

City of Pittsburgh

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



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Monday, November 25, 2013

10:00 AM

Council Chambers

City Council

**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**

ROLL CALL

Present: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Absent: 1 - Rev. Burgess

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article IX, Property Taxes; Chapter 263, Real Property Tax and Exemption; Section 263.01, Levy and Rate on Lands and Buildings, by fixing the rate of taxation for 2014.

[2013-2073](#)

Read and referred to Committee on Finance and Law

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article VII, Business Related Taxes; Chapter 245, Earned Income Tax; Section 245.03, Declaration and Payment of Tax; subsection (e), Interest for 2014, by fixing the rate of interest on delinquent Earned Income Tax for the year 2014.

[2013-2074](#)

Read and referred to Committee on Finance and Law

Bill No. Ordinance amending the Pittsburgh Code, Title Two, Fiscal; Article VII, Business Related Taxes; Chapter 246, Home Rule Tax; Section 246.03, Declaration and Payment of Tax; subsection (e), Interest for 2014, by fixing the rate of interest on delinquent Home Rule Tax for the year 2014.

[2013-2075](#)

Read and referred to Committee on Finance and Law

Bill No. Resolution providing for a professional services agreement or agreements with Maher Duessel for the performance of the City's Financial Statement including Single Audit for the years ending December 31, 2013, December 31, 2014 and December 31, 2015, at a total cost not to exceed Five Hundred and Three Thousand Eight Hundred Eighty Dollars (\$503,880.00) over three years, chargeable to and payable from the Department of Finance Miscellaneous Services Account, Budget Years 2014, 2015 and 2016.

[2013-2076](#)

Read and referred to Committee on Finance and Law

Bill No. 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.

[2013-2077](#)

ITEMS A through D.

A: 134 Hazelwood, B: 402 Saline, C: 534 Griffin, D: 414 Fairywood

Read and referred to Committee on Finance and Law

Bill No.

[2013-2078](#)

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 R. A: 2003 Forbes; B: 2015-17 Forbes; C: 2021 Forbes; D: 2025 Forbes; E: 2027 Forbes; F: 2028 Forbes; G: 2029 Forbes; H: 2031 Forbes, I: 2018 Watson, J: 121 Burrows, K: 121 Burrows, L: 3507 Wakefield, M: 179 34th, N: 5159 Stanton, O: 1407 Juniata, P: 4742 Sylvan, Q: 257 Alpine, R: 1423 Boyle.

Read and referred to Committee on Finance and Law

Bill No.

[2013-2079](#)

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 F. A: 112 N. Mathilda, B: 4741 Irvine, C: 218 Helen, D: 312 Oregon, E: 1200 & 1202 High, F: 1464 High

Read and referred to Committee on Finance and Law**COUNCILMAN BRUCE A. KRAUS PRESENTS:**

Bill No.

[2013-2080](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into an Easement and Maintenance Agreement with Ronald J. Kleppick to obtain an easement and right of way for the placement of City-owned fixtures on designated portions of the parcel located in the 10th Ward and identified in the Allegheny County Department of Real Estate as Lot and Block No. 120-J-164, commonly called 5700 Butler Street, City of Pittsburgh, Allegheny County, Pennsylvania, and for access for repair and maintenance for such fixtures.

Read and referred to Committee on Public Works

Bill No.

[2013-2081](#)

Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Ownership and Maintenance Agreement with Bakery Square 2 Agent, LP, transferring certain ownership rights regarding pavement, furniture, lighting, bio retention area, piping, grates and plantings and other infrastructure, as well as certain rights pertaining to installation and maintenance in the Bakery Square 2 Development in the Seventh Ward (7th) Ward, Council District 8 of the City of Pittsburgh.

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

Bill No.

[2013-2082](#)

Resolution changing the names of various streets in the East Liberty neighborhood as per recommendation by the City of Pittsburgh Addressing Committee (CPAC). The names of Penn Circle North, Penn Circle South, Penn Circle East, Penn Circle West, and a portion of Collins Street shall be renamed in accordance With the Pittsburgh Code, Title Four, Public Places and Property, Chapter 420 Uniform Street Naming and Addressing.

Read and referred to Committee on Land Use and Economic Development**COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS:**

Bill No. Resolution adopting official sewage facilities plan for the Morrow Park City
[2013-2083](#) Apartments at 5210 Liberty Avenue, Pittsburgh, PA 15224.

