

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, October 31, 2013

PRESENT: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Council met, a quorum being present.

Father Renee Barczak of Archbishop Ryan High School was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL
of the meeting of October 24, 2013.

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. 130777 and 130583, which were passed by on October 17, 2013, were signed by the Mayor on October 20, 2013. (File No. 130831)

THE COMMUNICATION WAS READ.

- ☐ October 30, 2013

TO THE PRESIDENT AND MEMBERS OF
THE COUNCIL OF THE CITY OF PHILADELPHIA:

For the reasons set forth below, I am returning to your Honorable Body without my signature Bill No. 130591 and Bill No. 130592, both of which passed Council at its session on October 17, 2013.

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These two Bills are closely linked. Taken together, they provide that commercial property taxpayers who appeal their current year property assessment would not have to pay the corresponding property or use and occupancy tax amount for Tax Year 2014, but would instead pay the prior year's tax liability pending the appeal. The Bills also propose that taxpayers would not have to pay any interest or penalties on the amount of the tax that is implicated by the appeal. Bill No. 130591 would apply to property tax on commercial real estate-essentially extending to the commercial sphere the tolling offered to residential property owners under Bill No. 130308-A, which recently became law. Bill No. 130592 would apply to the Use and Occupancy tax.

As my Administration has made clear in its testimony on these Bills, and on Bill No. 130308-A, every taxpayer with a legitimate reason to appeal an assessment *must* be able to do so. This is particularly so as we adjust to new assessments under AVI. By implementing the first level review process, and ensuring that the BRT is appropriately resourced, we have made every effort to ensure that every taxpayer who wants to challenge his or her assessment gets heard.

The only group that ultimately saves money under this legislation are those who bring appeals that ultimately fail-these litigants will not be required to pay interest and penalties on taxes for which they were liable, but declined to pay when due. This may be why tolling interest and penalties in this manner does not appear to be common practice. For instance, New York, Los Angeles, Chicago, Boston, Baltimore, and Nassau County (Long Island) all require full payment of a tax bill pending appeal to avoid interest and penalties.

Setting aside the merits of the legislation as tax policy, it is, at this juncture, chiefly concern for School District revenues that has led my Administration to refrain from supporting these Bills. By delaying payment of increased property or use and occupancy tax by anyone who appeals an assessment, these Bills will delay revenues to the School District. A representative of the District testified that these Bills could reduce District revenues by \$7 to \$10 million in FY 2014. I do not believe this is preferable in a year when District finances are such a source of concern.

I recognize that these Bills attempt to assist taxpayers during the transition to AVI, which is a worthy goal. Furthermore, the Bills apply to Tax Year 2014 only, and do not represent a long-term change in policy. Therefore, I am returning Bill Nos. 130591 and 130592 unsigned.

Respectfully,

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Michael A. Nutter
Mayor
(File No. 130832)

THE COMMUNICATION WAS READ.

- 📄 Transmitting a resolution appointing Cornelia Swinson to the Board of Directors of the Germantown Special Services District of Philadelphia. (File No. 130833)

THE COMMUNICATION WAS READ.

- 📄 Transmitting a resolution appointing Dr. Francine Fulton to the Board of Directors of the Germantown Special Services District of Philadelphia. (File No. 130834)

THE COMMUNICATION WAS READ.

- 📄 Transmitting a resolution appointing Ingrid R. Shephard to the Board of Directors of the Germantown Special Services District of Philadelphia. (File No. 130835)

THE COMMUNICATION WAS READ.

- 📄 Transmitting a resolution approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the New Kensington-Fishtown Urban Renewal Area, identified by house number and street address as 2412-2414 Amber street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Robert Lihotz and to take such action as may be necessary to effectuate the redevelopment contract, accompanied by an explanatory letter from the Executive Director of the Philadelphia Redevelopment Authority. (File No. 130836)

THE COMMUNICATION WAS READ.

- 📄 Transmitting a resolution approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Point Breeze Urban Renewal Area, identified by house number and street address as 1154 South Fifteenth street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Rock Solid Foundation, LLC and to take such action as may be necessary to effectuate the redevelopment contract, accompanied by an explanatory letter from the Executive Director of the Philadelphia Redevelopment Authority. (File No. 130837)

THE COMMUNICATION WAS READ.

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- ☐ Transmitting a resolution approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Kingsessing Urban Renewal Area, identified by house number and street address as 2018 South Salford street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Danielle M. Carson-Varns and to take such action as may be necessary to effectuate the redevelopment contract, accompanied by an explanatory letter from the Executive Director of the Philadelphia Redevelopment Authority. (File No. 130838)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into ground lease and sublease agreements with the Philadelphia Authority for Industrial Development for certain land and improvements located on a parcel of land bounded by South Broad Street to the east, Castle Avenue to the south, 15th Street to the west, and Morris Street to the north, all under certain terms and conditions. (File No. 130839)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into an amendment to the sublease agreement with the Philadelphia Authority for Industrial Development, for use by the City, of an additional portion of the premises located at 111 North 49th Street, Philadelphia, Pennsylvania by the City, all under certain terms and conditions. (File No. 130840)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Section 10-1001 The Philadelphia Code (“Fees of Commissioner of Records”) to raise the fee for recording documents, all under certain terms and conditions. (File No. 130841)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by revising certain provisions, including provisions relating to definitions, civic design review, the Center City Overlay District, the East Falls Neighborhood Commercial Overlay District, use categories and regulations, certain residential district dimensional standards, and parking and loading regulations for certain residential and commercial districts, all under certain terms and conditions. (File No. 130842)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending an ordinance approved June 25, 2013 (Bill No. 130180), adopting the Operating Budget for Fiscal Year 2014, by making

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certain additional appropriations needed to meet the costs of the formerly appealed 2009 arbitration award for Local 22 of the International Association of Firefighters for health and legal services that were not included in the adopted Fiscal Year 2014 operating budget, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions. (File No. 130843)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2014 from the Grants Revenue Funds, the Director of Finance - Provision for Other Grants to the Grants Revenue Fund, certain or all City offices, departments, boards and commissions. (File No. 130844)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2014 from the Community Development Fund, the Director of Finance - Community Development Block Grant to the Community Development Fund, the Mayor - Office of Housing and Community Development. (File No. 130845)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2014 from the General Fund, the Civil Service Commission and the Aviation Fund, the Director of Finance - Fringe Benefits to the General Fund, the Fire Department and the Aviation Fund, the Fire Department. (File No. 130846)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS


Councilmember Blackwell Introduced and Referred the following Bill, Sponsored by Councilmember Blackwell:

- Bill No. 130803:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into an amendment to the sublease agreement with the Philadelphia Authority for Industrial Development, for use by the City, of an additional portion of the premises located at 111 North 49th Street, Philadelphia, Pennsylvania by the City, all under certain terms and conditions.

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


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Councilmember Greenlee Introduced and Referred the following Bill, Sponsored by Councilmember Greenlee:

 **Bill No. 130804:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by revising certain provisions, including provisions relating to definitions, civic design review, the Center City Overlay District, the East Falls Neighborhood Commercial Overlay District, use categories and regulations, certain residential district dimensional standards, and parking and loading regulations for certain residential and commercial districts, all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Greenlee Introduced and Referred the following Bill, Sponsored by Councilmember Greenlee:

 **Bill No. 130805:** An Ordinance Amending Section 10-1001 of The Philadelphia Code (“Fees of Commissioner of Records”) to raise the fee for recording documents, all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

Councilmember Greenlee Introduced and Referred the following Bill for Councilmember Council President Clarke, Sponsored by Councilmember Greenlee:

 **Bill No. 130806:** An Ordinance Authorizing TELA Partners dba Fairmount Coffee Company to construct, own and maintain an open-air sidewalk café at 888 North 26th Street, Philadelphia, PA, under certain terms and conditions.


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

Councilmember Greenlee Introduced and Referred the following Bill for Councilmember Council President Clarke, Sponsored by Councilmember Greenlee:

 **Bill No. 130807:** An Ordinance Authorizing Lloyd's Whiskey Bar to construct, own and maintain an open-air sidewalk café at 529 E. Girard Avenue, Philadelphia, PA, under certain terms and conditions.

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


Councilmember Henon Introduced and Referred the following Bill, Sponsored by Councilmember Henon:

 **Bill No. 130808:** An Ordinance Amending Subcode “PM” (The Philadelphia Property Maintenance Code) of The Philadelphia Code, by revising provisions relating to graffiti removal, penalties and enforcement, all under certain terms and conditions.

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

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

 **Bill No. 130809:** An Ordinance Regulating the direction of traffic on Baldwin Street, from Phil-Ellena Street to Sharpnack Street.


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

Councilmember Johnson Introduced and Referred the following Bill, Sponsored by Councilmember Johnson:

 **Bill No. 130810:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled “Business Income and Receipts Taxes,” by providing a “Video Surveillance Camera Tax Credit” for costs incurred to purchase and install a video surveillance camera.


THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

Councilmember Johnson Introduced and Referred the following Bill, Sponsored by Councilmember Johnson:

 **Bill No. 130811:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into ground lease and sublease agreements with the Philadelphia Authority for Industrial Development for certain land and improvements located on a parcel of land bounded by South Broad Street to the east, Castle Avenue to the south, 15th Street to the west, and Morris Street to the north, all under certain terms and conditions.


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

Councilmember Johnson Introduced and Referred the following Bill, Sponsored by Councilmember Johnson:

 **Bill No. 130812:** An Ordinance To amend the Institutional (Special Purpose) District Master Plan of the Philadelphia Presbytery Homes and Services for the Aging for the construction of an addition to house the Witherspoon Senior Apartments.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Johnson Introduced and Referred the following Bill, Sponsored by Councilmember Johnson:

 **Bill No. 130813:** An Ordinance To amend the Philadelphia Zoning Maps by

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changing the zoning designations of certain areas of land located within an area bounded by Lindbergh Boulevard, 84th Street, Cobbs Creek, Springfield Avenue, and 54th Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Johnson Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Johnson and Squilla:

- ☐ **Resolution No. 130819:** Resolution Honoring, recognizing and commending Avenue of the Arts, Inc. (AAI), on its 20th Anniversary, for its contributions to the region's economy through its efforts to attract people and investment to the City of Philadelphia.

Councilmember Johnson Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Johnson:

- ☐ **Resolution No. 130820:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Point Breeze Urban Renewal Area, identified by house number and street address as 1154 South Fifteenth street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Rock Solid Foundation, LLC and to take such action as may be necessary to effectuate the redevelopment contract.

Councilmember Johnson Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Johnson:

- ☐ **Resolution No. 130821:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Kingsessing Urban Renewal Area, identified by house number and street address as 2018 South Salford street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Danielle M. Carson-Varns and to take such action as may be necessary to effectuate the redevelopment contract.

Councilmember Johnson Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Johnson:

- ☐ **Resolution No. 130822:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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-sixth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia

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Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

Councilmember Quiñones Sánchez Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Quiñones Sánchez:

- ☐ **Resolution No. 130823:** Resolution Recognizing and honoring The Life of Roberto Clemente and his Family on the occasion of the publishing of *Clemente: The True Legacy of an Undying Hero*.

Councilmember Quiñones Sánchez Introduced and Referred the following Resolution, Sponsored by Councilmember Quiñones Sánchez:

- ☐ **Resolution No. 130824:** Resolution Confirming the re-appointment of Sanjuanita Gonzalez as a member of the Board of Ethics, to serve in the term ending November 16, 2018.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Goode Introduced and Referred the following Bill, Sponsored by Councilmembers Goode and O'Brien:

- ☐ **Bill No. 130814:** An Ordinance Amending an ordinance approved June 25, 2013 (Bill No. 130180), adopting the Operating Budget for Fiscal Year 2014, by making certain additional appropriations needed to meet the costs of the formerly appealed 2009 arbitration award for Local 22 of the International Association of Firefighters for health and legal services that were not included in the adopted Fiscal Year 2014 operating budget, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

Councilmember Goode Introduced and Referred the following Bill, Sponsored by Councilmembers Goode and O'Brien:

- ☐ **Bill No. 130815:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2014 from the General Fund, the Civil Service Commission and the Aviation Fund, the Director of Finance - Fringe Benefits to the General Fund, the Fire Department and the Aviation Fund, the Fire Department.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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Councilmember Reynolds Brown Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Reynolds Brown:

- ☐ **Resolution No. 130825:** Resolution Urging the Commonwealth of Pennsylvania to increase funding allotted for the Weatherization Assistance Program to the City of Philadelphia in order to increase the quality of life for low income residents by improving the energy efficiency of their homes.

Councilmember O'Neill Introduced and Referred the following Bill, Sponsored by Councilmember O'Neill:

- ☐ **Bill No. 130816:** An Ordinance Authorizing the installation of all-way stop signs at the intersection of Bleigh Avenue and Claridge Street.

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

Councilmember Squilla Introduced and Referred the following Bill for Councilmember Council President Clarke, Sponsored by Councilmember Squilla:

- ☐ **Bill No. 130817:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by providing for and regulating advertising signs on North Broad Street in support of the Avenue North Renaissance District; amending Subcode "A" (The Philadelphia Administrative Code) to provide for penalties for violations; and making conforming amendments to other provisions of The Philadelphia Code, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Squilla Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Squilla:

- ☐ **Resolution No. 130826:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the New Kensington-Fishtown Urban Renewal Area, identified by house number and street address as 2412-2414 Amber street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Robert Lihotz and to take such action as may be necessary to effectuate the redevelopment contract.

Councilmember Bass Introduced and Referred the following Bill, Sponsored by Councilmember Bass:

- ☐ **Bill No. 130818:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Chapter 14-300, entitled

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“Administration and Procedures,” by providing additional requirements regarding notice, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Bass Introduced and Referred the following Resolution, Sponsored by Councilmember Bass:

Resolution No. 130827: Resolution Appointing Dr. Francine Fulton to the Board of Directors of the Germantown Special Services District of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Bass Introduced and Referred the following Resolution, Sponsored by Councilmember Bass:

Resolution No. 130828: Resolution Appointing Ingrid R. Shephard to the Board of Directors of the Germantown Special Services District of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Bass Introduced and Referred the following Resolution, Sponsored by Councilmember Bass:

Resolution No. 130829: Resolution Appointing Cornelia Swinson to the Board of Directors of the Germantown Special Services District of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Oh Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Oh and Johnson:

Resolution No. 130830: Resolution Authorizing Council's Committee on Global Opportunities and the Creative/Innovative Economy and Council's Committee on Transportation and Public Utilities to hold hearings to investigate the current status of taxi cabs in the City and the impact of modernizing and increasing the number of taxi cabs as it relates to the continued efforts of making Philadelphia a globally competitive, world-class destination city.

REPORTS FROM COMMITTEES

COMMITTEE ON RULES

Bill No. 130629: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Aramingo Avenue, Wheatsheaf Lane, Belgrade Street and Butler


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Street.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130629.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 130632, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Hermitage Street, Henry Avenue, Dupont Street, Ridge Avenue, Monastery Avenue, Dexter Street, Lyceum Avenue, Manayunk Avenue, Leverington Avenue, and Ridge Avenue.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130632.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 130633, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded generally by Station Road, Edison Avenue, Trevoise Road, and Maple Avenue and including the south side of Maple Avenue.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130633.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 130634, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising use regulations, pertaining to vehicle and vehicular equipment sales and services in certain areas of the City, and making technical changes, all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130634.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 130655, as amended:** An Ordinance Amending Chapter 14 of The Philadelphia Code, entitled "Zoning and Planning," by adding special provisions regulating temporary real estate and wall signs in certain districts; all under

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COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130655.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130695, as amended: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 54th Street, Lebanon Avenue, Georges Lane, and Arlington Street.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130695.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130745: An Ordinance Amending an Ordinance approved June 25, 2013 (Bill No. 130180) adopting the Operating Budget for Fiscal Year 2014, by making certain additional appropriations needed to meet the unanticipated emergency created by the availability of a state grant to help with the fiscal crisis of the School District of Philadelphia, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions.

COUNCILMEMBER GOODE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130745.

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMITTEE ON APPROPRIATIONS

Bill No. 130745: An Ordinance Amending an Ordinance approved June 25, 2013 (Bill No. 130180) adopting the Operating Budget for Fiscal Year 2014, by making certain additional appropriations needed to meet the unanticipated emergency created by the availability of a state grant to help with the fiscal crisis of the School District of Philadelphia, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions.


COUNCILMEMBER GOODE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130745.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS

-  **Bill No. 130156, as amended:** An Ordinance Repealing Chapter 16-500 of The Philadelphia Code, entitled "Councilmanic District Development Program," and replacing it with a new Chapter 16-500, entitled "Philadelphia Land Bank," that authorizes the creation of a land bank and provides for its appointment, powers, and duties, all under certain terms and conditions.

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


COMMITTEE ON STREETS AND SERVICES

-  **Bill No. 130384:** An Ordinance Authorizing the termination of parking regulations on Buist Avenue, from 69th Street to 68th Street, south side.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130384.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

-  **Bill No. 130579:** An Ordinance Authorizing Pradeep Kuthiala, owner and operator of the newsstand located at 6000 N. Broad Street, to construct, use, and maintain conduits in, under, and across 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130579.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

-  **Bill No. 130697:** An Ordinance Amending Section 9-203 of The Philadelphia Code, relating to Street Vendors, within the 52nd Ward in the Fourth District by permitting vending on both sides of 51st Street in the area bordered by and including Parkside Avenue and Columbia Avenue.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130697.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130700: An Ordinance Amending Section 9-201 of The Philadelphia Code ("Curb Markets") to provide for one or more master license agreements for curb markets on South 9th Street, and making other changes applicable to all curb markets, all under certain terms and conditions.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130700.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130719: An Ordinance Establishing a no truck parking regulation on Champlost Avenue, from Front Street to Hammond Avenue, both sides.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130719.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130720: An Ordinance Authorizing and directing the changing of the name of Shelborne Street, from Lardner Street to Cottman Avenue, to Shelbourne Street.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130720.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130726: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan Nos. 71 and 238 by striking from the City Plan and vacating Swanson Street from Catharine Street to its terminus northwardly therefrom, striking from the City Plan and vacating Fitzwater Street from Christopher Columbus Boulevard to its terminus westwardly therefrom, reserving and placing on the City Plan a right-of-way for sewer and drainage purposes and water main purposes within the lines of Swanson Street being stricken, placing on the City Plan a right-of-way for sewer and drainage purposes and public utility purposes extending from the terminus of Catharine Street, west of Swanson Street, to the easterly right-of-way line of the Delaware Expressway, and relocating the easterly right-of-way line of the Delaware Expressway, from Catharine Street to a point north of Fitzwater Street, in order to conform with the lines established by the Commonwealth of Pennsylvania, all under certain terms

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COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130726.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON PUBLIC SAFETY

- 📄 **Bill No. 130693:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by prohibiting the use of automated purchasing machines for the purchase of personal property; providing for the seizure and forfeiture of the machines used in violation; establishing certain exceptions; and imposing fines and penalties; all under certain terms and conditions.

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

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

- 📄 **Bill No. 130629:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Aramingo Avenue, Wheatsheaf Lane, Belgrade Street and Butler Street.

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

- 📄 **Bill No. 130632, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Hermitage Street, Henry Avenue, Dupont Street, Ridge Avenue, Monastery Avenue, Dexter Street, Lyceum Avenue, Manayunk Avenue, Leverington Avenue, and Ridge Avenue.

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

- 📄 **Bill No. 130633, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded generally by Station Road, Edison Avenue, Trevoise Road, and Maple Avenue and including the south side of Maple Avenue.

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

- 📄 **Bill No. 130634, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising use regulations,

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pertaining to vehicle and vehicular equipment sales and services in certain areas of the City, and making technical changes, all under certain terms and conditions.

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

Bill No. 130655, as amended: An Ordinance Amending Chapter 14 of The Philadelphia Code, entitled "Zoning and Planning," by adding special provisions regulating temporary real estate and wall signs in certain districts; all under certain terms and conditions.

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

Bill No. 130695, as amended: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 54th Street, Lebanon Avenue, Georges Lane, and Arlington Street.

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

Bill No. 130745: An Ordinance Amending an Ordinance approved June 25, 2013 (Bill No. 130180) adopting the Operating Budget for Fiscal Year 2014, by making certain additional appropriations needed to meet the unanticipated emergency created by the availability of a state grant to help with the fiscal crisis of the School District of Philadelphia, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions.

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

Bill No. 130384: An Ordinance Authorizing the termination of parking regulations on Buist Avenue, from 69th Street to 68th Street, south side.

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

Bill No. 130579: An Ordinance Authorizing Pradeep Kuthiala, owner and operator of the newsstand located at 6000 N. Broad Street, to construct, use, and maintain conduits in, under, and across 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions.

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

Bill No. 130697: An Ordinance Amending Section 9-203 of The Philadelphia Code, relating to Street Vendors, within the 52nd Ward in the Fourth District by permitting vending on both sides of 51st Street in the area bordered by and including Parkside Avenue and Columbia Avenue.

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

- 📄 **Bill No. 130700:** An Ordinance Amending Section 9-201 of The Philadelphia Code ("Curb Markets") to provide for one or more master license agreements for curb markets on South 9th Street, and making other changes applicable to all curb markets, all under certain terms and conditions.

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

- 📄 **Bill No. 130719:** An Ordinance Establishing a no truck parking regulation on Champlost Avenue, from Front Street to Hammond Avenue, both sides.

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

- 📄 **Bill No. 130720:** An Ordinance Authorizing and directing the changing of the name of Shelborne Street, from Lardner Street to Cottman Avenue, to Shelbourne Street.

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

- 📄 **Bill No. 130726:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan Nos. 71 and 238 by striking from the City Plan and vacating Swanson Street from Catharine Street to its terminus northwardly therefrom, striking from the City Plan and vacating Fitzwater Street from Christopher Columbus Boulevard to its terminus westwardly therefrom, reserving and placing on the City Plan a right-of-way for sewer and drainage purposes and water main purposes within the lines of Swanson Street being stricken, placing on the City Plan a right-of-way for sewer and drainage purposes and public utility purposes extending from the terminus of Catharine Street, west of Swanson Street, to the easterly right-of-way line of the Delaware Expressway, and relocating the easterly right-of-way line of the Delaware Expressway, from Catharine Street to a point north of Fitzwater Street, in order to conform with the lines established by the Commonwealth of Pennsylvania, all under certain terms and conditions.

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

PUBLIC COMMENT

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The following persons provided public comment on October 31, 2013:

Name and Comment Subject

- Sean Clancy (130736)
- Vincent Gienne (130736)
- Vanessa Saunders (130736)
- Clarc King (120118)
- Rosslyn Winchinich (130736)
- Marvin Robinson (120232)
- Carol Green (120232)
- Harold Sheppard (120118)

See Notes of Testimony for full comment.

BILLS AND RESOLUTIONS ON FINAL PASSAGE

Resolution No. 130736: Resolution Agreeing to participate in the “Headquarter Hotel Tax Increment Financing District”, if it should be created by the Council of the City of Philadelphia in accordance with the Tax Increment Financing Act of July 11, 1990, (P.L. 465, No. 113), as amended, in the Center City Redevelopment Area, in an area generally bounded by South Penn Square on the north, Broad Street on the east, 15th Street on the west, and Chestnut Street on the south; and designating the Mayor or his designee as the City's representative for purposes of meeting with the Philadelphia Authority for Industrial Development, pursuant to Section 5(a)(2) of the Tax Increment Financing Act.

DISCUSSION - COUNCILMEMBERS GOODE, GREEN, AND TASCO, - RESOLUTION NO. 130736 - (SEE NOTES OF TESTIMONY).

COUNCILMEMBERS KENNY AND HENON REQUESTED THAT THEY BE EXCUSED AND WISHED TO BE RECORDED AS VOTED "AYE" ON ALL BILLS CALLED UP ON SECOND READING AND FINAL PASSAGE, INCLUDING RESOLUTIONS.

THE REQUESTS WERE GRANTED.

THE RESOLUTION WAS ADOPTED.

Resolution No. 130777: Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain

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City-owned lots or pieces of ground with the buildings and improvement thereon, situate in the Twenty-seventh Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

Resolution No. 130779: Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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-ninth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

Resolution No. 130783: Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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 Seventh, Eighteenth, Nineteenth and Thirty-seventh Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

Resolution No. 130788: Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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 Philadelphia Redevelopment Authority to dispose of such property for rehabilitation and/or improvements in accordance with terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

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☐ **Resolution No. 130789:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Whitman Urban Renewal Area, identified by house number and street address as 2553 South Fairhill street and authorizing the Redevelopment Authority to execute the redevelopment contract with Justin Green and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 130819:** Resolution Honoring, recognizing and commending Avenue of the Arts, Inc. (AAI), on its 20th Anniversary, for its contributions to the region's economy through its efforts to attract people and investment to the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 130823:** Resolution Recognizing and honoring The Life of Roberto Clemente and his Family on the occasion of the publishing of *Clemente: The True Legacy of an Undying Hero*.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 130830:** Resolution Authorizing Council's Committee on Global Opportunities and the Creative/Innovative Economy and Council's Committee on Transportation and Public Utilities to hold hearings to investigate the current status of taxi cabs in the City and the impact of modernizing and increasing the number of taxi cabs as it relates to the continued efforts of making Philadelphia a globally competitive, world-class destination city.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEES ON GLOBAL OPPORTUNITIES & CREATIVE/INNOVATIVE ECONOMY AND TRANSPORTATION & PUBLIC UTILITIES.

SPEECHES

COUNCILMEMBERS OH, BROWN, GREENLEE, JONES, BLACKWELL, JOHNSON AND SANCHEZ - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.