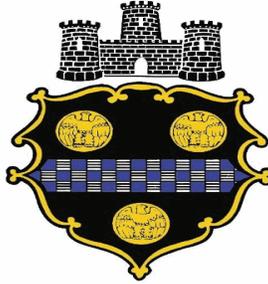


City of Pittsburgh

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



Meeting Minutes

Tuesday, March 26, 2019

10:00 AM

Council Chambers

City Council

ONE-HUNDRED

FORTIETH COUNCIL

Bruce A. Kraus, President of Council

Council Members: Rev. Ricky V. Burgess, Anthony Coghill, Deborah L. Gross, Darlene M. Harris, R. Daniel Lavelle, Corey O'Connor, Theresa Kail-Smith, Erika Strassburger

Brenda F. Pree, City Clerk - Kimberly Clark-Baskin, Deputy City Clerk

ROLL CALL

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

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2019-1522](#) **NOW, THEREFORE, BE IT RESOLVED** that the Council of the City of Pittsburgh does hereby declare Saturday, March 23rd, 2019, Sunday, March 31st, 2019, Thursday, April 4th, 2019, Sunday, June 9th, 2019, and Thursday, June 20th, 2019 to be “**Building Bridges: Welcome the Stranger Days**” in the City of Pittsburgh.

SPONSOR /S: MRS. HARRIS AND ALL MEMBERS

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

Enactment No: 180

[2019-1523](#) **NOW, THEREFORE, BE IT RESOLVED**, that the Council of the City of Pittsburgh does recognize, celebrate and thank Hugh Brannan III for his tireless work as the Executive Director of The Brashear Association; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Friday, March 22nd, 2019 to be “**HUGH BRANNAN DAY**” in the City of Pittsburgh.

SPONSOR /S: MR. KRAUS AND ALL MEMBERS

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

Enactment No: 181

[2019-1524](#) **NOW, THEREFORE BE IT RESOLVED** that the Council of the City of Pittsburgh does hereby recognize and support greater awareness of Multiple Myeloma among clinicians and the general public in order to lead to early detection, treatment, better health outcomes and family services; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare the month of March 2019, to be “**MULTIPLE MYELOMA ACTION MONTH**” in the City of Pittsburgh.

SPONSOR /S: MR. O'CONNOR AND ALL MEMBERS

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

Enactment No: 182

PUBLIC COMMENTS**PRESENTATION OF PAPERS****COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS:**

[2019-1508](#) Resolution authorizing the issuance of a warrant in favor of Gabriel Despres and his Attorney, Timothy P. O'Brien, Esquire, c/o Timothy P. O'Brien Law Offices, 239 Fourth Avenue, Suite 2103, Pittsburgh, PA 15222 in an amount not to exceed Seventy-Seven Thousand Five Hundred Dollars and 00/100 (\$77,500.00) in settlement of federal litigation.
(Executive Session Requested)

Read and referred to the Committee on Finance and Law

[2019-1509](#) Resolution authorizing the issuance of a warrant in the total sum of \$95,000.00, payable as follows: One Thousand Two Hundred Eighty-Seven Dollars and 00/100 (\$1,287.00) in favor of Allegheny County Central Tax Collection District (ACCTCD), c/o Jordan Tax Service, Inc., 102 Rahway Road, McMurray, PA 15317; Thirty-Seven Thousand Four Hundred Eighty-Five Dollars and 20/100 (\$37,485.20) in favor of the Law Offices of Joel Sansone, Two Gateway Center, Suite 1290, 603 Stanwix Street, Pittsburgh, PA 15222; Fifty-Six Thousand Two Hundred Twenty-Seven Dollars and 80/100 (\$56,227.80) in favor of Dawn DeFelice Jakomas, 685 Elm Spring Court, Apartment 1C, Pittsburgh, PA 15220, in full and final settlement of a labor relations case.
(Executive Session Requested)

Read and referred to the Committee on Finance and Law**COUNCILMAN COREY O'CONNOR PRESENTS:**

[2019-1510](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Mellon's Orchard at Station Street and Euclid Avenue, Pittsburgh, PA 15206.

Read and referred to the Committee on Intergovernmental Affairs

[2019-1511](#) Resolution adopting the Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the 800 Penn Avenue Apartments project which will involve the conversion of the 8-story office building into 7 floors of apartment units with the street level being used as retail space. The building address is 800 Penn Avenue, Pittsburgh 15222, in the 2nd Ward.

Read and referred to the Committee on Intergovernmental Affairs

[2019-1512](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the Thunderbird Café project, located at 4045, 4049, 4053, 4055, and 4065 Butler Street of Pittsburgh, PA, 15201. See attachment for approval of individual addresses.

Read and referred to the Committee on Intergovernmental Affairs

[2019-1513](#) Resolution adopting Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for Aylesboro Townhomes along Aylesboro Avenue, Pittsburgh, PA 15217.

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

Read and referred to the Committee on Intergovernmental Affairs

[2019-1514](#) Resolution adopting the Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the 21st and Smallman - Mixed Commercial Development project. The existing buildings will be or have been demolished and new buildings will be a mixture of restaurant, retail and office space. Parking will be provided via a three-level parking deck over existing surface parking. The site is located on the north side of Smallman Street, between 21st and 23rd Streets, in the 2nd Ward of the City of Pittsburgh 15222.

Read and referred to the Committee on Intergovernmental Affairs

[2019-1515](#) Resolution adopting the Plan Revision to the City of Pittsburgh's Official Sewage Facilities Plan for the 209 Ninth Street Apartments project which will involve the conversion of the 9-story office building into 9 floors of apartment units with the street level being used as retail space. The building address is 209 Ninth Street, Pittsburgh 15222, in the 2nd Ward.

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2019-1516](#) Resolution authorizing the Mayor and the Director of the Department of Public Works and the Director of the Department of Finance to enter into a License and Maintenance Agreement with Just Ducky Tours, Inc. for the use of property located at the Monongahela Wharf Landing.

Read and referred to the Committee on Public Works

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2019-1517](#) Resolution approving the appointment of five (5) members of the East Liberty TRID Revitalization Authority Board of Directors. (Council Districts 7, 8 and 9)

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

[2019-1518](#) Resolution appointing James R. Barry, Jr as a Commissioner of the Shade Tree Commission of the City of Pittsburgh for a term to expire March 31, 2021.

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

[2019-1519](#) Resolution appointing Jayme R. Holloway as a Commissioner of the Shade Tree Commission of the City of Pittsburgh for a term to expire March 31, 2021.

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

[2019-1520](#) Resolution appointing Brian J. Wolyniak as a Commissioner of the Shade Tree Commission of the City of Pittsburgh for a term to expire March 31, 2021.

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

[2019-1521](#) Communication from Jennifer Olzinger, Acting Director of the Office of Management and Budget, submitting acting pay approvals on behalf of the Department of Innovation and Performance for Ian O’Neill per the Acting Pay Policy revised in June 2018.

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

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

COUNCILMAN REVEREND RICKY V. BURGESS PRESENTS COMMITTEE ON FINANCE AND LAW

[2019-1505](#) Report of the Committee on Finance and Law for March 20, 2019 with an Affirmative Recommendation.

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

[2019-1438](#) Resolution authorizing the issuance of a warrant in favor of William J. Miller, Jr. Esquire, 106 Rampart Lane, Ligonier, PA 15658, in an amount not to exceed Twenty-One Thousand Seven Hundred Twenty Dollars and Fifty-One Cents (\$21,720.51) for arbitration services rendered in connection with the City of Pittsburgh and FOP Act 111 Interest Arbitration Award.
(Executive Session held 3/18/19)

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

[2019-1439](#) Resolution amending Resolution #738 authorizing the Mayor and the City Solicitor to enter into a Professional Services Agreement with Campbell Durrant Beatty Palombo & Miller, P.C., 535 Smithfield St., Suite 700, Pittsburgh, PA 15222 for professional legal services and expert advice regarding labor matters by increasing the total cost from Seventy Thousand Dollars and No Cents (\$70,000.00) to Two Hundred Twenty Thousand Dollars and No Cents (\$220,000.00).
(Executive Session held 3/18/19)

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

[2019-1472](#) Resolution authorizing, pursuant to Ch. 210 ("Acceptance of Gifts to City") of the City Code, the Mayor and the Director of the Department of Public Safety to accept a donation from the Pittsburgh Penguins Foundation of One Hundred Fifty-Six Thousand Four Hundred Twenty Dollars (\$156,420.00) to be deposited into the Public Safety Support Trust Fund.

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

[2019-1473](#) Resolution authorizing the Mayor and Director of the Department of Finance to submit a Keystone Recreation, Park & Conservation Fund Grant Application to the Pennsylvania Office of Commonwealth Libraries for the renovation of Carnegie Library of Pittsburgh's Library for the Blind & Physically Handicapped.

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

[2019-1489](#) Resolution amending Resolution 310 of 2018 to provide additional information regarding authorized lease between the City of Pittsburgh and the Pittsburgh Hispanic Development Corporation for space in 1555 Broadway Avenue.

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

[2019-1490](#) Resolution authorizing the Mayor through the Bureau of Neighborhood Empowerment to execute relevant agreements to implement the creation of Financial Empowerment Centers within the City of Pittsburgh and further providing for agreements and expenditures not to exceed Thirty Thousand Dollars (\$30,000) for this stated purpose.

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2019-1506](#) Report of the Committee on Public Works for March 20, 2019 with an Affirmative Recommendation.

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

[2019-1475](#) Resolution providing for an Agreement, to set forth City financial obligations and responsibilities with the Pennsylvania Department of Transportation (“PennDOT”) for the inclusion of certain City components in PennDOT’s West Carson Street signal upgrade project at a City cost not to exceed nine thousand and fifty dollars (\$9,050.00).

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

[2019-1476](#) Resolution accepting the dedication of a portion of Blair Street and Hazelwood Avenue in the SP-10, Hazelwood Green Specially Planned District in the 4th and 15th Wards, 5th Council District of the City of Pittsburgh.

SPONSOR /S: MR. O'CONNOR

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

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

COUNCILWOMAN DARLENE M. HARRIS PRESENTS COMMITTEE ON HUMAN RESOURCES

[2019-1507](#) Report of the Committee on Human Resources for March 20, 2019 with an Affirmative Recommendation.

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

[2019-1474](#) Resolution authorizing the Mayor and the Director the Department of Human Resources and Civil Service to enter into a Professional Services Agreement(s) and/or Contract(s) with NEOGOV for the upgrade and continual maintenance of software for HR workforce management, applicant tracking, and Civil Service testing, and providing for the payment of the costs thereof. Cost not to exceed \$ 81,096.77.

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

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

No: 0

Abstain: 0

Absent: 1 - Mrs. Strassburger

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS - Mrs. Strassburger

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER