

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, March 17, 2011

PRESENT: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCiccio, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Council met, a quorum being present.

Father Kevin Gallagher Chaplain of St Patrick's Day Observance Association was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL
of the meeting of March 10, 2011.

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. 100860, 100871, 100872, 110004 and 110055, which were passed by Council on March 3, 2011, was signed by the mayor on March 16, 2011. (File No. 110223)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 100782-A 110052, 110054 and 110084, which were passed by Council on March 10, 2011, was signed by the mayor on March 16, 2011. (File No. 110224)

THE COMMUNICATION WAS READ.

- Transmitting a resolution approving the amended and restated redevelopment contract of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Franklin Town Project, designated as Parcel No. 12 and also sometimes identified by house number and street address for Parcel No. 12 as 1601 Vine street; and authorizing the

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Redevelopment Authority to execute the amended and restated redevelopment contract with Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints and to take such action as may be necessary to effectuate the amended and restated redevelopment contract, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 110225)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- 📄 **Bill No. 110206:** 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.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Resolution No. 110211:** Resolution Recognizing and honoring Toppers Spa Salon as it Celebrates 30 Years of doing business in Philadelphia and the surrounding metropolitan region.

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

- 📄 **Resolution No. 110212:** Resolution Honoring and Recognizing the National Union of American Families for their dedicated mission in uplifting the American Family and strengthening family and community ties.

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

- 📄 **Resolution No. 110213:** Resolution Calling for the Retention of Audenried School Teacher Hope Moffett.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

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

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

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

- 📄 **Resolution No. 110214:** Resolution Calling on Spencer Gifts to stop selling merchandise offensive to St. Patrick's Day and the Irish People.

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

- 📄 **Bill No. 110208:** An Ordinance Establishing a no truck parking regulation on the 5700 to 6300 blocks of Hasbrook avenue, both sides.

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

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. 110215:** 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 Tasco Introduced and Ordered Placed on This Week's Final Passage Calendar - Rules Suspended the following Resolution, Sponsored by Councilmember Tasco:

- 📄 **Resolution No. 110216:** Resolution Urging the General Assembly of the Commonwealth of Pennsylvania to oppose the proposed privatization of the Pennsylvania Liquor Control Board Wine and Spirits Stores.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- ☐ **Resolution No. 110217:** 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 Seventh and Nineteenth Wards 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 Green Introduced and Ordered Placed On Next Week's Final Passage
Calendar the following Resolution, Sponsored by Councilmember Green:

- ☐ **Resolution No. 110218:** Resolution Proclaiming the week of April 25, 2011 to April 30, 2011 as “Philly Tech Week,” and honoring the broad Philadelphia technology community.

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

- ☐ **Resolution No. 110219:** Resolution Calling on Acting Sheriff Barbara Deeley to impose a stay on residential sheriff sales until homeowners have had the opportunity to apply for the federal Emergency Homeowner's Loan Program (EHLPP).

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

- ☐ **Resolution No. 110220:** Resolution Commemorating the 100th Anniversary of the Triangle Shirtwaist Factory Fire, one of the worst workplace disasters in U.S. history, and a pivotal moment in U.S. labor history that helped shape awareness about the rights of working people and which spurred landmark worker protection legislation and reforms.

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

- ☐ **Resolution No. 110221:** Resolution In solemn recognition during the week of May 1 through May 8, 2011 at the Annual Remembrance of The Six Million Jewish Martyrs, Who Perished During the Holocaust.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- 📄 **Bill No. 110209:** An Ordinance Renaming and designating the Strawberry Mansion Health Center, located at 2840 West Dauphin Street, Philadelphia PA, as the “Dr. Chetwynd Bowling Health Center.”

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

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

- 📄 **Resolution No. 110222:** Resolution Approving the amended and restated redevelopment contract of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Franklin Town Project, designated as Parcel No. 12 and also sometimes identified by house number and street address for Parcel No. 12 as 1601 Vine street; and authorizing the Redevelopment Authority to execute the amended and restated redevelopment contract with Corporation of the Presiding Bishop of the Church of Jesus Christ of Latter-day Saints and to take such action as may be necessary to effectuate the amended and restated redevelopment contract.

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

- 📄 **Bill No. 110210:** An Ordinance Amending Chapter 10-100 of The Philadelphia Code, entitled “Animals,” to provide for mandatory annual licensing of dogs and the creation of dog licensing agents to facilitate the issuance of such licenses, to provide for minimum standards for the care and control of dogs and cats, including their maintenance in kennels operating in the City, to provide for sterilization of dogs and cats, to provide for the confiscation and protection of dogs used in dog fighting, and to provide for the administration and enforcement of laws relating to animals, all under certain terms and conditions.

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

REPORTS FROM COMMITTEES

COMMITTEE ON RULES

- 📄 **Bill No. 100759, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-305, entitled "'C-4' Commercial and 'C-5' Commercial Districts," by revising parking


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

and area regulations and regulations relating to signs and off-street loading and trash storage in the area bounded by Arch Street, Juniper Street, Cuthbert Street and Broad Street, all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100759.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 100873, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Second Street, Rising Sun Avenue, Cayuga Street, Front Street, and Hunting Park Avenue.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 100873.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 110005:** An Ordinance Amending Bill No. 100656, passed by Council on December 16, 2010, to include the executed Neighborhood Development Agreement.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110005.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 110006:** An Ordinance Amending Section 14-305 of The Philadelphia Code, entitled "C-4' Commercial District," specifically Section 14-305(16)(c) regarding parking for the area bounded by Hamilton Street, 19th Street, Callowhill Street and 20th Street; all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110006.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON PUBLIC SAFETY

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

📄 **Bill No. 110111-A, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades and Professions,” by enacting a new Chapter 9-3000, entitled “Fair Criminal Record Screening Standards,” to establish provisions and requirements for the screening of criminal records by certain employers within the City of Philadelphia, all under certain terms and conditions.

COUNCILMEMBER MILLER MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 110111-A.

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. 100759, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-305, entitled "'C-4' Commercial and 'C-5' Commercial Districts," by revising parking and area regulations and regulations relating to signs and off-street loading and trash storage in the area bounded by Arch Street, Juniper Street, Cuthbert Street and Broad Street, all under certain terms and conditions.

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

📄 **Bill No. 100873, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Second Street, Rising Sun Avenue, Cayuga Street, Front Street, and Hunting Park Avenue.

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

📄 **Bill No. 110005:** An Ordinance Amending Bill No. 100656, passed by Council on December 16, 2010, to include the executed Neighborhood Development Agreement.

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

📄 **Bill No. 110006:** An Ordinance Amending Section 14-305 of The Philadelphia Code, entitled “C-4' Commercial District,” specifically Section 14-305(16)(c) regarding parking for the area bounded by Hamilton Street, 19th Street, Callowhill Street and 20th Street; all under certain terms and conditions.

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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

📄 **Bill No. 110111-A:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades and Professions,” by enacting a new Chapter 9-3000, entitled “Fair Criminal Record Screening Standards,” to establish provisions and requirements for the screening of criminal records by certain employers within the City of Philadelphia, all under certain terms and conditions.

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

PUBLIC COMMENT

The following persons provided public comment on March 17, 2011:

Name and Comment Subject

Joseph McMyrtia (080474)

Jamie Bruning (080474)

Dick Mass (080474)

John R. Thompson (080474)

Candace Sneberger (080474)

Steven Haig (080474)

Al Taubenberger (080474)

Henri Marcial (080474)

Rob Wonderling (080474)

Renee Amooore (080474)

David Hammond (080474)

Maureen Scully (080474)

Tiffany Lomax (080474)

Joe Morozin (080474)

Malik Majeed (080474)


Rev. Phyliss A. Harris (080474)

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Kistine Carolan (080474)
Fred Fisher (100200-A)
Kenya bates (080474)
Tyrone Ferguson (080474)
Alyce Bowling (080474)
John Meyerson (110216)

See Notes of Testimony for full comment.


BILLS AND RESOLUTIONS ON FINAL PASSAGE

 **Resolution No. 110187:** Resolution Honoring and Recognizing the work of the women of the Philadelphia delegation of the first historical International Black Women's Forum on Education, Diversity and Identity.


THE RESOLUTION WAS ADOPTED.

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


THE REQUEST WAS GRANTED.

 **Resolution No. 110190:** Resolution Proclaiming March, 2011, as American Red Cross Month in the City of Philadelphia.


THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110191:** Resolution Calling on the Pennsylvania Delegation to the United States Congress to reject the hearings proposed by Representative Peter King (R-NY) on the so-called "radicalization" of the American Muslim Community.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110193:** Resolution Recognizing and Celebrating Al Johnson, former Local 488 President, for his years of commitment and service to the membership of District Council 33 on the occasion of his 81st Birthday.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110194:** Resolution Recognizing and Congratulating the Free Library of Philadelphia on the successful completion of their 9th annual *One Book, One Philadelphia* literacy program.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 110195:** Resolution Recognizing and Congratulating State Representative Kesha Ram, on her historic election and inauguration as that only women of color and youngest legislator in the Vermont House of Representatives.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 110025:** Resolution Appointing Christopher Laufer to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 110026:** Resolution Appointing Avram Hornick to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 110027:** Resolution Reappointing Christopher P. McGill to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 110028:** Resolution Reappointing Carolyn Pfeiffer to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 110029:** Resolution Appointing Lynn Martin Haskin to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS ADOPTED.

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

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

THE REQUEST WAS GRANTED.

- 📄 **Bill No. 110001:** An Ordinance Amending Bill No. 100307, entitled "An Ordinance approving the Fiscal Year 2011 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 2012 through 2016," by approving a Revised Capital Budget for Fiscal Year 2011.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

Bill No. 110109: An Ordinance Authorizing the continuation and modification of the extended trial program authorized by Bill No. 090003 by establishing an Authorized Program under which advance approval is given to the Philadelphia Facilities Management Corporation to enter into certain contracts and transactions arising thereunder for the purchase, storage, distribution, transportation and/or transmission of natural and other gas supply on behalf of the Philadelphia Gas Works, subject to certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

Bill No. 110059: An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into a sublease agreement with the Philadelphia Authority for Industrial Development, for use of a premises by the City located at 1221 Bainbridge Street, Philadelphia, Pennsylvania, all under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Nays: 0

BILLS AND RESOLUTIONS ON FINAL PASSAGE

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

📄 **Resolution No. 110216:** Resolution Urging the General Assembly of the Commonwealth of Pennsylvania to oppose the proposed privatization of the Pennsylvania Liquor Control Board Wine and Spirits Stores.

THE RESOLUTION WAS ADOPTED.

SPEECHES

COUNCILMEMBERS KELLY AND JONES - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER TASCIO MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.