



**Thursday, October 13, 2011**

**CITY COUNCIL SESSION INFORMATION IN PROGRESS**

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

Council met, a quorum being present.

Invocation was a moment of Silence.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL of the meeting of October 6, 2011.

THE MOTION WAS DULY SECONDED AND AGREED TO.

**COMMUNICATIONS**

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

- Transmitting a bill amending Chapter 20-600 of The Philadelphia Code, entitled "Standards of Conduct and Ethics," to include Life Partners among the family members listed therein for purposes of application of various ethical rules, under certain terms and conditions. (File No. 110729)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing New Kensington Community Development Corporation, ("Owner") to construct, own and maintain, various encroachments of light columns located at the intersection of Girard Avenue and Columbia Avenue ("Property"), under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110730)

THE COMMUNICATION WAS READ.

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- Transmitting a bill authorizing Thomas Jefferson University (“Owner”) to construct, own and maintain various encroachments of light bollards at 901 Walnut Street (“Property”), under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110731)

THE COMMUNICATION WAS READ.

- Transmitting a 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 Brewerytown Urban Renewal Area, designated as Parcel No. 26 and also sometimes identified by house number and street address as 3101 West Girard avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with SRD Brewerytown LLC and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 110732)

THE COMMUNICATION WAS READ.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Councilmember Kenney Introduced and Referred the following Bill, Sponsored by Councilmembers Kenney and Jones:

- Bill No. 110712:** An Ordinance Amending Chapter 6-600 of The Philadelphia Code, entitled “Asbestos Projects,” by providing that no person or affiliated persons, as defined, may be both a licensed asbestos contractor and a certified asbestos project inspector, under certain terms and conditions.

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

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

- Bill No. 110713:** An Ordinance Amending Section 9-305 of The Philadelphia Code, entitled “Burglary, Theft and Robbery Alarm Systems,” by revising the fee for alarm system registrations by eliminating the annual renewal requirement, and making related changes, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

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☐ **Resolution No. 110722:** 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-fourth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

☐ **Resolution No. 110723:** Resolution Proclaiming October 2011 as “Crime Prevention Month.”

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

☐ **Bill No. 110714:** An Ordinance Establishing a one way regulation on West Loudon Street, from North 5th Street to North 6th Street, westbound.

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

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

☐ **Bill No. 110715:** An Ordinance Establishing a no truck parking regulation on Kinsey Street, between Hedge Street and Paul Street, north side.

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

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

☐ **Resolution No. 110724:** Resolution Recognizing and supporting SEIU 32 BJ and their “Good Jobs, Strong Communities” Campaign.

Councilmember Green Introduced and Referred the following Bill, Sponsored by Councilmembers Green, Kenney, Goode, Sanchez, Greenlee, Clarke, O'Neill, DiCicco, Miller and Reynolds Brown:

☐ **Bill No. 110716:** An Ordinance Amending Chapter 20-600 of The Philadelphia Code, entitled “Standards of Conduct and Ethics,” to include Life Partners among the family members listed therein for purposes of application of various

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

Councilmember Green Introduced and Moved to Be Placed on This Week's Final Passage Calendar - Rules Suspended the following Resolution, Sponsored by Councilmember Green:

- 📄 **Resolution No. 110725:** Resolution Honoring and Congratulating the Most Reverend Charles Joseph Chaput for his recent installation as Archbishop of the Archdiocese of Philadelphia.

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

- 📄 **Resolution No. 110726:** Resolution Recognizing October as National Arts and Humanities Month.

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

- 📄 **Bill No. 110717:** An Ordinance Amending Title 14 of The Philadelphia Code, relating to “Zoning and Planning,” by amending Chapter 14-400, entitled “Commercial Entertainment District,” by amending certain provisions of Section 14-406 concerning structures permitted in setback, Section 14-408 concerning parking requirements and parking lots, and Section 14-409 concerning off-street loading.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 110718:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan Nos. 146 and 271 by relocating the northwesterly and southeasterly curblines of North Delaware Avenue, from Fankford Avenue to Marlborough Street, to establish certain curb bump-outs and lay-bys, striking from the City Plan a right-of-way within the lines of former Shackamaxon Street from the southeasterly side of North Delaware Avenue to the Pierhead Line of the Delaware River and placing on the City Plan a right-of-way for water main purposes, drainage purposes and public utility purposes approximately 200 feet northeast of former Shackamaxon Street from the southeasterly side of North Delaware Avenue to the Pierhead Line of the Delaware River, under certain terms and conditions.

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THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Bill No. 110719:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by the southeasterly side of North Delaware Avenue, the centerline of former Shackamaxon Street, the Pierhead Line of the Delaware River and a line approximately parallel to the centerline of former Shackamaxon Street being a property line located on the southeasterly side of north Delaware Avenue approximately 260 feet north east of the southwesterly side of former Shackamaxon Street and extending from that point to the Pierhead Line of the Delaware River.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Bill No. 110720:** An Ordinance Authorizing Thomas Jefferson University (“Owner”) to construct, own and maintain various encroachments of light bollards at 901 Walnut Street (“Property”), under certain terms and conditions.

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

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

- ☐ **Bill No. 110721:** An Ordinance Authorizing New Kensington Community Development Corporation, (“Owner”) to construct, own and maintain, various encroachments of light columns located at the intersection of Girard Avenue and Columbia Avenue (“Property”), under certain terms and conditions.

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

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

- ☐ **Resolution No. 110727:** 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-eighth, Twenty-ninth, Thirty-seventh, Forty-third and Forty-seventh Wards 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.

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

- ☐ **Resolution No. 110728:** 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 Nos. 700 and 701 and also sometimes identified by house numbers and street addresses for Parcel No. 700 as 1801-1859 North Eleventh street and for Parcel No. 701 as 1802-1856 North Warnock street including 1028 West Berks street, 1801, 1817 Clifton street and 1021-1029 West Montgomery avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with Temple University - Of The Commonwealth System of Higher Education and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

**REPORTS FROM COMMITTEES**

**COMMITTEE ON PUBLIC SAFETY**

- ☐ **Bill No. 110633, as amended:** An Ordinance Amending Chapter 10-300 of The Philadelphia Code, entitled “Minors,” by amending Section 10-303, entitled “Unlawful Conduct of Minors,” and Section 10-307, entitled “Parental Responsibility for Minor Children,” to provide for earlier curfew hours for minors, to provide for different curfew hours for additional age groups among minors, and to provide for parental liability, establishment liability, and for penalties and enforcement, for violations of Chapter 10-300 or any expanded curfew under the Mayor's emergency powers, 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. 110633.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

**CONSIDERATION OF THE CALENDAR**

## PUBLIC COMMENT


The following persons provided public comment on October 13, 2011:

### **Name and Comment Subject**

Earl Lively (100200-AAA)  
Barbara Russello (Cathy Lag on behalf of) (110557)  
Denise Dennis (110686)  
Rabbi Mordechai Liebling (110686)  
Joseph Mahoney (110557 and 110561)  
Andrew Lemoins (110557)  
Fabrizio Rodriquez (110557)  
Dr. Walter Tsou (110686)  
Missy Quinn (110557)  
Jihad Ali (110559)  
Julie Edgar (110686)  
Andre Butler (110557)  
Aaron Birk (110686)  
Alyce Bowling (110686)

See Notes of Testimony for full comment.

## BILLS ON FIRST READING

-  **Bill No. 110633, as amended:** An Ordinance Amending Chapter 10-300 of The Philadelphia Code, entitled “Minors,” by amending Section 10-303, entitled “Unlawful Conduct of Minors,” and Section 10-307, entitled “Parental Responsibility for Minor Children,” to provide for earlier curfew hours for minors, to provide for different curfew hours for additional age groups among minors, and to provide for parental liability, establishment liability, and for penalties and enforcement, for violations of Chapter 10-300 or any expanded curfew under the Mayor's emergency powers, all under certain terms and conditions.

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

## BILLS AND RESOLUTIONS ON FINAL PASSAGE

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☐ **Resolution No. 110540:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Thirty-second 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 ADOPTED.

☐ **Resolution No. 110589:** 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 Sixteenth, Twenty-ninth, Thirty-second and Forty-seventh Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 110682:** Resolution Approving the redevelopment contract of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the 45th & Sansom Urban Renewal Area, designated as Parcel No. 11 and also sometimes identified by house number and street address as 122 South Forty-sixth street; authorizing the Redevelopment Authority to execute the redevelopment contract with Kfir Binnfeld and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 110683:** Resolution Honoring the Career of Elmer Smith.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 110684:** Resolution Also naming the 2000 Block of East Tulpehocken Street as “Joseph C. Aiken, Sr. Way.”

THE RESOLUTION WAS ADOPTED.



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📄 **Resolution No. 110685:** 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 Point Breeze Urban Renewal Area, designated as Parcel Nos. 89 and 90 and also sometimes identified by house numbers and street addresses for Parcel No. 89 as 2018-2020 Reed street and for Parcel No. 90 as 2024 Reed street; authorizing the Redevelopment Authority to execute the redevelopment contract with Charlene E. Wilson-Doffoney and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 110686:** Resolution Calling on the City and the City Council of Philadelphia to support, as Friend of the Court, consolidated lawsuits brought by the Attorney General of the State of New York and others against the Delaware River Basin Commission (DRBC) and involved federal agencies to require that no drilling of Marcellus Shale take place until a full environmental analysis is completed.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 110687:** 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, 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 ADOPTED.

📄 **Resolution No. 110688:** Resolution Recognizing October as Parent Involvement Month at the School District of Philadelphia.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 110690:** Resolution Recognizing, Honoring, And Thanking LoJack® SafetyNet™-For Their Outstanding Commitment To Philadelphians Who Suffer From Cognitive Disorders.

THE RESOLUTION WAS ADOPTED.

📄 **Bill No. 100200-AAAA, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Section

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14-231, entitled “Residential District Rules and Exceptions,” by providing for restrictions on placement, installation and maintenance of certain satellite dishes and antennas, under certain terms and conditions.


THE BILL WAS READ.

COUNCILMEMBER CLARK MOVED TO AMEND BILL NO. 100200-AAA. (SEE FILE).

COUNCILMEMBER CLARKE MOVED FOR THE ADOPTION OF THE AMENDMENT.


THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 100200-AAA WAS ADOPTED.

 **Bill No. 100200-AAAA, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Section 14-231, entitled “Residential District Rules and Exceptions,” by providing for restrictions on placement, installation and maintenance of certain satellite dishes and antennas, under certain terms and conditions.

THE BILL WAS AMENDED.

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

 **Resolution No. 110725:** Resolution Honoring and Congratulating the Most Reverend Charles Joseph Chaput for his recent installation as Archbishop of the Archdiocese of Philadelphia.


THE RESOLUTION WAS ADOPTED.

**BILLS AND RESOLUTIONS ON SECOND READING AND FINAL  
PASSAGE**

Councilmember Clarke

mvoed to withdraw Bill No. 090850.

THE MOTION WAS DULY SECONDED AND AGREED TO.

 **Bill No. 090850:** An Ordinance Amending Section 10-1001 of Title 10 (“Regulation of Individual Conduct and Activity”) of The Philadelphia Code relating to fees charged by the Commissioner of Records by modifying the amount of such fees, under certain terms and conditions.

THE BILL WAS WITHDRAWN.

Councilmember Clarke

moved to withdraw Bill No. 110116.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

📄 **Bill No. 110116:** An Ordinance Establishing a parking regulation on Fountain street, north side, 16th street to 17th street.

THE BILL WAS WITHDRAWN.

Councilmember Clarke

moved to withdraw Bill No. 110118.

THE MOTION WAS DULY SECONDED AND AGREED TO.

📄 **Bill No. 110118:** An Ordinance Establishing a parking regulation on Olive street, south side, 5th street to 4th street.

THE BILL WAS WITHDRAWN.

📄 **Bill No. 110498, as amended:** An Ordinance Amending Section 9-804 of The Philadelphia Code, entitled “Unfair Rental Practices,” by requiring that every lease provide that a landlord shall be prohibited from terminating the lease based upon a tenant's status as a domestic violence victim, and shall be required to terminate the lease upon the request of a tenant victim of domestic violence, or may bifurcate the lease if such victim requests bifurcation, all under certain terms and conditions.

THE BILL WAS READ AND 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. 110556, as amended:** An Ordinance Amending Chapter 20-1200 of The Philadelphia Code, entitled “Lobbying,” by modifying certain definitions, provisions, and exemptions, all under certain terms and conditions.

THE BILL WAS READ AND 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*

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**Bill No. 110557, as amended:** An Ordinance Amending Chapter 17-1300 of The Philadelphia Code, entitled “Philadelphia 21st Century Minimum Wage and Benefits Standard,” by requiring employers subject to that Chapter to provide certain earned sick leave benefits to employees covered by that Chapter, all under certain terms and conditions.

DISCUSSION: COUNCILMEMBER GOODE - BILL NO. 110557 - (SEE NOTES OF TESTIMONY).

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

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

*Nays: 2 - Councilmembers Kelly and O'Neill*

**Bill No. 110558:** An Ordinance Amending Chapter 17-1300 of The Philadelphia Code, entitled “Philadelphia 21st Century Minimum Wage and Benefits Standard,” by repealing Section 17-1311, entitled “Living Wage Advisory Committee,” and by enacting a new Section 17-1311, entitled “Living Wage and Benefits Review Committee,” all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Nays: 2 - Councilmembers Kelly and O'Neill*

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

**Bill No. 110559:** An Ordinance Amending Chapter 17-1600 of The Philadelphia Code, entitled “Economic Opportunity Plans,” to require that certain economic opportunity plans be submitted to Council and published on the City's website and changing all references from “MBEC” to “certifying agency,” as defined; all under certain terms and conditions.

THE BILL WAS READ AND 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. 110561, as amended:** An Ordinance Amending subsection 19-2604(6) of The Philadelphia Code, under which businesses that enter into agreements to make contributions to community development corporations receive business

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THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

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

*Nays: 0*

**SPEECHES**

COUNCILMEMBER BLACKWELL. (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.