

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, May 12, 2005

PRESENT: 17 - Councilmembers Reynolds Brown, Cohen, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Mariano, Miller, Tasco and O'Neill

Council met, a quorum being present.

Reverend Ronald Wesemann of St. Paul English Lutheran Church was introduced and offered an appropriate prayer.

COUNCILMEMBER BLACKWELL MOVED TO APPROVE THE JOURNAL OF THE MEETING OF MAY 5, 2005.

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. 041079, 050009, 050010, 050011, 050012, 050058-A and 050231, which were passed by Council on April 28, 2005, were signed by the Mayor on May 12, 2005. (File No. 050432)

THE COMMUNICATION WAS READ.

- Transmitting a resolution approving the action of the Boards of the Philadelphia Industrial Development Corporation and the Philadelphia Authority for Industrial Development to sell Parcel E-22, located at Seventieth Street and Holstein Avenue in the Eastwick Urban Renewal Area - Stage "A" Industrial, containing approximately five acres to the Automall Realty 70th Street, LLC, or its nominee, accompanied by an explanatory letter from the President of PIDC. (File No. 050433)

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 44th and Aspen Urban

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Renewal Area designated as Parcel Nos. 62, 63, 64, 65, 66, 67, 68, 69, 70, 71, 72, 73, 74, 75, 76 & 77 also sometimes identified by house number and street address for Parcel No.62 as 653 North Forty-fourth street, for Parcel No. 63 as 849 North Forty-sixth street, for Parcel No. 64 as 870 North Forty-sixth street, for Parcel No. 65 as 890 North Forty-sixth street, for Parcel No. 66 as 800 June street, for Parcel No. 67 as 801 June street, for Parcel No. 68 as 837 June street, for Parcel No. 69 as 841-843 June street, for Parcel No. 70 as 4519-4521 Laird street, for Parcel No. 71 as 800-802 Markoe street, for Parcel No. 72 as 829-831 Markoe street, for Parcel No. 73 830 Markoe street, for Parcel No. 74 as 4345 Reno street, for Parcel No. 75 as 4508-4512 Westminster avenue, for Parcel No. 76 as 4516 Westminster avenue and for Parcel No. 77 as 4636 Westminster avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with Philadelphia Housing Authority 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. 050434)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution proposing an amendment to the Philadelphia Home Rule Charter creating an empowering a new Board of Ethics, and providing for the submission of the amendment to the electors of Philadelphia. (File No. 050435)

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 Mantua Urban Renewal Area, designated as Parcel No. 210 and also sometimes identified by house numbers and street addresses 3616-3626 Melon street and authorizing the Redevelopment Authority to execute the redevelopment contract with 1260 Housing Corporation 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. 050436)

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 Mantua Urban Renewal Area, designated as Parcel No. 211 and also sometimes identified by house numbers and street addresses 3617-3623 Melon street and authorizing the Redevelopment Authority to execute the redevelopment contract with 1260 Housing Corporation and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 050437)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution approving the redevelopment contract of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Independence Mall Urban Renewal Area, Unit No. 4 designated as Parcel No. 11A (revised), and being the area generally bounded by northeast corner of Ninth street and Arch street), authorizing the Redevelopment Authority to execute the redevelopment contract with Nine Arch Associates L.P., and to take such action as may be necessary to effectuate the redevelopment contract, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 050438)

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 Model Cities Urban Renewal Area, designated as Parcel No. 395 also sometimes identified by house number and street address as 1616-1618 North Bailey street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Andre Taylor 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. 050439)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill approving the second amendment of the redevelopment proposal for the Tioga Urban Renewal Area, being the area generally bounded by Hunting Park avenue on the north, Broad street, Germantown avenue, Venango street, Fifteenth street, Allegheny avenue and Germantown avenue on the east, Glenwood avenue and Lehigh avenue on the south and Twenty-third street, Allegheny avenue and Twenty-second street on the west, including the second amendment to the urban renewal plan and the relocation plan, which provides, inter alia, for the additional land acquisition of twenty (20) properties for institutional and related uses; the additional acquisition of ten (10) properties for residential and related uses; the provision of certain relocation services, as required by law; and declaring that condemnation is not imminent with respect to the Project, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 050440)

THE COMMUNICATION WAS READ.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

☐ Transmitting a bill authorizing the Philadelphia Authority for Industrial Development ("PAID") to file an application with the Office of the Budget, Commonwealth of Pennsylvania, under the Redevelopment Assistance Capital Program, in an amount not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) to assist in the construction, renovation and expansion of the emergency room at the Mercy Nazareth Hospital in Philadelphia; and authorizing the City to enter into an agreement with PAID in furtherance of grant requirements; all under certain terms and conditions, accompanied by an explanatory letter from the Director of Commerce. (File No. 050441)

THE COMMUNICATION WAS READ.

☐ Transmitting a bill authorizing the Philadelphia Authority for Industrial Development ("PAID") to file an application with the Office of the Budget, Commonwealth of Pennsylvania, under the Redevelopment Assistance Capital Program, in an amount not to exceed One Million Dollars (\$1,000,000) to assist in the construction of a new rehearsal facility for the Rock School of Ballet; and authorizing the City to enter into an agreement with PAID in furtherance of grant requirements; all under certain terms and conditions, accompanied by an explanatory letter from the Director of Commerce. (File No. 050442)

THE COMMUNICATION WAS READ.

☐ Transmitting a bill authorizing the Philadelphia Authority for Industrial Development to purchase properties located at 1627-33 South Forty-ninth Street, 1700 South Forty-ninth Street, 2751 South Fifty-eighth Street, 5736 Eastwick Avenue, and 1601-03 South Forty-ninth Street in the Twenty-seventh, Fifty-first, and Fortieth Wards of the City of Philadelphia, under certain terms and conditions, accompanied by an explanatory letter from Director of Commerce. (File No. 050443)

THE COMMUNICATION WAS READ.

☐ Transmitting a bill authorizing the Philadelphia Authority for Industrial Development to purchase a certain tract of land located at 2620-2638 West Girard Avenue in the Twenty-ninth Ward of the City of Philadelphia, under certain terms and conditions, accompanied by an explanatory letter from the Director of Commerce. (File No. 050444)

THE COMMUNICATION WAS READ.

☐ Transmitting a bill amending Title 22 of The Philadelphia Code, entitled "Public Employees Retirement Code," by amending various provisions to prohibit rehiring retirees who had retired out of DROP; and to allow certain transfer payments for purchase of service, to provide certain retroactive effective dates, and otherwise provide language required by the Internal Revenue Code, under

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

certain terms and conditions, accompanied by an explanatory letter from the Director of Finance. (File No. 050445)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Chapter 19-1200 of The Philadelphia Code, entitled "Parking Tax," to provide for a tax on valet parking transactions, under certain terms and conditions, accompanied by an explanatory letter from the Director of Finance. (File No. 050446)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Title 19 of The Philadelphia Code, entitled "Finance, Taxes and Collections," by creating a new Chapter 19-3400, entitled "Excise Tax on Outdoor Advertising Transactions," under certain terms and conditions. (File No. 050447)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Title 9 of The Philadelphia Code, section 9-602, entitled "Outdoor Advertising," by amending the requirements for obtaining and the conditions for issuance of licenses, including the applicable fees; imposing safety requirements; increasing penalties; providing certain reporting requirements; amending certain definitions; and making technical changes; all under certain terms and conditions, accompanied by an explanatory letter from the Commissioner of the Department of Licenses and Inspections. (File No. 050448)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Title 20 of The Philadelphia Code, entitled "Officers and Employees," by adding a new Chapter entitled "Lobbying," under certain terms and conditions. (File No. 050449)

THE COMMUNICATION WAS READ.

- Transmitting a bill providing for the submission to the qualified electors of the City of Philadelphia of an amendment to the Philadelphia Home Rule Charter creating and empowering a Board of Ethics, as approved by Resolution of the City Council; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election. (File No. 050450)

THE COMMUNICATION WAS READ.


INTRODUCTION OF ORDINANCES AND RESOLUTIONS

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF COUNCIL SO AS TO PERMIT THE IMMEDIATE CONSIDERATION OF ALL RESOLUTIONS.


THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Miller Introduced the following Bill, Sponsored by Councilmember Miller:

 **Bill No. 050414:**An Ordinance approving the second amendment of the redevelopment proposal for the Tioga Urban Renewal Area, being the area generally bounded by Hunting Park avenue on the north, Broad street, Germantown avenue, Venango street, Fifteenth street, Allegheny avenue and Germantown avenue on the east, Glenwood avenue and Lehigh avenue on the south and Twenty-third street, Allegheny avenue and Twenty-second street on the west, including the second amendment to the urban renewal plan and the relocation plan, which provides, inter alia, for the additional land acquisition of twenty (20) properties for institutional and related uses; the additional acquisition of ten (10) properties for residential and related uses; the provision of certain relocation services, as required by law; and declaring that condemnation is not imminent with respect to the Project.


THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

 **Bill No. 050415:**An Ordinance amending Chapter 20-600 of The Philadelphia Code, entitled "Standards of Conduct and Ethics," by making such Chapter applicable to the members and staff of the Philadelphia Gaming Advisory Task Force, and by adding provisions regulating the conduct of such members and staff during and after their service on such Task Force; all under certain terms and conditions.

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

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

 **Bill No. 050416:**An Ordinance authorizing the Philadelphia Authority for Industrial Development ("PAID") to file an application with the Office of the Budget, Commonwealth of Pennsylvania, under the Redevelopment Assistance Capital Program, in an amount not to exceed Two Million Five Hundred Thousand Dollars (\$2,500,000) to assist in the construction, renovation and expansion of the emergency room at the Mercy Nazareth Hospital in Philadelphia; and authorizing the City to enter into an agreement with PAID in furtherance of grant requirements; all under certain terms and conditions.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

Councilmember Clarke Introduced the following Bill for Councilmember Krajewski,
Sponsored by :

- 📄 **Bill No. 050417:**An Ordinance amending Section 2 of an Ordinance (Bill No. 020716) approved January 23, 2003, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 197 by striking from the City Plan and vacating Wensley Street from the southeasterly line of the Delaware Expressway (I-95) more or less, to a point approximately one hundred eighty-three (183) feet southeastwardly therefrom, under certain terms and conditions," by extending the time for compliance with the conditions stated therein.

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

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

- 📄 **Bill No. 050418:**An Ordinance to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Christopher Columbus Boulevard, Fairmount Avenue, Front Street, Brown Street, I-95, Poplar Street, Front Street, Laurel Street, Christopher Columbus Boulevard, Canal Street and Poplar Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 050419:**An Ordinance to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Penn Street, Laurel Street, the Delaware River and the former Fairmount Avenue.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmembers DiCicco, Council President Verna and Clarke:

- 📄 **Bill No. 050420:**An Ordinance amending Chapter 9-200 of The Philadelphia Code, entitled "Commercial Activities on Streets," by amending Section 9-211, entitled "Boxes for the Distribution of Printed Material," which created a trial period granting the City of Philadelphia regulatory authority over the maintenance, specifications and placement of newspaper boxes on the public sidewalk, under certain terms and conditions.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

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

- 📄 **Bill No. 050421:**An Ordinance to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Bluegrass Road, Grant Avenue, Ashton Road and Willits Road.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmembers Clarke, Reynolds Brown, Ramos, Mariano, Blackwell and Miller:

- 📄 **Bill No. 050422:**An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing amendment of the Philadelphia Home Rule Charter providing for regulation of the process by which contracts not currently subject to competitive bidding are awarded; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

RESOLUTIONS

Councilmember Blackwell Introduced the following Resolution, Sponsored by Councilmember Blackwell:

- 📄 **Resolution No. 050423:**Resolution calling on Governor Edward G. Rendell to rescind the drastic proposed cuts in the Department of Welfare's Medical Assistance Program.

WHEREAS, Over 400,000 individuals in Philadelphia are currently receiving Medicaid Services from the Commonwealth of Pennsylvania's Department of Public Welfare; and

WHEREAS, All of these individuals count on Medicaid to deliver physical and mental health services, as well as visits to their doctors and various out-patients services; and

WHEREAS, Many of these 400,000 named individuals are currently having a very difficult time seeing a specialist for a host of highly specialized services; and

WHEREAS, These same persons are also having to battle for their current

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

prescriptions issued by their doctors, by attending appeals hearings, and the highly reported and cumbersome special exceptions process; and

WHEREAS, Governor Edward G. Rendell in his budget address of February 9, 2005, has proposed massive cuts to the poorest of the poor population of our city, which will cause indescribable damage to many persons who are suffering from many diseases and illnesses, especially persons with disabilities, the elderly, people with AIDS and many others; and

WHEREAS, These proposed cuts will limit the number of prescriptions to (6) six per month that individuals with severe medical complications will be able to receive, and force them into a hugely bureaucratic special exceptions process, and further limit these folks to two hospitalizations per year; now therefore


BE IT RESOLVED, BY THE CITY COUNCIL OF PHILADELPHIA, THAT we urge Governor Edward G. Rendell to rescind drastic cuts in the Department of Welfare's Medical Assistance Program; and

BE IT FURTHER RESOLVED, THAT a copy of this Resolution be forwarded to the Governor and to all members of the Pennsylvania House and Senate.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Blackwell Introduced the following Resolution, Sponsored by Councilmember Blackwell:

 **Resolution No. 050424:**Resolution proclaiming May 8 - 14, 2005, as "Building Safety Week" within the City of Philadelphia and encouraging all citizens to participate in activities that improve building safety.

WHEREAS, Building safety affects many aspects of American Life. Thanks in large part to the work of building safety and fire prevention officials working together, we enjoy the comfort of structures that are safe and sound; and

WHEREAS, Countless lives have been saved through the adoption and enforcement of building safety codes by local and state agencies. Dedicated members of the International Code Council, including code officials, architects, engineers and other construction professionals, work diligently to develop and enforce the codes that safeguard all of us in buildings where we live, work, play and learn. The City of Philadelphia, which is an active participant of this code council, has adopted the International Codes, the most widely used building safety and fire prevention codes in the nation. In addition to the adoption of the

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

International Code, the Pennsylvania Uniform Construction Code became effective April 9, 2004; and

WHEREAS, City Council recognizes the Department of Licenses and Inspections for the recent licensing and permitting reforms it developed in collaboration with the Philadelphia Building and Construction Trades Council to substantially improve code compliance and enforcement activities for the purpose of promoting public health and safety in our City's construction industry; and

WHEREAS, Building Safety Week, sponsored by the International Code Council Foundation, is a wonderful opportunity to educate the public and increase awareness of the role safety and fire officials, local buildings departments and federal officials play in the first line of defense in protecting the public; and

WHEREAS, This year's theme, "Making Homes, Schools and Workplaces Safer Together," encourages all Americans to increase their awareness of building safety and to take appropriate steps to ensure that the places where we live, work and play are safe; and

WHEREAS, During Building Safety Week, and throughout the year, this Council urges all Philadelphians to consider projects to improve building safety at home and in the community, and to recognize the local building safety and fire prevention officials and the important role that they play in public safety; now therefore


RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That it has proclaimed May 8 - 14, 2005, as "Building Safety Week" within the City of Philadelphia and encourages all citizens to participate in activities that improve building safety; and

FURTHER RESOLVED, That an Engrossed copy be given to the Department of Licenses and Inspections as evidence of this body's sincere appreciation in promoting building safety.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Blackwell Introduced the following Resolution, Sponsored by Councilmember Blackwell:

 **Resolution No. 050425:**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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the 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.

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant property listed below; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA

SECTION 1. The Commissioner of Public Property is hereby authorized to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deed conveying conditional fee simple title to 4245 Viola Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.


SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned property for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.

SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Nutter Introduced the following Resolution, Sponsored by Councilmember Nutter:

 **Resolution No. 050426:**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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

improvements thereon, situate in the Thirty-fourth 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.

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant properties listed below; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA

SECTION 1. The Commissioner of Public Property is hereby authorized to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deed conveying conditional fee simple title to 6003 Callowhill Street & 545 North 63rd Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.

SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned properties for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.

SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Nutter Introduced the following Resolution, Sponsored by Councilmember Nutter:

 **Resolution No. 050427:**Resolution commending Jimmy Heath for receiving the Philadelphia Jazz Achievement Award.

WHEREAS, Mr. Jimmy Heath was born in Philadelphia, Pennsylvania in 1926 and grew up as the middle brother of the legendary Heath Brothers; and

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

WHEREAS, In 1948, at the age of 21, he performed in the first International Jazz Festival in Paris; and

WHEREAS, Mr. Heath has performed with nearly all of the jazz greats of the last fifty years and has appeared on more than 100 recordings; and

WHEREAS, He has written upwards of 125 compositions which include many jazz standards recorded by artists such as Chet Baker, Miles Davis, Dizzy Gillespie, Ray Charles and many others; and

WHEREAS, In addition to having taught jazz studies at multiple colleges, Jimmy Heath has also received three Grammy Award Nominations; and

WHEREAS, His career has been highlighted by numerous awards and honors including the Duke Ellington Fellowship at Yale University, American Jazz Master for the National Endowment for the Arts, and Lifetime Achievement Award from the Jazz Foundation of America; and

WHEREAS, Jimmy Heath has been selected to receive the Philadelphia Jazz Achievement Award which celebrates the collaboration between The Mann Center and the School District of Philadelphia to recognize internationally acclaimed jazz artists and educators who attended Philadelphia public schools, and honors their creative achievements; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby honor and commend Jimmy Heath on his receipt of the Philadelphia Jazz Achievement Award; and

FURTHER RESOLVED, That an Engrossed copy of this resolution be presented to Jimmy Heath as a symbol of this legislative body's gratitude for sharing his musical talents both locally and internationally.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Nutter Introduced the following Resolution, Sponsored by Councilmember Nutter:

- ☐ **Resolution No. 050428:**Resolution proposing an amendment to the Philadelphia Home Rule Charter relating to City leases, contracts, concessions and the provision of financial assistance, and providing for the submission of the amendment of the electors of Philadelphia.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to the Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the following amendment to the Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

ARTICLE II
LEGISLATIVE BRANCH

The Council - Its Election,
Organization, Powers and Duties

CHAPTER 3
LEGISLATION

* * *

Section 2-309. Leases and Contracts [for More than One Year].

(1) The Council may by ordinance authorize the leasing of real estate for more than one year and the contracting for personal property to be supplied or for services to be rendered over a period of more than one year without making appropriations therefor beyond the current year. Such leases and contracts shall be valid and binding upon the City although no appropriations have been made for the ensuing years during which the leases and contracts are to be operative; but it shall be the duty of the Council to make subsequent appropriations from year to year to pay amounts coming due under such leases and contracts. The obligation of the City under such leases and contracts shall not be considered to be a part of the indebtedness of the City. For purposes of this Section and Sections 8-200 and 8-201, the following contracts and leases shall be deemed to be for the supply of property or the rendering of services over a period of more than one year or to have a term of more than one year, and therefore require authorization by ordinance to be effective and binding on the City:

(a) Any contract or lease that contains a stated term in excess of one year;

(b) Any contract or lease that grants any party or parties thereto, other than the City, the option to extend the term of said contract or lease beyond one

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

year;

(c) Any contract or lease that grants any party or parties thereto, other than the City, the option to renew said contract or lease for an additional term or terms such that the total of the original and any potential renewal terms exceeds one year; or

(d) Any contract or lease that provides that unless one or more parties to the contract, including the City, give notice of non-extension or non-renewal, the term of the contract or lease will:

(.1) automatically be extended beyond one year; or

(.2) automatically be renewed for an additional term or terms such that the total of the original and any potential renewal terms exceeds one year.

(2) No option to renew or extend the term of a contract or lease shall be exercised by the City if the total of the original and any renewal or extension terms exceeds one year, unless the head of the contracting department or agency files with the Mayor, the President of Council, the Chief Clerk of Council, and the Department of Records a written certification that such renewal or extension is in the best interest of the City. The Department of Records shall make such certifications available for public inspection, and shall arrange for publication of such certifications on the City's official website in a searchable format. No renewal or extension of a contract or lease effected without compliance with this subsection shall be binding upon the City.

(3) Council shall have power by ordinance to address public confidence in the integrity of the City's contracting process by requiring certain disclosures by persons seeking City leases, contracts, concessions, or other agreements of any kind, and persons who have entered into such agreements, including, but not limited to, disclosure of campaign contributions and disclosure of relatives who are City employees, and by providing by ordinance as to whether persons who have made, have solicited or have been otherwise involved in raising certain campaign contributions may be eligible or ineligible for City leases, contracts, concessions, or other agreements of any kind, or for a grant, loan, tax incentive, or other form of financial assistance from the City.

* * *

ARTICLE IV
EXECUTIVE AND ADMINISTRATIVE
BRANCH POWERS AND DUTIES

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

The Mayor, The City Representative and
Departments, Boards and Commissions
under the Mayor

* * *

ARTICLE VIII PROVISIONS OF GENERAL APPLICATION

* * *

CHAPTER 2 CONTRACTS, PROCUREMENT, PROPERTY AND RECORDS

§8-200. Contracts.

(1) Except in the purchase of unique articles or articles which for any other reason cannot be obtained in the open market, competitive bids shall be secured before any purchase, by contract or otherwise, is made or before any contract is awarded for construction, alterations, repairs or maintenance or for rendering any services to the City other than professional services and the purchase shall be made from or the contract shall be awarded to the lowest responsible bidder; provided, however, that City Council may, by ordinance, prescribe bid preferences for businesses located in or doing business in Philadelphia, and provided further that Council may, by ordinance, regulate the process by which purchases and contracts not subject to the lowest responsible bidder requirement of this paragraph are awarded, and may require that contracts with agencies (as that term is defined in subsection 6-400(c) of this Charter) or with other entities include provisions obligating such agencies or entities to comply with any process established by Council under the authority of this subsection, except that such regulations may not require Council authorization of a contract unless Council authorization is required by some other provision of this Charter.

* * *

§8-201. Concessions.

All concessions granted by any officer, department, board or commission of the City for the sale of products or the rendition of services for a consideration on City property (whether such concession is granted by the execution of a concession contract, a lease, a license, or otherwise) shall be awarded by the Procurement Department only pursuant to the specifications of such officer, department, board or commission after competitive bidding and to the highest responsible bidder in a manner similar to that required by the preceding section

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

relating to contracts for procurement involving an expenditure of more than twenty-five thousand dollars (\$25,000). No concession with a term of more than one year, as defined in Section 2-309(1), including, but not limited to, any concession granted by the Department of Commerce under Section 4-500(b) or (c), shall be granted without Council authorization by ordinance.

* * *

Explanation:


[Brackets] indicate matter deleted.

Italics indicate new matter added.

THE RESOLUTION WAS READ.

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

Councilmember Nutter Introduced the following Resolution, Sponsored by Councilmembers Nutter, Goode, Kenney, DiCicco, Council President Verna, O'Neill, Kelly, Rizzo and Tasco:

 **Resolution No. 050429:**Resolution memorializing Council's intent not to authorize the issuance of debt by the City or any other agency unless the sale of bonds and the selection of bond firms and professionals is conducted under a transparent process that seeks the selection of the most qualified firms and professionals at the best possible prices.

WHEREAS, The City and City-related agencies issue bonds each year under authorization granted by the Council; and

WHEREAS, The issuance of debt requires the retention of a variety of bond firms and professionals who are paid out of the proceeds of each debt issue; and

WHEREAS, To restore the public's confidence in the integrity of the process by which bond firms and professionals are selected, Council should require the institution of a transparent process that permits competition to the greatest feasible extent consistent with the goal of selecting the most qualified firms and professionals at the best possible prices; now, therefore,

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA,

SECTION 1. LEGISLATIVE INTENT. It is the intent of Council not to approve any ordinance that authorizes the issuance of debt by the City or any other

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

agency, unless the sale of bonds and the selection of professionals paid out of the costs of issuance is conducted under a transparent process that seeks the selection of the most qualified firms at the best possible prices. In particular, Council will not approve the issuance of debt unless the process detailed in Section 3 of this Resolution is followed.

SECTION 2. MAYORAL ACTION. Council invites the Mayor to submit to Council either a proposed ordinance or a proposed executive order that would implement the process detailed in Section 3 of this Resolution. If the Mayor submits an executive order to Council, it is Council's intent to approve by resolution an executive order that is consistent with this Resolution, so that the Administration may be assured in advance that a proposed bond transaction conducted in accordance with the executive order would not be disapproved for failure to comply with this Resolution.

SECTION 3. PROCESS. The process that Council intends to see followed in any bond transaction submitted to Council for approval includes the following:

METHOD OF BOND SALE

1. Bonds shall generally be sold on a competitive basis, unless a negotiated sale would better serve the requirements of a particular financing. The circumstances under which a negotiated bond sale may be permitted shall include the following:

- a. Sale of complex or poor credits;
- b. Sale of a complex financing structure, including those transactions that involve the simultaneous sale of more than one series with each series structured differently;
- c. Volatile market conditions;
- d. Large issue size;
- e. Programs or financial techniques that are new to investors; and
- f. Variable rate transactions.

2. A negotiated sale should only be undertaken if an appropriate City official has made a written determination, filed with the Council President, with copies to all Councilmembers and the Chief Clerk of Council and made available to the public, that such sale is appropriate under the circumstances listed in paragraph (1), and only if such determination is approved by Council by resolution (provided that

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

such determination shall be deemed approved if Council has not disapproved the determination by resolution within fifteen days after it is filed with the Council President). Such written determinations should not be stated in general terms, but should be specific to the particular bond sale and should specifically reference the circumstances listed in paragraph (1).

SELECTION OF FINANCIAL ADVISORS, SENIOR MANAGERS AND CO-MANAGERS

3. The following procedures and criteria should be used in connection with the selection of financial advisors, senior managers and co-managers:

a. A request for proposal and criteria for selection shall be developed for each financing. Criteria for such selection shall include, but not be limited to, the following:

i. Quality of response regarding the proposed bond structure, credit, and/or marketing strategy;

ii. Sophisticated cash flow capabilities as required by a particular financing;

iii. Development of a new idea;

iv. Demonstrated ability to distribute City of Philadelphia securities;

v. Quality of relevant service to the City of Philadelphia in previous transactions;

vi. Experience with similar financings in which the firm and its proposed financing team participated;

vii. Proposed fees for the particular bond sale; and

viii. Sufficient capital to participate in underwriting the issue.

b. Particular consideration shall be provided for Philadelphia-based firms and for minority-owned and women-owned firms.

c. The firm(s) solicited, the firm(s) selected and criteria applied in connection therewith shall be made available to the public.

d. The process for selection of financial advisors, senior managers and

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

co-managers may include a process whereby a group, or "pool," of financial advisors, senior managers and/or co-managers are utilized for two or more transactions, provided that the transactions are part of a larger bonding program of similarly secured financings. Selections may be made from such pools without soliciting separate proposals provided the pools are established via procedures and criteria consistent with this Resolution.

4. The selection process outlined in paragraph (3) shall be followed except in those rare instances in which each of the following three criteria have been met:

- a. An innovative idea has been brought to the issuer;
- b. A request for proposal cannot be constructed without communicating the new idea; and
- c. The issue would not benefit from a competitive selection process.

SELECTION OF BOND COUNSEL AND OTHER COUNSEL PAID OUT OF BOND PROCEEDS

5. Appointments of bond counsel and any other counsel paid out of bond proceeds (collectively, "Bond Counsel") shall generally be made on a competitive basis that places great weight on the Bond Counsel's qualifications and suitability for a particular transaction as well as the Bond Counsel's fee proposal. Selection criteria shall include, but not be limited to, the following:

- a. Experience of the Bond Counsel and the proposed team with similar transactions;
- b. Familiarity with the laws relevant to the proposed bond issue;
- c. Proficiency with securities, tax and other laws relevant to the financing;
- d. Quality of proposed legal strategy with respect to specific questions posed in the request for proposal;
- e. Quality of past legal services rendered to the City and its authorities; and
- f. Fees.
- g. Particular consideration shall be provided for Philadelphia-based law firms and minority-owned and women-owned law firms.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

6. If unusual circumstances require the appointment of Bond Counsel with a particular expertise, such as unique prior experience with a transaction, direct appointments shall be permitted provided that an appropriate City official has filed a written detailed explanation of such circumstances with the Council President, with copies to all Councilmembers and the Chief Clerk of Council and made available to the public, and only if Council by resolution approves the direct appointment of Bond Counsel (provided that such direct appointment shall be deemed approved if Council has not disapproved the appointment by resolution within fifteen days after the written explanation of circumstances is filed with the Council President).

7. The procedures and criteria for selection of Bond Counsel may include a process whereby a group, or "pool," of Bond Counsel firms may be appointed to serve as counsel for a term not to exceed two years. Bond Counsel may be selected from such pools without soliciting separate proposals for each bond issue, provided the pools are established via procedures and criteria consistent with this Resolution. This "pool" process shall, where appropriate, involve the establishment of a fee schedule for such transactions at the outset of the term. Such procedures and criteria may also include a process whereby Bond Counsel may be utilized for two or more transactions, provided that the transactions are part of a larger bonding program of similarly secured financings and further provided such procedures and criteria are consistent with this Resolution.

8. The policies and procedures established with respect to the appointment of Bond Counsel shall be filed with the President and Clerk of Council and shall be available to the public.

APPOINTMENT OF ARCHITECTS, ENGINEERS, ACCOUNTANTS AND PRINTING FIRMS

9. The City and other agencies shall use, to the fullest extent practicable, competitive practices for the selection of architects, engineers, accountants and printing firms. Such practices shall be aimed at the fundamental goals of ensuring that the City and its agencies will receive the best services at the lowest costs. Information regarding such procedures shall be made available to the public.

10. Any selection of architects, engineers, accountants and printing firms shall include particular consideration for Philadelphia-based and minority-owned and women-owned firms, and firms that recruit and employ significant numbers of minority and women professional and other employees.

30-DAY REPORTS

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

11. Within 30 days of the closing of a bond issue, the allocation of bonds and fees received by each member of the underwriting syndicate and a breakout of the costs of issuance shall be reported to the President and Clerk of Council and be publicly available.


ANNUAL DEBT MANAGEMENT PLAN

12. The City shall annually, on or before January 31, render a debt management plan with respect to its bond financing programs to the President and Clerk of Council. This plan shall include information on the outstanding debt and debt service costs for the prior and current year and shall also describe the proposed bond issues for the year outlining the size and purpose of each transaction; the expected sale date of the issue; the security and expected ratings for each transaction; the expected method of sale and the method of selecting financial professionals consistent with the terms of this Resolution.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ORDERED PLACED ON NEXT WEEK'S CALENDAR.

Councilmember DiCicco Introduced the following Resolution, Sponsored by Councilmember DiCicco:

 **Resolution No. 050430:**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-first 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.

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant property listed below; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

SECTION 1. The Commissioner of Public Property is hereby authorized to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deed conveying conditional fee simple title to 2372 E. Norris Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.

SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned property for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.

SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Clarke Introduced the following Resolution, Sponsored by Councilmembers Clarke, Reynolds Brown, Ramos, Mariano, Blackwell and Miller:

- ☐ **Resolution No. 050431:**Resolution proposing an amendment to the Philadelphia Home Rule Charter providing for regulation of the process by which contracts not subject to competitive bidding are awarded, and providing for the submission of the amendment of the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (53 P.S. §13106), an amendment to the Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the following amendment to the Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance:

ARTICLE VIII PROVISIONS OF GENERAL APPLICATION

* * *

CHAPTER 2 CONTRACTS, PROCUREMENT, PROPERTY AND RECORDS

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

* * *

§ 8-200.1 Contracts Not Subject to Competitive Bidding

(1) Statement of Purpose. It is the intent of this Section to promote competition in all City contracting, to maximize the opportunity for potential contractors to learn of contract opportunities and to compete successfully for such opportunities, to provide information to the public on City contracts and contracting decisions, and to ensure that all contracting decisions are made in the best interests of the City, without unnecessarily impeding the efficient and orderly operation of City government and the provision of critical City services.

(2) Not later than the first date of each fiscal year, the Procurement Commissioner, with the approval of the Administrative Board, shall issue, or revise and re-issue, as applicable, procurement regulations governing all City contracts for the procurement of goods or services not subject to the competitive bidding requirements of Section 8-200(1). Such regulations shall be designed to ensure that all contracts are awarded in the best interests of the City, taking into account all relevant factors, including price and quality of service; and to protect against awards based on factors other than the best interests of the City. Such initial regulations, and any revisions to such regulations, shall not become effective unless and until approved by resolution of City Council.

(3) The regulations promulgated pursuant to subsection (2) shall, at a minimum, provide for:

(a) The subjecting of all contracts not subject to the competitive bidding requirements of Section 8-200(1) to the widest practicable opportunities for open competition, including, as appropriate in the judgment of the Procurement Commissioner:

(i) The issuance of formal requests for proposals, requests for qualifications, or requests for expressions of interest.

(ii) The posting of contract opportunities on the City's web site, or other appropriate electronic medium.

(iii) The direct solicitation of proposals from a stated minimum number of potential providers.

(b) Adequate disclosure to the public of the reasons for the selection of all contractors, including, as appropriate in the judgment of the Procurement Commissioner, the filing of statements of reasons with the Procurement

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Commissioner.

(c) Mandatory disclosure by all applicants for City contracts of such information as the Procurement Commissioner, in consultation with the Law Department, determines may be relevant to ensure against conflicts of interest or otherwise to protect the interests of the City.

(d) Mandatory consideration and monitoring of all decisions to renew contracts.

(e) With respect to the issuance of City debt or debt-related instruments:

(i) The selection of any financial advisors to the City only after the issuance of a request for proposals.

(ii) The selection of any underwriters, underwriter's counsel or bond counsel only from lists generated by requests for qualifications or requests for proposals, which requests shall periodically be re-issued and which lists shall be regularly maintained and updated.

(iii) The filing of a statement of reasons explaining each selection under subsection (i) or (ii). Each such statement shall be signed by the Director of Finance, who may not delegate this function to a deputy, absent a conflict of interest or an extended absence or disability.

(iv) The periodic certification by the Director of Finance that the fees paid to all persons or firms selected hereunder are reasonable and appropriate in the relevant market, with supporting data to be made publicly available.

(f) Such waiver or exemption provisions, consistent with the purposes of this Section, as the Procurement Commissioner deems necessary to avoid unnecessary disruption to the operations of City government or the provision of critical City services.

(3) No contract shall be enforceable against the City unless the contracting agency shall have certified to the Procurement Commissioner compliance with all requirements set forth in the regulations promulgated under this Section, or an explanation why compliance with any particular requirement or requirements was impracticable and a statement of what alternative processes were used to fulfill the intent of this Section.

* * *

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Explanation:

Italics indicate new matter added.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

REPORTS FROM COMMITTEES

COMMITTEE ON LAW AND GOVERNMENT

- ☐ **Resolution No. 050292:**Resolution proposing an amendment to the Philadelphia Home Rule Charter relating to Council's power to adopt by ordinance standards for the organization of the Fire Department and the manner by which the Fire Department carries out its powers and duties, including the deployment of Fire personnel, and the duty of the Fire Commissioner, Managing Director and Mayor to abide by any such standards in managing and supervising the work of the Fire Department, and providing for the submission of the amendment of the electors of Philadelphia.

THE RESOLUTION WAS FAVORABLE RECOMMENDATION; CONSIDERATION AT END OF CALENDAR.

- ☐ **Bill No. 050286, as amended:**An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing amendment of the Philadelphia Home Rule Charter relating to Council's power to adopt by ordinance standards for the organization of the Fire Department and the manner by which the Fire Department carries out its powers and duties, including the deployment of Fire personnel, and the duty of the Fire Commissioner, Managing Director and Mayor to abide by any such standards in managing and supervising the work of the Fire Department; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 050286.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- ☐ **Bill No. 050301:**An Ordinance amending Title 20 of The Philadelphia Code, entitled "Officers and Employees," by amending the provisions relating to campaign contributions and expenditures, relating to, including but not limited to, the District Attorney, City Controller, Register of Wills, Sheriff, Clerk of Quarter

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA


Sessions Court and City Commissioner.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 050301.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES

 **Bill No. 050166:**An Ordinance amending the Ordinance of April 22, 1975 (Bill No. 1796), establishing the Prison Industries Revolving Fund and providing for the administration thereof, by establishing a mechanism to authorize charges for goods and services produced by Prison Industries, by authorizing expenditures from the Fund for personnel costs, repair costs and other services required for the operation of Prison Industries, and by authorizing sales by Prison Industries to all City agencies and authorities and to non-profit agencies with whom the City has contracts, all under certain terms and conditions.


COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 050166.

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. 050071:**An Ordinance authorizing the Managing Director, on behalf of the City, to execute a Mutual Aid Agreement creating the Southeastern Pennsylvania Terrorism Task Force ("SEPTTF"), under certain terms and conditions.

THE BILL WAS READ.

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

 **Bill No. 050286, as amended:**An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing amendment of the Philadelphia Home Rule Charter relating to Council's power to adopt by ordinance standards for the organization of the Fire Department and the manner by which the Fire Department carries out its powers and duties, including the deployment of Fire personnel, and the duty of the Fire Commissioner, Managing Director and Mayor

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

to abide by any such standards in managing and supervising the work of the Fire Department; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

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

📄 **Bill No. 050301, as amended:**An Ordinance amending Title 20 of The Philadelphia Code, entitled "Officers and Employees," by amending the provisions relating to campaign contributions and expenditures, relating to, including but not limited to, the District Attorney, City Controller, Register of Wills, Sheriff, Clerk of Quarter Sessions Court and City Commissioner.

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

📄 **Bill No. 050166:**An Ordinance amending the Ordinance of April 22, 1975 (Bill No. 1796), establishing the Prison Industries Revolving Fund and providing for the administration thereof, by establishing a mechanism to authorize charges for goods and services produced by Prison Industries, by authorizing expenditures from the Fund for personnel costs, repair costs and other services required for the operation of Prison Industries, and by authorizing sales by Prison Industries to all City agencies and authorities and to non-profit agencies with whom the City has contracts, all under certain terms and conditions.

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

BILLS ON SECOND READING AND FINAL PASSAGE

📄 **Bill No. 050062:**An Ordinance amending Section 2 of an Ordinance (Bill No. 020349) approved September 6, 2002, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 242 by striking from the City Plan and vacating Cedar Park avenue from Sixty-ninth avenue to Haines street and by placing on the City Plan a right-of-way for drainage purposes, water main purposes and gas main purposes, under certain terms and conditions," by extending the period for compliance with the authorization conditions therein.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Cohen, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Mariano, Miller, Tasco and O'Neill

Nays: 0

📄 **Bill No. 050234, as amended:**An Ordinance amending Title 17 of The Philadelphia Code, entitled "Contracts and Procurement," by enacting a new

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Chapter 17-1100, entitled "Philadelphia 21st Century Minimum Wage Standard," requiring a new minimum wage standard within the City of Philadelphia, all under certain terms and conditions.

THE BILL WAS READ.


THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Cohen, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Mariano, Miller, Tasco and O'Neill

Nays: 0

RESOLUTIONS

 **Resolution No. 050292:**Resolution proposing an amendment to the Philadelphia Home Rule Charter relating to Council's power to adopt by ordinance standards for the organization of the Fire Department and the manner by which the Fire Department carries out its powers and duties, including the deployment of Fire personnel, and the duty of the Fire Commissioner, Managing Director and Mayor to abide by any such standards in managing and supervising the work of the Fire Department, and providing for the submission of the amendment of the electors of Philadelphia.

THE RESOLUTION WAS ORDERED PLACED ON NEXT WEEK'S CALENDAR.

SPEECHES

COUNCILMEMBER MILLER - INFORMS COUNCILMEMBERS OF THE DEATH OF LILLIAN DEBEARY, WIFE OF FORMER LATE COUNCILMAN HERBERT DEBEARY - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER CLARKE - SPEAKS ON THE BALLOT QUESTION MAY 17, 2005, PRIMARY, REGARDING GUNS - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER TASCO MOVED TO ADJOURN.

THE MOTION WAS DULY SECONDED AND AGREED TO.