Read and referred to Committee on Intergovernmental Affairs

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2013-2084](#) Facilities Plan for Embassy Suites at the Oliver Building, located at 535 Smithfield Street, Pittsburgh, Pennsylvania, 15222.

Read and referred to Committee on Intergovernmental Affairs

Bill No. Resolution approving Execution of a Contract for Disposition by Sale of Land by and
[2013-2085](#) between the Urban Redevelopment Authority of Pittsburgh and Artice Coleman for the Sale of Block 22-K, Lot 287, in the 21st Ward of the City of Pittsburgh - Council District No. 6 (1422 N. Franklin Street - Sideyard)

Read and referred to Committee on Intergovernmental Affairs

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 November 20, 2013 with an
[2013-2068](#) Affirmative Recommendation.

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

Bill No. Resolution further amending Resolution No. 74, effective February 29, 2012 entitled
[2013-2037](#) "Providing for an Agreement or Agreements, or use of existing Agreements and/or a Contract or Contracts, or use of existing Contracts, and for the purchase of materials, supplies, equipment, and/or services for various projects in connection with the City Council Neighborhood Needs Program; and providing for the payment of the costs thereof", by transferring \$100,000 to East Liberty Development Inc for the purpose of hiring a consultant and doing minor capital projects, and further transferring the remaining unspent funds into a District 9 Neighborhood Needs holding fund. Total of all projects is not to exceed \$264,758.42.

SPONSOR(S): REVEREND RICKY V. BURGESS

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Rev. Burgess

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2013-2069](#) Report of the Committee on Public Safety Services for November 20, 2013 with an Affirmative Recommendation.

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

Bill No. [2013-1259](#) Resolution authorizing the Chief of the Bureau of Police to adopt a minimum staffing policy, and further mandating an automatic promotional timeline.

SPONSOR(S): THERESA SMITH AND DARLENE M. HARRIS

A motion was made to waive the Rules of Council for a verbal amendment. The motion carried.

A motion was made that this matter be AMENDED. The motion carried.

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Rev. Burgess

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

Bill No. [2013-2070](#) Report of the Committee on Land Use and Economic Development for November 25, 2013 with an Affirmative Recommendation.

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

Bill No. [2013-2038](#) Resolution further amending and supplementing Resolution No. 855 of 2011, entitled "adopting and approving the 2012 capital budget and the 2012-2017 Capital Improvement Program" by transferring \$100,000 to East Liberty Development Inc for the purpose of hiring a consultant and doing minor capital projects, and further transferring the remaining unspent funds into a District 9 Neighborhood Needs holding fund.

SPONSOR(S): REVEREND RICKY V. BURGESS

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. Report of the Committee on Urban Recreation for November 20, 2013 with an
[2013-2071](#) Affirmative Recommendation.

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

Bill No. Resolution renaming the former Overlook Trail located in Riverview Park as the
[2013-2048](#) Himmelstein Trail and erecting a standard trail sign along Riverview Drive.

SPONSOR(S): DARLENE M. HARRIS

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

COUNCIL PRESIDENT DARLENE M. HARRIS PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. Report of the Committee on Intergovernmental Affairs for November 20, 2013 with an
[2013-2072](#) Affirmative Recommendation.

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

Bill No. Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an
[2013-2033](#) application for financial assistance for the Wood Street Commons project in the amount of \$500,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of the project in FY 2013-2014. (Council District 6).

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No.

[2013-2034](#)

Resolution authorizing a 2013-2014 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 Wood Street Commons project. (Council District 6).

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No.

[2013-2035](#)

Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application for financial assistance for the Miller/Reed For-Sale Homes project in the amount of \$500,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of the project in FY 2013-2014. (Council District 6).

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith
Noes: 0
Abstentions: 0
Absent: 1 - Rev. Burgess

Bill No.

[2013-2036](#)

Resolution authorizing a 2013-2014 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 Miller/Reed For-Sale Homes project. (Council District 6).

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Rev. Burgess

Bill No.

[2013-2058](#)

Resolution amending Resolution 612, effective 9-24-2013, entitled, "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, pursuant to amended Pennsylvania Liquor Code, §4-461" by changing the name of the Applicant from PAFC, Ltd. to Penn Avenue Fish Company, Inc.

SPONSOR(S): DARLENE M. HARRIS

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

Votes: Ayes: 7 - Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mr. Peduto, Ms. Rudiak and Mrs. Smith

Noes: 0

Abstentions: 0

Absent: 1 - Rev. Burgess

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBER - REV. BURGESS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER