

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, May 6, 2010

PRESENT: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Council met, a quorum being present.

Pastor Frank Rodriguez of Casa de Adorcion Ministries was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL

of the meeting of April 29, 2010.

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

The Sergeant-at-Arms presented messages from the Mayor as follows:

- ☐ Transmitting a message advising Council that Bill No. 090923, which was passed by Council on April 22, 2010, was signed by the Mayor on May 5, 2010. (File No. 100324)

THE COMMUNICATION WAS READ.

- ☐ May 5, 2010

To The President and Members of
the Council of the City of Philadelphia:

Pursuant to Sections 4-604 and 2-307 of the Home Rule Charter, I am today transmitting to the Council the recommendations of the City Planning Commission regarding the following bills:

Bill No. 100079

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Bill No. 100130
Bill No. 100156
Bill No. 100157
Bill No. 100161
Bill No. 100187
Bill No. 100195
Bill No. 100196
Bill No. 100197
Bill No. 100199
Bill No. 100220
Bill No. 100221
Bill No. 100226
Bill No. 100227

Respectfully
Michael A. Nutter
Mayor (File No. 100325)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution approving a one-year extension, until June 30, 2011, for the Zoning Code Commission's adoption and provision of a written report containing Zoning Code Proposals and a Zoning Map Revision Plan, as provided for in Section 4-1300 of the Philadelphia Home Rule Charter, accompanied by an explanatory letter from the Chair of the Zoning Code Commission. (File No. 100326)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property and the Director of Commerce, acting on behalf of the City of Philadelphia, to sell to Biagio DeSimone fee simple title to a certain parcel of real estate with any improvements situated thereon, known as 11295 Roosevelt Boulevard, under certain terms and conditions, accompanied by an explanatory letter from the Deputy Mayor. (File No. 100327)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Chapter 11-600 of The Philadelphia Code, entitled "Construction, Encroachments, and Projections Over, On, and Under Streets," by adding a new definition and new subsection providing for the granting of permits for the installation of bicycle racks on sidewalks, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 100328)

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THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill proclaiming the Month of May 2010 as “May is National Foster Care Month,” accompanied by an explanatory letter from the Fire Commissioner. (File No. 100329)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill approving the Fiscal Year 2011 Capital Budget providing for expenditures for the capital purposes of the Philadelphia Gas Works (including the supplying of funds in connection therewith) subject to certain constraints and conditions, and acknowledging receipt of the Forecast of Capital Budgets for Fiscal Years 2012 through 2016, accompanied by an explanatory letter from the Chairwoman of the Gas Commission. (File No. 100330)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill constituting the Tenth Supplemental Ordinance to the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Mayor, the City Controller and the City Solicitor, or a majority of them, to issue and sell one or more series of tax-exempt or taxable Airport Revenue Bonds of the City of Philadelphia; designating the obligations to be refunded from certain proceeds of such Airport Revenue Bonds; setting forth the use of proceeds; providing for the pledge of certain passenger facility charges solely for bonds which refund the City of Philadelphia, Pennsylvania, Airport Revenue Bond, Series 1998B; determining the sufficiency of pledged Amounts Available for Debt Service; covenanting for the payment of interest and principal; authorizing the Bond Committee to take certain action with regard to the terms and conditions of the Airport Revenue Bonds and related agreements and the elections under the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Director of Finance to take certain actions with regard to the sale of such Airport Revenue Bonds, the investment of the proceeds thereof and the City's continuing disclosure obligation; and specifying applicability of sections of The First Class City Revenue Bond Act and the Amended and Restated General Airport Revenue Bond Ordinance, accompanied by an explanatory letter from the Finance Director. (File No. 100331)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the City Representative, on behalf of The City of Philadelphia, to enter into agreements with the Philadelphia Authority for Industrial Development and the Philadelphia Convention and Visitors Bureau, both for purposes of hosting the Army-Navy intercollegiate football game in certain years, under certain terms and conditions. (File No. 100332)

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THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

Councilmember Kenney Introduced the following Bill, Sponsored by Councilmembers Kenney, Green and Tasco:

📄 **Bill No. 100303:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of The Philadelphia Home Rule Charter providing for a mandatory Budget Stabilization Reserve; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

Councilmember Kenney Introduced the following Resolution, Sponsored by Councilmembers Kenney, Tasco and Green:

📄 **Resolution No. 100314:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter providing for a mandatory Budget Stabilization Reserve, and providing for the submission of the amendment to the electors of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

Councilmember Kenney Introduced the following Resolution, Sponsored by Councilmember Kenney:

📄 **Resolution No. 100315:** Resolution Welcoming the new owners of the Philadelphia Inquirer and Daily News.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Blackwell Introduced the following Resolution, Sponsored by Councilmembers Blackwell, Miller, Jones and Reynolds Brown:

📄 **Resolution No. 100316:** Resolution Calling for Hearings before the Committee on Public Health and Human Services to Examine the Department of Human Services' Policies and Procedures Concerning Adoption and Foster Care.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES.

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Councilmember Tasco Introduced the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

- 📄 **Bill No. 100304:** An Ordinance Authorizing the City Representative, on behalf of The City of Philadelphia, to enter into agreements with the Philadelphia Authority for Industrial Development and the Philadelphia Convention and Visitors Bureau, both for purposes of hosting the Army-Navy intercollegiate football game in certain years, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

Councilmember Tasco Introduced the following Bill, Sponsored by Councilmember Tasco:

- 📄 **Bill No. 100305:** An Ordinance Constituting the Tenth Supplemental Ordinance to the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Mayor, the City Controller and the City Solicitor, or a majority of them, to issue and sell one or more series of tax-exempt or taxable Airport Revenue Bonds of the City of Philadelphia; designating the obligations to be refunded from certain proceeds of such Airport Revenue Bonds; setting forth the use of proceeds; providing for the pledge of certain passenger facility charges solely for bonds which refund the City of Philadelphia, Pennsylvania, Airport Revenue Bond, Series 1998B; determining the sufficiency of pledged Amounts Available for Debt Service; covenanting for the payment of interest and principal; authorizing the Bond Committee to take certain action with regard to the terms and conditions of the Airport Revenue Bonds and related agreements and the elections under the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Director of Finance to take certain actions with regard to the sale of such Airport Revenue Bonds, the investment of the proceeds thereof and the City's continuing disclosure obligation; and specifying applicability of sections of The First Class City Revenue Bond Act and the Amended and Restated General Airport Revenue Bond Ordinance.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

Councilmember Tasco Introduced the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:


- 📄 **Bill No. 100306:** An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan No. 308 by widening the cartway of Van Pelt Street between Chestnut Street and Sansom Street, by changing the east and west sidewalk lines of Van Pelt Street between Chestnut Street and Sansom Street and the grade of the westerly sidewalk of Van Pelt Street between Chestnut Street and Sansom Street and by creating a new public use private sidewalk on the west side of Van Pelt

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Street west of the west legal sidewalk between Chestnut Street and Sansom Street under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON STREETS AND SERVICES.

Councilmember Tasco Introduced the following Bill, Sponsored by Councilmember Tasco:

 **Bill No. 100307:** An Ordinance Approving the Fiscal Year 2011 Capital Budget providing for expenditures for the capital purposes of the Philadelphia Gas Works (including the supplying of funds in connection therewith) subject to certain constraints and conditions, and acknowledging receipt of the Forecast of Capital Budgets for Fiscal Years 2012 through 2016.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.


Councilmember Miller Introduced the following Resolution, Sponsored by Councilmembers Miller and Sanchez:

 **Resolution No. 100317:** Resolution Proclaiming the Month of May 2010 as “Building Safety Month.”

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.


Councilmember Miller Introduced the following Resolution, Sponsored by Councilmembers Miller and Blackwell:

 **Resolution No. 100318:** Resolution Proclaiming the Month of May 2010 as “May is National Foster Care Month.”

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Sanchez Introduced the following Bill, Sponsored by Councilmember Sanchez:

 **Bill No. 100308:** An Ordinance Amending Subcode “F” of Title 4 of The Philadelphia Code, entitled “The Philadelphia Fire Code,” by adopting the 2009 edition of the International Code Council Fire Code, with certain amendments thereto, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON LICENSES AND INSPECTIONS.

Councilmember Sanchez Introduced the following Resolution, Sponsored by Councilmember Sanchez:

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📄 business from the State of Arizona, until it repeals SB 1070, its discriminatory law targeting immigrants.

DISCUSSION - COUNCILMEMBER SANCHEZ - RESOLUTION NOS. 100319 and 100320- (SEE NOTES OF TESTIMONY).

