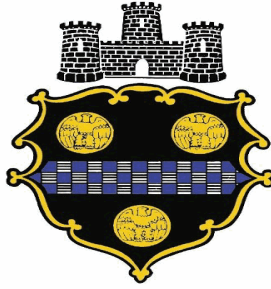


City of Pittsburgh

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



Meeting Minutes

Monday, July 1, 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 9 - Rev. Burgess, Mr. Coghill, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mrs. Kail-Smith, and Mrs. Strassburger

PLEDGE OF ALLEGIANCE**PROCLAMATIONS**

[2019-1835](#)

NOW, THEREFORE BE IT RESOLVED, that the Council of the City of Pittsburgh does hereby recognize and commend **Alexander Bodner** for his commitment to preserving the Hungarian culture in Pittsburgh and congratulates him for the 30th Anniversary of **Josza Corner**; and,

BE IT FURTHER RESOLVED, that the Council of the City of Pittsburgh does hereby declare Monday, July 1, 2019, to be **“JOSZA CORNER DAY”** 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: 413

[2019-1836](#)

NOW, THEREFORE BE IT RESOLVED that the Council of the City of Pittsburgh makes explicitly clear its backing of the Allegheny County Health Department's health-based air quality regulatory actions that aim to bring U.S. Steel's Edgar Thomson Plant and Clairton Coke Works facilities into compliance for the good of public health, as well as its mandate to oversee the reduction or outright elimination of risks to air quality; and

BE IT FURTHER RESOLVED that this Council hereby commits itself to supporting its residents in their fight for cleaner, healthier, and more breathable air.

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

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

Enactment No: 414

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

[2019-1827](#) Resolution providing for the issuance of a warrant in the total sum of Fifty Two Thousand Five Hundred Dollars (\$52,500.00) in favor of Jennifer Batten and her attorneys, Stewart, Murray & Associates Law Group, 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. 14-017156.
(Executive Session Requested)

Read and referred to the Committee on Finance and Law

COUNCILMAN COREY O'CONNOR PRESENTS:

[2019-1828](#) Resolution authorizing the Mayor and the Director of Public Works, on behalf of the City of Pittsburgh, to enter into a Three Party Agreement or Agreements, or the use of existing Agreements, between the City of Pittsburgh, the Pittsburgh Water and Sewer Authority (PWSA) and Eisler Landscapes, Inc., as the general contractor for Wightman Park Improvement Project, at a cost not to exceed One Million Eight Hundred Fifty Eight Thousand Three Hundred Nineteen Dollars and Sixty One Cents (\$1,858,319.61), which includes a 7% Construction Contingency.

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

Read and referred to the Committee on Intergovernmental Affairs

[2019-1829](#) 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 \$1,750,000 for the Allegheny Health Network ED Expansion (Allegheny General Hospital) project. (Council District 1)

Read and referred to the Committee on Intergovernmental Affairs

[2019-1830](#) 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 \$1,750,000 for the Allegheny Health Network ED Expansion (Allegheny General Hospital) project. (Council District 1)

Read and referred to the Committee on Intergovernmental Affairs

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS:

[2019-1831](#) Resolution granting unto AZ Holdings LLC, 7835 E. Redfield Road, Suite 106, Scottsdale, Arizona 85260, their successors and assigns, the privilege and license to construct, maintain and use at their own cost and expense, a handicap ramp at 3529 Butler Street, in the 6th Ward, in the 7th Council District of City of Pittsburgh, Pennsylvania.

Read and referred to the Committee on Public Works

[2019-1833](#) Resolution naming the Basketball court located at the Olympia Park as the Bill Masucci Basketball Court.

(Needs to be held for a Public Hearing)

SPONSOR /S: MRS. KAIL-SMITH

Read and referred to the Committee on Urban Recreation

COUNCILMAN BRUCE A. KRAUS PRESENTS:

[2019-1832](#) 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 Brian Lee, and on behalf of the Department of Mobility and Infrastructure for Kristin Saunders per the Acting Pay Policy revised in June 2018.

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

[2019-1834](#) Petition from the residents of the City of Pittsburgh requesting a Public Hearing before City Council relative to proposed legislation 2019-1800, authorizing the City Solicitor to petition the Orphans' Court Division to request a transfer of a portion of Enright Parklet to Pennley Park South, Inc. in exchange for an abutting parcel of land. The Petition is valid in accordance with the Home Rule Charter.

Read and referred to the Committee on Hearings

UNFINISHED BUSINESS

REPORTS OF COMMITTEE - FINAL ACTION

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

[2019-1823](#) Report of the Committee on Finance and Law for June 26, 2019 with an Affirmative Recommendation.

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

[2019-1743](#) 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 Four Thousand Four Hundred Thirteen Dollars and Fifty Cents (\$4,413.50) for professional legal services in connection with immigration matters.

