

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, November 14, 2013

EXCUSED: 2 - Councilmembers Tasco and O'Neill

PRESENT: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Council met, a quorum being present.

Father Richard Smith of St. John The Evangelist was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the meeting of October 311, 2013.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Oh requested leave of absence for

Councilmember O'Neill.

THE REQUEST WAS GRANTED.

Councilmember Jones requested leave of absence for

Councilmember Tasco.

THE REQUEST WAS GRANTED.

COMMUNICATIONS

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

- Transmitting a message advising Council that Bill Nos. 130531-A and 130635-A, which was passed by Council on October 24, 2013, was signed by the Mayor on November 13, 2013. (File No. 130869)

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Southwest Germantown Urban Renewal Area, identified by house number and street address as 250 West Berkley street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Sharon Jennings 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 Philadelphia Redevelopment Authority. (File No. 130870)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill uthorizing the Commissioner of Public Property and the Commissioner of Parks and Recreation to enter into a lease agreement with the Philadelphia Housing Authority for use by the City of the property located in the area bounded by Aspen Street, Markoe Street, Fairmount Avenue, and 47th Street, all under certain terms and conditions. (File No. 130871)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

Councilmember Kenney Introduced and Referred the following Bill, Sponsored by Councilmembers Kenney, Jones, Blackwell and Henon:

- ☐ **Bill No. 130847:** An Ordinance Amending Title 4 "The Philadelphia Building Construction and Occupancy Code," by amending Subcode "A" (The Philadelphia Administrative Code), Subcode "F" (The Philadelphia Fire Code), and Subcode "PM" (The Philadelphia Property Maintenance Code) of The Philadelphia Code, by further amending construction and demolition practices, including but not limited to the following: adding new enforcement and inspection powers for the Fire Department at construction and demolition sites, requiring sharing of information amongst th City's departments to ensure compliance with all aspects of the code, establishing worksite public safety requirements, requiring evidence of training compliance by construction and demolition workers and new signage requirements; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

and Reynolds Brown:

- ☐ **Resolution No. 130857:** Resolution Recognizing November 17-23, 2013 as Transgender Awareness Week.

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

- ☐ **Bill No. 130848:** An Ordinance Authorizing the Commissioner of Public Property and the Commissioner of Parks and Recreation to enter into a lease agreement with the Philadelphia Housing Authority for use by the City of the property located in the area bounded by Aspen Street, Markoe Street, Fairmount Avenue, and 47th Street, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PARKS, RECREATION AND CULTURAL AFFAIRS.

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

- ☐ **Bill No. 130849:** An Ordinance Repealing an Ordinance (Bill No. 130449) entitled “An Ordinance authorizing Atul Amin, owner and operator of the newsstand located on the southeast corner of 17th and JFK Blvd, to construct, use and maintain conduits in, under and across the southeast corner of 17th and JFK Blvd for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions,” and authorizing Atul Amin, owner and operator of the newsstand located on the northwest corner of 17th and JFK Blvd, to construct, use and maintain conduits in, under and across the northwest corner of 17th and JFK Blvd for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions.

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

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

- ☐ **Resolution No. 130858:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Thirty-seventh Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

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

Bill No. 130850: An Ordinance Establishing a one-way regulation on Shunk Street, from Twenty-second Street to Twenty-third Street, westbound.

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

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

Resolution No. 130859: Resolution Proclaiming that the City of Philadelphia recognizes the life of Carl Goldenberg, the third-generation of operators of the Goldenberg Candy Co., the originator of Goldenberg's Peanut Chews.

Councilmember O'Brien Introduced and Referred the following Bill, Sponsored by Councilmembers O'Brien and Greenlee:

Bill No. 130851: 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 an amendment of The Philadelphia Home Rule Charter to provide that Council approval is required for certain contracts for one year or less for the purpose of providing legal representation and related services for indigent persons, including but not limited to parents and children who are subjects of dependency proceedings; criminal defendants; persons in juvenile justice proceedings; persons involved in behavioral health proceedings; and indigent persons involved in other proceedings where legal representation is required as a matter of law or by court order; and to provide that Council approval is also required for renewals or extensions of such contracts; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

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

Councilmember O'Brien Introduced and Referred the following Bill, Sponsored by Councilmembers O'Brien and Greenlee:

Bill No. 130852: An Ordinance Amending Title 17 of The Philadelphia Code, entitled "Contracts and Procurement," by establishing reporting and auditing requirements for certain contracts for conflicts counsel for indigent individuals; all under certain terms and conditions.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

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

- ☐ **Resolution No. 130860:** Resolution Recognizing November 2013 as Epilepsy Awareness Month in honor of individuals living with Epilepsy, their families and those working to improve their quality of life.

Councilmember O'Brien Introduced and Referred the following Resolution, Sponsored by Councilmembers O'Brien and Greenlee:

- ☐ **Resolution No. 130861:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide that Council approval is required for certain contracts for one year or less for the purpose of providing legal representation and related services for indigent persons, including but not limited to parents and children who are subjects of dependency proceedings; criminal defendants; persons in juvenile justice proceedings; persons involved in behavioral health proceedings; and indigent persons involved in other proceedings where legal representation is required as a matter of law or by court order; and to provide that Council approval is also required for renewals or extensions of such contracts; and providing for the submission of the amendment to the electors of Philadelphia.

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

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

- ☐ **Bill No. 130853:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Income and Receipts Taxes," by revising the number of businesses that may obtain a credit against business income and receipts taxes upon contributing to certain nonprofit intermediaries engaged in neighborhood economic development activities within the City of Philadelphia; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

Councilmember Reynolds Brown Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Reynolds Brown, Blackwell and Council President Clarke:

- ☐ **Resolution No. 130862:** Resolution Recognizing and Congratulating Linda Cliatt-Wayman for her dedication to and success within the School District of

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- 📄 **Bill No. 130854:** An Ordinance Amending Chapter 19-3900 of The Philadelphia Code to extend the deadline to apply for tax exemptions as a longtime owner-occupants of certain properties in the City of Philadelphia.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Resolution No. 130863:** Resolution Recognizing the American Red Cross and Filipino-American Association of Philadelphia for their efforts to alleviate the suffering of victims of Typhoon Haiyan, and other contributions made to improve the general welfare of man and improve the cultural relations of the Republic of the Philippines and the United States of America.

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

- 📄 **Resolution No. 130864:** Resolution Calling on energy producers currently engaged in hydrocarbon recovery operations in the Marcellus Shale to discount natural gas molecules to the City of Philadelphia due to the downstream environmental risks in order to facilitate economic growth and to create a mutually beneficial relationship between Philadelphia and the energy industry.

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

- 📄 **Resolution No. 130865:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Thirty-Eighth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

- 📄 **Bill No. 130855:** An Ordinance Amending Title 14 of The Philadelphia Code,

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

entitled “Zoning and Planning,” by revising certain use regulations relating to vehicle and vehicular equipment sales and service uses in certain commercial districts, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 130856:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by providing for and regulating accessory Digital News Ticker Signs in the Market Street East Advertising District and adding definitions, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Resolution No. 130866:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Thirteenth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

- 📄 **Resolution No. 130867:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Southwest Germantown Urban Renewal Area, identified by house number and street address as 250 West Berkley street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Sharon Jennings and to take such action as may be necessary to effectuate the redevelopment contract.

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

- 📄 **Resolution No. 130868:** Resolution Recognizing and Celebrating the 20th Anniversary of The Japan America Society of Greater Philadelphia (JASGP) for

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

its important contribution to strengthening the Japanese American community and enriching the overall quality of life for all citizens of Philadelphia.

REPORTS FROM COMMITTEES

COMMITTEE OF THE WHOLE

- ☐ **Resolution No. 130751:** Resolution Reappointing Michael Woodward to the Board of Directors of the City Avenue Special Services District of Philadelphia and Lower Merion.

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

- ☐ **Resolution No. 130752:** Resolution Reappointing Gary Brandeis to the Board of Directors of the City Avenue Special Services District of Philadelphia and Lower Merion.

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

- ☐ **Resolution No. 130824:** Resolution Confirming the re-appointment of Sanjuanita Gonzalez as a member of the Board of Ethics, to serve in the term ending November 16, 2018.

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

- ☐ **Resolution No. 130827:** Resolution Appointing Dr. Francine Fulton to the Board of Directors of the Germantown Special Services District of Philadelphia.

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

- ☐ **Resolution No. 130828:** Resolution Appointing Ingrid R. Shephard to the Board of Directors of the Germantown Special Services District of Philadelphia.

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

- ☐ **Resolution No. 130829:** Resolution Appointing Cornelia Swinson to the Board of Directors of the Germantown Special Services District of Philadelphia.

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

COMMITTEE ON RULES

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

📄 **Bill No. 130590, 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 the Frankford Creek, Aramingo Avenue, Wheatsheaf Lane, Sepviva Street, Butler Street, Frankford Avenue, Valetta Street, Coral Street, Vici Street and Frankford Avenue, and by amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Chapter 14-603 “Use Specific Standards,” all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130590.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 130656, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by further providing for revised sign controls and making technical changes, all under certain terms and conditions; and amending Chapter 9-600, entitled “Service and Other Businesses,” by adjusting the licensing fees for commercial outdoor advertising signs and information required in the annual inventory of signs; and amending Chapter 19-3400, entitled “Excise Tax on Outdoor Advertising Transactions,” by adjusting the excise tax on outdoor advertising signs; all under certain terms and conditions.

THE BILL WAS ORDERED PRINTED AND PLACED ON NEXT FIRST READING CALENDAR.

📄 **Bill No. 130692:** An Ordinance Approving the forty-first amendment of the redevelopment proposal for the Model Cities Urban Renewal Area, being the area beginning at the northwest corner of Front street and Spring Garden street, including the thirty-third amendment to the urban renewal plan and the twenty-eighth amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of approximately one (1) property for residential, institutional 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.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130692.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 130699, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by revising parking


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

requirements for driveways located in residential front yards, all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130699.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 130725:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by clarifying the criteria for granting a variance, under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130725.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


 **Bill No. 130770:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising use regulations relating to medical, dental and health practitioners in certain areas of the City, under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130770.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON FINANCE

 **Bill No. 130686, as amended:** An Ordinance Creating the Headquarter Hotel Tax Increment Financing District, being the area generally bounded by South Penn Square on the north, Broad Street on the east, 15th Street on the west, and Chestnut Street on the south and approving the project plan of the Philadelphia Authority for Industrial Development ("PAID") for the redevelopment of the Headquarter Hotel Tax Increment Financing District and making certain findings and declarations, all in accordance with the Tax Increment Financing Act, being the Act of July 11, 1990, P.L. 465, No. 113, as amended, and authorizing the Director of Finance and other offices of the City to execute documents and do all things necessary to carry out the intent of this Ordinance.

COUNCILMEMBER GREEN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130686.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130766, as amended: An Ordinance Authorizing, generally, the continued issuance and sale by the City of Philadelphia of Gas Works Revenue Notes of the City, prescribing the forms of notes and providing for their execution and payment, pledging certain revenues of the Gas Works as security, adopting a rate covenant and directing the imposition and collection of rates and charges sufficient to comply therewith, prescribing the conditions precedent to the issuance of specific series of notes, including a resolution passed by the Bond Committee providing for establishment of credit support for notes, providing for designation of a fiscal agent and sinking fund depository, providing for establishment of a sinking fund and its management, providing remedies upon default, and providing for amendments and modifications.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130767, as amended: An Ordinance Constituting the Twelfth 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 Capital Project Commercial Paper Notes (1998 Ordinance) (the "Notes") to pay the costs of certain capital projects and other Project Costs; authorizing the City to obtain credit enhancement and liquidity for the Notes; 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 Notes will not be arbitrage bonds; all under certain terms and conditions.

COUNCILMEMBER GREEN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130767.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON APPROPRIATIONS

Bill No. 130814: An Ordinance Amending an ordinance approved June 25, 2013 (Bill No. 130180), adopting the Operating Budget for Fiscal Year 2014, by making certain additional appropriations needed to meet the costs of the formerly appealed 2009 arbitration award for Local 22 of the International Association of Firefighters for health and legal services that were not

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

included in the adopted Fiscal Year 2014 operating budget, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions.

COUNCILMEMBER GOODE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130814.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130815: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2014 from the General Fund, the Civil Service Commission and the Aviation Fund, the Director of Finance - Fringe Benefits to the General Fund, the Fire Department and the Aviation Fund, the Fire Department.

COUNCILMEMBER GOODE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130815.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT

Bill No. 130769, as amended: An Ordinance Amending The Philadelphia Code by replacing the term "ex-offender" with the term "Returning Citizen," and by making conforming changes, under certain terms and conditions.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON PUBLIC SAFETY

Bill No. 130584: An Ordinance Amending Title 10 of The Philadelphia Code, entitled "Regulation of Individual Conduct and Activity," by adding a new Chapter 10-2000, prohibiting the use of a three-dimensional printer in order to manufacture a firearm, under certain terms and conditions.

COUNCILMEMBER JONES MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130584.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

CONSIDERATION OF THE CALENDAR

PUBLIC COMMENT

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

Name and Comment Subject

Jenny Drumgoole (130825)

Sheila Colson (130857)

Jordan Davis (130857)


Robert Taylor (130384)

Clarc King (120118)


Cye Sheppard (120118)

See Notes of Testimony for full comment.


BILLS ON FIRST READING

-  **Bill No. 130156, as amended:** An Ordinance Repealing Chapter 16-500 of The Philadelphia Code, entitled “Councilmanic District Development Program,” and replacing it with a new Chapter 16-500, entitled “Philadelphia Land Bank,” that authorizes the creation of a land bank and provides for its appointment, powers, and duties, all under certain terms and conditions.

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

-  **Bill No. 130693:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades and Professions,” by prohibiting the use of automated purchasing machines for the purchase of personal property; providing for the seizure and forfeiture of the machines used in violation; establishing certain exceptions; and imposing fines and penalties; all under certain terms and conditions.

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

-  **Bill No. 130590, 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 the Frankford Creek, Aramingo Avenue, Wheatsheaf Lane, Sepviva Street, Butler Street, Frankford Avenue, Valetta Street, Coral Street, Vici Street and Frankford Avenue, and by amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Chapter 14-603 “Use

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- 📄 **Bill No. 130692:** An Ordinance Approving the forty-first amendment of the redevelopment proposal for the Model Cities Urban Renewal Area, being the area beginning at the northwest corner of Front street and Spring Garden street, including the thirty-third amendment to the urban renewal plan and the twenty-eighth amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of approximately one (1) property for residential, institutional 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 READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

- 📄 **Bill No. 130699, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising parking requirements for driveways located in residential front yards, all under certain terms and conditions.

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

- 📄 **Bill No. 130725:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by clarifying the criteria for granting a variance, under certain terms and conditions.

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

- 📄 **Bill No. 130770:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising use regulations relating to medical, dental and health practitioners in certain areas of the City, under certain terms and conditions.


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

- 📄 **Bill No. 130686, as amended:** An Ordinance Creating the Headquarter Hotel Tax Increment Financing District, being the area generally bounded by South Penn Square on the north, Broad Street on the east, 15th Street on the west, and Chestnut Street on the south and approving the project plan of the Philadelphia Authority for Industrial Development ("PAID") for the redevelopment of the Headquarter Hotel Tax Increment Financing District and making certain findings and declarations, all in accordance with the Tax Increment Financing Act, being the Act of July 11, 1990, P.L. 465, No. 113, as amended, and authorizing the Director of Finance and other offices


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

of the City to execute documents and do all things necessary to carry out the intent of this Ordinance.


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

 **Bill No. 130766:** An Ordinance Authorizing, generally, the continued issuance and sale by the City of Philadelphia of Gas Works Revenue Notes of the City, prescribing the forms of notes and providing for their execution and payment, pledging certain revenues of the Gas Works as security, adopting a rate covenant and directing the imposition and collection of rates and charges sufficient to comply therewith, prescribing the conditions precedent to the issuance of specific series of notes, including a resolution passed by the Bond Committee providing for establishment of credit support for notes, providing for designation of a fiscal agent and sinking fund depository, providing for establishment of a sinking fund and its management, providing remedies upon default, and providing for amendments and modifications.

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

 **Bill No. 130767:** An Ordinance Constituting the Twelfth 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 Capital Project Commercial Paper Notes (1998 Ordinance) (the "Notes") to pay the costs of certain capital projects and other Project Costs; authorizing the City to obtain credit enhancement and liquidity for the Notes; 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 Notes will not be arbitrage bonds; all under certain terms and conditions.

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

 **Bill No. 130814:** An Ordinance Amending an ordinance approved June 25, 2013 (Bill No. 130180), adopting the Operating Budget for Fiscal Year 2014, by making certain additional appropriations needed to meet the costs of the formerly appealed 2009 arbitration award for Local 22 of the International Association of Firefighters for health and legal services that were not included in the adopted Fiscal Year 2014 operating budget, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions.

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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

📄 **Bill No. 130815:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2014 from the General Fund, the Civil Service Commission and the Aviation Fund, the Director of Finance - Fringe Benefits to the General Fund, the Fire Department and the Aviation Fund, the Fire Department.

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

📄 **Bill No. 130769, as amended:** An Ordinance Amending The Philadelphia Code by replacing the term “ex-offender” with the term “Returning Citizen,” and by making conforming changes, under certain terms and conditions.

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

📄 **Bill No. 130584:** An Ordinance Amending Title 10 of The Philadelphia Code, entitled “Regulation of Individual Conduct and Activity,” by adding a new Chapter 10-2000, prohibiting the use of a three-dimensional printer in order to manufacture a firearm, under certain terms and conditions.

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

BILLS AND RESOLUTIONS ON FINAL PASSAGE

📄 **Resolution No. 130820:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Point Breeze Urban Renewal Area, identified by house number and street address as 1154 South Fifteenth street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Rock Solid Foundation, LLC and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 130821:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Kingsessing Urban Renewal Area, identified by house number and street address as 2018 South Salford street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Danielle M. Carson-Varns and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 130822:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority,

JOURNAL OF THE CITY COUNCIL 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 Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130825:** Resolution Urging the Commonwealth of Pennsylvania to increase funding allotted for the Weatherization Assistance Program to the City of Philadelphia in order to increase the quality of life for low income residents by improving the energy efficiency of their homes.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130826:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the New Kensington-Fishtown Urban Renewal Area, identified by house number and street address as 2412-2414 Amber street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Robert Lihotz and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130857:** Resolution Recognizing November 17-23, 2013 as Transgender Awareness Week.

DISCUSSION - COUNCILMEMBER KENNEY - RESOLUTION NO. 130857 - (SEE NOTES OF TESTIMONY).

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130859:** Resolution Proclaiming that the City of Philadelphia recognizes the life of Carl Goldenberg, the third-generation of operators of the Goldenberg Candy Co., the originator of Goldenberg's Peanut Chews.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130860:** Resolution Recognizing November 2013 as Epilepsy Awareness Month in honor of individuals living with Epilepsy, their families and those working to improve their quality of life.

THE RESOLUTION WAS ADOPTED.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

☐ **Resolution No. 130862:** Resolution Recognizing and Congratulating Linda Cliatt-Wayman for her dedication to and success within the School District of Philadelphia.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 130863:** Resolution Recognizing the American Red Cross and Filipino-American Association of Philadelphia for their efforts to alleviate the suffering of victims of Typhoon Haiyan, and other contributions made to improve the general welfare of man and improve the cultural relations of the Republic of the Philippines and the United States of America.

DISCUSSION - COUNCILMEMBER JONES - RESOLUTION NO. 130863 - (SEE NOTES OF TESTIMONY).

THE RESOLUTION WAS ADOPTED BY STANDING VOTE.

☐ **Resolution No. 130868:** Resolution Recognizing and Celebrating the 20th Anniversary of The Japan America Society of Greater Philadelphia (JASGP) for its important contribution to strengthening the Japanese American community and enriching the overall quality of life for all citizens of Philadelphia.

THE RESOLUTION WAS ADOPTED.

BILLS AND RESOLUTIONS ON SECOND READING AND FINAL PASSAGE

Councilmember Jones

moved to suspend the rules of Council to permit the use of a Consent Agenda to consider the following bills on Second Reading and Final Passage: Bill Nos. 130629, 130632, 130633, 130634, 130655, 130695, 130745, 130384 and 130700.

THE MOTION WAS DULY SECONDED AND AGREED TO.

☐ **Bill No. 130629:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Aramingo Avenue, Wheatsheaf Lane, Belgrade Street and Butler Street.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

☐ **Bill No. 130632:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

bounded by Hermitage Street, Henry Avenue, Dupont Street, Ridge Avenue, Monastery Avenue, Dexter Street, Lyceum Avenue, Manayunk Avenue, Leverington Avenue, and Ridge Avenue.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Bill No. 130633: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded generally by Station Road, Edison Avenue, Trevose Road, and Maple Avenue and including the south side of Maple Avenue.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Bill No. 130634: An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by revising use regulations, pertaining to vehicle and vehicular equipment sales and services in certain areas of the City, and making technical changes, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Bill No. 130655: An Ordinance Amending Chapter 14 of The Philadelphia Code, entitled “Zoning and Planning,” by adding special provisions regulating temporary real estate and wall signs in certain districts; all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Bill No. 130695: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 54th Street, Lebanon Avenue, Georges Lane, and Arlington Street.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Bill No. 130745: An Ordinance Amending an Ordinance approved June 25, 2013 (Bill No. 130180) adopting the Operating Budget for Fiscal Year 2014, by making certain additional appropriations needed to meet the unanticipated emergency created by the availability of a state grant to help with the fiscal crisis of the School District of Philadelphia, in accordance with Section 2-301(a) of The Philadelphia Home Rule Charter, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Bill No. 130384: An Ordinance Authorizing the termination of parking regulations on Buist Avenue, from 69th Street to 68th Street, south side.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Bill No. 130700: An Ordinance Amending Section 9-201 of The Philadelphia Code (“Curb Markets”) to provide for one or more master license agreements for curb markets on South 9th Street, and making other changes applicable to all curb markets, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

SPEECHES

Councilmembers O'Brien, Brown, Blackwell and Jones - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.