City of Pittsburgh

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

Meeting Minutes

Tuesday, February 7, 2017

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

ROLL CALL

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

PLEDGE OF ALLEGIANCE

PROCLAMATIONS

2017-1220

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend the **Dancing Classrooms** Program, the staff and teaching artists who facilitate it and the foundations who support the important lessons that the program promotes and congratulates **Pittsburgh Dilworth** for earning the **"Colors of the Rainbow"** Championship; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, February 7 , 2017 to be ***"DANCING CLASSROOM DAY"*** in the City of Pittsburgh.

SPONSORS: MR. O'CONNOR AND ALL MEMBERS

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

2017-1221

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize the entrepreneurs honored at this year's Classic Events! Black History Celebration.

SPONSORS: MR. LAVELLE AND ALL MEMBERS

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

2017-1222

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh stands in solidarity with the Standing Rock Sioux Tribal Council's preservation efforts; and

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh urges the U.S. Army Corps of Engineers to work in conjunction with the Standing Rock Sioux Tribal Council to revisit permitting for the DAPL and encourage an alternative route.

SPONSORS: MR. O'CONNOR AND ALL MEMBERS

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

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

2017-1196 Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to $1,500,000 for the 3 Crossings - Riverfront Office project. (Council District 7)

Read and referred to the Committee on Intergovernmental Affairs

2017-1197 Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with the URA's application for a Redevelopment Assistance Capital Program grant of up to $1,500,000 for the 3 Crossings - Riverfront Office project. (Council District 7)

Read and referred to the Committee on Intergovernmental Affairs

2017-1198 Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to $1,000,000 for the 7800 Susquehanna Street project. (Council District 9)

Read and referred to the Committee on Intergovernmental Affairs

2017-1199 Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with the URA's application for a Redevelopment Assistance Capital Program grant of up to $1,000,000 for the 7800 Susquehanna Street project. (Council District 9)

Read and referred to the Committee on Intergovernmental Affairs

2017-1200 Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to submit an Application to the Pennsylvania Office of the Budget for a Redevelopment Assistance Capital Program grant of up to $1,000,000 for the Heinz II Development project. (Council District 1)

Read and referred to the Committee on Intergovernmental Affairs

2017-1201 Resolution authorizing a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh in connection with the URA's application for a Redevelopment Assistance Capital Program grant of up to $1,000,000 for the Heinz II Development project. (Council District 1)

Read and referred to the Committee on Intergovernmental Affairs

2017-1202 Resolution authorizing the Urban Redevelopment Authority of Pittsburgh to dissolve the Fulton Building tax increment financing district. (Council District 6)

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

2017-1203 Resolution amending Resolution No. 666, effective November 14, 2016 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 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 the Mayor's Office as a result of an organizational name change from: "Beltzhoover United Front" (-$5,000.00), and transfer these funds to "Urban Kind Institute" (+$5,000.00).

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

2017-1204 Resolution amending Resolution No. 329, Effective June 21, 2016, 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 transfer funds within the Mayor's Office as a result of an organizational name change from: "Beltzhoover United Front" (-$5,000.00); and transfer these funds to "Urban Kind Institute" (+$5,000.00).

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

2017-1205 Resolution amending Resolution No. 674, effective November 14, 2016, 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 2014 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 the Mayor's Office from: "North Boroughs - Sewickley Meals on Wheels/Brighton Heights Meals on Wheels "(-$2,500.00), and "North Boroughs - Sewickley Meals on Wheels/Tri-Hill Valley Meals on Wheels" (-$2,500.00); and transfer these funds to "Prevent Another Crime Today P.A.C.T." (+$5,000.00).

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

2017-1206 Resolution amending Resolution No. 331, effective June 21, 2016, 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 the residents of the City of Pittsburgh, at a cost not to exceed $540,000.00, so as to reprogram funds within the Mayor's Office from: "North Boroughs - Sewickley Meals on Wheels/Brighton Heights Meals on Wheels." (-$2,500.00), and "North Boroughs - Sewickley Meals on Wheels/Tri-Hill Valley Meals on Wheels" (-$2,500.00); and transfer these funds to "Prevent Another Crime today P.A.C.T." (+$5,000.00).

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

2017-1207 Resolution amending Resolution No. 754, effective December 13, 2016, 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 2015 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 the Mayor's Office from: "North Boroughs Sewickley MOW/Brighton Heights (-$2,500.00), and transfer these funds to "Tree of Hope" (+$2,500.00); and to reprogram funds within the Mayor's Office as a result of an organization name change from "Kingsley Association/Larimer Consensus Group" (-$2,500.00), and transfer these funds to "Larimer Consensus Group" ($2,500.00).

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

2017-1208 Resolution amending Resolution No. 325, effective June 21, 2016 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 the residents of the City of Pittsburgh, at a cost not to exceed $513,000.00, so as to reprogram funds within the Mayor's Office from: "North Boroughs Sewickley MOW/Brighton Heights" (-$2,500.00); and transfer these funds to "Tree of Hope" (+$2,500.00); and to reprogram funds within the Mayor's Office as a result of an organizational name change from: "Kingsley Association/Larimer Consensus Group" (-$2,500.00), and transfer these funds to "Larimer Consensus Group" (+$2,500.00).

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

2017-1209 Resolution amending Resolution 756, effective December 13, 2016, 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 2016 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 the Mayor's Office as a result of organizational name changes from: "Kingsley Association/Larimer Green Team" (-$2,500.00), and "Kingsley Association/Larimer Consensus Group" (-$2,500.00); and transfer these funds to "Homewood Children's Village/Larimer Green Team" (+$2,500.00), and "Larimer Consensus Group" (+$2,500.00).

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

2017-1210 Resolution amending Resolution No. 351, effective June 21, 2016 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 the residents of the City of Pittsburgh, at a cost not to exceed $500,000.00; so as to transfer funds within the Mayor's Office as a result of organizational name changes from: "Kingsley Association/Larimer Green Team" (-$2,500.00), and "Kingsley Association/Larimer Consensus Group" (-$2,500.00); and transfer these funds to "Homewood Children's Village/Larimer Green Team" (+$2,500.00), and "Larimer Consensus Group" (+$2,500.00).

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

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

2017-1211 Ordinance amending the Pittsburgh Code, Title One: Administrative, Chapter 170: Fees, Section 170.02(a): Fees for Emergency Medical Services, by increasing fees.

Read and referred to the Committee on Public Safety Services

COUNCILMAN COREY O'CONNOR PRESENTS:

2017-1212 Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Catholic Diocese of Pittsburgh, St. Catherine of Sienna Parish parking lot located at Broadway Avenue and Belasco Street for a 2017 Farmers' Market.

Read and referred to the Committee on Urban Recreation

2017-1213 Resolution authorizing the Mayor and the Department of Parks and Recreation to enter into a License Agreement with the Parking Authority for the use of property on 18th and Carson Streets for the 2017 Farmers' Market.

Read and referred to the Committee on Urban Recreation

2017-1214 Resolution providing for an Agreement or Agreements, Lease(s) and/or License Agreement(s) for the use of certain property for senior facilities for the provision of center services to seniors in an amount not to exceed Seventy One Thousand, Nine Hundred and Six Dollars ($71,906.00), chargeable to and payable from the Seniors Community Program Trust Fund in the Department of Parks and Recreation.

Read and referred to the Committee on Urban Recreation

2017-1215 Resolution authorizing the issuance of a warrant in favor of LSK Enterprises, Inc., P.O. Box 62885, Virginia Beach, VA 23466 in an amount not to exceed Sixteen Thousand Eight Hundred Eighty Dollars and Eighty Seven Cents ($16,880.87) for professional services in connection with repair and maintenance of the City's Olympia Ice Rink Cleaner Machine in the Department of Parks and Recreation.

Read and referred to the Committee on Urban Recreation

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

2017-1216 Resolution authorizing issuance of a warrant in the amount of $5,074.61, in favor of Meichen Luo, 4716 Ellsworth Avenue, Apt. 814, Pittsburgh, PA 15213 for damage to her parked vehicle from a City of Pittsburgh fire vehicle in emergency response on Clyde Street on October 10, 2016.

Read and referred to the Committee on Finance and Law

COUNCILMAN BRUCE A. KRAUS PRESENTS:

2017-1217 Resolution appointing Lee Haller as the Director of the Department of Innovation and Performance of the City of Pittsburgh.

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings . The motion carried.

2017-1218 Resolution appointing Jennifer Presutti as the Director of the Office of Management and Budget of the City of Pittsburgh.

A motion was made that this matter be Held, Pending Interview to the Committee on Hearings . The motion carried.

2017-1219 Resolution Re-appointing Councilman R. Daniel Lavelle as a member of the Board of Directors of the Pittsburgh Land Bank for a term to expire on November 1, 2019.

