



**Thursday, February 9, 2017**

**COUNCIL SESSION INFORMATION IN PROGRESS**

PRESENT: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger

Council met, a quorum being present.

Pastor Douglas Carpenter of Philadelphia Prayer, Praise & Worship Center was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the meeting of February 2, 2017.

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. 161001 and 161016, which were passed by Council on January 26, 2017, were signed by the Mayor on February 8, 2017. (File No. 170129)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Director of the Free Library of Philadelphia and the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into a sublease with the Philadelphia Authority for Industrial Development (“PAID”), tenant under a master lease with the landlord, for space in the building located at 1500 Spring Garden Street, Philadelphia, to house the Library for the Blind and Physically Handicapped, under certain terms and conditions. (File No. 170131)

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THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Procurement Commissioner to enter into agreements to purchase electricity, natural gas and motor fuel for use by the City in City facilities and vehicles, including agreements that obligate payment for delivery of such energy supplies in future fiscal years, all under certain terms and conditions. (File No. 170132)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing acceptance of the dedication to the City of the bed of Westmoreland Street from a point approximately one-hundred ninety-seven feet west of Third Street to a point approximately sixty-six feet further westwardly therefrom and authorizing acceptance of the grant to the City of certain areas adjacent to the said Westmoreland Street as slope easements, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 170133)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution appointing Mary Hummel to the Board of Directors for the Old City Special Services District. (File No. 170134)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution appointing Patrick Shillenn to the Board of Directors for the Old City Special Services District. (File No. 170135)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution appointing Danielle DelRe to the Board of Directors for the Old City Special Services District. (File No. 170136)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution reappointing Timothy Snowden to the Board of Directors for the Old City Special Services District. (File No. 170137)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution reappointing Pat Lavelle to the Board of Directors for the Old City Special Services District. (File No. 170138)

THE COMMUNICATION WAS READ.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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Councilmember Blackwell Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Blackwell, Reynolds Brown, Parker, Gym, Jones and Henon:

- ☐ **Resolution No. 170114:** Resolution Recognizing and Honoring Winnie Harris for her years of activism in Philadelphia, and offering our deepest and sincerest condolences to family and friends and all those who are grieving her untimely death.

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

- ☐ **Bill No. 170107:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Dauphin Street, 31st Street, Susquehanna Avenue, Ridge Avenue, and 32nd Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Bill No. 170108:** An Ordinance Authorizing the Director of the Free Library of Philadelphia and the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into a sublease with the Philadelphia Authority for Industrial Development (“PAID”), tenant under a master lease with the landlord, for space in the building located at 1500 Spring Garden Street, Philadelphia, to house the Library for the Blind and Physically Handicapped, under certain terms and conditions.

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

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. 170115:** 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-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

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improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

Councilmember Jones Introduced (By Request) and Referred the following Bill, Sponsored by Councilmember Jones:

- 📄 **Bill No. 170109:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to convey to the Philadelphia Authority for Industrial Development, all or part of a parcel of land located in the area bounded by Ridge Avenue, Leverington Avenue, Mitchell Street, and Krams Avenue, for further conveyance, under certain terms and conditions.

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

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

- 📄 **Resolution No. 170116:** Resolution Honoring and congratulating Matt Ryan, a 2003 graduate of Penn Charter, on being named the NFL's 2016 Most Valuable Player and leading his team to Super Bowl LI.

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

- 📄 **Resolution No. 170117:** Resolution Calling on state legislators to reevaluate and increase the fines and penalties for passing a stopped trolley, in light of continued incidents of pedestrian related deaths in the City of Philadelphia.

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

- 📄 **Bill No. 170106:** An Ordinance Authorizing the Commissioner of Public Property and the Director of Commerce, on behalf of the City, to acquire an approximately 136 acre property known as the Airport Business Center located in Tincicum Township, Delaware County, together with all improvements thereon, 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. 170110:** An Ordinance Authorizing the Procurement Commissioner to enter into agreements to purchase electricity, natural gas and motor fuel for use

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by the City in City facilities and vehicles, including agreements that obligate payment for delivery of such energy supplies in future fiscal years, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON TRANSPORTATION AND PUBLIC UTILITIES.

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

**Bill No. 170111:** An Ordinance Authorizing acceptance of the dedication to the City of the bed of Westmoreland Street from a point approximately one-hundred ninety-seven feet west of Third Street to a point approximately sixty-six feet further westwardly therefrom and authorizing acceptance of the grant to the City of certain areas adjacent to the said Westmoreland Street as slope easements, under certain terms and conditions.

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

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

**Resolution No. 170118:** Resolution Authorizing the Committee on the Disabled & Persons with Special Needs to hold hearings regarding Pennsylvania's HealthChoices initiative.

Councilmember Gym Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Gym, Squilla, Blackwell, Parker, Jones, Henon, Domb and Taubenberger:

**Resolution No. 170119:** Resolution A Proclamation recognizing, honoring, and observing, February 6-10, 2017, as “National School Counselors Week” in the City of Philadelphia.

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

**Bill No. 170112:** An Ordinance Amending Section 9-213 of The Philadelphia Code, entitled “Farmers' Markets,” by adding a permissible location, all under certain terms and conditions.

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

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

**Bill No. 170113:** An Ordinance Amending Section 9-204 of The Philadelphia

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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.

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

**Resolution No. 170120:** Resolution Reappointing Pat Lavelle to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

**Resolution No. 170121:** Resolution Reappointing Timothy Snowden to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

**Resolution No. 170122:** Resolution Appointing Danielle DelRe to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

**Resolution No. 170123:** Resolution Appointing Patrick Shillenn to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

**Resolution No. 170124:** Resolution Appointing Mary Hummel to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

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**Resolution No. 170125:** Resolution Requesting the Mayor to return to Council Bill No. 160687-A, entitled “An Ordinance Amending Title 6 of The Philadelphia Code, entitled 'Health,' to require disclosure of lead hazards, including lead service lines, and making technical changes, all under certain terms and conditions,” for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

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

**Resolution No. 170126:** Resolution Authorizing Council's Committee on Finance to hold hearings regarding the City's cigarette tax and the tax rate which will ensure maximum revenue for the School District of Philadelphia

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

**Resolution No. 170127:** Resolution Authorizing Council's Committee on Global Opportunities and the Creative/Innovative Economy and the Committee on Public Safety to hold public hearings to explore global best practices regarding technology that improves public safety and services.

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

**Resolution No. 170128:** Resolution Authorizing Council's Committee on Streets and Services and Committee on Global Opportunities and the Creative/Innovative Economy to hold hearings regarding possible implementation of technologies to streamline on-street parking solutions in Philadelphia.

**CONSIDERATION OF THE CALENDAR**

**PUBLIC COMMENT**

The following persons provided public comment on February 9, 2017:

**Name and Comment Subject**

Joe Danihel (161114, 170044, 170051, 170096, 170097, 170100)

See Notes of Testimony for full comment.

**BILLS AND RESOLUTIONS ON FINAL PASSAGE**

- ☐ **Resolution No. 170041:** Resolution Urging state legislators to comply with the requirements of the federal REAL ID Act, allowing Pennsylvania residents to continue to use state issued driver's licenses for domestic air travel and access to federal facilities.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 170044:** Resolution Authorizing the Philadelphia Redevelopment Authority to execute and deliver to the Philadelphia Land Bank deeds conveying title to certain properties located in the Second Councilmanic District pursuant to the requirements of the Commonwealth Land Bank Act.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 170096:** 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 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. 170097:** 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 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. 170098:** Resolution Recognizing, Honoring, and Celebrating the life and legacy of Luisa Charriez de Morales for her dedication to the Latino community and renaming the 3700 block of North 7th Street between W. Erie Avenue and W. Butler Street “Luisa Charriez de Morales Paseo”.



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THE RESOLUTION WAS ADOPTED.

**Resolution No. 170100:** Resolution Condemning President Trump's Executive Order banning people from Muslim-majority nations from entering the United States as unconstitutional, unlawful, and un-American.

THE RESOLUTION WAS ADOPTED.

*The Ayes and Nays were as follows:*

*Nays: 3 - Councilmembers O'Neill, Oh and Taubenberger*

*Ayes: 14 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, Domb, Green, Greenlee, Gym and Reynolds Brown*

**Resolution No. 170101:** Resolution Recognizing and acknowledging the victims of the mass shooting at the Quebec Islamic Cultural Center, condemning religious intolerance and Islamophobia, and affirming support for Philadelphia's Muslim Community.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 170114:** Resolution Recognizing and Honoring Winnie Harris for her years of activism in Philadelphia, and offering our deepest and sincerest condolences to family and friends and all those who are grieving her untimely death.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 170116:** Resolution Honoring and congratulating Matt Ryan, a 2003 graduate of Penn Charter, on being named the NFL's 2016 Most Valuable Player and leading his team to Super Bowl LI.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 170118:** Resolution Authorizing the Committee on the Disabled & Persons with Special Needs to hold hearings regarding Pennsylvania's HealthChoices initiative.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON THE DISABLED AND PERSONS WITH SPECIAL NEEDS.

**Resolution No. 170119:** Resolution A Proclamation recognizing, honoring, and observing, February 6-10, 2017, as "National School Counselors Week" in the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 170125:** Resolution Requesting the Mayor to return to Council Bill No. 160687-A, entitled "An Ordinance Amending Title 6 of The

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Philadelphia Code, entitled 'Health,' to require disclosure of lead hazards, including lead service lines, and making technical changes, all under certain terms and conditions,” for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 170126:** Resolution Authorizing Council's Committee on Finance to hold hearings regarding the City's cigarette tax and the tax rate which will ensure maximum revenue for the School District of Philadelphia

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON FINANCE.

**Resolution No. 170127:** Resolution Resolution

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

**Resolution No. 170128:** Resolution Authorizing Council's Committee on Streets and Services and Committee on Global Opportunities and the Creative/Innovative Economy to hold hearings regarding possible implementation of technologies to streamline on-street parking solutions in Philadelphia.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON STREETS & SERVICES AND GLOBAL OPPORTUNITIES AND THE CREATIVE/INNOVATIVE ECONOMY.

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

**Bill No. 161058:** An Ordinance Adopting an amendment to the Articles of Incorporation of the Philadelphia Energy Authority (“Authority”) increasing the number of members on the Authority's Board from five to seven, as proposed by the Board in a Resolution adopted November 30, 2016.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger*

*Nays: 0*

**SPECIAL BUSINESS**

Councilmember Bass

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moved that the Rules of Council be suspended to permit consideration at this time of Special Business related to the recall of Bill No. 160687-A.


THE MOTION WAS DULY SECONDED AND AGREED TO.

*The Ayes and Nays were as follows:*

*Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberg*

*Nays: 0*

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

 February 9, 2017

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

I am returning herewith, as requested by your Resolution adopted today, Bill No. 160687-A, entitled “An Ordinance Amending Title 6 of The Philadelphia Code, entitled 'Health,' to require disclosure of lead Hazards, including lead service lines, and making technical changes, all under certain terms and conditions,” for the purpose of reconsideration by the Council of the vote by which said bill passed Council.


Respectfully  
James F. Kenney  
Mayor (File No. 170130)

THE COMMUNICATION WAS READ.

Councilmember Bass

moved that the vote by which Bill No. 160687-A passed Council be reconsidered.

THE MOTION WAS DULY SECONDED AND AGREED TO.

 **Bill No. 160687-AAA, as amended:** An Ordinance Amending Title 6 of The Philadelphia Code, entitled “Health,” to require disclosure of lead hazards, including lead service lines, and making technical changes, all under certain terms and conditions.

THE BILL WAS RECONSIDERED.

*The Ayes and Nays were as follows:*

*Nays: 0*

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*Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger*

THE BILL WAS READ.

THE BILL AGAIN BEING BEFORE THE COUNCIL, COUNCILMEMBER BASS MOVED TO AMEND BILL NO. 160687-A -(SEE FILE).

COUNCILMEMBER BASS MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE AMENDMENT TO BILL NO. 160687-A WAS ADOPTED.

 **Bill No. 160687-AAA, as amended:** An Ordinance Amending Title 6 of The Philadelphia Code, entitled “Health,” to require disclosure of lead hazards, including lead service lines, and making technical changes, all under certain terms and conditions.

THE BILL WAS AMENDED.

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

**SPEECHES**

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

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.