

City of Pittsburgh

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



Meeting Minutes - Final

Tuesday, October 11, 2016

10:00 AM

Council Chambers

City Council

ONE-HUNDRED

THIRTY-NINTH 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 - Kimberly Clark-Baskin, Deputy City Clerk

A. ROLL CALL

Present 8 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

Absent 1 - Mr. O'Connor

B. PLEDGE OF ALLEGIANCE**C. PROCLAMATIONS**

[2016-0852](#)

NOW THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh does hereby oppose HB 2258 and SB 1330; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh, does hereby call upon the Allegheny County delegation of the Pennsylvania House of Representatives and Pennsylvania Senate, as well as Governor Wolf, to join us in opposition to these politically motivated bills that gut the very bedrock upon which our legal system is founded in this country and this Commonwealth and exist only to bankrupt towns while lining the pockets of the gun lobby; and

BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh urges that General Assembly and Governor Wolf to reconsider adopting a statewide lost or stolen handgun reporting requirement (currently circulating in our state House as HB 1020), establishing a uniform system of accountability for missing firearms across the Commonwealth of Pennsylvania.

SPONSORS: MR. KRAUS AND ALL MEMBERS

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

[2016-0853](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby congratulate the Grandview Bakery and Sweet Shop for their 5 years in business and wish them more to come; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, October 11, 2016, to be "**Grandview Bakery and Sweet Shop Day**" in the City of Pittsburgh.

SPONSORS: MRS. KAIL-SMITH AND ALL MEMBERS

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

[2016-0854](#)

THEREFORE BE IT RESOLVED that the City of Pittsburgh does hereby congratulate Barbara Moyer on reaching this milestone and raising her loving family in our fair City; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare October 11, 2016 to be "Barbara Moyer" in the City of Pittsburgh.

SPONSORS: MS. RUDIAK AND ALL MEMBERS

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

[2016-0855](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend Pittsburgh Food Policy Council for their work to bring awareness to food issues via Food Day; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, October 11th, 2016 to be "**Food Day**" in the City of Pittsburgh.

SPONSORS: MS. GROSS AND ALL MEMBERS

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

[2016-0856](#)

NOW, THEREFORE, BE IT RESOLVED, that the Council of the City of Pittsburgh does declare Friday, October 14th, 2016 to be "**Gwen's Girls Day**" in the City of Pittsburgh.

SPONSORS: MRS. HARRIS AND ALL MEMBERS

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

[2016-0857](#)

NOW, THEREFORE, BE IT RESOLVED that the Council of the City of Pittsburgh commends and celebrates the efforts of the Homeless Children's Education Fund and joins them in commemorating Homeless Children's Awareness Week; and,

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare *October 16th to 22th, 2016* to be "**Homeless Children's Awareness Week**" in the City of Pittsburgh.

SPONSORS: MR. KRAUS AND ALL MEMBERS

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

[2016-0858](#)

THEREFORE BE IT RESOLVED that the City of Pittsburgh does hereby applaud the organization Black Women for Positive Change for its advocacy and energy to spread their message of non-violence with programs and activities in communities around the country; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare October 15-23, 2016 to be "Black Women for Positive Change's National Week of Non-Violence" in the City of Pittsburgh.

SPONSORS: MS. RUDIAK AND ALL MEMBERS

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

[2016-0859](#)

THEREFORE BE IT RESOLVED that the City of Pittsburgh does thank the organizers for the blood, sweat and tears that went into bringing this race together; and

THEREFORE BE IT FURTHER RESOLVED that the Council of the City of Pittsburgh does hereby declare October 15, 2016 to be "Hell on Hills Day" in the City of Pittsburgh.

SPONSORS: MS. RUDIAK AND ALL MEMBERS

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

D. PUBLIC COMMENTS

E. PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2016-0846](#)

Ordinance amending the Pittsburgh Code, Title Seven: Business Licensing, Article III: Sales Businesses, Chapter 719: Vendors and Peddlers, by amending subsection 719.04(c):

SPONSORS: MR. GILMAN

Read and referred to the Committee on Public Safety Services

[2016-0847](#) Resolution authorizing and directing the Mayor and Director of Public Works or their designees to issue a Request for Proposals for the removal of metal trolley poles.

SPONSORS: MR. GILMAN

Read and referred to the Committee on Public Works

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2016-0848](#) Resolution providing for an Agreement(s) and Contract(s) with Consultant(s) and Vendor(s) to assist the City in developing plans and studies for the development of a Riverfront Zoning Amendment (RZA), implementation of the Cultural Heritage Plan, and development of Neighborhood Plans and provide for the payment at a cost thereof, not to exceed \$160,000.00

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

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2016-0849](#) Resolution amending Resolution No. 718 of 2015 authorizing the Mayor and the Director of the Department of Public Safety to enter into an amended Professional Services Agreement or Agreements with Cover Your Assets, LLC, for an additional 12 months, at a cost not to exceed \$175,000.00.

