



Thursday, January 28, 2010

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.

Rabbi Isacson of The Congregation Beth Solomon was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL of the meeting of December 17, 2009.

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 Nos. 090686 and 090851-A, which were passed by Council on December 17, 2009, were signed by the Mayor on January 27, 2010. (File No. 100041)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill No. 090706, which was passed by Council on December 17, 2009, was signed by the Mayor on January 23, 2010. (File No. 100042)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090742, 090745 and 090848, which were passed by Council on December 17, 2009, were signed by the Mayor on January 13, 2010. (File No. 100043)

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THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090672-A, which was passed by Council on December 10, 2009, was signed by the Mayor on December 10, 2010. (File No. 100044)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090707, 090713, 090714-A, 090735, 090741, 090743, 090747, 090748, 090749, 090750, 090771, 090772, 090773, 090774, 090775, 090779, 090781, 090782, 090786, 090809, 090810, 090811, 090812, 090827, 090832, 090835, 090836, 090842, 090849, 090876 and 090877, which were passed by Council on December 17, 2009, were signed by the Mayor on January 13, 2010. (File No. 100045)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090875, which was passed by Council on December 17, 2009, was signed by the Mayor on December 23, 2009. (File No. 100046)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090589, 090661, 090671, 090687 and 090688, which were passed by Council on December 10, 2009, were signed by the Mayor on December 23, 2009. (File No. 100047)

THE COMMUNICATION WAS READ.

- Transmitting a resolution confirming the appointment of Sister Mary Scullion as a member of the Board of Ethics, to serve in the term ending November 16, 2010. (File No. 100052)

THE COMMUNICATION WAS READ.

- Transmitting a resolution confirming the appointment of Kenya Mann, Esq., as a member of the Board of Ethics, to serve in the term ending November 16, 2013. (File No. 100053)

THE COMMUNICATION WAS READ.

- Transmitting a resolution confirming the appointment of Nolan Atkinson as a member of the Board of Ethics, to serve in the term ending November 16, 2014. (File No. 100054)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Title 22 of The Philadelphia Code entitled "Public Employees Retirement Code," by amending Sections 22-306, 22-701 and

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22-702, to make Retirement and Survivorship Benefit Option 4 available to members of additional Plans, to allow the member to designate his or her dependent grandchildren to receive a survivorship benefit, and to allow benefits to be paid to trusts for disabled grandchildren of members; all under certain terms and conditions, accompanied by an explanatory letter from the Director of Finance. (File No. 100055)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing, generally, the continued issuance and sale by the City of Philadelphia of Gas Works Revenue Notes of the City, prescribing the forms of notes and providing for their execution and payment, pledging certain revenues of the Gas Works as security, adopting a rate covenant and directing the imposition and collection of rates and charges sufficient to comply therewith, prescribing the conditions precedent to the issuance of specific series of notes, including a resolution passed by the Bond Committee providing for establishment of credit support for notes, providing for designation of a fiscal agent and sinking fund depository, providing for establishment of a sinking fund and its management, providing remedies upon default, and providing for amendments and modifications, accompanied by an explanatory letter from the City Treasurer. (File No. 100056)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill constituting the Thirteenth Supplemental Ordinance to the Restated General Water and Wastewater Revenue Bond Ordinance of 1989, as supplemented; authorizing the Bond Committee to issue and sell either at public or private sale Water and Wastewater Revenue Bonds; authorizing approval of the form of such Bonds; providing that such Bonds shall bear interest at prescribed fixed or variable rates, and authorizing agreements to provide credit enhancement and payment and liquidity sources for such Bonds; authorizing the Director of Finance to take certain actions with regard to the sale of such Bonds, the investment of proceeds thereof and the City's continuing disclosure obligation; setting forth the use of proceeds; covenanting the payment of interest and principal; and supplementing the Restated General Water and Wastewater Revenue Bond Ordinance of 1989, accompanied by an explanatory letter from the City Treasurer. (File No. 100057)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Bond Committee to sell bonds at public or private negotiated sale, to provide funds toward various capital municipal purposes; providing for appropriations to the Sinking Fund Commission for the payment of such bonds; authorizing agreements to provide credit or payment or liquidity sources for the bonds in connection with issuance of the bonds, and

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certain other actions; providing for obtaining the consent of the electors to increasing the indebtedness of the City; and fixing a day and providing for arrangements for holding the election for obtaining such consent. (File No. 100058)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2010 from the General Fund, certain or all City offices, departments, boards and commissions and from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, certain or all City offices, departments, boards and commissions. (File No. 100059)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2010 within the Grants Revenue Fund from the Director of Finance - Federal Stimulus Funding to certain or all City offices, departments, boards and commissions. (File No. 100060)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- ☐ **Resolution No. 100016:** Resolution Authorizing City Council's Committee on Legislative Oversight to hold public hearings to investigate how the Philadelphia International Airport can expand its international flight options to position the city to become more competitive in serving area residents and more attractive for tourism and conventions.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON LEGISLATIVE OVERSIGHT.

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

- ☐ **Resolution No. 100018:** Resolution Designating the month of February as “Teen Dating Violence Awareness Month in Philadelphia.”

THE RESOLUTION WAS READ.

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DISCUSSION - COUNCILMEMBER GREENLEE, RESOLUTION NO. 100018 - (SEE NOTES OF TESTIMONY)

- ☐ **Resolution No. 100018:** Resolution Designating the month of February as “Teen Dating Violence Awareness Month in Philadelphia.”

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Bill No. 100001:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2010 within the Grants Revenue Fund from the Director of Finance - Federal Stimulus Funding to certain or all City offices, departments, boards and commissions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- ☐ **Bill No. 100002:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2010 from the General Fund, certain or all City offices, departments, boards and commissions and from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, certain or all City offices, departments, boards and commissions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- ☐ **Bill No. 100003:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Marsden Street, Friendship Street, Keystone Street, and Tyson Avenue.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Bill No. 100004:** An Ordinance Authorizing the Bond Committee to sell bonds at public or private negotiated sale, to provide funds toward various capital municipal purposes; providing for appropriations to the Sinking Fund Commission for the payment of such bonds; authorizing agreements to provide credit or payment or liquidity sources for the bonds in connection with issuance

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of the bonds, and certain other actions; providing for obtaining the consent of the electors to increasing the indebtedness of the City; and fixing a day and providing for arrangements for holding the election for obtaining such consent.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Bill No. 100005:** An Ordinance Constituting the Thirteenth Supplemental Ordinance to the Restated General Water and Wastewater Revenue Bond Ordinance of 1989, as supplemented; authorizing the Bond Committee to issue and sell either at public or private sale Water and Wastewater Revenue Bonds; authorizing approval of the form of such Bonds; providing that such Bonds shall bear interest at prescribed fixed or variable rates, and authorizing agreements to provide credit enhancement and payment and liquidity sources for such Bonds; authorizing the Director of Finance to take certain actions with regard to the sale of such Bonds, the investment of proceeds thereof and the City's continuing disclosure obligation; setting forth the use of proceeds; covenanting the payment of interest and principal; and supplementing the Restated General Water and Wastewater Revenue Bond Ordinance of 1989.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Bill No. 100006:** An Ordinance Authorizing, generally, the continued issuance and sale by the City of Philadelphia of Gas Works Revenue Notes of the City, prescribing the forms of notes and providing for their execution and payment, pledging certain revenues of the Gas Works as security, adopting a rate covenant and directing the imposition and collection of rates and charges sufficient to comply therewith, prescribing the conditions precedent to the issuance of specific series of notes, including a resolution passed by the Bond Committee providing for establishment of credit support for notes, providing for designation of a fiscal agent and sinking fund depository, providing for establishment of a sinking fund and its management, providing remedies upon default, and providing for amendments and modifications.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Resolution No. 100019:** Resolution Recognizing and Acknowledging Delta Sigma Theta Sorority on the Occasion of the Annual Delta Day in Philadelphia

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100020:** Resolution Calling upon the Pennsylvania General Assembly to amend the election law so that prisoners are counted as residents of the county in which they reside prior to incarceration, rather than as residents of the county in which they are detained, for the purpose of apportioning legislative districts and calling upon the United States Census Bureau to change its method for counting prisoners so that prisoners are recorded as living at their last known address prior to incarceration.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER TASCO, RESOLUTION NO. 100020 - (SEE NOTES OF TESTIMONY).

- ☐ **Resolution No. 100020:** Resolution Calling upon the Pennsylvania General Assembly to amend the election law so that prisoners are counted as residents of the county in which they reside prior to incarceration, rather than as residents of the county in which they are detained, for the purpose of apportioning legislative districts and calling upon the United States Census Bureau to change its method for counting prisoners so that prisoners are recorded as living at their last known address prior to incarceration.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100021:** Resolution Confirming the appointment of Sister Mary Scullion as a member of the Board of Ethics, to serve in the term ending November 16, 2010.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

- ☐ **Resolution No. 100022:** Resolution Confirming the appointment of Kenya Mann, Esq., as a member of the Board of Ethics, to serve in the term ending

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THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

- ☐ **Resolution No. 100023:** Resolution Confirming the appointment of Nolan Atkinson as a member of the Board of Ethics, to serve in the term ending November 16, 2014.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

- ☐ **Resolution No. 100024:** 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 Forty-eighth 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 Miller Introduced the following Resolution, Sponsored by Councilmembers Miller, Tasco and Clarke:

- ☐ **Resolution No. 100025:** Resolution Recognizing, Honoring, And Celebrating Patricia Redmond - As Presbyterian Children Village's Employee of the Year, for the Last Four Years and Her Dedication and Commitment to Community Service.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100026:** 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

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to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Seventeenth 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 Sanchez Introduced the following Resolution, Sponsored by Councilmembers Sanchez and Blackwell:

- ☐ **Resolution No. 100027:** Resolution Recognizing the significant contribution of immigrants to the City of Philadelphia and urging the United States Congress to enact comprehensive immigration reform.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER SANCHEZ, RESOLUTION NO. 100027 - (SEE NOTES OF TESTIMONY).

- ☐ **Resolution No. 100027:** Resolution Recognizing the significant contribution of immigrants to the City of Philadelphia and urging the United States Congress to enact comprehensive immigration reform.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100028:** 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 Forty-third 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.

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

- ☐ **Resolution No. 100029:** Resolution Calling on the Pennsylvania Congressional Delegation to support the Student Aid and Fiscal Responsibility Act.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Bill No. 100007:** An Ordinance Amending Title 22 of The Philadelphia Code, entitled “Public Employees Retirement Code,” by amending Sections 22-306, 22-701 and 22-702, to make Retirement and Survivorship Benefit Option 4 available to members of additional Plans, to allow the member to designate his or her dependent grandchildren to receive a survivorship benefit, and to allow benefits to be paid to trusts for disabled grandchildren of members; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON LABOR AND CIVIL SERVICE.

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

- ☐ **Resolution No. 100032:** Resolution Urging the Secretary of the Pennsylvania Department of Public Welfare to take immediate action to draw down all of the funds allotted to Pennsylvania under the American Recovery and Reinvestment Act (ARRA) for the Temporary Assistance for Needy Families (TANF) Emergency Fund and further calling on the U.S. Congress to extend the deadline for the use of such funds for an additional year in order to ensure that low income Philadelphians have maximum access to stimulus resources.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100033:** 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 Fourth Ward of the City of Philadelphia,


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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 Goode Introduced the following Bill, Sponsored by Councilmember Goode:

 **Bill No. 100008:** An Ordinance Amending Chapter 19-200 of The Philadelphia Code, entitled “City Funds - Deposits, Investments, Disbursements,” by amending Section 19-201, entitled “City Depositories,” by authorizing the City Treasurer to deposit funds in Advance Bank, under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

Councilmember Goode Introduced the following Bill, Sponsored by Councilmembers Goode and Krajewski:

 **Bill No. 100009:** An Ordinance Amending Section 19-2604 of The Philadelphia Code, relating to tax rates and credits for the business privilege tax, by amending the credit for contributions to community development corporations to allow a business that terminated a contribution agreement to remain eligible for future tax credits under the provision that permits two businesses to apply jointly for the tax credit, under certain terms and conditions.

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

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

 **Bill No. 100010:** 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 relating to the election of members of the Council; 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 Goode Introduced the following Resolution, Sponsored by Councilmembers Goode and Green:

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- ☐ Home Rule Charter relating to the election of members of the Council; and providing for the submission of the amendment of the electors of Philadelphia.

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

Councilmember Reynolds Brown Introduced the following Bill, Sponsored by Councilmembers Reynolds Brown and Tasco:

- ☐ **Bill No. 100011:** An Ordinance Amending Chapter 6-800 of The Philadelphia Code, entitled "Lead Paint Disclosure," to require a certification that a property is lead free or lead safe before it may be rented to a tenant; amending Chapter PM-102.0, entitled "Licensing," to require landlord certification of compliance with certain provisions of Chapter 6-800 as a condition of receipt of a housing inspection license; and making technical changes; all under certain terms and conditions.

DISCUSSION - COUNCILMEMBER BROWN, BILL NO. 100011 - (SEE NOTES OF TESTIMONY).

- ☐ **Bill No. 100011:** An Ordinance Amending Chapter 6-800 of The Philadelphia Code, entitled "Lead Paint Disclosure," to require a certification that a property is lead free or lead safe before it may be rented to a tenant; amending Chapter PM-102.0, entitled "Licensing," to require landlord certification of compliance with certain provisions of Chapter 6-800 as a condition of receipt of a housing inspection license; and making technical changes; all under certain terms and conditions.

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

Councilmember Reynolds Brown Introduced the following Bill, Sponsored by Councilmember Reynolds Brown:

- ☐ **Bill No. 100012:** An Ordinance Amending Title 6 of The Philadelphia Code, entitled "Health Code," by defining "Supermarkets," and excluding Supermarkets from the definition of Chain Restaurants, thereby exempting Supermarkets from menu labeling requirements applicable to Chain Restaurants, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES.

Councilmember Reynolds Brown Introduced the following Resolution, Sponsored by Councilmember Reynolds Brown:

- ☐ **Resolution No. 100035:** Resolution Honoring the African American Children's Book Project on the occasion of the Annual African American Children's Book

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Bill No. 100013:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by adding special provisions regulating outdoor advertising signs in designated commercial advertising districts; designating Market Street between 13th Street and 7th Street as a commercial advertising district; and making conforming amendments to other provisions of The Philadelphia Code regulating outdoor advertising signs; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

- 📄 **Bill No. 100014:** An Ordinance Amending Section 14-1638, entitled “Central Delaware Riverfront Overlay District,” by establishing no height limit and by making technical changes, 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. 100036:** 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-fifth 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 DiCicco Introduced the following Resolution, Sponsored by
Councilmember DiCicco:

- 📄 **Resolution No. 100037:** Resolution Honoring and celebrating the life and accomplishments of Peggy Amsterdam.

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED BY STANDING VOTE.

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

- ☐ **Bill No. 100015:** An Ordinance Authorizing Charles Weiner to construct, own and maintain a building encroachment at 3653 Germantown Avenue under certain terms and conditions.

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

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

- ☐ **Resolution No. 100038:** Resolution (NJS: 12/08/2009)
RESOLUTION

Approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, designated as Parcel No. 683 also sometimes identified by house number and street address as 879 North Opal street; authorizing the Redevelopment Authority to execute the redevelopment contract with David Champagne and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 100040:** Resolution Recognizing, Honoring, Celebrating, and Thanking Robert Capanna on the Occasion of his Retirement as Executive

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

SPECIAL BUSINESS

Councilmember Kenney

moved for the suspension of rules to permit consideration of Resolution No. 100017.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

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

Resolution No. 100017: Resolution Requesting the Mayor to return to Council Bill No. 090568-AA, entitled "An Ordinance amending Title 4 of The Philadelphia Code, entitled 'The Philadelphia Building Construction and Occupancy Code,' by amending Subcode 'PM' (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and appurtenances of certain buildings, the filing of reports of such inspections, and the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS READ.

Councilmember Kenney

moved for the adoption of Resolution No. 100017.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Resolution No. 100017: Resolution Requesting the Mayor to return to Council Bill No. 090568-AA, entitled "An Ordinance amending Title 4 of The Philadelphia Code, entitled 'The Philadelphia Building Construction and Occupancy Code,' by amending Subcode 'PM' (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and appurtenances of certain buildings, the filing of reports of such inspections, and

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the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS ADOPTED.

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

📄 January 28, 2010

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

I am returning herewith as requested by your Resolution adopted January 28, 2010, Bill No. 090691-AA, entitled "An Ordinance Amending Section 9-605 of The Philadelphia Code, entitled "Towing," and Section 12-2405, Entitled "Removal or Immobilization of Parked Vehicles; Notice," to prohibit the towing of vehicles identified as reported stolen unless an attempt has been made by the Police to give the vehicle owner an opportunity to recover the vehicle before the vehicle is towed; and adding Section 10-839 to require the reporting of stolen vehicles to the Police; all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

Respectfully,

Michael A. Nutter
Mayor (File No. 100048)

THE COMMUNICATION WAS READ.

Councilmember Kenney

moved that the vote by which Bill No. 090568-A passed Council be reconsidered.

THE MOTION WAS DULY SECONDED AND AGREED TO.

📄 **Bill No. 090568-AAA, as amended:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Subcode "PM" (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and appurtenances of certain buildings, the filing of reports of such inspections, and the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions.

THE BILL WAS RECONSIDERED.

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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

THE BILL WAS READ.

THE BILL AGAIN, BEING BEFORE THE COUNCIL, COUNCILMEMBER KENNEY MOVED TO AMEND BILL NO. 090568-AA (SEE FILE).

COUNCILMEMBER KENNEY MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 090568-AA WAS ADOPTED.

Bill No. 090568-AAA, as amended: An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by amending Subcode “PM” (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and appurtenances of certain buildings, the filing of reports of such inspections, and the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions.

THE BILL WAS AMENDED.

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

Councilmember Sanchez

moved for the suspension of rules to permit consideration of Resolution No. 100030.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

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

Resolution No. 100030: Resolution Requesting the Mayor to return to Council Bill No. 090777, entitled "An Ordinance amending Title 9 of The Philadelphia

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Code, entitled 'Regulation Of Businesses, Trades And Professions,' to eliminate and revise various licensing and enforcement requirements, and to revise fees for various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages, parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint, indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents, use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS READ.

Councilmember Sanchez

moved for the adoption of Resolution 100030.

THE MOTION WAS DULY SECONDED AND AGREED TO.

☐ **Resolution No. 100030:** Resolution Requesting the Mayor to return to Council Bill No. 090777, entitled "An Ordinance amending Title 9 of The Philadelphia Code, entitled 'Regulation Of Businesses, Trades And Professions,' to eliminate and revise various licensing and enforcement requirements, and to revise fees for various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages, parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint, indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents, use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS ADOPTED.

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

☐ January 28, 2010

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

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I am returning herewith as requested by your Resolution adopted January 28, 2010, Bill No. 090777, entitled “An Ordinance amending Title 9 of The Philadelphia Code, entitled 'Regulation Of Businesses, Trades and Professions,' to eliminate and revise various licensing and enforcement requirements, and to revise fees for various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages, parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint, indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions,” for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

Respectfully,

Michael A. Nutter
Mayor
(File No. 100049)

THE COMMUNICATION WAS READ.

Councilmember Sanchez

moved that the vote by which Bill No. 090777 passed Council be reconsidered.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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. 090777-A, as amended: An Ordinance Amending Title 9 of The Philadelphia Code, entitled “Regulation Of Businesses, Trades And Professions,” to eliminate and revise various licensing and enforcement requirements, and to revise fees for various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages, parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint,

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indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents, use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions.

THE BILL WAS RECONSIDERED.

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

THE BILL WAS READ.

THE BILL AGAIN, BEING BEFORE THE COUNCIL, COUNCILMEMBER SANCHEZ MOVED TO AMEND BILL NO. 090777 (SEE FILE).

COUNCILMEMBER SANCHEZ MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 090777 WAS ADOPTED.

Bill No. 090777-A, as amended: An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation Of Businesses, Trades And Professions," to eliminate and revise various licensing and enforcement requirements, and to revise fees for various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages, parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint, indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents, use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions.

THE BILL WAS AMENDED.

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

Councilmember Sanchez

moved for the suspension of rules to permit consideration of Resolution No. 100031.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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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

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

☐ **Resolution No. 100031:** Resolution Requesting the Mayor to return to Council Bill No. 090841, entitled "An Ordinance amending Title 4 of The Philadelphia Code, entitled 'The Philadelphia Building Construction and Occupancy Code,' by adopting the '2009 Pennsylvania Uniformed Construction Code,' through adoption of the 2009 edition of certain International Codes as published by the International Code Council, with amendments thereto, all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS READ.

Councilmember Sanchez

moved for the adoption of Resolution No. 100031.

THE MOTION WAS DULY SECONDED AND AGREED TO.

☐ **Resolution No. 100031:** Resolution Requesting the Mayor to return to Council Bill No. 090841, entitled "An Ordinance amending Title 4 of The Philadelphia Code, entitled 'The Philadelphia Building Construction and Occupancy Code,' by adopting the '2009 Pennsylvania Uniformed Construction Code,' through adoption of the 2009 edition of certain International Codes as published by the International Code Council, with amendments thereto, all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS ADOPTED.

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

☐ January 28, 2010

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

I am returning herewith as requested by your Resolution adopted January 28,

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2010, Bill No. 090841, entitled “An Ordinance amending Title 4 of The Philadelphia Code, entitled 'The Philadelphia Building Construction and Occupancy Code,' by adopting the '2009 Pennsylvania Uniformed Construction Code,' through adoption of the 2009 edition of certain International Codes as published by the International Code Council, with amendments thereto, all under certain terms and conditions,” for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

Respectfully,


Michael A. Nutter
Mayor
(File No. 100050)

THE COMMUNICATION WAS READ.

Councilmember Sanchez

moved that the vote by which Bill No. 090841 passed Council be reconsidered.

THE MOTION WAS DULY SECONDED AND AGREED TO.

 **Bill No. 090841-A:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by adopting the “2009 Pennsylvania Uniformed Construction Code” through adoption of the 2009 edition of certain International Codes as published by the International Code Council, with amendments thereto, all under certain terms and conditions.

THE BILL WAS RECONSIDERED.

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

THE BILL WAS READ.

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THE BILL AGAIN, BEING BEFORE THE COUNCIL, COUNCILMEMBER SANCHEZ MOVED TO AMEND BILL NO. 090841 (SEE FILE).

COUNCILMEMBER SANCHEZ MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 090841 WAS ADOPTED.

Bill No. 090841-A, as amended: An Ordinance Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by adopting the "2009 Pennsylvania Uniformed Construction Code" through adoption of the 2009 edition of certain International Codes as published by the International Code Council, with amendments thereto, all under certain terms and conditions.

THE BILL WAS AMENDED.

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

Councilmember Clarke

moved for the suspension of rules to permit consideration of Resolution No. 100039.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

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

Resolution No. 100039: Resolution Requesting the Mayor to return to Council Bill No. 090691-AA, entitled "An Ordinance amending Section 9-605 of The Philadelphia Code, entitled 'Towing,' and Section 12-2405, entitled 'Removal or Immobilization of Parked Vehicles; Notice,' to prohibit the towing of vehicles identified as reported stolen unless an attempt has been made by the Police to give the vehicle owner an opportunity to recover the vehicle before the vehicle is towed; and adding Section 10-839 to require the reporting of stolen vehicles to the Police; all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.


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THE RESOLUTION WAS READ.

Councilmember Clarke


moved for the adoption of Resolution No. 100039.

THE MOTION WAS DULY SECONDED AND AGREED TO.

 **Resolution No. 100039:** Resolution Requesting the Mayor to return to Council Bill No. 090691-AA, entitled "An Ordinance amending Section 9-605 of The Philadelphia Code, entitled 'Towing,' and Section 12-2405, entitled 'Removal or Immobilization of Parked Vehicles; Notice,' to prohibit the towing of vehicles identified as reported stolen unless an attempt has been made by the Police to give the vehicle owner an opportunity to recover the vehicle before the vehicle is towed; and adding Section 10-839 to require the reporting of stolen vehicles to the Police; all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS ADOPTED.

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

 January 28, 2010

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

I am returning herewith as requested by your Resolution adopted January 28, 2010, Bill No. 090568-AA, entitled "An Ordinance amending Title 4 of The Philadelphia Code, entitled 'The Philadelphia Building Construction and Occupancy Code,' by amending Subcode 'PM' (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and appurtenances of certain buildings, the filing of reports of such inspections, and the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

Respectfully,

Michael A. Nutter
Mayor
(File No. 100051)

THE COMMUNICATION WAS READ.

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Councilmember Clarke

moved that the vote by which Bill No. 090691-AA passed Council be reconsidered.

THE MOTION WAS DULY SECONDED AND AGREED TO.

📄 **Bill No. 090691-AAA, as amended:** An Ordinance Amending Section 9-605 of The Philadelphia Code, entitled “Towing,” and Section 12-2405, entitled “Removal or Immobilization of Parked Vehicles; Notice,” to prohibit the towing of vehicles identified as reported stolen unless an attempt has been made by the Police to give the vehicle owner an opportunity to recover the vehicle before the vehicle is towed; and adding Section 10-839 to require the reporting of stolen vehicles to the Police; all under certain terms and conditions.

THE BILL WAS RECONSIDERED.

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

THE BILL WAS READ.

THE BILL AGAIN, BEING BEFORE THE COUNCIL, COUNCILMEMBER CLARKE MOVED TO AMEND BILL NO. 090691-AA (SEE FILE).

COUNCILMEMBER CLARKE MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 090691-AA WAS ADOPTED.

📄 **Bill No. 090691-AAA, as amended:** An Ordinance Amending Section 9-605 of The Philadelphia Code, entitled “Towing,” and Section 12-2405, entitled “Removal or Immobilization of Parked Vehicles; Notice,” to prohibit the towing of vehicles identified as reported stolen unless an attempt has been made by the Police to give the vehicle owner an opportunity to recover the vehicle before the vehicle is towed; and adding Section 10-839 to require the reporting of stolen vehicles to the Police; all under certain terms and conditions.


THE BILL WAS AMENDED.

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

CONSIDERATION OF THE CALENDAR

BILLS ON SECOND READING AND FINAL PASSAGE

 **Bill No. 090844:** An Ordinance Authorizing Joseph Vento, owner of Geno's Steaks, Inc., to legalize various existing sidewalk encroachments located on a triangular parcel bounded on two sides by Ninth Street and East Passyunk Avenue, also known as 1219 South Ninth 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. 090467, as amended:** An Ordinance Amending Title 19 of The Philadelphia Code, entitled "Finance, Taxes and Collections," by adding a new Chapter providing for the recovery of enhanced monetary damages from persons who file false or fraudulent claims with the City, providing a procedure for persons with knowledge of such claims to inform the City and authorizing the City, in certain circumstances, to allow such persons to commence civil actions on behalf of the City and to share in the proceeds awarded, and providing for civil penalties, attorneys' fees and costs, 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

SPEECHES

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COUNCILMEMBERS BLACKWELL, GREEN, TASCO and CLARKE (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.