



# City of Pittsburgh City Council

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

## Municipal Record

*Proceedings of the Council of the City of Pittsburgh*

### **ONE-HUNDRED THIRTY-SEVENTH COUNCIL**

***Darlene M. Harris, President***

***Council Members: Rev. Ricky V. Burgess, 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***

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Wednesday, September 4, 2013

10:00 AM

Council Chambers

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## **ROLL CALL**

Present: 8 - Rev. Burgess, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

## **PLEDGE OF ALLEGIANCE**

## **PROCLAMATIONS**

Bill No.

[2013-1827](#)

THEREFORE BE IT RESOLVED that the City of Pittsburgh does hereby commend Sister Janice Vanderneck of the Sisters of St. Joseph and all of the devoted volunteers who give and have given of their time, energy, and resources to make Casa San Jose a reality; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare September 13, 2013 to be Sister Janice Vanderneck and Casa San Jose Day in the City of Pittsburgh.

**SPONSOR(S): NATALIA RUDIAK AND ALL MEMBERS**

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

Bill No.

[2013-1828](#)

THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby congratulate the workers who are striving to transform UPMC, an institution with immense wealth and great influence, to one that is accountable to the needs of our broader community, inspiring our whole City through their conviction and resolve.

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare its support for the September 7, 2013 UPMC: Stop Bullying Pittsburgh march and rally.

**SPONSOR(S): NATALIA RUDIAK, DARLENE HARRIS AND ALL MEMBERS**

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

Bill No.

[2013-1829](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and commend The Heitz 61 Memorial Foundation for its mission to memorialize the spirit and strength of Ryan Heitzenrater and congratulates the Foundation on its first exciting fundraiser to raise dollars to provide scholarships for higher education; and,

BE IT FURTHER RESOLVED, , that the Council of the City of Pittsburgh does hereby declare September 6-8, 2013, to be "THE HEITZ 61 MEMORIAL FOUNDATION DAYS "in the City of Pittsburgh.

**SPONSOR(S): COREY O'CONNOR AND ALL MEMBERS**

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

Bill No.

[2013-1830](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and commend the National Ovarian Cancer Coalition - Pittsburgh Chapter - for their commitment and diligence in educating the community on early detection and treatment of ovarian cancer and congratulates the Chapter on their successful Run/Walk to Break the Silence on Ovarian Cancer ; and,

BE IT FURTHER RESOLVED, , that the Council of the City of Pittsburgh does hereby declare September 2013, to be " OVARIAN CANCER AWARENESS MONTH" in the City of Pittsburgh.

**SPONSOR(S): COREY O'CONNOR AND ALL MEMBERS**

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

Bill No.

[2013-1831](#)

NOW, THEREFORE BE IT RESOLVED, the City of Pittsburgh recognizes Betty Riele's dedication to sharing her love of music through her teaching and performance; and,

NOW, THEREFORE BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare September 4, 2013 to be "Betty Riele Day" in the City of Pittsburgh.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No.

[2013-1832](#)

THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh, commends IRETA for all they do to provide information, technical assistance and educational resources to policy makers, physical and behavioral healthcare providers, educators, consumers and their families; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Wednesday, September 4th, 2013 to be National Alcohol and Drug Addiction Recovery Month Day in the City of Pittsburgh and encourages all citizens to support treatment and recovery support programs throughout the rest of this year and beyond.

**SPONSOR(S): BRUCE A. KRAUS AND ALL MEMBERS**

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

Bill No.

[2013-1833](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the After School Academy Program at Pittsburgh Langley K-8 for the enrichment opportunities provided to our youth; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, September 4, 2013, to be "After School Academy Appreciation Day" in the City of Pittsburgh.

**SPONSOR(S): THERESA SMITH AND ALL MEMBERS**

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

Bill No.

[2013-1834](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Macaila Ziolkowski for her great achievement and dedication to the sport of soapbox racing; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Wednesday, September 4, 2013, to be "Macaila Ziolkowski Day" in the City of Pittsburgh.

**SPONSOR(S): THERESA SMITH AND ALL MEMBERS**

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

Bill No.

[2013-1835](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby celebrate Mary & David's 60 years of matrimony; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Sunday, August 25, 2013, to be "Mary A. and David C. Gouch Day" in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No.

[2013-1836](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Bev Smith for her contribution and commitment to the community; and,

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare

August 28-August 31, 2013, to be "Bev Smith Week" in the City of Pittsburgh.

**SPONSOR(S): R. DANIEL LAVELLE, REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No.

[2013-1837](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby honor and celebrate Ms. Iyanla Vanzant; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby

declare Saturday, August 23, 2013, to be “Dr. Iyanla Vanzant Day” in the City of Pittsburgh.

**SPONSOR(S): R. DANIEL LAVELLE, REVEREND RICKY V. BURGESS  
AND ALL MEMBERS**

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

Bill No.

[2013-1838](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the 2013 Women of Distinction honorees; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, August 24, 2013, to be “Women of Distinction Day” in the City of Pittsburgh.

**SPONSOR(S): REVEREND RICKY V. BURGESS AND ALL MEMBERS**

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

Bill No.

[2013-1839](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby declare September 4, 2013 to be “Reverend George Thomas Woodruff” in the City of Pittsburgh.

**SPONSOR(S): R. DANIEL LAVELLE AND ALL MEMBERS**

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

Bill No.

[2013-1840](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize Kansas and Rich Engler for their contribution to improving our community through the power of music; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare August 17, 2013 to be “Kansas Appreciation Day” in the City of Pittsburgh.

**SPONSOR(S): WILLIAM PEDUTO AND ALL MEMBERS**

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

Bill No.

[2013-1841](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Ms. Marian Streiff for her dedication and passion to literacy in the City of Pittsburgh by providing exceptional service to the Carnegie Library of Pittsburgh, REAM Recreation Center and surrounding communities; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Monday, August 19, 2013, to be “Marian Streiff Day” in the City of Pittsburgh.

**SPONSOR(S): THERESA SMITH AND ALL MEMBERS**

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

## **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 Three Thousand  
[2013-1821](#) Eight Hundred Seventy-One Dollars and Eighty-Three Cents (\$3,871.83), in favor of Edgar C. Lee, 356 Renova Street, Pittsburgh, PA 15207, releasing and discharging the City of Pittsburgh from direct liability in any and all claims in the civil action filed at MJ-05236-CV-000077-2013 in the Magisterial District Court 05-2-36, and arising from an alleged incident on March 25, 2013 in the City of Pittsburgh.

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

**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No. Resolution amending Resolution No. 475, effective July 18, 2013, entitled: Amending  
[2013-1816](#) the Capital Budget and providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2012 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to reprogram funds within City Council and within the Mayor's Office. City Council: from "My Brother's Keeper" (-\$2,000.00), and transfer these funds to "Isaiah Project" (+\$2,000.00); Mayor's Office: from "My Brother's Keeper" (-5,000.00), and transfer these funds to "Isaiah Project" (+5,000.00).

**SPONSOR(S): BRUCE A. KRAUS**

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

Bill No. Resolution amending Resolution No. 511, effective July 18, 2013, entitled, "Providing  
[2013-1817](#) for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, so as to reprogram funds within City Council from: "My Brother's Keeper" (-\$2,000.00), and transfer these funds to "Isaiah Project" (+\$2,000.00).

**SPONSOR(S): BRUCE A. KRAUS**

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

Bill No. Resolution amending Resolution No. 69, Effective February 8, 2013, entitled:  
[2013-1818](#) "Providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, so as to transfer funds within the Mayor's Office from: "My Brother's Keeper" (-\$5,000.00) and transfer these funds to the "Isaiah Project" (+\$5,000.00).

**SPONSOR(S): BRUCE A. KRAUS**

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

Bill No.

[2013-1822](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Garbage Collection Agreement and an accompanying Equipment Lease with the Housing Authority of the City of Pittsburgh pertaining to the City's provision of collection and disposal services in exchange for the lease of certain refuse collection equipment from the Authority.

**Read and referred to Public Works Committee****COUNCILMAN R. DANIEL LAVELLE PRESENTS:**

Bill No.

[2013-1814](#)

Resolution amending Resolution No. 338, effective May 17, 2013, entitled: "Resolution providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2006 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories; "so as to transfer funds within City Council from: "Nego Gato, Inc." (-5,000.00) and "Police Zone 3 Quality of Life Patrols" (-203.37) and transfer these funds to "ACH Clear Pathways" (+\$5,000.00) and "Grandview Lions Club" (+203.37).

**SPONSOR(S): R. DANIEL LAVELLE AND THERESA SMITH****Read and referred to Land Use and Economic Development Committee**

Bill No.

[2013-1815](#)

Resolution amending Resolution No. 337, effective May 17, 2013, entitled: "Resolution providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment and/or rehabilitation of neighborhood facilities and the benefit of residents of the City of Pittsburgh; and further, authorizing various City Departments to enter into contract or contracts or use existing contract or contracts for street paving, the purchase of equipment and/or furniture and other related costs at a costs not to exceed \$948,400.00" so as to transfer funds in City Council from: "Nego Gato, Inc." (-5,000.00) and "Police Zone 3 Quality of Life Patrols" (-203.37) and transfer these funds to "ACH Clear Pathways" (+\$5,000.00) and "Grandview Lions Club" (+203.37).

**SPONSOR(S): R. DANIEL LAVELLE AND THERESA SMITH****Read and referred to Land Use and Economic Development Committee**

Bill No.

[2013-1826](#)

Ordinance Amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from RM-M, Residential Multi-Unit, Moderate Density District to UI, Urban Industrial District, approximately 26 acres of property having frontage along the northwesterly side of Broadhead Fording Road; in the 28th Ward.

**Read and referred to Land Use and Economic Development Committee****COUNCILMAN COREY O'CONNOR PRESENTS:**

Bill No. Resolution authorizing the Mayor and the Director of City Planning to enter into an agreement or agreements or contract or contracts with Hazelwood Initiative to create and distribute a neighborhood publication. Cost not to exceed \$25,000.

[2013-1825](#)

**SPONSOR(S): COREY O'CONNOR**

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

**COUNCILMAN WILLIAM PEDUTO PRESENTS:**

Bill No. Resolution providing for an Agreement(s) and Contract(s) with the Minority Education Labor Agency to provide pre-apprentice training in the construction trades to individuals from under represented ethnic groups to assist in improving entry level positions in the labor unions. The cost there of is not to exceed \$50,000.00.

[2013-1823](#)

**Read and referred to Human Resources Committee**

**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No. Resolution amending Resolution No. 571, effective August 12, 2013, entitled, "Providing for an Agreement or Agreements with various community organizations for operational/administrative expenses, maintenance, purchase of equipment; and/or rehabilitation of neighborhood facilities; and for administrative/operational costs, maintenance, purchase of equipment, and/or rehabilitation of neighborhood facilities of various departmental programs/projects for the benefit of residents of the City of Pittsburgh, so as to reprogram funds in City Council from: "Zone 3 Quality of Life Patrols" (-9,797.00), and "Neighborhood Learning Alliance" (-3,499.63), and transfer these funds to "Grandview Lions Club" (+\$5,796.63), Sheraden United Methodist Kidz Club (+6,000.00) and "Saint Andrews Lutheran Church/East Carnegie" (+1,500.00)

[2013-1819](#)

**SPONSOR(S): THERESA SMITH**

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

Bill No. Resolution amending Resolution No. 569, effective August 12, 2013, entitled: Amending the Capital Budget and providing for the filing of a Community Development statement by the City of Pittsburgh with the U.S. Department of Housing and Urban Development for a grant in connection with the 2013 Community Development Block Grant Program; providing for the execution of grant contracts and for the filing of other data providing for required assurances; providing for execution of payment vouchers on letter of credit and for certification of authorized signature; the deposit of the funds in a bank account and providing for the payment of expenses within categories, so as to reprogram funds within City Council City Council: from "Police Zone 3 Quality of Life Patrols" (-\$9,797.00), and "Neighborhood Learning Alliance" (-3,499.63) and transfer these funds to "Grandview Lions Club" (+\$5,796.63), "Sheraden United Methodist Kidz Club" (+6,000.00) and "Saint Andrews Lutheran Church/East Carnegie" (+1,500.00).

[2013-1820](#)

**SPONSOR(S): THERESA SMITH**

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

**COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No.

**2013-1811**

Resolution requesting the approval of an inter-municipal transfer of restaurant liquor license, License No. R-4496 from The Estate of Gloria B. Payne, 7714 Edgewood Avenue, Swissvale, PA 15218, to the Applicant, PAFC, Ltd., for the premises located at 308 Forbes Avenue, Pittsburgh, PA 15222, restaurant known as Penn Avenue Fish Co., pursuant to amended Pennsylvania Liquor Code, §4-461.

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

**Read and referred to Intergovernmental Affairs Committee**



Bill No.                      Communication from City Controller Michael Lamb submitting a Fiscal Audit for the  
[2013-1812](#)                      Department of Public Safety, Bureau of Police, Public Safety Training Trust Fund  
   (PSTTF), dated August, 2013.

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

Bill No.                      Resolution submitting the names of Karen McLellan (current member) and Jackie  
[2013-1813](#)                      Deloplaine for consideration by the Mayor for an appointment to fill the City Council  
   law enforcement professional seat on the Citizen Police Review Board, and also  
   submitting the names of Paul S. Homick, Esq. (current member), Charles Rogers,  
   Bridget Ridge, Joe Osbourne, Elwin Green and Brandon Trombatt to fill CPRB Seats 3  
   and 4, in accordance with the Pittsburgh City Code, Title Six, Conduct, Article VI,  
   Citizen Police Review Board.

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

## **UNFINISHED BUSINESS**

## **REPORTS OF COMMITTEE - FINAL ACTION**

*None*

## **MOTIONS AND RESOLUTIONS**

## **APPROVAL OF MINUTES**

## **ADJOURNMENT**

## **LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER**