

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Monday, January 5, 2004**

☐ COUNCIL OF THE CITY OF PHILADELPHIA  
INVESTITURE OF CITY COUNCIL  
ORGANIZATION OF CITY COUNCIL  
INAUGURATION OF HONORABLE JOHN F. STREET, MAYOR  
INVESTITURE OF MEMBERS OF THE JUDICIARY,  
CLERK OF QUARTER SESSIONS COURT, CITY  
COMMISSIONERS, REGISTER OF WILLS, SHERIFF, AND  
JUDGES OF TRAFFIC COURT

- - -  
The Kimmel Center  
for the Performing Arts

- - -  
Monday, January 5, 2004  
10:00 a.m.

- - -  
PRESENT:

COUNCILWOMAN JANNIE L. BLACKWELL, Chair  
COUNCILMAN DARRELL L. CLARKE  
COUNCILMAN DAVID COHEN  
COUNCILMAN FRANK. J. DI CICCO  
COUNCILMAN W. WILSON GOODE, JR.  
COUNCILMAN JACK KELLY  
COUNCILMAN JAMES F. KENNEY  
COUNCILWOMAN JOAN L. KRAJEWSKI  
COUNCILMAN RICHARD T. MARIANO  
COUNCILWOMAN DONNA REED MILLER  
COUNCILMAN MICHAEL A. NUTTER  
COUNCILMAN BRIAN J. O'NEILL  
COUNCILMAN JUAN RAMOS  
COUNCILWOMAN BLONDELL REYNOLDS-BROWN  
COUNCILMAN FRANK RIZZO  
COUNCILWOMAN MARIAN B. TASCO  
COUNCIL PRESIDENT ANNA C. VERNA  
V A R A L L O INCORPORATED  
Litigation Support Services  
1835 Market Street, Suite 600  
Philadelphia, Pennsylvania 19103  
(215) 561-2220

P R O C E E D I N G S

- - -  
ANNOUNCER: Ladies and gentlemen, welcome to the investiture to

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the Members of Council, the organization of City Council, the inauguration of the Honorable John F. Street as Mayor, and the investiture of members of the judiciary, Clerk of Quarter Sessions Court, City Commissioners, Register of Wills, Sheriff, and judges of Traffic Court.

We ask that you please turn off all pagers and cellular phones for the remainder of the ceremony. Thank you. We would like to acknowledge WPVI, Channel 6 for the live broadcast of this ceremony.

Ladies and gentlemen, please rise and bow your heads for the invocation given by His Eminence Justin Cardinal Rigali, Archbishop of Philadelphia.

CARDINAL RIGALI: I am very pleased to participate today in the inauguration of Mayor Street and the investiture of the Members of City Council during these initial months as the new Archbishop of Philadelphia. It is a wonderful opportunity for us to raise our minds and hearts to God, and ask His blessings on the Mayor, City Council, the judges, and other public servants of this historic and beloved City, our City, The City of Philadelphia.

Dear friends, let us place ourselves in the presence of God and ask His help. God, our Creator and Father, look upon us all gathered together this morning.

We ask Your abundant blessings upon our Mayor and the Members of City Council, these public servants, who are committed to the well being of the City of Philadelphia, and to the harmony, peace, and advancement of all the citizens of this community.

We ask You to give these public servants a sharing in Your spirit. Make them generous, courageous, and creative in the important work entrusted to them. Let them work perseveringly and harmoniously, with unstinted honesty and integrity, to accomplish the lofty mission committed to them. May they always see the great dignity of their role and their empowerment for service to the whole community. May they work together in open and respectful collaboration with one another and with all others, always being inspired by the immense amount of good they can accomplish, always aiming to assist their fellow citizens, always professing the equality of human dignity of every brother and sister in the eyes of God. May their contribution to the City become a dynamic factor of our history. May their service recognize the primacy of God in society, and promote and advance God's plan for the unity and harmony of people of all races, all religions, and all ethnic backgrounds. We thank You, Almighty God, for the readiness and resolve of our Mayor and City Council and public officials to face the ever-present and developing challenges of our City, with its enormous needs. We thank You for their commitment to our people of all backgrounds, and for their willingness to serve generously and with personal effort because the cause is great. We ask You, Lord, to stir up new enthusiasm in all of us, to be conscious of the great calling of our City, to be a beacon of harmony and justice, a sign of truth and love in our nation.

We ask You, Lord, to give us all your peace, peace in our hearts and in our homes, peace in our neighborhoods, peace throughout this great and noble City of Philadelphia, peace as we

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work together for the well-being of all your people, our brothers and sisters, and for the glory of Your Holy Name. Amen.

ANNOUNCER: And now, ladies and gentlemen, please remain standing as the Philadelphia Police and Fire Departments present the colors, and the Pine Forge Academy Choir leads us in singing our National Anthem.

(Colors presented.)

(Singing of National Anthem.)

(Applause.)

ANNOUNCER: And now, ladies and gentlemen, please be seated, as we call to the podium City Council President Anna C. Verna.

(Applause.)

COUNCIL PRESIDENT VERNA: Thank you. Thank you. Thank you very much, and good morning.

It is my pleasure to welcome you to the inaugural proceedings for the investiture of City Council Members, the inauguration of the Mayor, and the induction of the judiciary and elected officials.

I am delighted to recognize special guests joining us on stage today. And I would request that you refrain from applauding until all have been recognized. With us we have, as you know, His Eminence, Justin Cardinal Rigali; Bishop Ernest Morris; Rabbi Solomon Isaacson; former Mayor, Reverend W. Wilson Good, Sr.; Mrs. Carmella Rizzo, wife of the late Mayor Frank Rizzo; former Mayor William Green; members of the Philadelphia Congressional delegation: Chaka Fattah, Bob Brady and Joe Hoeffel; Pennsylvania Supreme Court Justice Russell Nigro; Pennsylvania Supreme Court Justice Sandra Shultz Newman; Lieutenant Governor Catherine Baker Knoll; Auditor General Robert Casey, Jr.; State Treasurer Barbara Hafer; City Controller Jonathan Saidel; District Attorney Lynn Abraham; Chairman of the Republican City Committee, Michael Meehan; and Members of the Inaugural Committee.

Thank you all so very much for joining us.

(Applause.)

At this time I would like to acknowledge the First Lady of our City, Ms.

Naomi Post. And I would also like to recognize my husband, Sevy Verna.

(Applause.)

COUNCIL PRESIDENT VERNA: At this time I request COUNCILWOMAN Krajewski please make a presentation of flowers to Ms. Post.

(Flowers presented to Ms. Post.)

(Applause.)

COUNCIL PRESIDENT VERNA: At this time the Philadelphia Boys Choir will sing The Battle Hymn of the Republic.

(Singing of Battle Hymn of the Republic.)

COUNCIL PRESIDENT VERNA: Beautiful.

(Applause.)

COUNCIL PRESIDENT VERNA: I understand that we have two other elected officials with us who have not been recognized.

And at this time I would ask the Speaker of the House of Representatives, John Perzel, to please stand, along with State Representative Dwight Evans. Please stand to be recognized.

(Applause.)

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COUNCIL PRESIDENT VERNA: Thank you. This being the day fixed by the Philadelphia Home Rule Charter for the Organization of the Council of the City of Philadelphia, the hour has arrived, and we will now proceed with the organization of Council and the investiture of Council Members.

Our first order of business will be the election of a temporary chairperson.

Nominations are now in order, and the Chair recognizes COUNCILWOMAN Miller.

COUNCILWOMAN MILLER: Thank you, Madam President. I nominate COUNCILWOMAN Blackwell.

COUNCIL PRESIDENT VERNA: The Chair recognizes Councilman Clark. COUNCILMAN CLARK: Madam President, I second that nomination.

COUNCIL PRESIDENT VERNA: Are there any further nominations?

(No response.) COUNCIL PRESIDENT VERNA: Hearing none, the Chair recognizes COUNCILMAN DiCicco.

COUNCILMAN DiCICCO: Thank you, Madam President. move that the nominations be closed.

COUNCIL PRESIDENT VERNA: The Chair thanks the gentleman. The Chair recognizes Councilman Mariano.

COUNCILMAN MARIANO: Madam President, I second the motion.

COUNCIL PRESIDENT VERNA: All in favor of the motion will indicate by saying "aye."

(Chorus of "ayes.")

COUNCIL PRESIDENT VERNA: Those opposed?

(No response.)

COUNCIL PRESIDENT VERNA: The ayes have it. And the nominations are closed.

There being no further nominations, all in favor of the election of COUNCILWOMAN Blackwell as temporary chairperson will please say "aye."

(Chorus of "ayes.") COUNCIL PRESIDENT VERNA: Those opposed "nay." (No response.) COUNCIL PRESIDENT VERNA: The ayes have it, and COUNCILWOMAN Blackwell has been duly elected temporary chairperson, and to her I relinquish this gavel.

COUNCILWOMAN BLACKWELL: Thank you. As the first order of business, I appoint Mrs. Patricia Rafferty temporary Clerk. The next order of business is the filing of the certificates of election. THE CLERK will call the roll. I direct THE CLERK to call the roll, beginning with the Councilpersons-at-large in alphabetical order, and then to proceed with the district Councilpersons in order of their district, beginning with the First District.

THE CLERK: Mr. David Cohen?

COUNCILMAN COHEN: Present.

THE CLERK: Mr. W. Wilson Goode, Jr.

COUNCILMAN GOODE: Present.

THE CLERK: Mr. Jack Kelly.

COUNCILMAN KELLY: Present.

THE CLERK: Mr. James F. Kenney.

COUNCILMAN KENNEY: Present.

THE CLERK: Mr. Juan Ramos.

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COUNCILMAN RAMOS: Present.  
THE CLERK: Ms. Blondell Reynolds Brown.  
COUNCILWOMAN REYNOLDS BROWN: Present.  
THE CLERK: Mr. Frank Rizzo.  
COUNCILMAN RIZZO: Present.  
THE CLERK: Mr. Frank DiCicco.  
COUNCILMAN DiCICCO: Present.  
THE CLERK: Mrs. Anna C. Verna.  
COUNCIL PRESIDENT VERNA: Present.  
THE CLERK: Mrs. Jannie Blackwell.  
COUNCILWOMAN BLACKWELL: Present.  
THE CLERK: Mr. Michael A. Nutter.  
COUNCILMAN NUTTER: Present.  
THE CLERK: Mr. Darrell Clarke.  
COUNCILMAN CLARKE: Present.  
THE CLERK: Ms. Joan Krajewski.  
COUNCILWOMAN KRAJEWSKI: Present.  
THE CLERK: Mr. Richard Mariano.  
COUNCILMAN MARIANO: Present.  
THE CLERK: Ms. Donna Miller.  
COUNCILWOMAN MILLER: Present.  
THE CLERK: Ms. Marian B. Tasco.  
COUNCILWOMAN TASCO: Present.  
THE CLERK: Mr. Brian O'Neill.  
COUNCILMAN O'NEILL: Present.  
THE CLERK: COUNCILWOMAN Blackwell, a quorum of the members-elect is present, and I have in my possession certificates of election signed by Mary Colins, acting chairwoman, Margaret McKeown, acting Commissioner, and Eugene Maier, acting Commissioner, acting as the County Board of Elections in Philadelphia, indicating their election of November 4, 2003, for a term of four years, commencing the first Monday of January, AD 2004.  
COUNCILWOMAN BLACKWELL: The investiture of Members of Council will now proceed. The members-elect will rise to take the oath of office, which will be administered by the Honorable Frederica Massiah-Jackson, PPRESIDENT JUDGE of the Court of Common Pleas.  
PRESIDENT JUDGE MASSIAH-JACKSON: Will each member about to be sworn place your left hand on the Bible, and raise your right hand. Repeat after me. I do solemnly swear. . .  
ALL COUNCIL MEMBERS: I do solemnly swear. . . PPRESIDENT JUDGE MASSIAH-JACKSON: . . .that I will support, obey, and defend. . .  
ALL COUNCIL MEMBERS: . . .that I will support, obey, and defend. . .  
PPRESIDENT JUDGE MASSIAH-JACKSON: . . .the Constitution of the United States. . .  
ALL COUNCIL MEMBERS: . . .the Constitution of the United States. . .  
PPRESIDENT JUDGE MASSIAH-JACKSON: . . .the Constitution of the Commonwealth of Pennsylvania. . .  
ALL COUNCIL MEMBERS: . . .the Constitution of the Commonwealth of Pennsylvania. . .

