

City of Pittsburgh

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



MEETING MINUTES

Proceedings of the Council of the City of Pittsburgh

Tuesday, January 28, 2014

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**

Linda M. Johnson-Wasler, City Clerk

Mary Beth Doheny, Deputy City Clerk

ROLL CALL

Present: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No.

[2014-0064](#)

THEREFORE BE IT RESOLVED that husband, father, grandfather, and great-grandfather Tony Ferrieri of Brookline is treasured as a skilled designer and a director of stagecraft and recognized for his long career supporting and enriching the dramatic arts within the City; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Tuesday, January 28, 2014 to be Tony Ferrieri 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.

[2014-0065](#)

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby congratulate the AGH-Northside Partnership on its 25th, silver anniversary; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare Thursday, January 30, 2014, to be "AGH-Northside Partnership Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE M. HARRIS AND ALL MEMBERS

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

Bill No.

[2014-0066](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby recognize and congratulate the Sarah Heinz House Advanced Robotics Program for their success, and wishes them good luck as they advance in competition; and

BE IT FURTHER RESOLVED that Council of the City of Pittsburgh does hereby declare Tuesday, January 28, 2014 to be "Sarah Heinz House Advanced Robotics Program Day" in the City of Pittsburgh.

SPONSOR(S): DARLENE M. HARRIS AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

Bill No. Resolution providing for the issuance of a Three Thousand Three Hundred
[2014-0048](#) Seventy-Five dollar (\$3,375.00) warrant in favor of John F. Delaney, M.D., 1380 Old
Freeport Rd, Pittsburgh, PA 15238, for payment of professional services rendered in
Raymond Burke, et al. vs. City of Pittsburgh, Common Pleas Court of Allegheny
County, No. GD11-008932, arising from an alleged incident that occurred on June 12,
2009.

Read and referred to Committee on Finance and Law

Bill No. Resolution providing for the issuance of a Three Thousand Twenty Dollar and
[2014-0049](#) Eighty-Seven Cent (\$3,020.87) warrant in favor of Elliot Newman, Arbitrator, 687
State Route 30, Clinton, PA 15026, for payment of professional services rendered in
rendered in connection with the Police Officer Garrett Brown Arbitration matt

Read and referred to Committee on Finance and Law

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2014-0050](#) Facilities Plan for S Bar, 1715 East Carson Street, Pittsburgh, PA, 15203.

Read and referred to Committee on Intergovernmental Affairs

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2014-0051](#) Facilities Plan for Doughboy Lofts at 3345 Penn Avenue, Ward 6, Pittsburgh PA
15201.

Read and referred to Committee on Intergovernmental Affairs

Bill No. Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage
[2014-0052](#) Facilities Plan for Smallman Hotel Associates, L.P., 5500 Walnut Street, Suite 300,
Pittsburgh, PA 15232.

Read and referred to Committee on Intergovernmental Affairs

Bill No. Ordinance supplementing the Pittsburgh City Code, Title One, Administrative,
[2014-0053](#) Chapter 120, to create the Department of Innovation and Performance to encompass
current City Information Systems employees, responsibilities, and functions in order to
formalize the status of the Department and set roles, responsibilities, and functions for
its Director.

Read and referred to Committee on Finance and Law

Bill No. Ordinance amending the Pittsburgh City Code, Title One, Administrative, Chapter
[2014-0054](#) 121, Finance, Section 121.02, Powers and Duties of Director of Finance, to eliminate
the Bureau of Procurement, Fleet, and Asset Services and to transfer current Bureau of
Procurement, Fleet, and Asset Services employees, responsibilities, and functions into
the Office of Management and Budget.

Read and referred to Committee on Finance and Law

Bill No. Ordinance amending the Pittsburgh City Code, Title One, Administrative, Article
[2014-0055](#) Three, Organization, Chapter 147, Department of Equal Opportunity.

Read and referred to Committee on Finance and Law

Bill No. Ordinance amending the Pittsburgh City Code, Title One, Administrative, Article
[2014-0056](#) Nine, Boards, Commissions and Authorities, Chapter 177A, Equal Opportunity
Review Commission.

Read and referred to Committee on Finance and Law

Bill No. Resolution amending resolution number 794 of 2013 entitled "Making Appropriations
[2014-0057](#) 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, 2014" and
further reopening the 2014 Operating budget

Read and referred to Committee on Finance and Law

Bill No. Resolution amending resolution number 795 of 2013 entitled "Resolution fixing the
[2014-0058](#) number of officers and employees of the City of Pittsburgh, and the rate of
compensation thereof, and setting minimum levels for designated positions" by
reopening the 2014 Operating Budget

Read and referred to Committee on Finance and Law

Bill No. Resolution authorizing the Mayor and the Director of Personnel to make all required
[2014-0059](#) expenditures related to the Severance Incentive Program

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

Bill No. Resolution appointing Lourdes Sanchez Ridge, of 825 Morewood Avenue, #PH2,
[2014-0060](#) Pittsburgh, PA 15213, as Chief Legal Officer and City Solicitor of the City of
Pittsburgh. This appointment shall take effect upon confirmation by Pittsburgh City
Council.

Held, Pending Interview to Committee on Hearings

Bill No. Resolution appointing Debra Lam, of 905 Liberty Avenue, #4, Pittsburgh, PA 15222,
[2014-0061](#) as Chief Innovation and Performance Officer and Director. This appointment shall
take effect upon confirmation by Pittsburgh City Council.

Held, Pending Interview to Committee on Hearings

Bill No. Ordinance supplementing the Pittsburgh City Code, Title One, Administrative,
[2014-0063](#) Chapter 113, Mayor, to add language formalizing the Office of Management and
Budget, outlining the Office's duties and responsibilities, and requiring that the
Office's Director be confirmed by Pittsburgh City Council.

SPONSOR(S): BRUCE A. KRAUS

Read and referred to Committee on Finance and Law

Bill No. Communication from Mayor William Peduto submitting an Executive Order regarding
[2014-0062](#) city policy of parking passes for city and authority employees.

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

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

Bill No. [2014-0043](#) Report of the Committee on Finance and Law for January 22, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0005](#) Resolution to enact a Severance Incentive Program for eligible full-time nonunion, non-uniformed employees.

SPONSOR(S): THERESA KAIL-SMITH

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

A motion was made that this matter be RECOMMITTED to the Committee on Finance and Law. The motion failed by the following vote:

Votes: Ayes: 3 - Rev. Burgess, Mrs. Harris and Mr. Lavelle
Noes: 6 - Mr. Gilman, Ms. Gross, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Abstentions: 0

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

Votes: Ayes: 8 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 1 - Mrs. Harris

Bill No. [2014-0006](#) Resolution designating Banks and Lending Institutions to act as Depositories for the year 2014 in accordance with the Pittsburgh Code, Title Two, Fiscal, Article III, Depositories.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

Bill No. [2014-0044](#) Report of the Committee on Public Safety Services for January 22, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0007](#) Resolution authorizing the Director of the Department of Public Safety to enter into a Agreement with the Southwest Pennsylvania Emergency Response Group (Region 13) for the purpose of receiving grant funding in the amount not to exceed \$47,380.00 to reimburse the City for personnel expenses for an Emergency Management Planner/Specialist

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

Bill No. [2014-0045](#) Report of the Committee on Public Works for January 22, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0009](#) Resolution vacating an Unnamed, unopened, 30 foot wide street, off East Sycamore Street in the 18th Ward, 3rd Council District of the City of Pittsburgh.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No. [2014-0032](#) Resolution providing for an Agreement or Agreements or the use of existing Agreements, providing for a Contract or Contracts or the use of existing Contracts, providing for repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the investigation, design, and construction of CBD (Central Business District) Signal Upgrades throughout the City; and providing for the payment of the costs thereof \$4,000,000.00.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