Read and referred to the Committee on Public Safety Services

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2016-0850](#) Resolution providing for the issuance of a warrant in the total sum of Thirty-Five Thousand Dollars (\$35,000.00) in favor of Environmental Air, Inc., 1100 McCartney Street, Pittsburgh, PA 15220, releasing and discharging the City of Pittsburgh from all claims arising from alleged damage to property.

Read and referred to the Committee on Finance and Law

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2016-0851](#) Communication from City Councilman Rev. Ricky Burgess, Chair of City Council's Wage Review Committee, submitting the Progress Report, dated October 2016, in accordance with Ordinance 669 of 2015.

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

F. UNFINISHED BUSINESS

[2016-0814](#) Resolution appointing Diamonte Walker, Pittsburgh, PA 15219, as a member of the Board of Directors of the Pittsburgh Land Bank for a term to expire on November 1, 2017.

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

G. REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

[2016-0842](#) Report of the Committee on Finance and Law for October 5, 2016 with an Affirmative Recommendation.

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

[2016-0593](#) Ordinance amending the Pittsburgh Code of Ordinances, Title Two: Fiscal; Article X: Business Related Fees; Chapter 271: Nonresidents Sports Facility Usage Fee, to clarify defined terms, to require the disclosure of any contracts or agreements a publicly funded venue has made with a performing entity, and institute a fine or penalty to the venue for non-compliance.

A motion was made that this matter be RECOMMENDED to the Committee on Finance and Law . The motion carried.

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2016-0843](#) Report of the Committee on Public Works for October 5, 2016 with an Affirmative Recommendation.

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

[2016-0812](#) Resolution vacating a portion of Bushnell Street at Varley Street in the 26th Ward, 1st Council District of the City of Pittsburgh.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

[2016-0813](#) Resolution authorizing the Mayor and the Director of the Department of Public Works to enter into a Cooperation and License Agreement with the Pittsburgh Parks Conservancy regarding maintenance assistance for the City's Mellon Park Walled Garden.

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

COUNCILWOMAN DEBORAH L. GROSS PRESENTS COMMITTEE ON LAND USE & ECONOMIC DEVELOPMENT

[2016-0844](#) Report of the Committee on Land Use and Economic Development for October 5, 2016 with an Affirmative Recommendation.

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

[2016-0716](#) Resolution approving a Conditional Use Application under the Pittsburgh Code, Title Nine, Zoning, Article IV, Chapter 910, Section 910.01.D.1 to BET Investments on behalf of E.V. Bishoff, property owner, for the transfer of Development Rights involving 12 dwelling units from 313 Third Avenue (Parcel 1-H-365) to 319 Third Avenue (parcel 1-H-363), zoned "GT-A" Golden Triangle Subdistrict A, 1st Ward, Council District No. 6

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2016-0845](#) Report of the Committee on Intergovernmental Affairs for October 5, 2016 with an Affirmative Recommendation.

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

[2016-0804](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application for financial assistance for the Choice Neighborhood Homeowner Assistance Program in the amount of \$250,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain programs and projects in FY 2016-2017. (Council District: 9).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

[2016-0805](#) Resolution authorizing a 2016-2017 Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for a grant applied to the Pennsylvania Department of Community and Economic Development Keystone Communities Program for the Choice Neighborhood Homeowner Assistance Program. (Council Districts: 9).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

[2016-0806](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application for financial assistance for the creation of an Accessible Housing Program in the amount of \$250,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain programs and projects in FY 2016-2017. (Council District: ALL).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

[2016-0807](#) Resolution authorizing a 2016-2017 Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for a grant applied to the Pennsylvania Department of Community and Economic Development Keystone Communities Program for the Accessible Housing Program. (Council Districts: All).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

[2016-0808](#) Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an application for financial assistance for the Neighborhood Business District Program in the amount of \$500,000 to the Commonwealth of Pennsylvania Department of Community and Economic Development for the operation and administration of certain programs and projects in FY 2016-2017. (Council District: All).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

[2016-0809](#) Resolution authorizing a 2016-2017 Cooperation Agreement with the Urban Redevelopment Authority of Pittsburgh providing for the designation of the local matching share for a grant applied to the Pennsylvania Department of Community and Economic Development Keystone Communities Program for the Neighborhood Business District Program. (Council Districts: All).

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

Aye: 7 - Rev. Burgess, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Ms. Rudiak,
and Mrs. Kail-Smith

No: 0

Abstain: 0

Out of Room: 1 - Mr. Gilman

Absent: 1 - Mr. O'Connor

I. MOTIONS AND RESOLUTIONS

K. EXCUSE ABSENT MEMBERS - MR. O'CONNOR

L. APPROVAL OF MINUTES

M. ADJOURNMENT

P LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER