

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, September 25, 2014**

**COUNCIL SESSION INFORMATION IN PROGRESS**

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

EXCUSED: 1 - Councilmember Greenlee

Council met, a quorum being present.

Father John Babowitch of Our Lady of Calvary Catholic Church was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL  
of the meeting of September 18, 2014.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Jones requested leave of absence for  
Councilmember Tasco.

THE REQUEST WAS GRANTED.

**COMMUNICATIONS**

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

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

**Resolution No. 140725:** Resolution Recognizing and honoring Barbara Salapek

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on her retirement after 25 years as a full-time volunteer at the St. Francis Inn, a soup kitchen and shelter located in the Kensington neighborhood of Philadelphia.

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

**Bill No. 140715:** An Ordinance Authorizing and approving the modification of a Service Agreement between the City of Philadelphia and the Philadelphia Authority for Industrial Development relating to the refinancing of certain bonds, approving the issuance by the Philadelphia Authority for Industrial Development of bonds, notes or other evidences of indebtedness in one or more series, or in a combined series with certain other authorized indebtedness, to refinance certain bonds; and authorizing and approving the obligation of the City of Philadelphia to pay in full when due the Service Fee and other amounts payable under the Service Agreement, as modified; authorizing certain City officers to take certain actions required to issue bonds, notes or other evidences of indebtedness; covenanting that the City of Philadelphia will make necessary appropriations in each of the City's fiscal years to provide for the Service Fee and other amounts due under the Service Agreement, as modified; covenanting that the City of Philadelphia will make timely payments of the Service Fee and other amounts due under the Service Agreement, as modified; and authorizing City officials to take necessary or appropriate actions, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

**Bill No. 140716:** An Ordinance Amending Chapter 9-800 of The Philadelphia Code, entitled "Landlord And Tenant - Rent Control," by requiring adequate notice to tenants regarding rent increases and adequate notice to landlords in the case of tenants' decision not to renew a lease, all under certain terms and conditions.

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

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

**Resolution No. 140726:** 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

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thereon, situate in the Forty-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.

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

**Resolution No. 140727:** 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 and Forty-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.

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

**Bill No. 140717:** An Ordinance Amending Chapter 19-3900 of The Philadelphia Code, entitled "Tax Exemptions for Longtime Owner-Occupants of Residential Properties," by specifying certain circumstances sufficient to demonstrate equitable ownership of a property under the Longtime Owner Occupants Program, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

**Bill No. 140718:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by prohibiting the sale, possession, or use of toy or imitation firearms which substantially duplicate or can be reasonably perceived to be actual firearms, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

**Resolution No. 140728:** Resolution Approving the redevelopment contract of the

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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 2025 Federal street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Michael B. Goldstein and to take such action as may be necessary to effectuate the redevelopment contract.

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

**Bill No. 140719:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Rising Sun Avenue, Geneva Road, Westford Road, and Tabor Road.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

**Resolution No. 140729:** Resolution Recognizing October 2014 as Dyslexia Awareness Month in Philadelphia and calling on educators and local educational agencies to provide equal educational opportunities for all students through awareness of the importance of early recognition of dyslexia and the benefits of evidence-based interventions.

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

**Resolution No. 140730:** Resolution Recognizing the work of Philadelphia's own Louise Esola and her book "American Boys: The True Story of the Lost 74 of the Vietnam War". Which brings to light the story of the 74 sailors that perished on the USS *Frank E. Evans* during the Vietnam War.

Councilmember Reynolds Brown Introduced and Referred the following Bill, Sponsored by Councilmembers Reynolds Brown, Kenney, Squilla, Jones, Greenlee, Henon, Bass, Johnson, Quiñones Sánchez, Council President Clarke, O'Neill, Blackwell, O'Brien, Neilson, Goode and Oh:

**Bill No. 140720:** An Ordinance Amending Title 10 of The Philadelphia Code, entitled "Regulation of Individual Conduct and Activity," to add a new Chapter 10-2100, entitled "Hate Crimes," to provide for additional penalties for criminal conduct motivated by hatred toward certain characteristics of other persons, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

**Bill No. 140721:** 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 relating to the creation of a new Department of Planning and Development, headed by a Cabinet-level Director, to oversee the City's planning, zoning, licensing, inspection, enforcement, and housing functions; continuing the existence of the City Planning Commission, Philadelphia Historical Commission, Zoning Board of Adjustment, Board of Building Standards, and Board of License and Inspection Review as boards or commissions in such new Department, with certain changes to the powers and duties of such boards and commissions; creating a new Intergovernmental Housing Commission in such new Department; and conforming other provisions of the Charter to such reorganization; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

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

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

**Bill No. 140722:** An Ordinance Authorizing and directing the installation of a traffic signal on Parkside Avenue at the intersection of North 50th Street, under certain terms and conditions.

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

Councilmember Jones Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution for Councilmember Bass, Sponsored by Councilmembers Jones, Goode, Oh, Henon, Greenlee, Reynolds Brown and Council President Clarke:

**Resolution No. 140731:** Resolution Honoring the Mayor's Commission on People with Disabilities, Philadelphia's Department of Parks and Recreation and the Global Abilities Foundation, on the occasion of their fourth annual Philadelphia Rec Fest.

Councilmember Jones Introduced and Referred the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmember Jones:

**Resolution No. 140732:** Resolution Proposing an amendment to

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he Philadelphia Home Rule Charter relating to } {\rtlch\fcs1 \af0 \ltrch\fcs0  
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the creation of a new Department of Planning and Development, headed by a  
Cabinet-level Director, to oversee the City's planning, zoning, licensing,  
inspection, enforcement, a\hich\af0\dbch\af13\loch\fo  
nd housing functions; continuing the existence of the } {\rtlch\fcs1 \af0 \ltrch\fcs0  
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City Planning Commission, Philadelphia Historical Commission, Zoning Board  
of Adjustment, Board of Building Standards, } {\rtlch\fcs1 \af0 \ltrch\fcs0  
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and Inspection Review} {\rtlch\fcs1 \af0 \ltrch\fcs0 \insrsid9452012  
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artment, with certain changes to the powers and duties of such boards and  
commissions; creating a new Intergovernmental Housing Commission in such  
new Department; and conforming other provisions of the Charter to such  
reorganization; and } {\rtlch\fcs1  
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providing for the \hich\af0\dbch\af13\loch\fo submission of the amendment }  
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THE RESOLUTION WAS REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

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

**Bill No. 140723:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by amending Subcode “PM” (The Philadelphia Property Maintenance Code), by adding the Tenth Councilmanic District to the list of areas covered by certain building standards, all under certain terms and conditions.

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

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

- Resolution No. 140733:** Resolution Designating the week of Monday, October 6 through Monday, October 13, 2014 as “Christopher Columbus/Italian American Heritage Week” in the City of Philadelphia. This is done in celebration of the festivities commemorating Columbus' historic voyage to the New World and honoring Chazz Palminteri as Grand Marshall of the 2014 Philadelphia Columbus Day Parade.

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

- Bill No. 140724:** 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 the International Trade and Investment Authority; 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 REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

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

- Resolution No. 140734:** Resolution Respectfully requesting that the Pennsylvania Legislature authorize an additional 300 taxi medallions to provide modern, green, wheelchair accessible taxi cabs with bike racks to meet the existing needs of Philadelphia's underserved ridership and using the proceeds to reduce the wage tax.

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

- Resolution No. 140735:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide for the creation, appointment, powers and duties of an International Trade and Investment Authority, with the authority to establish a fund to attract overseas investment, and providing for the submission of the amendment to the electors of Philadelphia.

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

## REPORTS FROM COMMITTEES

## COMMITTEE ON FINANCE

- ☐ **Bill No. 140609, as amended:** An Ordinance Authorizing and approving the execution and delivery of a Service Agreement between the City of Philadelphia and the Philadelphia Authority for Industrial Development relating to the financing of additional operating funds for the School District of Philadelphia for Fiscal Year 2015 only, approving the issuance by the Philadelphia Authority for Industrial Development of bonds, notes or other evidences of indebtedness in one or more series, to finance such additional operating funds; and authorizing and approving the obligation of the City of Philadelphia to pay in full when due the Service Fee and other amounts payable under the Service Agreement; authorizing certain City officers to take certain actions required to issue bonds, notes or other evidences of indebtedness; covenanting that the City of Philadelphia will make necessary appropriations in each of the City's fiscal years to provide for the Service Fee and other amounts due under the Service Agreement; covenanting that the City of Philadelphia will make timely payments of the Service Fee and other amounts due under the Service Agreement; and authorizing City officials to take necessary or appropriate actions, all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140609.

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. 140609, as amended:** An Ordinance Authorizing and approving the execution and delivery of a Service Agreement between the City of Philadelphia and the Philadelphia Authority for Industrial Development relating to the financing of additional operating funds for the School District of Philadelphia for Fiscal Year 2015 only, approving the issuance by the Philadelphia Authority for Industrial Development of bonds, notes or other evidences of indebtedness in one or more series, to finance such additional operating funds; and authorizing and approving the obligation of the City of Philadelphia to pay in full when due the Service Fee and other amounts payable under the Service Agreement; authorizing certain City officers to take certain actions required to issue bonds, notes or other evidences of indebtedness; covenanting that the City of



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Philadelphia will make necessary appropriations in each of the City's fiscal years to provide for the Service Fee and other amounts due under the Service Agreement; covenanting that the City of Philadelphia will make timely payments of the Service Fee and other amounts due under the Service Agreement; and authorizing City officials to take necessary or appropriate actions, all under certain terms and conditions.

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

**PUBLIC COMMENT**

The following persons provided public comment on September 25, 2014:

**Name and Comment Subject**

There were no Comments offered on September 25, 2014

See Notes of Testimony for full comment.

**BILLS AND RESOLUTIONS ON FINAL PASSAGE**

- 📄 **Resolution No. 140671:** Resolution Urging Further Action To Enact Legislation To Designate The Medical Center Of The Department Of Veterans Affairs Located At 3900 Woodland Avenue In Philadelphia, Pennsylvania, As The "Corporal Michael J. Crescenz Department Of Veterans Affairs Medical Center."

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 140700:** 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 Fifteenth, Eighteenth 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. 140702:** 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 improvements thereon, situate in the Seventh 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. 140703:** Resolution Also naming West Venango Street between 5th Street and 7th Street “Joaquín Rivera Way” to honor the memory of Joaquín Rivera and to recognize his life and memorialize his lasting legacy.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 140704:** Resolution Calling on the Pennsylvania Department of Education and the Pennsylvania Secretary of Education to thoroughly investigate any and all allegations of curriculum deficiencies reported within the School District of Philadelphia that have been properly filed and received by the Secretary.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 140707:** 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-fifth, Thirty-first and Thirty-ninth 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.

Councilmember Kenney

moved that Bill No. 140001-A be withdrawn.

THE MOTION WAS DULY SECONDED AND AGREED TO.

- 📄 **Bill No. 140001-A:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled “Safety,” by providing for ending the existing procedure of mandatory custodial arrests for the crime of Marijuana possession, and by requiring the reporting of the number of arrests and related information with respect to those arrested for Marijuana possession; all under certain terms and conditions.

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THE BILL WAS WITHDRAWN.

- ☐ **Resolution No. 140725:** Resolution Recognizing and honoring Barbara Salapek on her retirement after 25 years as a full-time volunteer at the St. Francis Inn, a soup kitchen and shelter located in the Kensington neighborhood of Philadelphia.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 140729:** Resolution Recognizing October 2014 as Dyslexia Awareness Month in Philadelphia and calling on educators and local educational agencies to provide equal educational opportunities for all students through awareness of the importance of early recognition of dyslexia and the benefits of evidence-based interventions.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 140730:** Resolution Recognizing the work of Philadelphia's own Louise Esola and her book "American Boys: The True Story of the Lost 74 of the Vietnam War". Which brings to light the story of the 74 sailors that perished on the USS *Frank E. Evans* during the Vietnam War.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 140731:** Resolution Honoring the Mayor's Commission on People with Disabilities, Philadelphia's Department of Parks and Recreation and the Global Abilities Foundation, on the occasion of their fourth annual Philadelphia Rec Fest.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 140733:** Resolution Designating the week of Monday, October 6 through Monday, October 13, 2014 as "Christopher Columbus/Italian American Heritage Week" in the City of Philadelphia. This is done in celebration of the festivities commemorating Columbus' historic voyage to the New World and honoring Chazz Palminteri as Grand Marshall of the 2014 Philadelphia Columbus Day Parade.

THE RESOLUTION WAS ADOPTED.

## SPEECHES

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

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.

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