COUNCILMAN REV. RICKY BURGESS PRESENTS COMMITTEE ON HUMAN RESOURCES

Bill No. [2014-0046](#) Report of the Committee on Human Resources for January 22, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0010](#) Resolution to amend Resolution No. 438 of 2013, entitled "Providing for the authorization to make all legitimate expenditures for payments and agreements or agreements with various agencies for job development and employment services necessary to implement the 2013 Neighborhood Employment Program, and providing the periodic transfer of funds to be used in the Neighborhood Employment Program", by increasing the project allocation by \$50,000.00 from \$100,000.00 to \$150,000.00.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No. [2014-0011](#) Resolution to amend Resolution No. 439 of 2013, entitled "Providing the authorization to make all legitimate expenditures for payments and agreements or agreements with various agencies to provide job development and employment services, wages and fringe benefits for supervisor, staff, workers' compensation, unemployment compensation, vocational skills training and on-the-job training, outreach, recruitment costs and administrative expenditures necessary to implement the 2013 Pittsburgh Employment Program; and providing the periodic transfer of funds to be used in the Pittsburgh Employment Program", by increasing the project allocation by \$50,000.00 from \$100,000.00 to \$150,000.00.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No. [2014-0012](#) Resolution amending Res. No. 440 of 2013, entitled "Providing the authorization to make all legitimate expenditures for payments and agreements or agreements with various agencies to conduct a summer youth employment program to youth residing in

the City of Pittsburgh, wages and fringe benefits for supervisor/participant/administrative staff, workers' compensation, unemployment compensation, participant physicals, transportation, copier and supplies, and administrative expenditures necessary to implement the 2013 Pittsburgh Partnership Summer Youth Program; and providing the periodic transfer of funds to be used in the Pittsburgh Partnership Youth Program for payment of cost thereof, cost not to exceed \$650,000.00.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No.

[2014-0013](#)

Resolution providing for Professional Services Agreement(s) and/or Contract(s) with Ceridian HCM, Inc. for the purpose of on-going payroll processing services, payroll tax filing services, application outsourcing services and related support services. Cost not to exceed Three Hundred Fifty Thousand Dollars (\$350,000.00).

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No.

[2014-0014](#)

Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contracts with consultants and/or service providers for professional services in connection with Civil Service and MPOETC required assessment and evaluation of Public Safety candidates, and providing for payment of the cost thereof not to exceed \$68,180.00.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No.

[2014-0015](#)

Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with Community Care Behavioral Health Organization d/b/a UPMC LifeSolutions in connection with the administration and provision of mental health and counseling services for the City of Pittsburgh's Employee Assistance Program for current employees and their family/household members, and providing for the payment of the cost thereof not to exceed One Hundred Forty One Thousand Seven Hundred Dollars (\$141,700.00).

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No.

[2014-0016](#)

Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with UPMC Mercy in connection with the administration and evaluation of medical examinations and related tests and procedures for the Civil Service Commission's medical examination program for current and prospective employees for employment and promotion and providing for the payment of the cost thereof not to exceed Seven Hundred Twenty Thousand Dollars (\$720,000.00)

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No.

[2014-0017](#)

Resolution providing that the City of Pittsburgh enter into a Professional Services Agreement(s) and/or Contract(s) with UPMC Benefits Management Services, Inc. D/B/A Work Partners for the purpose of ensuring that on-going medical care and case management is provided to City of Pittsburgh employees who require treatment for service related injuries and/or illness pursuant to the Pennsylvania Workers' Compensation Act toward a goal of returning employees to work as soon as they are medically able to return and providing for the payment of the cost thereof not to exceed \$4,375,000.00.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

Bill No.

[2014-0018](#)

Resolution providing authorization for the City of Pittsburgh and the Urban Redevelopment Authority of Pittsburgh to enter into an Agreement(s) for the City to provide administrative services associated with the health care plan for the Urban Redevelopment Authority of Pittsburgh.

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

Votes: Ayes: 9 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

Bill No. [2014-0047](#) Report of the Committee on Urban Recreation for January 22, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0024](#) Resolution authorizing the Mayor and the Directors of the Department of Parks and Recreation and the Department of Public Works to enter into a Project and License Agreement with the Pittsburgh Parks Conservancy in connection with capital improvements to and the use of office space and with the use of trailers in Frick Park for Frick Environmental Center programming.

SPONSOR(S): COREY O'CONNOR

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

Votes: Ayes: 7 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak and Mr. Kraus
Noes: 2 - Mrs. Harris and Mrs. Kail-Smith
Abstentions: 0

MOTIONS AND RESOLUTIONS

AT THE REQUEST OF COUNCILWOMAN SMITH AND RUDIAK:

Motion for a Cablecast Post Agenda on Heroin Overdose Problems

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER