

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, February 14, 2013**

EXCUSED: 1 - Councilmember O'Brien

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

Council met, a quorum being present.

Reverend David Friel of St. Anselm's Roman Catholic Church was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the meeting of February 7, 2013.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember O'Neill requested leave of absence for

Councilmember O'Brien

THE REQUEST WAS GRANTED.

**COMMUNICATIONS**

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

- Transmitting a message advising Council that Bill Nos. 120958 and 121033, which were passed by Council on February 7, 2013, were signed by the Mayor February 12, 2013. (File No. 130118)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill No. 121039, which was passed by Council on January 31, 2013, was signed by the Mayor February 12, 2013. (File No. 130119)

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THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing Beacon on E. Girard Inc. dba Kraftwork to construct, own and maintain an open air sidewalk café at 541 E. Girard Avenue, Philadelphia, PA, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 130120)

THE COMMUNICATION WAS READ.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

- ☐ **Resolution No. 130110:** 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 improvement thereon, situate in the Sixth and Forty-Sixth 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.

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

- ☐ **Bill No. 130109:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” Title 16 of The Philadelphia Code, entitled “Public Property,” and making conforming amendments to the Code to provide for a comprehensive plan for the placement of advertising on municipal property, under certain terms and conditions.

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

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

- ☐ **Resolution No. 130111:** Resolution Authorizing the Council Committee on Public Health and Human Services to hold hearings regarding the impact of the Commonwealth's failure to expand Medicaid under the Patient Protection and Affordable Care Act.

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

- ☐ **Resolution No. 130112:** Resolution Honoring, recognizing and commending the Queen Memorial Branch of the Free Library of Philadelphia on the occasion of its 100th Anniversary for its extraordinary service and dedication to the citizens of Philadelphia.

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

- ☐ **Resolution No. 130113:** Resolution Authorizing City Council's Transportation and Public Utilities Committee to hold hearings to examine the Pennsylvania state budget's impact on transportation infrastructure, SEPTA and Philadelphia's economy.

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

- ☐ **Resolution No. 130114:** Resolution Amending Resolution No. 120538, approving the annual Program Statement and Budget for the expenditure of the Neighborhood Transformation Initiative (NTI) Bond Proceeds for Fiscal Year 2013.

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

- ☐ **Resolution No. 130115:** Resolution Calling on members of the Pennsylvania General Assembly to pass legislation that allows for early voting in primary and general elections in the Commonwealth of Pennsylvania.

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

- ☐ **Resolution No. 130116:** Resolution Authorizing the City of Philadelphia's Joint Committee on Public Safety and Education to hold public hearings regarding the Philadelphia School District policy for the dismissal or release of students to parents, guardians or other individuals for the purpose of verifying the identity of persons who remove a student from any Philadelphia public school.

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

- ☐ **Resolution No. 130117:** Resolution Celebrating and expressing appreciation on

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the 150th Anniversary of the opening of the Mütter Museum of the College of Physicians of Philadelphia.

**REPORTS FROM COMMITTEES**

**COMMITTEE OF THE WHOLE**

☐ **Resolution No. 120883:** Resolution Confirming the reappointment of Christopher Lewis as a member of the Board of the Philadelphia Energy Authority, to serve in the term ending January 1, 2018.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

☐ **Resolution No. 130032:** Resolution Approving the appointment of George Ginder to the Veterans' Advisory Commission.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

☐ **Resolution No. 130033:** Resolution Approving the appointment of Tony Jenkins to the Veterans' Advisory Commission.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

☐ **Resolution No. 130034:** Resolution Approving the appointment of Joseph Melendez to the Veterans' Advisory Commission.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

☐ **Resolution No. 130035:** Resolution Approving the appointment of R. Edward Speller to the Veterans' Advisory Commission.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

☐ **Resolution No. 130036:** Resolution Approving the appointment of Delano Stones to the Veterans' Advisory Commission.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

☐ **Resolution No. 130037:** Resolution Approving the appointment of Ernest Landers to the Veterans' Advisory Commission.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

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📄 **Resolution No. 130095:** Resolution Approving the appointment of Aronda Smith to the Veterans' Advisory Commission.

THE RESOLUTION WAS FAVORABLY RECOMMENDED - RULES SUSPENDED;  
CONSIDERATION AT END OF CALENDAR.

**COMMITTEE ON FINANCE**

📄 **Bill No. 120110, as amended:** An Ordinance Amending Title 21 of The Philadelphia Code, entitled "Miscellaneous," by requiring the Mayor to submit to Council, with the proposed annual capital budget and capital program, a cost-benefit analysis that includes the return on investment and payback time for each capital project funded through the capital program and certain other information, following procedures to be adopted by the Finance Director, all under certain terms and conditions.

COUNCILMEMBER GREEN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 120110.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 120143, as amended:** An Ordinance Amending Title 21 of The Philadelphia Code, entitled "Miscellaneous," by requiring the Finance Director to submit to Council, with the Mayor's proposed annual operating budget, an information technology strategic plan, following procedures to be adopted by the Managing Director, all under certain terms and conditions.

COUNCILMEMBER GREEN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 120143.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

**COMMITTEE ON LAW AND GOVERNMENT**

📄 **Bill No. 120960, as amended:** An Ordinance Amending Chapter 21-1700 of The Philadelphia Code, entitled "Publication of Notices by City," by revising provisions concerning how and when certain required notices shall be published and advertised; 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. 120960.

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. 121002:** An Ordinance Amending Title 10 of The Philadelphia Code, entitled "Regulation of Individual Conduct and Activity," to provide for the licensing of certain horses, to provide for requirements with respect to keeping certain horses, and to further provide for penalties and enforcement, 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. 121002.

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. 120110, as amended:** An Ordinance Amending Title 21 of The Philadelphia Code, entitled "Miscellaneous," by requiring the Mayor to submit to Council, with the proposed annual capital budget and capital program, a cost-benefit analysis that includes the return on investment and payback time for each capital project funded through the capital program and certain other information, following procedures to be adopted by the Finance Director, all under certain terms and conditions.

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

- 📄 **Bill No. 120143, as amended:** An Ordinance Amending Title 21 of The Philadelphia Code, entitled "Miscellaneous," by requiring the Finance Director to submit to Council, with the Mayor's proposed annual operating budget, an information technology strategic plan, following procedures to be adopted by the Managing Director, all under certain terms and conditions.

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

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

**PUBLIC COMMENT**

The following persons provided public comment on February 14, 2013:

**Name and Comment Subject**

Blanca Mandia (130084)

Carlos Ibarra (130084)


Ignacio Flores (130084)

Mia Lia Kiernan (130084)


Tamara Jimenez (130084)

(See Notes of Testimony for full comment.)

**BILLS AND RESOLUTIONS ON FINAL PASSAGE**

 **Resolution No. 130084:** Resolution Urging the 113th Congress <<http://www2.nbc4i.com/topics/types/organization/tags/congress/>> to enact comprehensive immigration reform as outlined in this resolution that keeps families together, upholds our values as a nation, promotes economic growth, and creates a fair immigration system guided by respect for the human rights of all persons.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 130087:** 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 numbers and street addresses as 1716-1726 Folsom street, 1730-1750 Folsom street and 703-705 North Eighteenth street; authorizing the Redevelopment Authority to execute the redevelopment contract with Equinox Property Group II, LP and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

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☐ **Resolution No. 130091:** 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, Thirty-seventh and Forty-third 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. 130092:** 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 numbers and street addresses as 400 West Susquehanna avenue (including 2152 North Fourth street and 2159 North Leithgow street), 417 West Susquehanna avenue (including 2202 North Leithgow street and 2203 North Lawrence street), 2151 North Fourth street and 2153-2155 North Leithgow street; authorizing the Redevelopment Authority to execute the redevelopment contract with Norris Square Civic Association and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 130111:** Resolution Authorizing the Council Committee on Public Health and Human Services to hold hearings regarding the impact of the Commonwealth's failure to expand Medicaid under the Patient Protection and Affordable Care Act.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 130112:** Resolution Honoring, recognizing and commending the Queen Memorial Branch of the Free Library of Philadelphia on the occasion of its 100th Anniversary for its extraordinary service and dedication to the citizens of Philadelphia.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 130113:** Resolution Authorizing City Council's Transportation and Public Utilities Committee to hold hearings to examine the Pennsylvania state budget's impact on transportation infrastructure, SEPTA and Philadelphia's economy.

THE RESOLUTION WAS ADOPTED.



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**Resolution No. 130116:** Resolution Authorizing the City of Philadelphia's Joint Committee on Public Safety and Education to hold public hearings regarding the Philadelphia School District policy for the dismissal or release of students to parents, guardians or other individuals for the purpose of verifying the identity of persons who remove a student from any Philadelphia public school.

DISCUSSION - COUNCILMEMBER JONES - RESOLUTION NO. 130116 - (SEE NOTES OF TESTIMONY).

THE RESOLUTION WAS ADOPTED.

**Resolution No. 130117:** Resolution Celebrating and expressing appreciation on the 150th Anniversary of the opening of the Mütter Museum of the College of Physicians of Philadelphia.

THE RESOLUTION WAS ADOPTED.

## RESOLUTIONS

**Resolution No. 120883:** Resolution Confirming the reappointment of Christopher Lewis as a member of the Board of the Philadelphia Energy Authority, to serve in the term ending January 1, 2018.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 130032:** Resolution Approving the appointment of George Ginder to the Veterans' Advisory Commission.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 130033:** Resolution Approving the appointment of Tony Jenkins to the Veterans' Advisory Commission.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 130034:** Resolution Approving the appointment of Joseph Melendez to the Veterans' Advisory Commission.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 130035:** Resolution Approving the appointment of R. Edward Speller to the Veterans' Advisory Commission.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 130036:** Resolution Approving the appointment of Delano Stones to the Veterans' Advisory Commission.

THE RESOLUTION WAS ADOPTED.

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**Resolution No. 130037:** Resolution Approving the appointment of Ernest Landers to the Veterans' Advisory Commission.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 130095:** Resolution Approving the appointment of Aronda Smith to the Veterans' Advisory Commission.

THE RESOLUTION WAS ADOPTED.

**SPEECHES**

COUNCILMEMBERS JOHNSON, SANCHEZ, BLACKWELL AND SQUILLA - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.