

City of Pittsburgh

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



Meeting Minutes

Tuesday, April 4, 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 8 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith
Absent 1 - Mr. Lavelle

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2017-1376](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby commend and celebrate ASCEND, and all of those involved for their contribution to the Pittsburgh community; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Tuesday, April 4th, 2017 to be “**ASCEND Day**” in the City of Pittsburgh.

SPONSORS: SPONSOR/SMR. KRAUS AND SPONSOR/SALL MEMBERS

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

Enactment No: 152

[2017-1377](#) **NOW, THEREFORE BE IT RESOLVED**, that the Council of the City of Pittsburgh does hereby declare April 4th, 2017 to be “**Eugene Thomas, Jr. Day**” in the City of Pittsburgh.

SPONSORS: SPONSOR/SMR. LAVELLE, SPONSOR/SMRS. HARRIS AND SPONSOR/SALL MEMBERS

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

Enactment No: 153

[2017-1378](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby welcome and commend the athletes participating in the Special Olympics UNcathalon event and does hereby celebrate the staff, board, and volunteers of Special Olympics Pennsylvania for tirelessly serving the intellectual disability community in Pittsburgh and beyond; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare April 9th 2017 to be “**Special Olympics Pennsylvania UNcathalon Day**” in the City of Pittsburgh.

SPONSORS: SPONSOR/SMR. GILMAN, SPONSOR/SMR. O'CONNOR AND SPONSOR/SALL MEMBERS

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

Enactment No: 154

[2017-1379](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby commend the efforts of the Explorers Club of Pittsburgh in keeping our residents healthy and safe and thank them for their rare community service that benefits the City of Pittsburgh; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Saturday, April 8, 2017 to be “**Explorers Club of Pittsburgh Day**” in the City of Pittsburgh.

SPONSORS: SPONSOR/SMRS. KAIL-SMITH AND SPONSOR/SALL MEMBERS

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

Enactment No: 155

[2017-1380](#)

NOW THEREFORE BE IT RESOLVED, that Council of the City of Pittsburgh does hereby celebrate the merger of Hatch Ltd. and Chester Engineers; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Friday, March 31, 2017 to be “**Hatch Chester Day**” in the City of Pittsburgh.

SPONSORS: SPONSOR/SMRS. KAIL-SMITH AND SPONSOR/SALL MEMBERS

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

Enactment No: 156

[2017-1381](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh stands in solidarity with Black Forge Coffee House and with those who wish to partake in their protected right to engage in all forms of expression; and,

BE IT FURTHER RESOLVED, that Council encourages City of Pittsburgh residents to not only partake in creative expression, but to support those who choose to do so in a constructive manner.

SPONSORS: SPONSOR/SMR. KRAUS AND SPONSOR/SALL MEMBERS

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

Enactment No: 157

PUBLIC COMMENTS

PRESENTATION OF PAPERS

COUNCILMAN DAN GILMAN PRESENTS:

[2017-1366](#)

Resolution amending Resolution No. 13 of 2017, effective January 23, 2017, “Resolution authorizing a cooperation agreement or agreements, providing for the transfer of funds not to exceed Six Million Six Hundred Thousand Dollars (\$6,600,000.00) dollars to the City of Pittsburgh Equipment Leasing Authority for the purchase of vehicles, heavy equipment and vehicle accessories for use by City of Pittsburgh Departments and Authorities,” by reducing the Capital Equipment Acquisition line item by \$700,000.00, from \$1,812,131.00 to \$1,112,131.00.

Read and referred to the Committee on Intergovernmental Affairs

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

COUNCILWOMAN DEBORAH L. GROSS PRESENTS:

[2017-1367](#) Resolution providing for the designation as City Historic District the buildings known as Lemmon Row, which are located in Pittsburgh's Central Northside neighborhood. The proposed district contains the odd numbered addresses in the 1400 block of Buena Vista Street (23-J-134, 135, 136, 137, 138, 139, 140, 141, and 142) in the 22nd Ward, City of Pittsburgh.

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

COUNCILWOMAN DARLENE M. HARRIS PRESENTS:

[2017-1364](#) Ordinance amending Pittsburgh Code, Title Six: Conduct, Article V: Discrimination, Chapter 659.03 Unlawful Housing Practices enforced by the Commission on Human Relations to add language clarifying protections against retaliation.

Read and referred to the Committee on Human Resources

[2017-1365](#) Ordinance amending Pittsburgh Code, Title Six: Conduct, Article V: Discrimination, Chapter 659.04 Unlawful Public Accommodation Practices enforced by the Commission on Human Relations to include additional protections.

Read and referred to the Committee on Human Resources

[2017-1374](#) 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 \$12,500 to Brighton Heights Citizens Federation and \$5,000 to Summer Hill Citizens Council within District 1 Neighborhood Needs.

SPONSORS: SPONSOR/SMRS. HARRIS

Read and referred to the Committee on Finance and Law

[2017-1375](#) Resolution further amending Resolution 549, effective September 21, 2012 entitled "providing for an agreement/s, or use of existing agreements and/or a contract/s, or use of existing contracts, and for the purchase of materials, supplies, equipment, and/or services for City Council Neighborhood Needs Program and providing for the payment of the costs thereof", by transferring \$12,500 to Brighton Heights Citizens Federation and \$5,000 to Summer Hill Citizens Council within District 1 Neighborhood Needs. Total cost of all projects is not to exceed \$453,712.38.

SPONSORS: SPONSOR/SMRS. HARRIS

Read and referred to the Committee on Finance and Law

COUNCILMAN R. DANIEL LAVELLE PRESENTS:

[2017-1368](#) Resolution amending Resolution No. 493 of 1995 authorizing and directing the City Controller to create a special trust fund, to be designated as the Mounted Police Trust Fund (MPTF), for the deposit of monies from various sources, including grants and donations, for the operation by the Department of Public Safety, Bureau of Police, of the mounted police program and authorizing the use of monies deposited into said trust fund to cover all eligible expenses as set forth herein for the development and operation of the mounted police program.

Read and referred to the Committee on Public Safety Services

[2017-1369](#) Resolution amending Resolution No. 858 of 2011 that, in conjunction with Resolution No. 857 of 2011 authorizing the transferring of closed trust fund monies back into the General Fund, closed out old and unused Trust Funds so as to not include unused Trust Fund codes in the new Enterprise Resource Planning system, in order to reactivate the Mounted Police Trust Fund #2449 (as originally created by Council Resolution No. 493 of 1995, said fund being left intact by Resolution No. 858 of 2011) for the deposit of monies from various sources, including grants and donations for the operation of the mounted police program, and authorizing the use of monies deposited into said Mounted Police Trust Fund to cover any and all eligible expenses for the re-development and operation of the mounted police program.

Read and referred to the Committee on Public Safety Services

[2017-1370](#) Resolution amending Resolution No. 207, effective April 22, 2016, entitled, “Authorizing the Mayor and the Bureau of Police, on behalf of the City of Pittsburgh to enter into a Professional Services Agreement or Agreements with WhatsaMather Consulting, LLC to provide leadership training and related consulting services, at a cost not to exceed \$150,000,” so as to extend the contract an additional year, and increase the cost from \$150,000 to \$300,000.

Read and referred to the Committee on Public Safety Services

COUNCILWOMAN NATALIA RUDIAK PRESENTS:

[2017-1371](#) Resolution providing for the issuance of a warrant in the total sum of Thirty Thousand Dollars (\$30,000.00) in favor of Lili Josephson and her attorneys Balzarini & Watson, Grant Building, Suite 3303, 310 Grant Street, Pittsburgh, PA 15219, 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. 15-002137.

Read and referred to the Committee on Finance and Law

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2017-1372](#) 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, cost not to exceed \$5,000,000.00.

Read and referred to the Committee on Public Works

[2017-1373](#) Resolution amending resolution number 772 of 2016, as amended, entitled “Resolution adopting and approving the 2017 Capital Budget and the 2017 Community Development Block Grant Program” so as to transfer one hundred thousand dollars from Community Based Organizations to the Southwest Pittsburgh CDC (\$50,000) and the Mount Washington CDC (\$50,000).

SPONSORS: SPONSOR/SMRS. KAIL-SMITH

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

UNFINISHED BUSINESS**REPORTS OF COMMITTEE - FINAL ACTION****COUNCILWOMAN NATALIA RUDIAK PRESENTS COMMITTEE ON FINANCE AND LAW**

[2017-1360](#) Report of the Committee on Finance and Law for March 29, 2017 with an Affirmative Recommendation.

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

[2017-1331](#) Resolution authorizing the Mayor, on behalf of the City of Pittsburgh, to accept grants from Peoples Gas in the amount of Twenty-Five Thousand Dollars (\$25,000) for the City's "Love Your [Resilient] 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 [Resilient] Block Program.

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, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2017-1332](#) Resolution authorizing the issuance of a warrant in the sum of Five Thousand Dollars and 00/100 (\$5,000.00), in favor of William J. Lazzara and Goodrich & Giest, P.C., 3634 California Avenue, Pittsburgh, PA 15212, in Full and Final Settlement of an action filed in the United States District Court for the Western District of Pennsylvania filed at 2:16-cv-00413.
(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, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2017-1333](#) Resolution authorizing the issuance of a warrant in the sum of Seventy-five Thousand Dollars and 00/100 (\$75,000.00), in favor of Tamiko Stanley and Charles Lamberton, her attorney, 707 Grant Street, Suite 1705, Pittsburgh, PA 15219, in Full and Final Settlement of an action filed in the United States District Court for the Western District of Pennsylvania filed at 2:15-cv-00555.
(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, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

COUNCILMAN R. DANIEL LAVELLE PRESENTS COMMITTEE ON PUBLIC SAFETY SERVICES

[2017-1361](#) Report of the Committee on Public Safety Services for March 29, 2017 with an Affirmative Recommendation.

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

[2017-1329](#) Resolution authorizing the Mayor and Director of Public Safety to enter, on behalf of the City of Pittsburgh, into a Professional Services Agreement or Agreements with Threat Suppression Inc. for providing training and consulting services with regard to suppression of serious threats to public safety (e.g. an active shooter scenario). Said Agreement(s) shall be for a term of three years at an overall cost not to exceed Twenty-One Thousand Dollars and No Cents (\$21,000).

A motion was made that this matter be Passed Finally. The motion carried.

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

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

COUNCILMAN COREY O'CONNOR PRESENTS COMMITTEE ON URBAN RECREATION

[2017-1362](#) Report of the Committee on Urban Recreation for March 29, 2017 with an Affirmative Recommendation.

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

[2017-1330](#) Resolution calling on the Department of Parks and Recreation and the Department of Public Works to identify City facilities - including, but not limited to, recreation centers and / or facilities, park shelters, and swimming pools and / or spray parks - with publicly-accessible bathroom facilities where feminine products can be made freely available to visitors, and to undertake the product procurement and equipment installation necessary for public use.

**SPONSORS: SPONSOR/SMR. O'CONNOR AND SPONSOR/SMS.
RUDIAK**

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, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

COUNCILMAN DAN GILMAN PRESENTS COMMITTEE ON INTERGOVERNMENTAL AFFAIRS

[2017-1363](#) Report of the Committee on Intergovernmental Affairs for march 29, 2017 with an Affirmative Recommendation.

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

[2017-1324](#) Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the administration of certain projects and programs and providing for the payment of the cost thereof, not to exceed \$545,400.00. (Council District 9)

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

Aye: 7 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 1 - Mrs. Harris

Absent: 1 - Mr. Lavelle

[2017-1325](#) Resolution providing for the execution of a Cooperation Agreement or Agreements with the Urban Redevelopment Authority of Pittsburgh for the administration of certain projects and programs, and providing for the payment of the cost thereof, not to exceed ~~\$1,950,000.00~~ \$1,970,000.00. (Council Districts: All).

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

Aye: 7 - Rev. Burgess, Mr. Gilman, Ms. Gross, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 1 - Mrs. Harris

Absent: 1 - Mr. Lavelle

[2017-1326](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the 407 E. Warrington Avenue, Pittsburgh, PA 15210.

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, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

[2017-1327](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the 350 Oliver Avenue Phase II - Tower, 350 Oliver Avenue, Pittsburgh, PA 15222.

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, Mrs. Harris, Mr. Kraus, Mr. O'Connor, Ms. Rudiak, and Mrs. Kail-Smith

No: 0

Abstain: 0

Absent: 1 - Mr. Lavelle

MOTIONS AND RESOLUTIONS - Councilwoman Kail-Smith called for a Cablecast Post Agenda relative to Black Technology in Pittsburgh.

EXCUSE ABSENT MEMBERS - MR. LAVELLE

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER