

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, February 26, 2015

PRESENT: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Council met, a quorum being present.

Pastor Alex Velazquez of Oasis Youth Foundation was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

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

- Transmitting a message advising Council that Bill No. 150010, which was passed by Council on February 12, 2015, was signed by the Mayor on February 25, 2015. (File No. 150157)

THE COMMUNICATION WAS READ.

- February 25, 2015

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

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

140906	Not Recommended
150007	Recommended for approval
150012	Recommended for approval

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150050 Recommended for approval
150056 Recommended for approval
150091 Requested 45 Days for Review

Respectfully submitted,
Michael A. Nutter
Mayor (File No. 150158)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

 **Bill No. 150144:** An Ordinance Amending Section 2-305 of The Philadelphia Code, entitled “Office of Property Assessment; Chief Assessment Officer; Powers and Duties,” by modifying the documentation requirements for real estate tax exemption, 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:

 **Resolution No. 150150:** 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 building and improvements thereon, situate in the Fifty-first and Sixtieth 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 the terms of Chapter 16-400 of The Philadelphia Code.

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

 **Bill No. 150145:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Eleventh Street, Susquehanna Street, Tenth Street, and Diamond Street. Further to approve the Master Plan for Temple University by adding the site bounded by Eleventh Street, Susquehanna Avenue, Tenth Street, and Diamond Street; and the site bounded by Broad Street, Master Street, Thirteenth

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Street, Girard Avenue, Watts Street, and Thompson Street; to their Institutional (Special Purpose) District and approving various construction projects.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 150146:** An Ordinance Amending Section 19-2600 of The Philadelphia Code, entitled “Business Income and Receipts Taxes,” to add a new subsection, “Job Training Sponsorship Credit,” providing a credit for certain contributions; all under certain terms and conditions.

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

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

- 📄 **Bill No. 150147:** An Ordinance Establishing a no stopping regulation on the 7400 block of Henslow Place.

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

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

- 📄 **Resolution No. 150151:** 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 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 Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Quiñones Sánchez:

- 📄 **Resolution No. 150152:** 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 Ward of the City of Philadelphia, pursuant to

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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.

- ☐ **Resolution No. 150153:** Resolution Declaring March 2nd to March 8th, 2015 as “Multiple Sclerosis Awareness Week” in Philadelphia and acknowledging the Greater Delaware Valley Chapter of the National Multiple Sclerosis Society for their work to improve the lives of Philadelphians living with MS.

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

- ☐ **Resolution No. 150154:** Resolution Supporting House Bill 229 which creates a punishable offense for the cyber harassment of a child in Pennsylvania and to raise awareness of the need for accountability for cyber bullying in Philadelphia.

Councilmember Reynolds Brown Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmembers Reynolds Brown, Jones, Goode, Blackwell, Greenlee, O'Brien, Quiñones Sánchez and Neilson:

- ☐ **Resolution No. 150155:** Resolution Recognizing and commending Fair Trade Philadelphia for its commitment to economic Equality for workers and sustainable production practices for the environment.

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

- ☐ **Resolution No. 150156:** Resolution Honoring and recognizing Candace V. Mitchell, co-founder and CEO of Myavana in the Fourth Councilmanic District for her entrepreneurial skills, ingenuity and her contributions to the community and economy of Philadelphia as an innovative woman business owner as we further recognize March as Women's History Month.

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

- ☐ **Bill No. 150148:** An Ordinance Amending Section 9-204 of The Philadelphia Code, entitled “Sidewalk Vendors in Center City,” by eliminating previously designated vendor locations in Center City; all under certain terms and conditions.

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

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

 **Bill No. 150149:** An Ordinance Amending Title 2 of The Philadelphia Code, entitled “City-County Consolidation,” Chapter 2-300, entitled “Property Assessment,” Section 2-305, entitled “Office of Property Assessment; Chief Assessment Officer; Powers and Duties,” by setting the deadline to apply for the exemption authorized by this Section to be June 1, 2015, for Tax Year 2016; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

REPORTS FROM COMMITTEES

COMMITTEE ON RULES

 **Bill No. 140906-A, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Section 14-203, entitled “Definitions,” and by amending Chapter 14-500, entitled “Overlay Zoning Districts,” to add a new Section 14-516, entitled “/UED Urban Experiential Display Overlay Control District,” all under certain terms and conditions.

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

 **Bill No. 140936:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Market Street, 48th Street, Haverford Avenue, and 46th Street.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140936.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 141031, 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 6th Street, Wood Street, 2nd Street, Benjamin Franklin Bridge Access Road, and Vine Street Expressway Ramp.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 141031.

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. 150007, 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 Front Street, Oxford Street, Frankford Avenue, Norris Street, Aramingo Avenue, Fletcher Street, Moyer Street, Berks Street, Girard Avenue, Columbia Avenue, Beach Street, Delaware Avenue, Frankford Avenue, and Girard Avenue.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150007.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 150050: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Montrose Street, 17th Street, Carpenter Street, and 18th Street.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150050.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON THE ENVIRONMENT

Bill No. 150011, as amended: An Ordinance Amending Section 9-3402 of The Philadelphia Code, entitled "Benchmarking Energy and Water Use", to expand the buildings for which the benchmarking and reporting of energy and water usage data is required, all under certain terms and conditions.

COUNCILMEMBER REYNOLDS BROWN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150011.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

Bill No. 140936: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area

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bounded by Market Street, 48th Street, Haverford Avenue, and 46th Street.

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

Bill No. 141031, 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 6th Street, Wood Street, 2nd Street, Benjamin Franklin Bridge Access Road, and Vine Street Expressway Ramp.

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

Bill No. 150007, 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 Front Street, Oxford Street, Frankford Avenue, Norris Street, Aramingo Avenue, Fletcher Street, Moyer Street, Berks Street, Girard Avenue, Columbia Avenue, Beach Street, Delaware Avenue, Frankford Avenue, and Girard Avenue.

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

Bill No. 150050: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Montrose Street, 17th Street, Carpenter Street, and 18th Street.

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

Bill No. 150011, as amended: An Ordinance Amending Section 9-3402 of The Philadelphia Code, entitled "Benchmarking Energy and Water Use", to expand the buildings for which the benchmarking and reporting of energy and water usage data is required, all under certain terms and conditions.

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

PUBLIC COMMENT

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The following persons provided public comment on February 26, 2015:

Name and Comment Subject

Justin Haley (150133)

Nicole Hunt (150133)

Sharon Easterling (150005)

Donna Cooper (150005)

See Notes of Testimony for full comment.

BILLS AND RESOLUTIONS ON FINAL PASSAGE

 **Resolution No. 150025:** Resolution Authorizing the creation of a “Special Committee on Income Inequality in the City of Philadelphia,” to identify trends, impacts and opportunities associated with income inequality in the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 150126:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Belmont No. 2 Urban Renewal Area, identified by house number and street address as 4050-4066 Haverford avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with 4050 Apartments, LP and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 150127:** 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 lot or piece of ground with the building 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 Philadelphia Redevelopment Authority to dispose of such property for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

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☐ **Resolution No. 150128:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, identified by house number and street address as 1925 West Wilt street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Chaz Williams and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 150130:** 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 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 the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 150133:** Resolution Urging the School District of Philadelphia and the School Reform Commission to return to the bargaining table with UNITE HERE! Local 634.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 150134:** 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-first 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. 140244:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide for the creation, appointment, powers and duties of a Commission for Women; and providing for the submission of the amendment to the electors of Philadelphia.

THE RESOLUTION WAS ADOPTED.

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The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Nays: 0

Resolution No. 140764: Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide for the adoption of language access plans by all City agencies; and providing for the submission of the amendment to the electors of Philadelphia.

THE RESOLUTION WAS ADOPTED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Resolution No. 150017: Resolution Proposing an amendment to the Philadelphia Home Rule Charter to provide for the creation, appointment, powers and duties of a Commission on Universal Pre-Kindergarten and providing for the submission of the amendment to the electors of Philadelphia.

THE RESOLUTION WAS ADOPTED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Resolution No. 150153: Resolution Declaring March 2nd to March 8th, 2015 as “Multiple Sclerosis Awareness Week” in Philadelphia and acknowledging the Greater Delaware Valley Chapter of the National Multiple Sclerosis Society for their work to improve the lives of Philadelphians living with MS.

THE RESOLUTION WAS ADOPTED.

Resolution No. 150155: Resolution Recognizing and commending Fair Trade Philadelphia for its commitment to economic Equality for workers and sustainable production practices for the environment.

THE RESOLUTION WAS ADOPTED.

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Resolution No. 150156: Resolution Honoring and recognizing Candace V. Mitchell, co-founder and CEO of Myavana in the Fourth Councilmanic District for her entrepreneurial skills, ingenuity and her contributions to the community and economy of Philadelphia as an innovative woman business owner as we further recognize March as Women's History Month.

THE RESOLUTION WAS ADOPTED.

BILLS AND RESOLUTIONS ON SECOND READING AND FINAL PASSAGE

Bill No. 140230: 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 creation, appointment, powers and duties of a Commission for Women; and authorizing the appropriate officers to publish notice and make arrangements for the special election.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Nays: 0

Bill No. 140747, as amended: An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment to The Philadelphia Home Rule Charter to provide for the preparation of language access plans by all City agencies; and authorizing the appropriate officers to publish notice and to make arrangements for the special election; all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Nays: 0

Bill No. 150005: An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter establishing and defining the responsibilities of an independent

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Commission on Universal Pre-Kindergarten; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Bill No. 140944: An Ordinance Amending Subcode "A" of Title 4 of The Philadelphia Code, entitled "The Philadelphia Administrative Code," by amending Section A-907, entitled "Zoning Fees," by revising certain zoning fees for family and group day cares, under certain terms and conditions.

DISCUSSION - COUNCILMEMBER BROWN, BILL NO. 140944 - (SEE NOTES OF TESTIMONY).

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Nays: 0

Bill No. 150008: An Ordinance Amending Subcode "A" of Title 4 of The Philadelphia Code, entitled "The Philadelphia Administrative Code," as it has been amended by Bill No. 140856, by amending Chapter 9, entitled "Fees," by revising the fees for licenses issued under Chapter 9-3900 of The Philadelphia Code, entitled "Property Licenses and Owner Accountability," under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Nays: 0

SPEECHES

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

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.