

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, November 21, 2013

PRESENT: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Council met, a quorum being present.

Pastor Joseph Genito of St. Rita's Parish was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

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 No. 130745, which was passed by Council on November 14, 2013, was signed by the Mayor on November 14, 2013. (File No. 130891)

THE COMMUNICATION WAS READ.

☐ November 20, 2013

The Honorable Michael A Nutter
Mayor, City of Philadelphia
City Hall, Room 215
Philadelphia, PA 19107

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

Dear Mayor Nutter:

Pursuant to Section 4-604 of the Philadelphia Home Rule Charter, the City Planning

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Commission has reviewed Bill No. 130725 introduced by Councilmember O'Neill on October 10, 2013.

Bill No. 130725 amends the Zoning Code by adding language to "Section 14-303 Common Procedures and Requirements" by adding the phrase "whether use or dimensional" with regard to the general criteria for granting a variance. It attempts to clarify that the concept of *least variance*, meaning that a variance should represent the minimum action necessary to afford zoning relief, is to be applied to both use variances, as well as dimensional variances.

At its meeting of November 19, 2013, the City Planning Commission recommended approval for Bill No.130725

Sincerely,
Gary J. Jastrzab
Executive Director (File No. 130892)

THE COMMUNICATION WAS READ.

 November 20, 2013

The Honorable Michael A. Nutter
Mayor, City of Philadelphia
City Hall, Room 215
Philadelphia, PA 19107

RE: Bill No. 130726- Authorizing the revision of lines and grades on a portion of City Plan Nos. 71 and 238 by striking from the City Plan and vacating Swanson Street from Catharine Street to its terminus northwardly therefrom, striking from the City Plan and vacating Fitzwater Street from Christopher Columbus Boulevard to its terminus westwardly therefrom, reserving and placing on the City Plan a right-of-way for sewer and drainage purposes and water main purposes within the lines of Swanson Street being stricken, placing on the City Plan a right-of-way for sewer and drainage purposes and public utility purposes extending from the terminus of Catharine Street, west of Swanson Street, to the easterly right-of-way line of the Delaware Expressway, and relocating the easterly right-of-way line of the Delaware Expressway, from Catharine Street to a point north of Fitzwater Street, in order to conform with the lines established by the Commonwealth of Pennsylvania, all under certain terms and conditions.

Dear Mayor Nutter:

Pursuant to Section 4-604 of the Philadelphia Home Rule Charter, the City Planning Commission has reviewed Bill No. 130726 introduced by Councilmember Squilla on October 10, 2013.


Bill No. 130726 strikes and vacates Swanson Street from Catharine Street north to its terminus, while reserving a utility right-of-way for water and sewer purposes. The bill also strikes and vacates Fitzwater Street from Columbus Boulevard west to its terminus. Both Swanson and Fitzwater Streets at this location are not physically improved or open to vehicular traffic. This bill will permit the assembly of land for a proposed 75-unit Planned Unit Development.

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At its meeting on November 19, 2013, the City Planning Commission recommended that Bill No. 130726 be approved.

Sincerely,
Gary J. Jastrzab
Executive Director (File No. 130893)

THE COMMUNICATION WAS READ.

 The Honorable Michael A. Nutter
Mayor, City of Philadelphia
City Hall, Room 215
Philadelphia, PA 19107

Re: Bill No. 130770- 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.

Dear Mayor Nutter:

Pursuant to Section 4-604 of the Philadelphia Home Rule Charter, the City Planning Commission reviewed Bill No. 130770, introduced by Councilmembers O'Neill and Henon on October 24, 2013.

Bill No. 130770 will create a new Section 14-515 "/NE Northeast Overlay District," comprised of all divisions of the 41st Ward, divisions 1-6, 12,15, 20, 23 and 25 of the 45th Ward; divisions 7-22 of the 54th Ward; all divisions of the 55th Ward; all divisions of the 57th Ward; divisions 17, 21-22, and 24-26 of the 62nd Ward; all divisions of the 64th Ward; all divisions of the 65th Ward, and all divisions of the 56th, 58th, 63rd, and 66th Wards. These wards coincide with the boundaries of City Council Districts 6 and 10 following post-2010 Census redistricting.

In this new "/NE Northeast Overlay District," medical, dental and health practitioner uses (both solo and group practitioners) are prohibited in commercial zoning districts, as well as the "IRMX" and "ICMX" mixed-use districts, and the "1-1" and "1-2" Industrial zoning districts. Given that these are the only zoning classifications in the area that permit such uses, Bill No. 130770 effectively prohibits any new medical office uses from being located in these areas.

The City Planning Commission believes that this bill is exclusionary in nature, and would unduly restrict access to healthcare in these areas. This would be a burden to new medical and dental practices that would be required to prove "hardship" at the Zoning Board of Adjustment in order to locate in the overlay district. It would also place an undue burden on residents and others seeking health care, since it would limit care and provider choice in this section of the City. Both the Philadelphia County Medical Society and the Philadelphia County Dental Society oppose these new restrictions.

At its meeting of November 19, 2013, the City Planning Commission recommended that Bill No. 130770 not be approved.

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Sincerely,
Gary J. Jaaszab
Executive Director
(File No. 130894)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Chapter 9-200 of The Philadelphia Code, entitled “Commercial Activities on Streets,” by amending Section 9-211, entitled “Boxes for the Distribution of News and Printed Material,” to add new subsections providing for additional penalties and procedures for violations of the section, under certain terms and conditions. (File No. 130895)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to execute and deliver a deed conveying fee simple title to a certain parcel of land, together with the improvements located thereon, commonly known as Love Park Parking Garage, located generally beneath JFK Plaza at 15th and Arch Streets; together with certain rights and obligations of the owner of the Love Park Parking Garage unit under a certain Declaration of Rights, Easements, Covenants and Restrictions, all under certain terms and conditions. (File No. 130896)

THE COMMUNICATION WAS READ.

- Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to execute and enter into a Declaration of Rights, Easements, Covenants and Restrictions to govern the relationship among (1) that certain parcel of land, together with the improvements thereon, commonly known as JFK Plaza, located at 15th and Arch Streets, (2) that certain parcel of land, together with the improvements located thereon, commonly known as Love Park Parking Garage, located generally beneath JFK Plaza at 15th and Arch Streets, and (3) certain parcels of land around and beneath Love Park Parking Garage, under certain terms and conditions. (File No. 130897)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2013 within the General Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions, accompanied by an explanatory letter from the Budget Director. (File No. 130898)

THE COMMUNICATION WAS READ.

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- ☐ Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2013 within the Aviation Fund from certain or all City offices, departments, boards and commissions to the Director of Finance - Fringe Benefits, accompanied by an explanatory letter from the Budget Director. (File No. 130899)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2013 from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants and from the Acute Care Hospital Fund, the Department of Public Health to the Acute Care Hospital Fund, the Department of Public Health - State Payment, accompanied by an explanatory letter from the Budget Director. (File No. 130900)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

Councilmember Kenney Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Kenney, Jones, Blackwell, Quiñones Sánchez, Goode, Tasco, Johnson, Bass, Oh, O'Brien, Reynolds Brown and Greenlee:

- ☐ **Resolution No. 130880:** Resolution Authorizing the Committee on Public Safety to hold public hearings to examine the working relationship between the City of Philadelphia, its agencies including the Police Department, and United States Immigration and Customs Enforcement (ICE) and to determine the impact on Philadelphia's immigrant community and whether this information-sharing relationship should be terminated.

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

- ☐ **Resolution No. 130881:** Resolution Authorizing the Committee on Labor and Civil Service to hold public hearings to examine the negotiations between Corizon Health, Inc., and District 1199C to ensure Corizon is in compliance with all provisions of their latest contract with the City of Philadelphia.

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

- ☐ **Resolution No. 130882:** Resolution Honoring and recognizing the Honorable William Thaddeus Coleman, Jr. for his trailblazing efforts in the areas of civil rights, equality, and the law.

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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. 130883: 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 Forty-Seventh Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

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

Bill No. 130872: An Ordinance Amending Title 21 "Miscellaneous," by adding a new Chapter 21-2600, entitled "Municipal Identification Cards," that authorizes the issuance of municipal identification cards, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON LICENSES AND INSPECTIONS.

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

Bill No. 130873: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2014 from the Community Development Fund, the Director of Finance - Community Development Block Grant to the Community Development Fund, the Mayor - Office of Housing and Community Development.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.


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

Bill No. 130874: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2014 from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the Grants Revenue Fund, certain or all City offices, departments, boards and commissions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.


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

 **Bill No. 130875:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2013 within the General Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.


THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

 **Bill No. 130876:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2013 within the Aviation Fund from certain or all City offices, departments, boards and commissions to the Director of Finance - Fringe Benefits.


THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

 **Bill No. 130877:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2013 from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants and from the Acute Care Hospital Fund, the Department of Public Health to the Acute Care Hospital Fund, the Department of Public Health - State Payment.


THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

 **Bill No. 130878:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter establishing and defining the responsibilities of the Office of Sustainability; 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.

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

Councilmember Reynolds Brown Introduced and Referred the following Resolution, Sponsored by Councilmember Reynolds Brown:

 **Resolution No. 130884:** Resolution Proposing an amendment to The

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Philadelphia Home Rule Charter to provide for the creation of an Office of Sustainability, to provide for the powers and duties of such Office, and to otherwise provide for incorporation of the Office into the City government; 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 Reynolds Brown Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Reynolds Brown, Blackwell and Jones:

- ☐ **Resolution No. 130885:** Resolution Authorizing the Joint Committees on Education and Public Safety to hold hearings to discuss the use of state funding to construct two new state prisons - SCI Phoenix I & II - while funding has been drastically cut for basic education.

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

- ☐ **Bill No. 130879:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising certain provisions relating to the City Avenue Overlay District as it pertains to signage.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Resolution No. 130886:** Resolution Calling for joint hearings by the Committee on Public Safety and the Committee on Public Health and Human Services to explore alternative health care methods, such as, telemedicine, mobile health care clinics, online therapy, and non-traditional nursing homes for low-income families, disabled, and elderly Philadelphia residents.

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

- ☐ **Resolution No. 130887:** Resolution Honoring and Congratulating the Women's Law Project on its 40th Anniversary.

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

- ☐ **Resolution No. 130888:** Resolution Recognizing and honoring the achievements of the 2013 Martin Luther King High School football team.

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

- 📄 **Resolution No. 130889:** Resolution Recognizing and honoring the Alumnae Association of the Philadelphia High School for Girls on its 125th Anniversary.

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

- 📄 **Resolution No. 130890:** Resolution Respectfully requesting the Prime Minister of Israel, The Honorable Benjamin Netanyahu, to maintain and support the Foreign Ministry of Israel's diplomatic mission in the United States by retaining The Consulate General of Israel to the Mid-Atlantic Region in Philadelphia.

REPORTS FROM COMMITTEES

COMMITTEE OF THE WHOLE

- 📄 **Bill No. 130685, as amended:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," amending Subcode A, entitled "The Philadelphia Administrative Code," by adding a new Chapter on site safety; amending Title 6 "Health Code," by increasing penalties and requiring notices for asbestos projects; and amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding conditions for site safety monitor licensing; all 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. 130685.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- 📄 **Bill No. 130688-A, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding new rules and obligations pertaining to construction licenses and renewals of those licenses; creating demolition licenses and increasing fines for expeditors that falsify information, all 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. 130688-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130691-A, as amended: An Ordinance Amending Title 4 "The Philadelphia Building Construction and Occupancy Code," by amending Subcode "A," (The Philadelphia Administrative Code), and Subcode "B" (The Philadelphia Building Code), and Title 20 entitled "Officers and Employees," of The Philadelphia Code, by adding certain provisions related to construction and demolition, special inspections, contractors, stop work orders, fees, fines, ethical violations and penalties; all 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. 130691-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 130698-A, as amended: An Ordinance Amending Title 4 "The Philadelphia Building Construction and Occupancy Code," of The Philadelphia Code by amending Subcode "A," (The Philadelphia Administrative Code) by adding new definitions, enforcement powers, a separate permit for demolitions, and training requirements for Licenses and Inspections code officials; all 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. 130698-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Resolution No. 130709: Resolution Calling on the School District of Philadelphia, the Community College of Philadelphia and all regional school districts to provide Occupational Safety and Health Administration (OSHA) training and certification to students enrolled in Career and Technical Education programs and to further offer such training to Philadelphia residents.

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

Resolution No. 130710: Resolution Urging the Commonwealth Review and Advisory Committee (RAC), the State Legislature and the Governor to support, review and alter the codes adoption process to ensure the well-being, health and safety of all Pennsylvania residents.

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

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Resolution No. 130711: Resolution Authorizing the formation of a Hazardous Material Policy Group, to consider and make recommendations on the abatement of additional hazardous substances at demolition sites prior to demolition and to report its findings to the Special Investigating Committee on Demolition Practices.

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

Resolution No. 130712: Resolution Calling on the Philadelphia Department of Licenses & Inspections to strengthen oversight and enforcement of the construction and demolition industry through effective use of technology by reporting on technology improvement opportunities and further reporting annually on the status of 71 recommendations proposed by the Special Investigating Committee on Demolition Practices in Philadelphia.

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

Resolution No. 130713: Resolution Calling on Mayor Michael A. Nutter to immediately issue an Executive Order to require enforcement functions at the Department of Licenses and Inspections to report to the Department of Public Safety, as recommended by the Special Investigating Committee on Demolition Practices in Philadelphia.

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

COMMITTEE ON THE DISABLED AND SPECIAL NEEDS

Bill No. 130723, as amended: An Ordinance Amending Title 6 (Health Code), Title 17 (Contracts and Procurement), and Title 20 (Officers and Employees) all of The Philadelphia Code, by replacing references to "mental retardation" with references to "intellectual disability;" all under certain terms and conditions.

COUNCILMEMBER O'BRIEN MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130723.

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

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The following persons provided public comment on November 21, 2013:

Name and Comment Subject


Judith Robinson (130156)
Mark Austerberry (130770)
Robert Taylor (130584)
Patricia Lowe (130156)
Jihad Ali (130686, 130156)
Rick Sower (130156)
Amy Laura Cahn (130156)
Clarc King (120118)
Henry Nicholas (130881)

See Notes of Testimony for full comment.

BILLS ON FIRST READING

 **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 READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

 **Bill No. 130685, as amended:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," amending Subcode A, entitled "The Philadelphia Administrative Code," by adding a new Chapter on site safety; amending Title 6 “Health Code,” by increasing penalties and requiring notices for asbestos projects; and amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades and Professions,” by adding conditions for site safety monitor licensing; all under certain terms and conditions.

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

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Bill No. 130688-A, as amended: An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding new rules and obligations pertaining to construction licenses and renewals of those licenses; creating demolition licenses and increasing fines for expeditors that falsify information, all under certain terms and conditions.

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

Bill No. 130691-A, as amended: An Ordinance Amending Title 4 "The Philadelphia Building Construction and Occupancy Code," by amending Subcode "A," (The Philadelphia Administrative Code), and Subcode "B" (The Philadelphia Building Code), and Title 20 entitled "Officers and Employees," of The Philadelphia Code, by adding certain provisions related to construction and demolition, special inspections, contractors, stop work orders, fees, fines, ethical violations and penalties; all under certain terms and conditions.

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

Bill No. 130698-A, as amended: An Ordinance Amending Title 4 "The Philadelphia Building Construction and Occupancy Code," of The Philadelphia Code by amending Subcode "A," (The Philadelphia Administrative Code) by adding new definitions, enforcement powers, a separate permit for demolitions, and training requirements for Licenses and Inspections code officials; all under certain terms and conditions.

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

Bill No. 130723, as amended: An Ordinance Amending Title 6 (Health Code), Title 17 (Contracts and Procurement), and Title 20 (Officers and Employees) all of The Philadelphia Code, by replacing references to "mental retardation" with references to "intellectual disability;" all under certain terms and conditions.

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

BILLS AND RESOLUTIONS ON FINAL PASSAGE

Councilmember Jones

moved to suspend the rules of Council to permit the use of a Consent Agenda to consider the following Resolutions on the Final Passage Calendar: Resolution Nos. 130858, 130864, 130865, 130868, 130867, 130751, 130752, 130824, 130827, 130828 and 130829.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

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

THE RESOLUTION WAS ADOPTED.

- 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.

THE RESOLUTION WAS ADOPTED.

- 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.

THE RESOLUTION WAS ADOPTED.

- 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.

THE RESOLUTION WAS ADOPTED.

- 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

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Jennings and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

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 ADOPTED.

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 ADOPTED.

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 ADOPTED.

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

THE RESOLUTION WAS ADOPTED.

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

THE RESOLUTION WAS ADOPTED.

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

THE RESOLUTION WAS ADOPTED.

Resolution No. 130880: Resolution Authorizing the Committee on Public Safety to hold public hearings to examine the working relationship between the City of Philadelphia, its agencies including the Police Department, and United States Immigration and Customs Enforcement (ICE) and to determine the impact on Philadelphia's immigrant community and whether this information-sharing relationship should be terminated.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

Resolution No. 130881: Resolution Authorizing the Committee on Labor and Civil Service to hold public hearings to examine the negotiations between Corizon Health, Inc., and District 1199C to ensure Corizon is in compliance with

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THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130882:** Resolution Honoring and recognizing the Honorable William Thaddeus Coleman, Jr. for his trailblazing efforts in the areas of civil rights, equality, and the law.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130885:** Resolution Authorizing the Joint Committees on Education and Public Safety to hold hearings to discuss the use of state funding to construct two new state prisons - SCI Phoenix I & II - while funding has been drastically cut for basic education.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON PUBLIC SAFETY & EDUCATION.

- ☐ **Resolution No. 130886:** Resolution Calling for joint hearings by the Committee on Public Safety and the Committee on Public Health and Human Services to explore alternative health care methods, such as, telemedicine, mobile health care clinics, online therapy, and non-traditional nursing homes for low-income families, disabled, and elderly Philadelphia residents.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON PUBLIC SAFETY AND PUBLIC HEALTH AND HUMAN SERVICES.

- ☐ **Resolution No. 130887:** Resolution Honoring and Congratulating the Women's Law Project on its 40th Anniversary.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130888:** Resolution Recognizing and honoring the achievements of the 2013 Martin Luther King High School football team.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130889:** Resolution Recognizing and honoring the Alumnae Association of the Philadelphia High School for Girls on its 125th Anniversary.

THE RESOLUTION WAS ADOPTED.

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

Councilmember Jones

moved that the rules of Council be suspended to permit the use of a Consent Agenda to consider the following bills on Second Reading and Final Passage Calendar: Bill Nos. 130579, 130719, 130720, 130726, 130590, 130692, 130725, 130766, 130767, 130814, 130815, and 130769.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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Bill No. 130579: An Ordinance Authorizing Pradeep Kuthiala, owner and operator of the newsstand located at 6000 N. Broad Street, to construct, use, and maintain conduits in, under, and across 6000 N. Broad Street for the purpose of supplying electrical service and telephone service to the newsstand, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Councilmember Jones

moved to withdraw Bill No. 130697.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Bill No. 130697: An Ordinance Amending Section 9-203 of The Philadelphia Code, relating to Street Vendors, within the 52nd Ward in the Fourth District by permitting vending on both sides of 51st Street in the area bordered by and including Parkside Avenue and Columbia Avenue.

THE BILL WAS WITHDRAWN.

Bill No. 130719: An Ordinance Establishing a no truck parking regulation on Champlost Avenue, from Front Street to Hammond Avenue, both sides.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Bill No. 130720: An Ordinance Authorizing and directing the changing of the name of Shelborne Street, from Lardner Street to Cottman Avenue, to Shelbourne Street.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

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Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

Bill No. 130726: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan Nos. 71 and 238 by striking from the City Plan and vacating Swanson Street from Catharine Street to its terminus northwardly therefrom, striking from the City Plan and vacating Fitzwater Street from Christopher Columbus Boulevard to its terminus westwardly therefrom, reserving and placing on the City Plan a right-of-way for sewer and drainage purposes and water main purposes within the lines of Swanson Street being stricken, placing on the City Plan a right-of-way for sewer and drainage purposes and public utility purposes extending from the terminus of Catharine Street, west of Swanson Street, to the easterly right-of-way line of the Delaware Expressway, and relocating the easterly right-of-way line of the Delaware Expressway, from Catharine Street to a point north of Fitzwater Street, in order to conform with the lines established by the Commonwealth of Pennsylvania, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

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.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

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📄 **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 PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

📄 **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 PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

📄 **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 PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

📄 **Bill No. 130766, as amended:** An Ordinance Authorizing, generally, the continued issuance and sale by the City of Philadelphia of Gas Works Revenue

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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 PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney and O'Brien

Abstain: 1 - Councilmember Green

Nays: 0

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.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney and O'Brien

Nays: 0

Abstain: 1 - Councilmember Green

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

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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 PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

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 PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

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 PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

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 PASSED.

The Ayes and Nays were as follows:

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Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

SPEECHES

COUNCILMEMBERS OH, JOHNSON, JONES, HENON, BROWN, TASCO AND SANCHEZ - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.