📄 **Resolution No. 100319:** Resolution Urging the City of Philadelphia to divest all business from the State of Arizona, until it repeals SB 1070, its discriminatory law targeting immigrants.

THE RESOLUTION WAS ADOPTED.

The Ayes and Nays were as follows:

Ayes: 14 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Miller, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 3 - Councilmembers Kelly, Krajewski and O'Neill

Councilmember Sanchez Introduced the following Resolution, Sponsored by Councilmember Sanchez:

📄 **Resolution No. 100320:** Resolution Urging the Pennsylvania General Assembly to reject legislation based on Arizona's discriminatory and unconstitutional SB 1070, and to affirm its commitment to ensuring the equal rights of all people in Pennsylvania.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Miller, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 2 - Councilmembers Krajewski and O'Neill

Councilmember Green Introduced the following Bill, Sponsored by Councilmembers Green, O'Neill, Kelly and Krajewski:

📄 **Bill No. 100309:** An Ordinance Amending Section 19-1301 of The Philadelphia Code, entitled "Real Estate Taxes," by revising the real estate tax rate, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Jones Introduced the following Resolution, Sponsored by Councilmembers Jones and Tasco:

📄 **Resolution No. 100321:** Resolution Recognizing and honoring Lesia Kuzma,


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Esquire for her leadership and work as the Chair of the First Judicial District's Mortgage Foreclosure Steering Committee on the occasion of the second anniversary of the City's nationally renowned Residential Mortgage Foreclosure Diversion Program.

THE RESOLUTION WAS READ.


THE RESOLUTION WAS ADOPTED.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmember DiCicco:

-  **Bill No. 100310:** An Ordinance Amending Section 9-205 of The Philadelphia Code, entitled “Sidewalk Sales,” by prohibiting sidewalk vending on both sides of north Second street, between Spring Garden street and Girard avenue with the exception of certain owners and tenants of properties; all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON STREETS AND SERVICES.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmember DiCicco:

-  **Bill No. 100311:** An Ordinance Amending Bill No. 090296 (approved by Council on May 21, 2009 and signed by the Mayor on June 3, 2009), entitled “An Ordinance to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Front Street, Lombard Street, 2nd Street, and Pine Street, under certain terms and conditions,” by extending the expiration date of the Ordinance, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmember DiCicco:

-  **Bill No. 100312:** An Ordinance Amending Chapter 11-600 of The Philadelphia Code, entitled “Construction, Encroachments, and Projections Over, On, and Under Streets,” by adding a new definition and new subsection providing for the granting of permits for the installation of bicycle racks on sidewalks, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON STREETS AND SERVICES.

Councilmember DiCicco Introduced the following Resolution, Sponsored by Councilmember DiCicco:

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- ☐ **Resolution No. 100322:** Resolution Approving a one-year extension, until June 30, 2011, for the Zoning Code Commission's adoption and provision of a written report containing Zoning Code Proposals and a Zoning Map Revision Plan, as provided for in Section 4-1300 of the Philadelphia Home Rule Charter.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmember Clarke:

- ☐ **Bill No. 100313:** An Ordinance Amending Chapter 4-200.0, Subcode "A" (The Philadelphia Administrative Code) of Title 4 of The Philadelphia Code, entitled "Text of Subcodes," by amending Section A-906, entitled "Property Maintenance Code Fees," to provide for escalating licensing fees for owners of vacant lots, vacant buildings or vacant wharfs, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

Councilmember Clarke Introduced the following Resolution, Sponsored by Councilmember Clarke:

- ☐ **Resolution No. 100323:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Thirty-seventh Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

REPORTS FROM COMMITTEES

COMMITTEE ON LAW AND GOVERNMENT

- ☐ **Bill No. 090580-A:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of the Philadelphia Home Rule


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Charter confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 090580-A.


THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

 **Resolution No. 090610, as amended:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; and providing for the submission of the amendment of the electors of Philadelphia.

THE RESOLUTION WAS FAVORABLE RECOMMENDATION; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

COMMITTEE ON STREETS AND SERVICES

 **Bill No. 100219:** An Ordinance Establishing a one-way regulation on East Duval Street, from Lowber Street to Mansfield Avenue, westbound.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100219.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

📄 **Bill No. 100221:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 051234) approved February 16, 2006, entitled "An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan No. 266 by striking from the City Plan and vacating Jefferson Street and Heston Street, each from 52nd Street to Paxon Street; by striking from the City Plan and vacating Paxon Street from Jefferson Street to Columbia Avenue; and by reserving and placing on the City Plan rights-of-way for gas main purposes, water main purposes, and drainage purposes within the beds of the streets being stricken by this Ordinance, if necessary, all under certain terms and conditions," by extending the period for compliance with the terms and conditions stated therein.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100221.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

📄 **Bill No. 100226:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 040511) approved June 21, 2004, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 55 in the area bounded by Aramingo Avenue, Frankford Creek, and Adams Avenue, under certain terms and conditions," by extending the period for compliance with the terms and conditions stated therein.

THE BILL WAS ORDERED PRINTED AND PLACED ON NEXT FIRST READING CALENDAR.

📄 **Bill No. 100248:** An Ordinance Establishing a no parking anytime regulation on McMenamy Street, between Cottage Street and Jackson Street, both sides.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100248.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.


📄 **Bill No. 100250:** An Ordinance Authorizing HACE Community Development Corporation, 167 West Allegheny Avenue, Philadelphia, PA 19140, to construct, own and maintain eight trash receptacles and twelve artificial metal palm trees, on the east and west footway of 5th Street, from Lehigh Avenue to Indiana Avenue, all under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100250.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.


 **Bill No. 100252:** An Ordinance Authorizing Marianos Chris Fetfatzes, owner of 738 MOC Inc. (aka Hawthornes), 1108 Fitzwater Street, Philadelphia, Pennsylvania, to construct, own and maintain an encroachment in the form of an open-air café on the sidewalk located at 738-742 South 11th Street, under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100252.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

COMMITTEE ON LICENSES AND INSPECTIONS


 **Bill No. 100158, as amended:** An Ordinance Amending Section 12-1109 of The Philadelphia Code, entitled "Permits Required for Parades, Processions and Assemblages," by conditioning the issuance of such permits on the applicant's agreement to reimburse the City for additional costs the City incurs as a result of the activity for which the permit is issued, subject to a maximum reimbursement amount; by making such maximum reimbursement amount retroactive; and by requiring refunds to persons who reimbursed the City for costs in excess of such maximum amount, all under certain terms and conditions.

COUNCILMEMBER SANCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100158.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

COMMITTEE ON TRANSPORTATION AND PUBLIC UTILITIES

 **Bill No. 100163:** An Ordinance Authorizing the City of Philadelphia to organize an authority to be known as The Philadelphia Energy Authority, pursuant to the terms of the "Municipalities Authorities Act," of 2001, June 19, P.L. 287, No. 22, as amended, under certain terms and conditions.

COUNCILMEMBER JONES MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100163.


THE MOTION WAS DULY SECONDED AND AGREED TO.

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THE BILL WAS ORDERED PLACED ON THIS DAY'S FIRST READING CALENDAR.

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

 **Bill No. 090580-A:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of the Philadelphia Home Rule Charter confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS READ.

Councilmember Goode


moved that the rules of Council be suspended so as to permit the amendment to be offered to Bill No. 090580 (SEE FILE),

THE MOTION WAS DULY SECONDED AND AGREED TO.

COUNCILMEMBER GOODE MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 090580 WAS ADOPTED.


 **Bill No. 090580-A, as amended:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of the Philadelphia Home Rule Charter confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a

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specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS AMENDED.


THE BILL WAS ORDERED PLACED ON FINAL PASSAGE CALENDAR FOR NEXT MEETING..

 **Bill No. 100219:** An Ordinance Establishing a one-way regulation on East Duval Street, from Lowber Street to Mansfield Avenue, westbound.


THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

 **Bill No. 100221:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 051234) approved February 16, 2006, entitled "An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan No. 266 by striking from the City Plan and vacating Jefferson Street and Heston Street, each from 52nd Street to Paxson Street; by striking from the City Plan and vacating Paxson Street from Jefferson Street to Columbia Avenue; and by reserving and placing on the City Plan rights-of-way for gas main purposes, water main purposes, and drainage purposes within the beds of the streets being stricken by this Ordinance, if necessary, all under certain terms and conditions," by extending the period for compliance with the terms and conditions stated therein.


THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

 **Bill No. 100248:** An Ordinance Establishing a no parking anytime regulation on McMenamy Street, between Cottage Street and Jackson Street, both sides.

THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

 **Bill No. 100250:** An Ordinance Authorizing HACE Community Development Corporation, 167 West Allegheny Avenue, Philadelphia, PA 19140, to construct, own and maintain eight trash receptacles and twelve artificial metal palm trees, on the east and west footway of 5th Street, from Lehigh Avenue to Indiana Avenue, all under certain terms and conditions.

THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

 **Bill No. 100252:** An Ordinance Authorizing Marianos Chris Fetfatzes, owner of 738 MOC Inc. (aka Hawthornes), 1108 Fitzwater Street, Philadelphia, Pennsylvania, to construct, own and maintain an encroachment in the form of an open-air café on the sidewalk located at 738-742 South 11th Street, under certain terms and conditions.

THE BILL WAS ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

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📄 **Bill No. 100158, as amended:** An Ordinance Amending Section 12-1109 of The Philadelphia Code, entitled “Permits Required for Parades, Processions and Assemblages,” by conditioning the issuance of such permits on the applicant's agreement to reimburse the City for additional costs the City incurs as a result of the activity for which the permit is issued, subject to a maximum reimbursement amount; by making such maximum reimbursement amount retroactive; and by requiring refunds to persons who reimbursed the City for costs in excess of such maximum amount, all under certain terms and conditions.

THE BILL WAS ORDERED PLACED ON NEXT WEEK’S SECOND READING CALENDAR.

📄 **Bill No. 100163:** An Ordinance Authorizing the City of Philadelphia to organize an authority to be known as The Philadelphia Energy Authority, pursuant to the terms of the “Municipalities Authorities Act,” of 2001, June 19, P.L. 287, No. 22, as amended, under certain terms and conditions.

THE BILL WAS ORDERED PLACED ON NEXT WEEK’S SECOND READING CALENDAR.

BILLS ON SECOND READING AND FINAL PASSAGE

📄 **Bill No. 100227:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 123 by relocating the northerly houseline of Montgomery Avenue from Fifteenth Street to Broad Street, thereby reducing the width of said Montgomery Avenue and relocating the easterly houseline of Fifteenth Street from Montgomery Avenue to a point approximately three-hundred thirty-one feet northwardly therefrom, thereby reducing the width of said Fifteenth Street, under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

📄 **Bill No. 100093:** An Ordinance Authorizing and directing the Mayor of the City of Philadelphia (the “City”), on behalf of the City, to enter into, execute, and deliver an agreement with the Philadelphia Housing Authority to broaden and make more efficient housing opportunities and related services administered by the Philadelphia Housing Authority and existing within the City; and specifically, which will make additional units of affordable housing available to City residents under certain terms and conditions.

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THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

 **Bill No. 100216:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2010 from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the Housing Trust Fund, the Mayor - Office of Housing and Community Development.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

 **Bill No. 100217:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2010 within the Grants Revenue Fund from the Director of Finance - Federal Stimulus Funding to the Department of Parks and Recreation - Parks, the Department of Human Services - Philadelphia Prisons and the District Attorney.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

 **Bill No. 100218:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2010 within the General Fund from the Managing Director - Division of Technology, the Managing Director - Office of Fleet Management, the Department of Human Services - Philadelphia Prisons, the Department of Revenue - Sinking Fund Commission, and the Board of Revision of Taxes and from the Grants Revenue Fund, the Director of Finance - Provision for Other

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Grants to the General Fund, the Managing Director - Division of Technology, the Managing Director - Office of Fleet Management, the Department of Streets, the Department of Parks and Recreation - Recreation, the Department of Licenses and Inspections, the Department of Records, the Director of Finance - Fringe Benefits, the Auditing Department, the Board of Revision of Taxes, the Sheriff and the First Judicial District of Pennsylvania. _


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

 **Bill No. 100214:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction And Occupancy Code,” by amending Subcode F, entitled “The Philadelphia Fire Code,” by further delineating the Philadelphia Fire Department's mission and obligation to provide fire and other emergency services via uniformed fire personnel including Firefighters and Fire Service Paramedics, and clarifying that all uniformed fire personnel, including Fire Service Paramedics, are authorized and required to act as fire personnel.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

SPEECHES

COUNCILMEMBERS JONES, BLACKWELL, GREEN, MILLER, AND TASCO (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.