(Executive Session held 6/19/19)

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Coghill

[2019-1744](#) Resolution authorizing the issuance of a warrant in the amount of Eighteen Thousand Four Hundred Twenty-Seven Dollars and Fifty Cents (\$18,427.50) to Segal Waters Consulting, 1800 M Street NW, Suite 900 S, Washington, DC 20036-5802 for professional consulting services in relation to Police Arbitration.

(Executive Session held 6/19/19)

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Coghill

[2019-1787](#) Resolution further amending Resolution No. 816 of 2015, effective December 18, 2015, as amended, entitled "Resolution adopting and approving the 2016 Capital Budget and the 2016 Community Development Block Grant Program; and approving the 2016 through 2021 Capital Improvement Program," by removing unencumbered funds from projects pending closure pursuant to Chapter 218 of the City Code.

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Coghill

[2019-1788](#) Resolution further amending Resolution No. 863 of 2018, effective January 1, 2019, as amended, entitled "Resolution adopting and approving the 2019 Capital Budget and the 2019 Community Development Block Grant Program, and the 2019 through 2024 Capital Improvement Program," by re-appropriating funds closed due to the requirements of Chapter 218 of the City Code.

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Coghill

[2019-1790](#) Resolution further amending Resolution 549 of 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 \$45,109.30 from closed and completed projects within District 1 Neighborhood Needs to new priorities within the district.

SPONSOR /S: MRS. HARRIS

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Coghill

[2019-1791](#) Resolution further amending and supplementing Resolution No. 855 of 2011, entitled “adopting and approving the 2012 Capital Budget” by transferring a total of \$45,109.30 from completed projects within District 1 Neighborhood Needs to Brighton Heights Citizens Federation, Five Points Business District of Observatory Hill, and District 1 DPW Projects.

SPONSOR /S: MRS. HARRIS

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Coghill

[2019-1802](#) Resolution amending Resolution #234 of 2019 which authorized the issuance of a warrant in favor of Timothy Arnold, 713 8th Street, Pittsburgh, PA 15140 by changing the issuance of the warrant as follows: in favor of Timothy M. Arnold and his counsel, Villanova Law Offices, P.C., 16 Chatham Square, Pittsburgh, PA 15219 in an amount not to exceed Five Thousand Four Hundred Dollars and 00/100 (\$5,400.00) in full and final settlement of a police-related matter.

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

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

No: 0

Abstain: 0

Out of Room: 1 - Mr. Coghill

[2019-1824](#) Report of the Committee on Finance and Law for June 26, 2019 with a **NEGATIVE** Recommendation.

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

[2019-1766](#) Resolution authorizing the City of Pittsburgh Ethics Hearing Board to enter into a Professional Services Agreement with DeForest, Koscelnik, Yokitis & Berardinelli, Koppers Building, 30th Floor, 436 Seventh Ave., Pittsburgh, PA 15219 for professional legal services regarding ethics matters in an amount not to exceed Thirty Thousand Dollars and 00/100 (\$30,000.00).

(Executive Session held 6/25/19)

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, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mrs. Kail-Smith, and Mrs. Strassburger

No: 0

Abstain: 1 - Mrs. Harris

[2019-1767](#) Resolution authorizing the City of Pittsburgh Ethics Hearing Board to enter into a Professional Services Agreement with Rothman Gordon, P.C., 310 Grant St., 3rd Floor, Pittsburgh, PA 15219 for professional legal services regarding ethics matters in an amount not to exceed Fifteen Thousand Dollars and 00/100 (\$15,000.00).

(Executive Session held 6/25/19)

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, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mrs. Kail-Smith, and Mrs. Strassburger

No: 0

Abstain: 1 - Mrs. Harris

COUNCILWOMAN THERESA KAIL-SMITH PRESENTS COMMITTEE ON PUBLIC WORKS

[2019-1825](#) Report of the Committee on Public Works for June 26, 2019 with an Affirmative Recommendation.

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

[2019-1792](#) Resolution authorizing the transfer by the City of Pittsburgh to the Commonwealth of Pennsylvania Department of Transportation (“PennDOT”) certain public right-of-way and temporary construction easement rights on certain property of the 4th Ward of the City of Pittsburgh in cooperation with a PennDOT construction project.

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

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

No: 0

Abstain: 0

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

[2019-1826](#) Report of the Committee on Land Use and Economic Development for June 26, 2019 with an Affirmative Recommendation.

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

[2019-1789](#) Resolution authorizing the Office of Management and Budget, on behalf of the City of Pittsburgh, to submit a filing of a proposal for funds with the Department of Community and Economic Development, Commonwealth of Pennsylvania (“PA DCED”), for the purpose of receiving grant funds that will be used for rapid rehousing (homeless) services, and to thereafter enter into an Agreement or Agreements with PA DCED to accept any grant funds offered to the City.

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

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

No: 0

Abstain: 0

[2019-1816](#) Resolution amending Res. 280, effective April 25, 2019, providing for the filing a grant with the 2017 CDBG 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 perform reprogramming within City Council from: **“Northside Senior Programming”(-\$3,500.00) “Southwest Pittsburgh CDC”(-\$3,000.00) to “Allegheny West” (+\$3,500.00) and “Zellous Hope Project”(+\$3,000.00).**

SPONSOR /S: MRS. HARRIS AND 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. Coghill, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mrs. Kail-Smith, and Mrs. Strassburger

No: 0

Abstain: 0

[2019-1817](#) Resolution amending Res No. 281, eff. April 25, 2019 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 the residents of the City of Pittsburgh, 2017 CDBG Program at a cost not to exceed \$825,000.00 so as to perform reprogramming within City Council from: **“Northside Senior Programming”(-\$3,500.00) “Southwest Pittsburgh CDC”(-\$3,000.00) to “Allegheny West” (+\$3,500.00) and “Zellous Hope Project”(+\$3,000.00).**

SPONSOR /S: MRS. HARRIS AND 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. Coghill, Ms. Gross, Mrs. Harris, Mr. Kraus, Mr. Lavelle, Mr. O'Connor, Mrs. Kail-Smith, and Mrs. Strassburger

No: 0

Abstain: 0

[2019-1818](#)

Resolution amending Res. 278, effective April 25, 2019, 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 CDBG 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 City Council's office from **"Parks and Recreation-Northside Senior Programming" (-\$12,500.00) to "Kitchen of Grace" (+\$ 2,000.00), "Allegheny West" (+\$7,530.00), and "Cameron Welch Youth Baseball" (+\$2,970.00).**

SPONSOR /S: MRS. HARRIS

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

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

No: 0

Abstain: 0

[2019-1819](#)

Resolution amending Res. No. 279, effective April 25, 2019, entitled: Res. 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 \$850,000.00; so as to reprogram funds within City Council from **"Parks and Recreation-Northside Senior Programming" (-\$12,500.00) to "Kitchen of Grace" (+\$ 2,000.00), "Allegheny West" (+\$7,530.00), and "Cameron Welch Youth Baseball" (+\$2,970.00).**

SPONSOR /S: MRS. HARRIS

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

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

No: 0

Abstain: 0

[2019-1820](#)

Resolution amending Resolution 368, effective June 14, 2019, 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 2018 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: as to **correct typographical errors; to reprogram funds from the OMB, “Citizens Participation” (-\$140,000.00) to the Mayor’s Office for “Pittsburgh Partnership for Neighborhood Development/ Neighborhood Allies” (+\$140,000.00); and, to perform reprogramming within City Council from: “POISE Foundation” (-\$55,000.00), “Holy Wisdom Parish Food Bank” (-\$4,500.00), “Preservation Pittsburgh/Allegheny City Historic Gallery” (-\$5,000.00), and “District 1” (-\$24,800.00), to: “Cameron Welch Youth Baseball” (+\$12,030.00), “District 1 Department of Public Works Projects” (+\$12,270.00), “Troy Hill Community Center”(+ \$10,000.00), “Brothers and Sisters Emerging” (+\$8,000.00), “Urban Academy of Greater Pittsburgh Charter School” (+ \$12,500.00), “Naomi’s Place Transitional Housing” (+\$10,000.00), “Earthen Vessels Outreach” (\$7,500.00), Reading is Fundamental” (+\$7,000.00), and “Community Theater Corp. dba Kelly Strayhorn Theater” (+\$10,000.00).**

SPONSOR /S: MRS. HARRIS

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

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

No: 0

Abstain: 0

[2019-1821](#)

Resolution amending Resolution 369, effective June 14, 2019 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 \$735,000.00: so as to perform reprogramming within City Council from: “POISE Foundation” (-\$55,000.00), “Holy Wisdom Parish Food Bank” (-\$4,500.00), “Preservation Pittsburgh/Allegheny City Historic Gallery” (-\$5,000.00), and “District 1” (-\$24,800.00), to “Cameron Welch Youth Baseball” (+\$12,030.00), “District 1 Department of Public Works Projects” (+\$12,270.00), “Troy Hill Community Center”(+ \$10,000.00), “Brothers and Sisters Emerging” (+\$8,000.00), “Urban Academy of Greater Pittsburgh Charter School” (+ \$12,500.00), “Naomi’s Place Transitional Housing” (+\$10,000.00), “Earthen Vessels Outreach” (\$7,500.00), Reading is Fundamental” (+\$7,000.00), and “Community Theater Corp. dba Kelly Strayhorn Theater” (+\$10,000.00).

SPONSOR /S: MRS. HARRIS

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

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

No: 0

Abstain: 0

MOTIONS AND RESOLUTIONS

EXCUSE ABSENT MEMBERS

APPROVAL OF MINUTES

ADJOURNMENT

LEGISLATION PRESENTED BY SIGN LANGUAGE INTERPRETER