

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, October 30, 2008**

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

Council met, a quorum being present.

Reverend John Roberts of the Garden of Prayer Church was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL  
of the meeting of October 23, 2008

THE MOTION WAS DULY SECONDED AND AGREED TO.

**COMMUNICATIONS**

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

- Transmitting a bill authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into a second amendment to an existing sublease between the Philadelphia Authority for Industrial Development and the City for the City's use of certain office space located at 1101 Market Street, under certain terms and conditions. (File No. 080848)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Archdiocese of Philadelphia to construct, own and maintain, a marquee canopy at the St. John the Evangelist House, 1211-1213 Clover Street, under certain terms and conditions. (File No. 080849)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Commissioner of Public Property on behalf of the City of Philadelphia to transfer to the Philadelphia Authority for Industrial Development, for nominal consideration, a certain parcel of land, with the

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

buildings and improvements thereon, known as 1433-35 Poplar Street, for further conveyance. (File No. 080850)

THE COMMUNICATION WAS READ.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

- 📄 **Bill No. 080832:** An Ordinance Enacting a new Chapter 9-3300 of The Philadelphia Code, entitled “Electronic Equipment Collection, Recycling and Reuse” to establish an electronics recycling system that ensures the safe and environmentally sound handling, recycling, or reuse of electronic waste, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON THE ENVIRONMENT.

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

- 📄 **Resolution No. 080839:** Resolution Urging Allan H. “Bud” Selig, the Commissioner of Baseball, to consider adding one day game during each Playoff Series and the World Series so that youth can share in the excitement of these games, and we can preserve the next generation of baseball fans.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Resolution No. 080840:** 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 Twenty-seventh, Forty-fourth and Fifty-first Wards 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.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Bill No. 080833:** An Ordinance Authorizing the construction of stormwater sewers and appurtenant work in Delaware Avenue from Lewis Street to Orthodox Street.

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

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

- ☐ **Bill No. 080834:** An Ordinance Amending Section 9-205 of The Philadelphia Code, relating to Sidewalk Sales by prohibiting sidewalk sales on Cheltenham Avenue within the Ninth District.

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

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

- ☐ **Resolution No. 080841:** Resolution Urging the U.S. Department of Agriculture to maintain and properly fund the Universal Feeding Program in the School District of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 080842:** Resolution Declaring November 17th - 23rd as Global Entrepreneurship Week in Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 080843:** 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

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

improvements thereon, situate in the Thirty-sixth 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.

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

- ☐ **Resolution No. 080844:** Resolution Congratulating and Honoring Charles A. Bishop on being elected and installed as the 99th Most Worshipful Grand Master of Prince Hall Grand Lodge Free and Accepted Masons for the Commonwealth of Pennsylvania on October 14, 2008.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 080845:** 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-fourth 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.

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

- ☐ **Resolution No. 080846:** Resolution Recognizing and thanking the General Assembly of the Commonwealth of Pennsylvania for passing House Bill No. 2200 which will provide Philadelphia families relief from high electricity bills, guarantees a reduction in greenhouse gas emissions, and works to stimulate the

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Bill No. 080835:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into a second amendment to an existing sublease between the Philadelphia Authority for Industrial Development and the City for the City's use of certain office space located at 1101 Market Street, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS.

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

- 📄 **Bill No. 080836:** An Ordinance Authorizing the Archdiocese of Philadelphia to construct, own and maintain, a marquee canopy at the St. John the Evangelist House, 1211-1213 Clover Street, 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. 080837:** An Ordinance Amending Section 14-304 of The Philadelphia Code, entitled "C-3' Commercial District" by amending the floor area requirements for hotels, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Resolution No. 080847:** 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-first 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.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Bill No. 080838:** An Ordinance Authorizing the Commissioner of Public Property on behalf of the City of Philadelphia to transfer to the Philadelphia Authority for Industrial Development, for nominal consideration, a certain parcel of land, with the buildings and improvements thereon, known as 1433-35 Poplar Street, for further conveyance.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS.

**REPORTS FROM COMMITTEES**

**COMMITTEE ON STREETS AND SERVICES**

- 📄 **Bill No. 080544:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 163 by relocating the southwesterly houseline and curbline of Ridge Avenue near Calumet Street; by relocating the northwesterly houseline and curbline of Calumet Street from Ridge Avenue to the Fairmount Park Line; by striking from the City Plan East River Road from Calumet Street northwestwardly to its terminus; and vacating the portions of said East River Road laying outside the lines of Fairmount Park; 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. 080544.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- 📄 **Bill No. 080574:** An Ordinance Amending Section 9-212 of The Philadelphia Code by prohibiting newsstands on both sides of 5th Street between Ludlow and Market Streets.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080574.

THE MOTION WAS DULY SECONDED AND AGREED TO.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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

☐ **Bill No. 080625:** An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan No. 42 by striking from the City Plan and vacating Thirtieth Street from Walnut Street (lower level) southwardly approximately six-hundred twenty feet to a dead end, 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. 080625.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

☐ **Bill No. 080628:** An Ordinance Authorizing the grant to the City of two rights of way for municipal and public utility purposes within an area bounded by Market Street, former Thirty-second Street, Chestnut Street, and Thirty-third Street; and authorizing the revision of lines and grades on a portion of City Plan No. 42 by placing on the City Plan the two rights of way and striking and abandoning portions of two existing rights of way for municipal and public utility purposes within the same area; 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. 080628.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

☐ **Bill No. 080629:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 060730) approved November 16, 2006, entitled "An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan No. 278 by placing on the City Plan Delaware Avenue from Hellerman Street to Magee Avenue and by placing Magee Avenue from Delaware Avenue to New State Road, under certain terms and conditions, including the dedication to the City, free and clear of all encumbrances, of the beds of Delaware Avenue and Magee Avenue being placed under authority of this Ordinance and also the dedication to the City, free and clear of all encumbrances, of a portion of the bed of Delaware Avenue between Levick Street and Hellerman Street not previously opened", 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. 080629.

THE MOTION WAS DULY SECONDED AND AGREED TO.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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

📄 **Bill No. 080630:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 197 by placing on the City Plan an extension of Ontario Street from its existing terminus at the northwesterly side of the right-of-way of the Philadelphia Belt Line Railroad southeastwardly to Delaware Avenue; the dedication of the bed of the extended portion of Ontario Street to the City; and the striking from the City Plan of a certain right-of-way reserved for drainage purposes laying within the lines of the proposed extension of Ontario Street; 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. 080630.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 080631:** An Ordinance Authorizing the grant to the City of a right-of-way for gas main purposes within the lines of former Stevenson Street, southeast of Frankford Avenue, and the revision of lines and grades on a portion of City Plan No. 323 by placing on the City Plan the right-of-way, 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. 080631.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 080633:** An Ordinance Authorizing the paving of Ontario Street from the northwesterly side of the right-of-way of the Philadelphia Beltline Railroad to Delaware Avenue, 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. 080633.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 080635:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 34-S, in the area south of Oregon Avenue and west of Christopher Columbus Boulevard, by striking from the City Plan and abandoning a portion of a right-of-way for drainage purposes reserved within the lines of former Bigler Street and placing on the City Plan a right-of-way for drainage purposes in an alternate location laying north of former Bigler Street, and




**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

authorizing acceptance of the grant of such right-of-way to the City, 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. 080635.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080637:** An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 34-S and 41-S by striking from the City Plan and vacating the legally open portions of Packer Avenue from Christopher Columbus Boulevard to the Pierhead Line of the Delaware River and by reserving and placing on the City Plan a right-of-way for drainage purposes, water main purposes, and public utility purposes within the lines of Packer Avenue being stricken from the City Plan, 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. 080637.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080638:** An Ordinance Authorizing the installation of a left turn green arrow traffic signal at the intersection of Crescentville road and Adams avenue.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080638.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080639:** An Ordinance Authorizing the Mt. Airy Revitalization Corporation to construct, own, and maintain, a sign on the traffic island of Wadsworth Avenue at the intersection with Cheltenham Avenue, 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. 080639.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 080641:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 128 by striking from the City Plan and vacating


**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

Eighteenth Street from Cambria Street to Indiana Avenue and reserving and placing on the City Plan a right-of-way for drainage purposes and water main purposes within the lines of Eighteenth Street being stricken, 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. 080641.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080643:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 040569) approved July 1, 2004, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 205 in the vicinity of Fairhill Street and Annsbury Street, 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. 080643.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080644:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 158 by striking from the City Plan and abandoning a certain right-of-way for drainage purposes which extends southeastwardly from the easterly side of "B" Street to the northerly side of Tioga 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. 080644.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


 **Bill No. 080648:** An Ordinance Amending Title 12 The Philadelphia Code, entitled "Traffic Code," by amending Section 12-102, entitled "Definitions," by amending Section 12-902, entitled "Parking for Certain Purposes Prohibited," to prohibit the standing or parking on the roadway of watercraft trailers or watercraft for the purpose of display for sale or for commercial washing, greasing or repair, by amending Section 12-2405, entitled "Removal or Immobilization of Parked Vehicles; Notice," to provide for towing for certain violations, and by amending Section 12-2809, entitled "Civil Penalties and Costs," to provide for penalties for violations, all under certain terms and conditions.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080648.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080651:** An Ordinance Amending Section 12-918 of The Philadelphia Code, entitled "Parking for Car Sharing Organizations," by adding locations, 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. 080651.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080652:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 63 by striking from the City Plan and abandoning a right-of-way reserved for gas main purposes within the lines of former Seventeenth Street from the intersection of Wood Street and Seventeenth Street to Franklinton Boulevard, 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. 080652.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080653:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 58 by placing on the City Plan an extension of Mount Vernon Street from its existing terminus west of Percy Street westwardly to Tenth Street; by striking from the City Plan a certain right-of-way reserved for drainage and utility purposes laying within the lines of the proposed extension of Mount Vernon Street; and authorizing dedication to the City of the bed of the proposed extension of Mount Vernon Street; 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. 080653.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 080654:** An Ordinance Amending Title 9 of The Philadelphia Code, by amending Section 9-203 relating to Street Vendors and Section 9-205 relating to


**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

Sidewalk Sales, by prohibiting street and sidewalk vending on certain portions of Spring Garden Street.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080654.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 080725:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 120 by striking from the City Plan and vacating Cleveland Street from Girard Avenue to Stiles 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. 080725.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

Councilmember DiCicco

Moved that the rules of Council be suspended so that the bills just read and reported from committee be deemed to have had a first reading and that such bills be placed on the Second Reading and Final Passage Calendar for the next session of City Council.

THE MOTION WAS DULY SECONDED AND AGREED TO.


**COMMITTEE ON LICENSES AND INSPECTIONS**

 **Bill No. 080433:** An Ordinance Amending Chapter 9-600 of The Philadelphia Code, entitled "Service and Other Businesses," by amending Section 9-610, entitled "Massage Businesses," by amending the requirements for operation of a Massage Business, 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. 080433.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 080546:** An Ordinance Amending Subcode "PM" (The Philadelphia Property Maintenance Code) of Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Section PM-302.4, entitled "Grading and drainage," by adding certain structures to the provisions prohibiting the accumulation of stagnant water, and making certain

## JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

COUNCILMEMBER SANCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080546.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- 📄 **Bill No. 080622-A:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation Of Businesses, Trades And Professions," by adding a new Chapter regulating the erection, use and inspection of tower cranes, 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. 080622-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

## COMMITTEE ON THE DISABLED AND THE HANDICAPPED

- 📄 **Bill No. 080149:** An Ordinance Amending Section 12-1117 of The Philadelphia Code, entitled "Physically Handicapped and Disabled or Severely Disabled Veteran Parking," and Section 12-2809, entitled "Civil Penalties and Costs," by expressly prohibiting certain improper uses of Disabled Parking Permits and providing for penalties, 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. 080149.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

## CONSIDERATION OF THE CALENDAR

### BILLS ON FIRST READING

- 📄 **Bill No. 080544:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 163 by relocating the southwesterly houseline and curbline of Ridge Avenue near Calumet Street; by relocating the northwesterly houseline and curbline of Calumet Street from Ridge Avenue to the Fairmount Park Line; by striking from the City Plan East River Road from Calumet Street northwestwardly to its terminus; and vacating the portions of said East River Road laying outside the lines of Fairmount Park; all under certain terms and conditions.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- ☐ **Bill No. 080574:** An Ordinance Amending Section 9-212 of The Philadelphia Code by prohibiting newsstands on both sides of 5th Street between Ludlow and Market Streets.

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

- ☐ **Bill No. 080625:** An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan No. 42 by striking from the City Plan and vacating Thirtieth Street from Walnut Street (lower level) southwardly approximately six-hundred twenty feet to a dead end, all under certain terms and conditions.

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

- ☐ **Bill No. 080628:** An Ordinance Authorizing the grant to the City of two rights of way for municipal and public utility purposes within an area bounded by Market Street, former Thirty-second Street, Chestnut Street, and Thirty-third Street; and authorizing the revision of lines and grades on a portion of City Plan No. 42 by placing on the City Plan the two rights of way and striking and abandoning portions of two existing rights of way for municipal and public utility purposes within the same area; all under certain terms and conditions.

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

- ☐ **Bill No. 080629:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 060730) approved November 16, 2006, entitled "An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan No. 278 by placing on the City Plan Delaware Avenue from Hellerman Street to Magee Avenue and by placing Magee Avenue from Delaware Avenue to New State Road, under certain terms and conditions, including the dedication to the City, free and clear of all encumbrances, of the beds of Delaware Avenue and Magee Avenue being placed under authority of this Ordinance and also the dedication to the City, free and clear of all encumbrances, of a portion of the bed of Delaware Avenue between Levick Street and Hellerman Street not previously opened", 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. 080630:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 197 by placing on the City Plan an extension of Ontario Street from its existing terminus at the northwesterly side of the right-of-way of the Philadelphia Belt Line Railroad southeastwardly to Delaware Avenue; the dedication of the bed of the extended portion of Ontario Street to the City; and the striking from the City Plan of a certain right-of-way reserved for drainage

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

purposes laying within the lines of the proposed extension of Ontario Street; all under certain terms and conditions.

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

📄 **Bill No. 080631:** An Ordinance Authorizing the grant to the City of a right-of-way for gas main purposes within the lines of former Stevenson Street, southeast of Frankford Avenue, and the revision of lines and grades on a portion of City Plan No. 323 by placing on the City Plan the right-of-way, under certain terms and conditions.

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

📄 **Bill No. 080633:** An Ordinance Authorizing the paving of Ontario Street from the northwesterly side of the right-of-way of the Philadelphia Beltline Railroad to Delaware Avenue, under certain terms and conditions.

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

📄 **Bill No. 080635:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 34-S, in the area south of Oregon Avenue and west of Christopher Columbus Boulevard, by striking from the City Plan and abandoning a portion of a right-of-way for drainage purposes reserved within the lines of former Bigler Street and placing on the City Plan a right-of-way for drainage purposes in an alternate location laying north of former Bigler Street, and authorizing acceptance of the grant of such right-of-way to the City, all under certain terms and conditions.

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

📄 **Bill No. 080637:** An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 34-S and 41-S by striking from the City Plan and vacating the legally open portions of Packer Avenue from Christopher Columbus Boulevard to the Pierhead Line of the Delaware River and by reserving and placing on the City Plan a right-of-way for drainage purposes, water main purposes, and public utility purposes within the lines of Packer Avenue being stricken from the City Plan, all under certain terms and conditions.

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

📄 **Bill No. 080638:** An Ordinance Authorizing the installation of a left turn green arrow traffic signal at the intersection of Crescentville road and Adams avenue.

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

📄 **Bill No. 080639:** An Ordinance Authorizing the Mt. Airy Revitalization Corporation to construct, own, and maintain, a sign on the traffic island of

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Wadsworth Avenue at the intersection with Cheltenham Avenue, under certain terms and conditions.

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

📄 **Bill No. 080641:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 128 by striking from the City Plan and vacating Eighteenth Street from Cambria Street to Indiana Avenue and reserving and placing on the City Plan a right-of-way for drainage purposes and water main purposes within the lines of Eighteenth Street being stricken, under certain terms and conditions.

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

📄 **Bill No. 080643:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 040569) approved July 1, 2004, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 205 in the vicinity of Fairhill Street and Annsbury Street, 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. 080644:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 158 by striking from the City Plan and abandoning a certain right-of-way for drainage purposes which extends southeastwardly from the easterly side of "B" Street to the northerly side of Tioga Street, under certain terms and conditions.

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

📄 **Bill No. 080648:** An Ordinance Amending Title 12 The Philadelphia Code, entitled "Traffic Code," by amending Section 12-102, entitled "Definitions," by amending Section 12-902, entitled "Parking for Certain Purposes Prohibited," to prohibit the standing or parking on the roadway of watercraft trailers or watercraft for the purpose of display for sale or for commercial washing, greasing or repair, by amending Section 12-2405, entitled "Removal or Immobilization of Parked Vehicles; Notice," to provide for towing for certain violations, and by amending Section 12-2809, entitled "Civil Penalties and Costs," to provide for penalties for violations, all under certain terms and conditions.

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

📄 **Bill No. 080651:** An Ordinance Amending Section 12-918 of The Philadelphia Code, entitled "Parking for Car Sharing Organizations," by adding locations, all under certain terms and conditions.



JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- 📄 **Bill No. 080652:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 63 by striking from the City Plan and abandoning a right-of-way reserved for gas main purposes within the lines of former Seventeenth Street from the intersection of Wood Street and Seventeenth Street to Franklinton Boulevard, under certain terms and conditions.

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

- 📄 **Bill No. 080653:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 58 by placing on the City Plan an extension of Mount Vernon Street from its existing terminus west of Percy Street westwardly to Tenth Street; by striking from the City Plan a certain right-of-way reserved for drainage and utility purposes laying within the lines of the proposed extension of Mount Vernon Street; and authorizing dedication to the City of the bed of the proposed extension of Mount Vernon Street; all under certain terms and conditions.

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

- 📄 **Bill No. 080654:** An Ordinance Amending Title 9 of The Philadelphia Code, by amending Section 9-203 relating to Street Vendors and Section 9-205 relating to Sidewalk Sales, by prohibiting street and sidewalk vending on certain portions of Spring Garden Street.

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

- 📄 **Bill No. 080725:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 120 by striking from the City Plan and vacating Cleveland Street from Girard Avenue to Stiles Street, under certain terms and conditions.

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

- 📄 **Bill No. 080433:** An Ordinance Amending Chapter 9-600 of The Philadelphia Code, entitled "Service and Other Businesses," by amending Section 9-610, entitled "Massage Businesses," by amending the requirements for operation of a Massage Business, under certain terms and conditions.

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

- 📄 **Bill No. 080546:** An Ordinance Amending Subcode "PM" (The Philadelphia Property Maintenance Code) of Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Section PM-302.4, entitled "Grading and drainage," by adding certain structures to the provisions prohibiting the accumulation of stagnant water, and making certain

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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

- 📄 **Bill No. 080622-A:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation Of Businesses, Trades And Professions," by adding a new Chapter regulating the erection, use and inspection of tower cranes, all under certain terms and conditions.

Councilmember Kenney

Moved that the Rules of Council be Suspended so as to permit a simple numbering amendment to be offered to Bill No. 080622.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Kenney

Moved to offer an Amendment to Bill No. 080622 and move its adoption.

THE MOTION WAS DULY SECONDED AND AGREED TO.

- 📄 **Bill No. 080622-A, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation Of Businesses, Trades And Professions," by adding a new Chapter regulating the erection, use and inspection of tower cranes, all under certain terms and conditions.

THE BILL WAS AMENDED.

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

- 📄 **Bill No. 080149:** An Ordinance Amending Section 12-1117 of The Philadelphia Code, entitled "Physically Handicapped and Disabled or Severely Disabled Veteran Parking," and Section 12-2809, entitled "Civil Penalties and Costs," by expressly prohibiting certain improper uses of Disabled Parking Permits and providing for penalties, all 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. 080745, as amended:** An Ordinance Amending Bill No. 070994-A (approved December 21, 2007), entitled "Authorizing the Director of Finance, Commissioner of Public Property and other officials of the City to execute either directly or through the Philadelphia Authority for Industrial Development various agreements, instruments of conveyance and other transactional documents by and among the City, the Commonwealth of Pennsylvania and the Pennsylvania Convention Center Authority related to the development, construction, financing, operation and management of an expanded Pennsylvania

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Convention Center and including the defeasance of outstanding Pennsylvania Convention Center Authority bonds, the release of the lien of the Trust Indenture dated as of December 15, 1989, as amended and supplemented, relating to such bonds, the termination of the existing Lease and Service Agreement, the sale of the existing Convention Center building and improvements to the Philadelphia Authority for Industrial Development for further conveyance to the Commonwealth of Pennsylvania, or its designee and the execution of a long term ground lease of the land under the existing Convention Center to the Commonwealth of Pennsylvania; all under certain terms and conditions,” by authorizing an extension in the term of payments, by authorizing appropriations, providing for review of Convention Center budgets by the City, and by authorizing changes to various agreement, all under certain terms and conditions.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Nays: 0*

*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*

 **Bill No. 080548:** An Ordinance Amending Section 2 of Bill No. 050510, approved November 17, 2005, 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 Allegheny Avenue, Collins Street, Westmoreland Street and Tulip Street,” by extending the period of compliance.


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. 080632:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Thompson Street, Juniata Street, Salmons Street, Berkshire Street, Richmond Street, and the Betsy Ross Bridge Approach.

THE BILL WAS READ.


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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. 080649:** An Ordinance Amending Section 14-1621 of The Philadelphia Code, entitled "Passyunk Avenue Special District Controls," by adding telemarketing as a prohibited use, all 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. 080743:** An Ordinance An Ordinance authorizing transfers in appropriations for Fiscal Year 2009 from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, the Director of Finance - Indemnities.


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. 080585:** An Ordinance Authorizing the Commerce Director and the Commissioner of Public Property to acquire an approximately 17 acre property in the vicinity of Island Avenue, Penrose Avenue and Escort Street and to extinguish a deed restriction on the property, all under certain terms and conditions.

THE BILL WAS READ.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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. 080636:** An Ordinance Authorizing the Philadelphia Authority for Industrial Development, notwithstanding any contrary requirements of the Philadelphia Industrial and Commercial Development Agreement between the City, the Philadelphia Industrial Development Corporation and PAID, to convey fee simple title to a certain property located in the vicinity of Sixty-first Street and Eastwick Avenue to the Philadelphia Regional Port Authority, for a total consideration of One Hundred Fifty Thousand Dollars (\$150,000.00), 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*

**SPEECHES**

COUNCILMEMBER BROWN - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.