Councilwoman Gross Voted No.

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

UNFINISHED BUSINESS

2017-1188 Resolution appointing Scott Schubert as Chief of the Bureau of Police of the City of Pittsburgh.

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

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW

2017-1192 Report of the Committee on Finance and Law for February 1, 2017 with an Affirmative Recommendation.

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

2017-1139 Resolution authorizing the issuance of a warrant in favor of Rothman Gordon P.C., 310 Grant St. - Third Floor, Pittsburgh, PA 15219, in an amount not to exceed Fourteen Thousand Two Hundred Thirty-Five Dollars and No Cents ($14,235.00) for professional legal service in connection with the Pittsburgh Citizen Police Review Board Inquiry and Related Matters.
(Executive Session Held)

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

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

No: 1 - Mrs. Harris

Abstain: 0

2017-1140 Resolution authorizing the issuance of a warrant in favor of Cohen & Grigsby, P.C, P.O. Box 641014, Pittsburgh, PA 15264-1014, in an amount not to exceed Seventy-Four Thousand Four Hundred Eighty-Five Dollars and Eighty-Six Cents ($74,485.86) for professional services in connection with the matter of FOP, Fort Pitt Lodge No.1.
(Executive Session Held)

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

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

No: 0

Abstain: 0

2017-1142 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: A: 1054 Spring Garden

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

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

No: 0

Abstain: 0

2017-1167 Resolution providing for the issuance of a warrant in the total sum of ~~Twenty-Two Thousand Five Hundred Dollars ($22,500.00)~~ **Nineteen Thousand Dollars ($19,000.00)** in favor of Annette Wolfe and her attorneys Barth & Associates, P. O. Box 23627, Pittsburgh, PA 15222, fully releasing the City from all claims and liability for alleged personal injuries as described in a lawsuit filed in the Allegheny County Court of Common Pleas at G.D. 14-000942.

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

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

No: 0

Abstain: 0

2017-1168 Resolution providing for the issuance of a warrant in the total sum of Two Thousand Four Hundred Dollars ($2,400.00) in favor of Richard Dissen, Attorney-Arbitrator, PO Box 326, Ingomar, PA 15127 for arbitration services.
(Executive Session Held)

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

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

No: 0

Abstain: 0

2017-1169 Resolution providing for an agreement, for payment of the City's share of the 2017 operating expenses to the Allegheny County Central Tax Collection District for tax collection. Cost not to exceed $9,922.60.

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

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

No: 0

Abstain: 0

2017-1170 Resolution appointing individuals from the Department of Finance to represent the City of Pittsburgh as delegates to the Tax Collection Committee to be established for the Allegheny Central Tax Collection District pursuant to the requirements of Act 32 of 2008.

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

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

No: 0

Abstain: 0

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

2017-1193 Report of the Committee on Public Safety Services for February 1, 2017 with an Affirmative Recommendation.

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

2017-1165 Resolution amending Resolution No. 121 of 2015, which had previously amended Resolution No. 12, effective February 2, 2001, as amended by Resolution No. 160 of 2010, regarding the Witness Protection Imprest Fund, in order to update account fund information and increase the drawdown amount from $20,000 to $30,000. Said increase is designed to ensure that the Witness Protection Program has enough operating funds available to function efficiently while the Bureau of Police prepares for its next drawdown.
(Executive Session Held)

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

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

No: 0

Abstain: 0

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

2017-1194 Report of the Committee on Land Use and Economic Development for February 1, 2017 with an Affirmative Recommendation.

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

2016-0730 Ordinance amending the Pittsburgh Code, Title Nine, Zoning, Article I, Section 902.03 Zoning Map, by changing from R1D-L, Residential Single-Unit Detached, Low Density District to P, Parks District, all that certain property identified as Block Number 17-R, lots number 110, 120, 180; and Block Number 36-C, lot number 295; in the Allegheny County Block and Lot System; 20th Ward.
(Public Hearing Held, January 31, 2017)

SPONSORS: MRS. KAIL-SMITH

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

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

No: 0

Abstain: 0

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

2017-1195 Report of the Committee on Intergovernmental Affairs for February 1, 2017 with an Affirmative Recommendation.

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

2017-1134 Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the 43rd Street Townhouse project, which will consist of two townhouses and will be located along the southerly side of 43rd Street, between the intersections of Foster Street and Eden Way. The building addresses will be 174 and 176 43rd Street, Pittsburgh, PA 15201.

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

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

No: 0

Abstain: 0

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER