

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, June 30, 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**

Mary Beth Doheny, City Clerk

ROLL CALL

Present: 8 - Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Absent: 1 - Rev. Burgess

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

Bill No. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh declares
[2014-0607](#) Tuesday, July 1, 2014 "American Outlaws Pittsburgh Day" in the City of Pittsburgh.

SPONSOR(S): DAN GILMAN AND ALL MEMBERS

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

Bill No. BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby
[2014-0608](#) declare , Monday, June 30, 2014, to be "Jason Friss Day" in the City of Pittsburgh.

SPONSOR(S): THERESA KAIL-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 providing for the City of Pittsburgh to receive grant funding based on the
[2014-0600](#) filing of applications with the Commonwealth of Pennsylvania Department of Public Welfare for grants in connection with the Joint Jobs Initiative Program Employment Advancement and Retention Network (EARN).

Read and referred to Committee on Human Resources

Bill No. Resolution further amending Resolution No.796, effective, January 1, 2014, as
[2014-0601](#) amended, entitled "Adopting and approving the 2014 Capital Budget and the 2014 Community Development Block Grant Program; and approving the 2014 through 2019 Capital Improvement Program," by creating the "Pittsburgh Summer Youth Employment Program" to be funded by a \$500,000 transfer from Personnel's Operating Budget.

Read and referred to Committee on Human Resources

Bill No. Resolution providing the authorization to make all legitimate expenditures for
[2014-0602](#) 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 2014 Pittsburgh

Summer Youth Employment Program; and providing the periodic transfer of funds to be used in the 2014 Pittsburgh Summer Youth Employment Program for payment of cost thereof, cost not to exceed \$1,150,000.00.

Read and referred to Committee on Human Resources

Bill No.

[2014-0603](#)

Resolution 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 2014 Neighborhood Employment Program, and providing the periodic transfer of funds to be used in the 2014 Neighborhood Employment Program for payment of cost thereof, cost not to exceed \$150,000.00.

Read and referred to Committee on Human Resources

Bill No.

[2014-0604](#)

Resolution 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 2014 Pittsburgh Employment Program; and providing the periodic transfer of funds to be used in the 2014 Pittsburgh Employment Program, and for payment of cost thereof, cost not to exceed \$150,000.00

Read and referred to Committee on Human Resources

COUNCILMAN DAN GILMAN PRESENTS:

Bill No.

[2014-0605](#)

Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Pittsburgh Housing Development Corporation located at 908, 910, 912 and 916 Bryn Mawr Road and 905 Anaheim Street, Pittsburgh, PA 15219.

Read and referred to Committee on Intergovernmental Affairs

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

Bill No.

[2014-0595](#)

Resolution authorizing the Mayor, on behalf of the City of Pittsburgh, to accept a grant from Peoples Gas in the amount of Fifteen Thousand Dollars (\$15,000) and from PNC Foundation in the amount of Ten Thousand Dollars (\$10,000) for the City's "Love Your Block" Program and further authorizing the Mayor, on behalf of the City of Pittsburgh, to enter into mini-grant reimbursement agreements with qualified nonprofit organizations to complete block revitalization projects for the City's Love Your Block Program.

Read and referred to Committee on Finance and Law

Bill No.

[2014-0596](#)

Resolution authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Campbell, Durrant, Beatty, Palombo, and Miller, P.C. to provide professional legal services and expert advice for collective bargaining and/or interest arbitration, plus representation of the City of Pittsburgh in the lawsuit filed by the International Association of Fire Fighters (IAFF) regarding the City's status under the Act 47 plan (case no. 235 MD 2014), as well as expert legal services with regard to separate collective bargaining matters involving other City unions.

Read and referred to Committee on Finance and Law

Bill No. Resolution amending Resolution 734 of 2013 to authorize an increase in compensation for Leaetta M. Hough, PhD, President of the Dunnette Group, Ltd., for expert consulting services associated with the case Foster and Sharp vs. City of Pittsburgh Bureau of Police (2:12-cv-1207).

[2014-0597](#)

Read and referred to Committee on Finance and Law

Bill No. Resolution providing for the issuance of a warrant in the total sum of Five Thousand Two Hundred Fifty Dollars (\$5,250.00) in favor of Thaddeus Mielcarek, Sr. and Joanne Mielcarek and their attorneys, the Scott Law Offices, c/o Virginia Spencer Scott, Esquire, Scott Law Offices, 1110 Centre City Tower, 650 Smithfield Street, Pittsburgh, PA 15222, releasing and discharging the City of Pittsburgh from all liability arising from any and all claims in the civil action filed in the Court of Common Pleas of Allegheny County, Pennsylvania at GD 11-009863, for personal injuries and damages arising from a defect in Dilworth Street (a City right-of-way) on or about August 29, 2009.

[2014-0598](#)

Read and referred to Committee on Finance and Law**COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:**

Bill No. Resolution providing for a Contract or Contracts or the use of existing Contracts; providing for an Agreement or Agreements or the use of existing Agreements; providing for the design, repairs, maintenance, improvements, emergencies and/or the purchase of materials, equipment and supplies in connection with the rehabilitation of the Heth's Run valley; at a cost not to exceed \$200,000.00.

[2014-0599](#)

Read and referred to Committee on Public Works

Bill No. Ordinance supplementing the Pittsburgh Code of Ordinances, Title One: Administrative, Article III: Organization, Chapter 139 Department of Parks and Recreation, by adding § 139.04. Swimming Pool Policies.

[2014-0606](#)

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

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

Read and referred to Committee on Urban Recreation**UNFINISHED BUSINESS****REPORTS OF COMMITTEE - FINAL ACTION****COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW**

Bill No. Report of the Committee on Finance and Law for June 25, 2014 with an Affirmative Recommendation.

[2014-0593](#)

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

Bill No.

[2014-0554](#)

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 H. A: 5121 Rosetta, B: 5148 Hillcrest, {C: 5258 Duncan - DELETED}, D: 1022-24 Lincoln, E: 503-505 Hazelwood, F: 640 Lillian, G: 19 Woessner, H: 115 Charles Street

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

Votes: Ayes: 7 - Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Gilman
Absent: 1 - Rev. Burgess

Bill No.

[2014-0555](#)

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.
ITEMS A through H. A: 5113 Poe, B: 7328 & 7326 Bennett, C: 7911 Tioga, D: 432 Kathleen, E: 819 Southern, F: 1205 Haslage, G: 510 Armandale, H: 144 Elmont
COUNCIL DISTRICT: 2

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

Votes: Ayes: 7 - Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Gilman
Absent: 1 - Rev. Burgess

Bill No.

[2014-0556](#)

Resolution repealing items in Resolutions approved on various dates, authorizing the sale of properties in various wards of the City of Pittsburgh, in accordance with Act No. 171 of 1984, "Second Class City Treasurer Sale and Collection Act", effective December 11, 1984.
Item A: 5519 Cox.

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

Votes: Ayes: 7 - Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Gilman
Absent: 1 - Rev. Burgess

Bill No.

[2014-0557](#)

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 E.
A: 5127 Kincaid, B: 5130 Kincaid, C: 4924 Dearborn, D: 237 N. Aiken, E: 231 N. Aiken

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

Votes: Ayes: 7 - Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Gilman
Absent: 1 - Rev. Burgess

Bill No.

[2014-0581](#)

Resolution further amending Resolution No. 796, effective, January 1, 2014, as amended, entitled "Adopting and approving the 2014 Capital Budget and the 2014 Community Development Block Grant Program; and approving the 2014 through 2019 Capital Improvement Program," by transferring \$597,777.00 in PAYGO funds from the "TIP Revolving Fund" line item to the "Reconstruction of Forbes Avenue , Phase 1B" line item.

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

Votes: Ayes: 7 - Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Gilman
Absent: 1 - Rev. Burgess

Bill No.

[2014-0582](#)

Resolution providing for an Agreement or Agreements, or the use of existing Agreements, providing for a Contract or Contracts, or use of existing Contracts, and providing for the purchase of materials and supplies in connection with the Reconstruction of Forbes Avenue, Wood Street to Smithfield Street; including Construction Management Services, providing for a Reimbursement Agreement with the Commonwealth of Pennsylvania, Department of Transportation; and further providing for the payment of the costs thereof, at a cost not to exceed \$597,777.00.

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

Votes: Ayes: 7 - Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Gilman
Absent: 1 - Rev. Burgess

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

Bill No. [2014-0594](#) Report of the Committee on Intergovernmental Affairs for June 25, 2014 with an Affirmative Recommendation.

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

Bill No. [2014-0558](#) Resolution amending Resolution No. 113, effective March 25, 2014, entitled “Authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh designating URA as the City's agent for administration of the 2014-2015 HOME Investments Partnership Program” by increasing the amount by \$35,101.00 and the total cost thereof by the same amount to \$1,835,101.00 (Council Districts: All).

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

Votes: Ayes: 7 - Ms. Gross, Mrs. Harris, Mr. Lavelle, Mr. O'Connor, Ms. Rudiak, Mrs. Kail-Smith and Mr. Kraus
Noes: 0
Abstentions: 0
Out of Room: 1 - Mr. Gilman
Absent: 1 - Rev. Burgess

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBER - REV. BURGESS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER