

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, May 26, 2011**

Council met, a quorum being present.

Father Dan Moriarity of Nativity BVM Roman Catholic Church was introduced and offered an appropriate prayer.

EXCUSED: 1 - Councilmember Miller

PRESENT: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL

of the meeting of May 12, 2011.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Tasco requested leave of absence for

Councilmember Miller.

THE REQUEST WAS GRANTED.

**COMMUNICATIONS**

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

- Transmitting a message advising Council that Bill Nos. 100874, 110182, 110183, 110186, 110209, 110232 and 110260, which were passed by Council on May 12, 2011, were signed by the Mayor on May 25, 2011. (File No. 110463)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 110070 and 110210-A, which were passed by Council on May 5, 2011, were signed by the Mayor on May 25, 2011. (File No. 110464)

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THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill No. 110228, which was passed by Council on May 12, 2011, was signed by the Mayor on May 23, 2011. (File No. 110465)

THE COMMUNICATION WAS READ.

- May 25, 2011

To The President and Members of  
The Council of the City of Philadelphia:

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

- Bill No. 110257
- Bill No. 110273
- Bill No. 110276
- Bill No. 110302
- Bill No. 110303
- Bill No. 110306
- Bill No. 110310
- Bill No. 110312
- Bill No. 110347
- Bill No. 110377

I am also transmitting herewith the Commission's request for an additional 45 days to consider Bill No. 110311.

Respectfully,  
Michael A. Nutter,  
Mayor (File No. 110466)

THE COMMUNICATION WAS READ.

- May 25, 2011

To The President and Members of  
The Council of the City of Philadelphia:

Pursuant to Section 2-303 of the Home Rule Charter, I am today transmitting to the Council the attached recommendation of the City Planning Commission

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regarding proposed amendments to Bill Nos. 110135 and 110136.

Respectfully,  
Michael A. Nutter,  
Mayor (File No. 110467)

THE COMMUNICATION WAS READ.



Transmitting a bill amending Chapter 19-1600 of The Philadelphia Code, entitled “Water and Sewer Rents,” by revising the terms for discontinuance of water and sewer charges, and making technical changes, all under certain terms and conditions, accompanied by an explanatory letter from the Water Commissioner. (File No. 110468)

THE COMMUNICATION WAS READ.

- Transmitting a bill Constituting the Eleventh Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1998 (the “1998 General Ordinance”); authorizing the City of Philadelphia (the “City”) to sell, either at public or private sale, Gas Works Revenue Bonds, Tenth Series (the “Tenth Series Bonds”) to pay the cost of refunding or redeeming certain outstanding Gas Works Revenue Bonds, any termination payment which may become due under a Qualified Swap Agreement in connection with the redemption or conversion of all or any portion of certain Gas Works Revenue Bonds and other Project Costs; authorizing the City to obtain credit enhancement for the Tenth Series Bonds; making certain determinations and covenants relating to Gas Works Revenues and the payment of interest and principal; and authorizing covenants and actions in order that the Tenth Series Bonds shall not be arbitrage bonds; all under certain terms and conditions., accompanied by an explanatory letter from the City Treasurer. (File No. 110469)

THE COMMUNICATION WAS READ.

- Transmitting a bill constituting the Twentieth Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1975 (the “1975 General Ordinance”); authorizing the City of Philadelphia (the “City”) to sell, either at public or private sale, Gas Works Revenue Bonds, Twentieth Series (the “Twentieth Series Bonds”) to pay the cost of refunding or redeeming certain outstanding Gas Works Revenue Bonds and other Project Costs; authorizing the City to obtain credit enhancement for the Twentieth Series Bonds; making certain determinations and covenants relating to Project Revenues and the payment of interest and principal; and authorizing covenants and actions in order that the Twentieth Series Bonds shall not be arbitrage bonds; all under certain

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terms and conditions, accompanied by an explanatory letter from the City Treasurer. (File No. 110470)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing Kimmel Center, Inc., 200 South Broad Street, Philadelphia, Pennsylvania, owner of the Kimmel Center located at 300 South Broad Street, to construct, own and maintain various encroachments in the right-of-way on the south sidewalk of Spruce Street between Broad and Fifteenth Streets, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 110471)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Director of Housing, on behalf of the City, to file applications with the United States Department of Housing and Urban Development (HUD) for a Community Development Block Grant (CDBG); to participate in the HOME Investment Partnership program and the Emergency Shelter Grant (ESG) program; and for a Housing Opportunities for Persons with AIDS (HOPWA) grant; and to file applications with the Commonwealth to obtain grants under the Act of April 12, 1956, P.L. 1449, Section 4, as amended, to prevent and eliminate blight; authorizing the Director of Housing and Director of Commerce to file applications to obtain other grants from the Commonwealth; authorizing the Director of Commerce to use the Section 108 Loan Guarantee Program; and authorizing the Director of Housing and the Director of Commerce to enter into all understandings and assurances contained in such applications and take all necessary action to accept the grants; all under certain terms and conditions, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 110472)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill approving the annual Program Statement and Budget for the expenditure of the Neighborhood Transformation Initiative (NTI) Bond Proceeds for Fiscal Year 2012. (File No. 110473)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill 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. 699 and 702 and also sometimes identified by house numbers and street addresses for Parcel No. 699 as 1941-1945 Judson street and for Parcel No. 702 as 1937 Judson street; authorizing the Redevelopment Authority to execute the redevelopment contract with Project H.O.M.E. and to take such action as may be necessary to effectuate

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the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 110474)

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 Cecil B. Moore Avenue Urban Renewal Area, designated as Parcel No. 80 and also sometimes identified by house number and street address as 1620-24 North Sydenham street; authorizing the Redevelopment Authority to execute the redevelopment contract with 1800 North 17th St. 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. 110475)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Committee of the Whole to hold public hearings to review the Zoning Code Proposals of the Zoning Code Commission, accompanied by an explanatory letter from the Deputy Mayor for Economic Development. (File No. 110476)

THE COMMUNICATION WAS READ.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

- Bill No. 110442:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled “Business Privilege Taxes,” by changing the reporting requirement related to the Sustainable Business Tax Credit; all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON THE ENVIRONMENT.

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

- Resolution No. 110450:** Resolution Recognizing and Honoring Mister Mann Frisby for his Accomplishments as a Novelist and his Commitment to Helping Young People Particularly African-American Males Reach their Full Potential.


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

-  **Bill No. 110440:** An Ordinance Amending Title 12 of The Philadelphia Code, entitled “Traffic Code,” by adding a new Chapter, entitled “Bicycle Lanes,” requiring the designation of bicycle lanes by ordinance, adding definitions to Section 12-102, and making certain technical changes, all under certain terms and conditions.


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

Councilmember Tasco Introduced (By Request) and Referred the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

-  **Bill No. 110436:** An Ordinance Authorizing Kimmel Center, Inc., 200 South Broad Street, Philadelphia, Pennsylvania, owner of the Kimmel Center located at 300 South Broad Street, to construct, own and maintain various encroachments in the right-of-way on the south sidewalk of Spruce Street between Broad and Fifteenth Streets, under certain terms and conditions.


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

Councilmember Tasco Introduced and Referred the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

-  **Bill No. 110437:** An Ordinance Amending Section 9-213 of The Philadelphia Code, entitled “Farmers’ Markets,” by adding as a permissible location the sidewalk of the west side of south 58th Street between Chester Avenue and Kingsessing Avenue, all under certain terms and conditions.

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

Councilmember Tasco Introduced and Referred the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

-  **Bill No. 110441:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to convey to the Philadelphia Authority for Industrial Development, a parcel of land located at 1628 Fitzwater Street, for further conveyance, under certain terms and conditions.

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

Councilmember Tasco Introduced and Referred the following Bill, Sponsored by Councilmembers Council President Verna, Tasco, Sanchez, DiCicco, Greenlee, Green,

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Miller, Krajewski, Clarke, O'Neill, Kelly, Reynolds Brown and Jones:

- 📄 **Bill No. 110443:** An Ordinance Amending Title 22 of The Philadelphia Code, entitled “Public Employees Retirement Code,” by amending the options for retirement benefits; in particular, amending Section 22-310, entitled “Deferred Retirement Option Plan (DROP),” by making various changes to DROP to reduce its costs, including, but not limited to, changing eligibility requirements and the interest credited to DROP accounts; adding a new option for retirees to take a lump sum benefit at retirement, in exchange for an actuarial reduction of their regular monthly pension; and making conforming amendments to other provisions; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Tasco Introduced (By Request) and Referred the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

- 📄 **Bill No. 110444:** An Ordinance Authorizing the Director of Housing, on behalf of the City, to file applications with the United States Department of Housing and Urban Development (HUD) for a Community Development Block Grant (CDBG); to participate in the HOME Investment Partnership program and the Emergency Shelter Grant (ESG) program; and for a Housing Opportunities for Persons with AIDS (HOPWA) grant; and to file applications with the Commonwealth to obtain grants under the Act of April 12, 1956, P.L. 1449, Section 4, as amended, to prevent and eliminate blight; authorizing the Director of Housing and Director of Commerce to file applications to obtain other grants from the Commonwealth; authorizing the Director of Commerce to use the Section 108 Loan Guarantee Program; and authorizing the Director of Housing and the Director of Commerce to enter into all understandings and assurances contained in such applications and take all necessary action to accept the grants; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Bill No. 110445:** An Ordinance Constituting the Twentieth Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1975 (the “1975 General Ordinance”); authorizing the City of Philadelphia (the “City”) to sell, either at public or private sale, Gas Works Revenue Bonds, Twentieth Series (the “Twentieth Series Bonds”) to pay the cost of refunding or redeeming certain outstanding Gas Works Revenue Bonds and other Project Costs; authorizing the City to obtain credit enhancement for the Twentieth Series Bonds; making

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certain determinations and covenants relating to Project Revenues and the payment of interest and principal; and authorizing covenants and actions in order that the Twentieth Series Bonds shall not be arbitrage bonds; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- ☐ **Bill No. 110446:** An Ordinance Amending Chapter 19-1600 of The Philadelphia Code, entitled “Water and Sewer Rents,” by revising the terms for discontinuance of water and sewer charges, and making technical changes, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- ☐ **Bill No. 110447:** An Ordinance Constituting the Eleventh Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1998 (the “1998 General Ordinance”); authorizing the City of Philadelphia (the “City”) to sell, either at public or private sale, Gas Works Revenue Bonds, Tenth Series (the “Tenth Series Bonds”) to pay the cost of refunding or redeeming certain outstanding Gas Works Revenue Bonds, any termination payment which may become due under a Qualified Swap Agreement in connection with the redemption or conversion of all or any portion of certain Gas Works Revenue Bonds and other Project Costs; authorizing the City to obtain credit enhancement for the Tenth Series Bonds; making certain determinations and covenants relating to Gas Works Revenues and the payment of interest and principal; and authorizing covenants and actions in order that the Tenth Series Bonds shall not be arbitrage bonds; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- ☐ **Resolution No. 110451:** Resolution Declaring May, 2011 as Neuro-fibroma-tosis Awareness Month.



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

- ☐ **Resolution No. 110452:** Resolution Declaring May 28-30, 2011, Cherokee Heritage Weekend in Celebration of the Eighteenth Annual Cherokee Indian Festival.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Tasco Introduced (By Request) and Ordered Placed on Next Week's Final Passage Calendar the following Resolution for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

- ☐ **Resolution No. 110453:** Resolution Approving the annual Program Statement and Budget for the expenditure of the Neighborhood Transformation Initiative (NTI) Bond Proceeds for Fiscal Year 2012.

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

- ☐ **Resolution No. 110454:** 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-sixth 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 Jones Introduced and Referred the following Bill, Sponsored by Councilmember Jones:

- ☐ **Bill No. 110439:** An Ordinance Amending Section 9-213 of the Philadelphia Code, entitled "Farmers' Markets," by adding a permissible location on the sidewalk of the north side of Diamond Street from 33rd Street for 200 feet west.

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

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

- ☐ **Bill No. 110448:** An Ordinance Authorizing the revision of lines and grades on a

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portion of City Plan No. 228 by striking from the City Plan and vacating Markle Street from Ridge Avenue to Houghton Street, under certain terms and conditions.

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

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

- ☐ **Resolution No. 110455:** Resolution Honoring Wendy “Lady-B” Clark, hip-hop pioneer and one of the first female radio personalities to introduce the musical genre of hip-hop, for thirty years of dedication to her art and most importantly, her community.

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

- ☐ **Resolution No. 110456:** Resolution Supporting the Environmental Protection Agency's proposed emission standards for mercury and other air toxins.

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

- ☐ **Resolution No. 110457:** Resolution Authorizing the Committee on Education to hold hearings to gather and investigate an inventory of all services rendered by institutions of higher education in Philadelphia to the School District of Philadelphia.

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

- ☐ **Bill No. 110449:** An Ordinance Amending Title 12 of The Philadelphia Code, entitled “Traffic Code,” by amending Chapter 12-900, entitled “Parking Regulations and Penalties,” by adding a new Section authorizing the Philadelphia Parking Authority to designate reserved parking spaces for hotel owned vehicles, adding definitions to Section 12-102, and making certain technical changes, all under certain terms and conditions.

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

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

- ☐ **Resolution No. 110458:** Resolution Authorizing the Committee of the Whole to

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hold public hearings to review the Zoning Code Proposals of the Zoning Code Commission.

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

- ☐ **Resolution No. 110459:** Resolution Authorizing the Committee of the Whole to hold public hearings to review the Zoning Code Proposals of the Zoning Code Commission.

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

- ☐ **Resolution No. 110460:** 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-ninth 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 O'Neill Introduced and Referred the following Bill, Sponsored by Councilmember O'Neill:

- ☐ **Bill No. 110438:** An Ordinance Authorizing the installation of all-way stop signs at the intersection of Winchester Avenue and Narvon Street.

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. 110461:** 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. 699 and 702 and also sometimes identified by house numbers and street addresses for Parcel No. 699 as 1941-1945 Judson street and for Parcel No. 702 as 1937 Judson street; authorizing the Redevelopment Authority to execute the redevelopment contract with Project H.O.M.E. and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

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

- ☐ **Resolution No. 110462:** Resolution Authorizing a request to the Law Department to represent City Council in a lawsuit or lawsuits against the Governor of Pennsylvania and any other appropriate State officials, challenging the legality of the funding for public education in the Commonwealth and particularly in Philadelphia, and seeking to compel the Commonwealth to carry out its constitutional duty to provide for the maintenance and support of a thorough and efficient system of public education; and, if the Law Department declines to render such service to City Council, authorizing the retention of outside counsel to provide such services.

**REPORTS FROM COMMITTEES**

**COMMITTEE OF THE WHOLE**

- ☐ **Resolution No. 110403:** Resolution Reappointing Allan Domb to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

- ☐ **Resolution No. 110404:** Resolution Appointing Linda Ann Galante to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

- ☐ **Resolution No. 110405:** Resolution Appointing Jerry Sweeney to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

- ☐ **Resolution No. 110406:** Resolution Appointing David Campoli to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

- ☐ **Resolution No. 110407:** Resolution Appointing Romona Riscoe Benson to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

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📄 **Resolution No. 110408:** Resolution Reappointing Edward Goldberg to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

📄 **Resolution No. 110409:** Resolution Reappointing John Connors to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

📄 **Resolution No. 110410:** Resolution Reappointing Ronald Bowlan to the Board of Directors of the Center City District.

THE RESOLUTION WAS FAVORABLY RECOMMENDED; CONSIDERATION AT NEXT STATED COUNCIL MEETING.

**COMMITTEE ON FINANCE**

📄 **Bill No. 100754, as amended:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled “Business Privilege Taxes,” by providing for exclusions and certifications for hobbies and other not-for-profit activities, 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. 100754.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 110206, as amended:** An Ordinance Amending Section 10-1001 of The Philadelphia Code relating to fees charged by the Commissioner of Records by providing that certain fees imposed for the recording of deeds shall be waived with respect to a deed filed solely for the purpose of removing the name of a deceased spouse or life partner and re-titling the property in the name of the surviving spouse or life partner.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110206.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 110244:** An Ordinance Amending Section 19-1705 of The Philadelphia Code to increase the amount of interest and penalty on any unpaid money or claim collectible by the Department of Revenue that may be waived by the

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COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110244.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

**Bill No. 110342:** An Ordinance Authorizing the Director of Commerce to enter into an Extension of the Use and Lease Agreements between the City of Philadelphia and each of the airlines servicing Philadelphia International Airport, 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. 110342.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

**Bill No. 110343:** An Ordinance Approving the Fiscal Year 2012 Capital Budget providing for expenditures for the capital purposes of the Philadelphia Gas Works (including the supplying of funds in connection therewith) subject to certain constraints and conditions, and acknowledging receipt of the Forecast of Capital Budgets for Fiscal Years 2013 through 2017.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110343.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

**CONSIDERATION OF THE CALENDAR**

**BILL ON FIRST READING**

**Bill No. 110181-A, as amended:** An Ordinance Amending Chapter 19-1200 of The Philadelphia Code, entitled "Parking Tax," by providing for scheduled reductions in the rate of the tax beginning in Fiscal Year 2012, and by making certain technical amendments, 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 May 26, 2011:

**Name and Comment Subject**

Sue Rosenthal (110207)

Bruce Rosenberg (110207)

Therese Mallory (110294)

Robert Taylor (110295)


David Fattah (110395)

See Notes of Testimony for full comment.


COUNCILMEMBER KENNEY REQUESTED THAT HE BE EXCUSED AND WISHED TO BE RECORDED AS VOTED "AYE" ON ALL BILLS CALLED UP ON SECOND READING AND FINAL PASSAGE INCLUDING RESOLUTIONS.

THE REQUEST WAS GRANTED.


**BILLS AND RESOLUTIONS ON FINAL PASSAGE**

 **Resolution No. 110395:** Resolution Commemorating the 50th Anniversary of the Freedom Riders and the impact that these activists for equality had on the Civil Rights Movement.


THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110396:** Resolution Approving the Drexel University Proposed Revision to its Institutional Development District Master Plan Pursuant to Chapter 14-1107(c) of The Philadelphia Code Relating to, "Zoning and Planning."


THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110397:** Resolution Honoring the Attack Mode Youth Boxing Club.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110398:** Resolution Honoring the American Women's Heritage Society on its 25th Anniversary.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110399:** Resolution Declaring June 2nd as Creating a Legacy of Wellness: Mind, Body, and Spirit Day in Philadelphia.

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THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 110401:** Resolution Recognizing and honoring the week of June 4th through June 11th as Philippine Independence Week.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 110402:** Resolution Honoring Alice Salomon Bast, the president and founder of the National Foundation for Celiac Awareness, and congratulating her on receiving the 90th annual Philadelphia Award.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 110452:** Resolution Declaring May 28-30, 2011, Cherokee Heritage Weekend in Celebration of the Eighteenth Annual Cherokee Indian Festival.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Bill No. 110207, as amended:** An Ordinance Naming and designating Public Health Center #10, located at 2230 Cottman Avenue, as “District Health Center #10, the Judge Edward B. Rosenberg Center.”

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

- ☐ **Bill No. 110157:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 63 by relocating the northeasterly curblines of the Benjamin Franklin Parkway, from Twentieth Street to Twenty-first Street, two feet southwestwardly and relocating portions of certain curblines within the area bounded by the Benjamin Franklin Parkway, Twenty-first Street, Pennsylvania Avenue, and Twentieth Street to establish certain curb bump-outs and corner radii, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*



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*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

**Bill No. 110184, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, relating to “Zoning and Planning,” by amending Chapter 14-300, entitled “Commercial Districts,” by amending Section 14-305(7)(e).(2) (b) by exempting certain corner lots from the application thereof, under certain terms and conditions; and amending the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within the area bounded by Walnut Street, 8th Street, Locust Street, and 9th Street, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

**Bill No. 100783, as amended:** An Ordinance Amending Chapter 9-200 of The Philadelphia Code, entitled “Commercial Activities on Streets,” by amending Section 9-203, entitled “Street Vendors,” and Section 9-205, entitled “Sidewalk Sales,” by prohibiting street and sidewalk vending on certain portions of Castor Avenue from Oxford Avenue to Rhawn Street, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

**Bill No. 110081, as amended:** An Ordinance Amending Chapter 9-200 of The Philadelphia Code, entitled “Commercial Activities on Streets,” by amending Section 9-203, entitled “Street Vendors,” and Section 9-205, entitled “Sidewalk Sales,” by prohibiting street vending and sidewalk sales within the area bounded by and including both sides of E. Tioga Street, Kensington Avenue, E. Ontario Street, Potter Street, "I" Street, E. Westmoreland Street, "F" Street, Kensington Avenue, E. Monmouth Street, and Emerald Street, providing for certain exceptions and making certain technical changes, all under certain terms and

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THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

**Bill No. 110273:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 278 by striking from the City Plan and vacating Delaware Avenue from Robbins Street to Levick Street, reserving and placing on the City Plan a right-of-way for sewer and drainage purposes, water main purposes, and public utility purposes within the lines of Delaware Avenue being stricken, placing on the City Plan a right-of-way reserved for drainage purposes extending from the southeasterly side of Delaware Avenue, southwest of Levick Street, southeastwardly to the Pierhead Line of the Delaware River, and relocating the curblines of Levick Street, from Barnett and Elbridge Streets to Delaware Avenue, thereby increasing the cartway width of said Levick Street; all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

**Bill No. 110276:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 121 by striking from the City Plan and vacating the legally open portions of the westerly twelve feet wide portion of Thirty-Second Street from Glenwood Avenue to a point approximately twelve feet south of the southerly side of Master Street produced and reserving and placing on the City Plan a right-of-way for drainage purposes and water main purposes and a right-of-way for drainage purposes within portions of the portion of Thirty-Second Street being stricken and authorizing acceptance of the grant to the City of the said rights-of-way; all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

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Nays: 0

☐ **Bill No. 110294:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2011 from the General Fund, certain or all City offices, departments, boards and commissions and from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, certain or all City offices, departments, boards and commissions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

Nays: 0

Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

☐ **Bill No. 110295:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2011 within the Water Fund from the Managing Director - Office of Fleet Management to the Managing Director - Office of Fleet Management.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

☐ **Bill No. 110296:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2011 within the Grants Revenue Fund from the Director of Finance - Provision for Other Grants to the Managing Director - Division of Technology.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

DISCUSSION - COUNCILMEMBER CLARKE - (SEE NOTES OF TESTIMONY).

## CONSIDERATION OF THE SUSPENSION CALENDAR

Councilmember Clarke moved that Bill No. 080474 be removed from the Suspension Calendar and placed on the Final Passage Calendar for the next Council Session.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

📄 **Bill No. 080474-AA, as amended:** An Ordinance Enacting a new Chapter 9-3300, entitled “Promoting Healthy Families and Workplaces,” to provide that certain employees are entitled to paid sick leave, all under certain terms and conditions.

THE BILL WAS ORDERED REMOVED FROM SUSPENSION CALENDAR, READ AND PLACED ON NEXT WEEK'S FINAL PASSAGE CALENDAR.

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

📄 **Bill No. 110435:** An Ordinance Amending Section 9-213 of the Philadelphia Code, entitled “Farmers' Markets,” by adding a permissible location on the sidewalk of the west side of Germantown Avenue between North 10th Street and North Alder Street.

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

**SPEECHES**

COUNCILMEMBER JONES AND GREEN - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.