1194](#) **WHEREAS**, Heather Howard was a resident of Chartiers City, a neighborhood in the City of Pittsburgh; and,

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH AND ALL MEMBERS

**A motion was made that this matter be Adopted. The motion carried.**

Enactment No: 29

[2023-1195](#) **WHEREAS**, William ‘Willy’ McKain, CPA, was born on March 15, 1960 to wonderful parents William Robert McKain and Helen ‘Nell’ McKain and is the fourth of sixth children; and

**SPONSOR /S:** COUNCIL MEMBER KRAUS, COUNCIL MEMBER KAIL-SMITH AND ALL MEMBERS

**A motion was made that this matter be Adopted. The motion carried.**

Enactment No: 30

### **MOTION TO AMEND THE AGENDA to add bill 2023-1196**

**A motion was made that this matter be Approved. The motion carried.**

**PUBLIC COMMENTS - Matt Mahoney, Naomi Mullen, Dr. Miller, Ikhana-hal-makina, Paul Harris, Yvonne F. Brown**

### **PRESENTATION OF PAPERS**

#### **COUNCILMAN ANTHONY COGHILL PRESENTS:**

[2023-1168](#) Resolution amending Resolution No. 203, effective May 14th 2022, entitled “Resolution authorizing the Mayor and Director of the Department of Mobility and Infrastructure to apply for grant funding from the Pennsylvania Department of Conservation and Natural Resources’ Community Conservation Partnerships Program to provide funding for a Trail Condition Study.” to accept the grant and authorize necessary expenditures.

**Attachments:** [2023-1168 Cover Letter-DCNR Trail Asset Management Plan-Letter - signed](#)  
[Summary 2023-1168](#)

**Read and referred to the Committee on Public Works and Infrastructure**

[2023-1169](#) Resolution providing for an amended Reimbursement Agreement or Agreements with the Pittsburgh Water and Sewer Authority (PWSA) for costs associated with the West Ohio Street Bridge project where PWSA would be responsible for paying 100% of the actual expenses involved in certain work described herein and itemized in Exhibit “B” at an amount not to exceed Two Hundred and Eighty-Five Thousand Seven Hundred and Seventy-Seven Dollars and Twenty-Five Cents (\$285,777.25) an increase of Fifty Four Thousand Three Hundred and Seventy Seven Dollars and Twenty Five Cents from the previously executed agreement (53176) as authorized by Resolution Number 636 of 2018.

**Attachments:** [2023-1169 Cover Letter-West Ohio Street - PWSA RA Amend Letter - signed](#)  
[2023-1169-Exhibit B](#)  
[Summary 2023-1169](#)

**Read and referred to the Committee on Public Works and Infrastructure**

[2023-1170](#) Resolution authorizing the Mayor of the City of Pittsburgh, and the Department of Mobility and Infrastructure to enter into a professional services agreement with Traffic Planning and Design, Inc., for work on Frankstown Avenue Signal Design Project at a cost not to exceed Two Hundred Thirty Two Thousand Seven Hundred One Dollars and Sixty Eight Cents (\$232,701.68).

**Attachments:** [2023-1170 Cover Letter-Frankstown Ave PE - Traffic Planning and Design - Letterhead - signed](#)  
[Summary 2023-1170](#)

**Read and referred to the Committee on Public Works and Infrastructure**

[2023-1171](#) Resolution providing for a Reimbursement Agreement or Agreements with the Norfolk Southern Railway Company for costs associated with the Preliminary Engineering phase of the 28th Street Bridge Project; providing for the payment of the costs thereof, not to exceed Thirty One Thousand Two Hundred and Sixty Three Dollars (\$31,263.00).

**Attachments:** [2023-1171 Cover Letter-28th Street Bridge Norfolk Southern RA Letter - signedrev](#)  
[Summary 2023-1171](#)

**Read and referred to the Committee on Public Works and Infrastructure**

**COUNCILWOMAN DEBORAH L. GROSS PRESENTS:**

[2023-1172](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for 50 26th Street, Pittsburgh, PA 15222.

**Attachments:** [2023-1172 Cover Letter-50 26th - Sewer Module Resolution Cover Letter](#)  
[2023-1172-50 26th - Planning Module Book](#)  
[2023-1172-Sewer Module Questionnaire for Council](#)  
[Summary 2023-1172](#)

**Read and referred to the Committee on Intergovernmental and Educational Affairs**

[2023-1173](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for proposed land development located at 4554-4564 Penn Avenue at the parcels numbered 49-M-121, 49-M-122, 49-M-123, 49-M-124, 49-M-125, 49-M-126, Pittsburgh, PA 15224.

**Attachments:** [2023-1173 Cover Letter-Sewer Module Resolution Cover Letter](#)  
[2023-1173-161841 4554 Penn Ave SFPM Resolution City Council Submission 01-17-23](#)  
[2023-1173-161841 - Sewer Module Questionnaire for Council](#)  
[Summary 2023-1173](#)

**Read and referred to the Committee on Intergovernmental and Educational Affairs**

[2023-1174](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for 1100 Shady Ave. Plan of Lots, 1100 Shady Ave. Pittsburgh, PA 15232.

**Attachments:** [2023-1174 Cover Letter-Sewer Module Resolution Cover Letter - 1100 Shady Ave](#)  
[2023-1174-13661 Planning Mod book](#)  
[2023-1174-13661 - City of Pgh - Sewer Module Questionnaire](#)  
[Summary 2023-1174](#)

**Read and referred to the Committee on Intergovernmental and Educational Affairs**

[2023-1175](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for 3339 Ward Street, Pittsburgh, PA 15213.

**Attachments:** [2023-1175 Cover Letter-Sewer Module Resolution Cover Letter 3339 Ward St](#)  
[2023-1175-13873 - Planning Mod - Booklet - building](#)  
[2023-1175-13873 - City of Pgh - Sewer Module Questionnaire](#)  
[Summary 2023-1175](#)

**Read and referred to the Committee on Intergovernmental and Educational Affairs**

[2022-0910](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for 5610 Butler Street, 10th Ward, Pittsburgh, PA 15201.

**Attachments:** [2022-0910 Cover Letter-Sewer Module Cover Letter - 5610 Butler St](#)  
[2022-0910-Butler Carwash City Resolution Docs](#)  
[2022-0910-Sewer Module Questionnaire - 5610 Butler Street \(Butler Carwash Laserwash \)](#)  
[Summary 2022-0910](#)

**Read and referred to the Committee on Intergovernmental and Educational Affairs**

**A motion was made that this matter be withdrawn from the Agenda. The motion carried.**

**COUNCILMAN R. DANIEL LAVELLE PRESENTS:**

[2023-1176](#) Resolution authorizing the issuance of a warrant in favor of Ruth and John Banovatz and their attorneys, Berger and Green, P.C., 800 Waterfront Drive, Pittsburgh, PA 15222, in the amount of Eighty Thousand Dollars (\$80,000.00 USD) relating to the full and final settlement of a case filed in the Allegheny County Court of Common Pleas at G.D. 21-006258.

***(Executive Session Requested)***

**Attachments:** [2023-1176 Cover Letter-Banovatz letter to council](#)  
[Summary 2023-1176](#)

**Read and referred to the Committee on Finance and Law**

[2023-1177](#) Resolution authorizing the issuance of a warrant in favor of Spilman, Thomas & Battle, for legal services in connection with a police litigation matter at 2:18-cv-01567 for an amount not to exceed Five Thousand Two Hundred Three Dollars and Fifty Cents (\$5,203.50).

**Attachments:** [2023-1177 Cover Letter-Spilman Thomas Council letter \(2023\)](#)

[Summary 2023-1177](#)

**Read and referred to the Committee on Finance and Law**

**COUNCILWOMAN ERIKA STRASSBURGER PRESENTS:**

[2023-1178](#) Ordinance amending the Pittsburgh Code, Title Nine, Zoning Code, Article V, Section 925.06, Setbacks, to update the standards for certain HVAC equipment in setbacks.

**SPONSOR /S:** COUNCIL MEMBER STRASSBURGER

**Read and referred to the Committee on Land Use and Economic Development**

**COUNCILMAN BOBBY WILSON PRESENTS:**

[2023-1179](#) Resolution authorizing the Mayor and the Director of the Department of City Planning, to enter into an Agreement or Agreements, or the use of existing Agreements, between the City of Pittsburgh, the Urban Redevelopment Authority, and Industrial Arts Workshop Inc., for the creation of artwork on land which is owned by the URA and which is intended to be transferred to the City of Pittsburgh.

**Attachments:** [2023-1179 Cover Letter-LET Summerset at Frick Park Artwork](#)

[\(1\)](#)

[Summary 2023-1179](#)

**Read and referred to the Committee on Land Use and Economic Development**

[2023-1180](#) Resolution further amending Resolution No. 886 of 2021, effective December 27, 2021, as amended, entitled "Resolution adopting and approving the 2022 Capital Budget and the 2022 Community Development Block Grant Program, and the 2022 through 2027 Capital Improvement Program" by reducing LED STREET LIGHT UPGRADES by \$1,000,000.00.

**SPONSOR /S:** COUNCIL MEMBER WILSON

**Attachments:** [2023-1180 Summary](#)

**Read and referred to the Committee on Public Works and Infrastructure**

**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

[2023-1181](#) Resolution authorizing renaming Chartiers Field to Chartiers-Windgap Field.  
*(Needs to be held for Public Hearing)*

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH

**Read and referred to the Committee on Recreation, Youth, and Senior Services**

[2023-1196](#) Resolution amending Resolution No. 390 effective July 21, 2022 entitled: "Resolution adopting a Reapportionment Plan for the City Council Districts in the City of Pittsburgh, as set forth in the map approved by the July 13, 2022 Standing Committee and finally passed by City Council on July 21, 2022, by correcting a technical error in the legislative text of Resolution No. 390 of 2022.

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH

**A motion was made that this matter be added to the Agenda. The motion carried.**

**A motion was made that this matter be Waived under Rule 8. The motion carried.**

**Read and referred to the Committee on Finance and Law**

[2023-1182](#) Resolution re-appointing Councilwoman Theresa Kail-Smith as a Member of the Board of Directors for the Allegheny County Sanitary Authority (ALCOSAN), for a term to expire December 31st 2028.

**A motion was made that this matter be Approved. The motion carried.**

Enactment No: 31

[2023-1183](#) Resolution appointing Anneliese Martinez as a Member of the Public Art Committee, of the Public Art & Civic Design Commission, for a term concurrent with that of the Mayor.

**A motion was made that this matter be Held, Pending Interview to the Committee on Hearings and Policy . The motion carried.**

[2023-1184](#) Resolution appointing Gerrod Winston as a Member of the Civic Design Committee, of the Public Art & Civic Design Commission, for a term concurrent with that of the Mayor.

**A motion was made that this matter be Held, Pending Interview to the Committee on Hearings and Policy . The motion carried.**

[2023-1185](#) Resolution informing Council of the appointment of Linnea Lincoln as Assistant Director, Operating and Special Revenue, in the Office of Management and Budget.

**A motion was made that this matter be Referred for Interview to the Committee on Hearings and Policy. The motion carried.**



**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1186](#) Resolution informing Council of the appointment of Stephanie Turman as a Member of the Pittsburgh Parking Authority Board for a term to expire January 31st, 2027.

**A motion was made that this matter be Referred for Interview to the Committee on Hearings and Policy. The motion carried.**

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1187](#) Resolution informing Council of the appointment of Robert Palmosina as a Member of the Pittsburgh Parking Authority Board for a term to expire April 30, 2026.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1188](#) Communication from Mayor Ed Gainey, submitting Executive Order 2023-01, dated January 24, 2023.

**Attachments:** [2023-1188 Executive Order 2023-01 - Non-profit Property Taxes](#)

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1189](#) Communication from Jake Pawlak, Director of the Office of Management and Budget, submitting acting pay request on behalf of the Department of Public Safety for Anna Boekenhauer, per the Acting Pay Policy revised in June 2018.

**Attachments:** [2023-1189 Acting Pay Memo Anna Boekenhauer](#)

2023-1189 Acting Pay Request - Anna Boekenhauer\_JP\_Signed

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

## UNFINISHED BUSINESS

## REPORTS OF COMMITTEE - FINAL ACTION

## COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON FINANCE AND LAW

[2023-1162](#) Report of the Committee on Finance and Law for January 25, 2023 with an Affirmative Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1115](#) Resolution authorizing the issuance of a warrant in favor of John Connors and his attorneys O'Brien, Coleman and Wright, LLC, in the amount of Ninety Thousand Dollars and No Cents (\$90,000.00) in settlement of litigation filed in the U.S. District Court for the Western District of Pennsylvania at docket number 2:21-cv-1511.  
*(Executive Session held 1/24/23)*

**Attachments:** [2023-1115 Cover Letter -John Connors - Council Letter](#)

[Summary 2023-1115](#)

**A motion was made that this matter be Passed Finally. The motion carried by the following vote:**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

[2023-1129](#) Resolution providing for a professional services agreement or agreements or existing agreements for consulting services, but not limited to auditing, accounting, and technical services for the City Controller's Office at a cost not to exceed \$150,000.00

**Attachments:** [2023-1129 -Cover Letter -Profesional Services Agreement](#)

**Passed Finally**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

## **COUNCILMAN KRAUS PRESENTS COMMITTEE ON PUBLIC SAFETY AND WELLNESS**

[2023-1163](#) Report of the Committee on Public Safety and Wellness for January 25, 2023 with an NEGATIVE RECOMMENDATION.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1139](#) Ordinance amending Pittsburgh City Code Chapter 604: Curfew; Section 604.09 Review.

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH

**CO-SPONSOR /S:** Council Member Coghill

**A motion was made that this matter be Failed. The motion carried by the following vote:**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

[2023-1164](#) Report of the Committee on Public Safety and Wellness for January 25, 2023 with an Affirmative Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1161](#) Resolution to establish a Youth/Family Resource Center Advisory Committee.

**SPONSOR /S:** COUNCIL MEMBER KAIL-SMITH

**CO-SPONSOR /S:** Council Member Coghill

**A motion was made that this matter be Passed Finally. The motion carried by the following vote:**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

## **COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS COMMITTEE ON HUMAN RESOURCES**

[2023-1165](#) Report of the Committee on Human Resources for January 25, 2023 with an Affirmative Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1124](#) Resolution authorizing the Mayor and the Director of the Department of Human Resources and Civil Service to enter into an agreement with Goodwill of Southwestern PA for administrative services related to the 2023 Learn and Earn Summer Youth Employment Program at a cost not to exceed \$200,000.00.

**Attachments:** [2023-1124 Cover Letter-Signed Ltr to Council 01-03-23](#)

[Summary 2023-1124](#)

**A motion was made that this matter be Passed Finally. The motion carried by the following vote:**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

[2023-1125](#) Resolution authorizing the Mayor and the Director of the Department of Human Resources and Civil Service to enter into an Intergovernmental Cooperation Agreement or Agreements with the County of Allegheny and Partner4Work for the shared operation and administration of the 2023 Learn and Earn Summer Youth Employment Program in an amount not to exceed One Million Five Hundred Thousand Dollars (\$1,500,000.00), and for the payment of the costs thereof.

**Attachments:** [2023-1125 Cover Letter-Signed Ltr to Council 01-03-23](#)

[Summary 2023-1125](#)

**A motion was made that this matter be Passed Finally. The motion carried by the following vote:**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

**COUNCILWOMAN BARBARA WARWICK PRESENTS COMMITTEE ON  
INNOVATION, PERFORMANCE, ASSET MANAGEMENT AND  
TECHNOLOGY**

[2023-1166](#) Report of the Committee on Innovation, Performance, Asset Management and Technology for January 25, 2023 with an Affirmative Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1130](#) Resolution further amending Resolution No. 863 of 2018, effective January 1, 2019, as amended, entitled “Resolution adopting and approving the 2019 Capital Budget and the 2019 Community Development Block Grant Program, and the 2019 through 2024 Capital Improvement Program” by reducing MON-OAKLAND CONNECTOR/FOUR MILE RUN by one million four hundred thousand dollars (\$1,400,000.00) and increasing FACILITY IMPROVEMENTS - RECREATION AND SENIOR CENTERS by one million dollars (\$1,000,000.00) and PLAY AREA IMPROVEMENTS by four hundred thousand dollars (\$400,000.00).

**SPONSOR /S:** COUNCIL MEMBER WARWICK

**Attachments:** [Summary 2023-1130](#)

**A motion was made that this matter be Passed Finally. The motion carried by the following vote:**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

## **COUNCILWOMAN DEBORAH L. GROSS PRESENTS COMMITTEE ON INTERGOVERNMENTAL AND EDUCATIONAL AFFAIRS**

[2023-1167](#) Report of the Committee on Intergovernmental and Educational Affairs for January 25, 2023 with an Affirmative Recommendation.

**A motion was made that this matter be Read, Received and Filed. The motion carried.**

[2023-1126](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for proposed land development located at 939 W North Ave at the parcels numbered 22-S-126 and 22-S-113, Pittsburgh, PA 15233.

**Attachments:** [2023-1126 Cover Letter-939 W North Ave - Sewer Module Resolution Cover Letter](#)  
[2023-1126 -939 W North Ave - Sewage Facility Planning Module Resolution Submission 01-04-23](#)  
[2023-1126 939 W North Ave- Sewer Module Questionnaire for Council](#)  
[Summary 2023-1126](#)

**A motion was made that this matter be Passed Finally. The motion carried by the following vote:**

**Aye:** 9 - Council Member Burgess, Council Member Coghill, Council Member Gross, Council Member Kraus, Council Member Lavelle, Council Member Kail-Smith, Council Member Strassburger, Council Member Warwick, and Council Member Wilson

**No:** 0

**Abstain:** 0

**MOTIONS AND RESOLUTIONS - Council President Kail-Smith called for an executive session on 2023-1116, Resolution appointing Krysia Kubiak as a Member of the Board of Directors for the Pittsburgh Water and Sewer Authority for a term to expire January 4, 2026.**

**EXCUSE ABSENT MEMBERS**

**APPROVAL OF MINUTES**

**ADJOURNMENT**

**LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**