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PRESIDENT JUDGE MASSIAH-JACKSON: . . .and the Philadelphia Home Rule Charter.

ALL COUNCIL MEMBERS: . . .and the Philadelphia Home Rule Charter.

PRESIDENT JUDGE MASSIAH-JACKSON: . . .and that I will discharge the duties of my office with fidelity.

ALL COUNCIL MEMBERS: . . .and I will discharge the duties of my office with fidelity.

PRESIDENT JUDGE MASSIAH-JACKSON:  
Thank you.

(Applause.)

COUNCILWOMAN BLACKWELL: The next order of business is the introduction of a Resolution providing Rules for the government of the Council of the City of Philadelphia, and the Chair recognizes COUNCILMAN Clarke.

COUNCILMAN CLARKE: Thank you, Madam Chair. I offer the following Resolution. COUNCILWOMAN BLACKWELL: The Chief Clerk will read the title of the resolution.

THE CHIEF CLERK: A Resolution to provide for the government of the Council of the City of Philadelphia.

COUNCILWOMAN BLACKWELL: The Chair recognizes Councilman Clarke.

COUNCILMAN CLARKE: Madam Chair, move the adoption of the Resolution.

COUNCILWOMAN BLACKWELL: The Chair thanks the gentleman. The Chair recognizes Councilman Mariano. COUNCILMAN MARIANO: Madam Chair, I second the motion.

COUNCILWOMAN BLACKWELL: All in favor will say "aye".

COUNCILMAN NUTTER: Madam Chair. COUNCILWOMAN BLACKWELL: Yes.

COUNCILMAN NUTTER: I wish to speak on the Resolution.

COUNCILWOMAN BLACKWELL: I don't know who's speaking.

COUNCILMAN MARIANO: Councilman Nutter.

COUNCILWOMAN BLACKWELL: Councilman Nutter, you wish to speak on the Resolution? The Chair recognizes Councilman Nutter.

COUNCILMAN NUTTER: Thank you, Madam Chair. Madam Chair, there has been limited opportunity and discussion about this particular Resolution.

In my previous three inaugurations, the Resolution providing for the Rules of Council have been offered on a temporary basis. I did not hear, when the Councilman made the offer of the Resolution, that that would be the case. That has been the practice in the past, and I have not. . . do not recall any discussion with regard to the Rules, that they will be adopted on a permanent basis. All of the Rules that I have previously indicate that they have automatically been referred to the Committee of the Whole, adopted temporarily by this Council. I think we're all aware that there have been a number of significant proposed changes to the Rules that we have operated under, at least for myself for 12 years and many other Members

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for the last 16 years. I would ask through the Chair, are the Rules being offered on a temporary basis or will there be discussion of the particular provisions which radically change the rules of governance of this Council that we have operated under for the last 16 years?

COUNCILWOMAN BLACKWELL: The Chair notes that at the previous Council, certainly at the last -- at our last investiture, we adopted temporary rules. But before that time -- And I've been here since the days of Frank Rizzo -- permanent rules were adopted at this session; they were distributed, as these were, before then, with any changes noted. And when we came to the service of investiture today, those permanent rules were adopted.

COUNCILMAN COHEN: Madam President.

COUNCILWOMAN BLACKWELL: Mr. Cohen. The Chair recognizes Councilman Cohen. COUNCILMAN COHEN: I wanted to speak in support of the material spoken about by Councilman Nutter. Ever since 1988, this Council has adopted temporary rules, and nothing ever happened thereafter.

Each Member was entitled at any Meeting of City Council to introduce a Resolution calling for an amendment of the Rules, but none did.

This new set of Rules contains a number of changes. We have not had the opportunity to find out the basis for the changes, what motivated them, who felt wrongly treated by the old Rules, or what the cause is for the desirability of the new Rules. I think it would be timely and orderly to have discussions of the meaning of the changes, what they portend, why they're being presented. And the time is not present, when we have many guests here waiting anxiously for the investiture of their family members, either in the judiciary or the row offices. Therefore, I would like to suggest that it would be very good if we followed the precedent that was set in 1988 and continuously followed thereafter, to have a temporary set of Rules so that we can have

a full discussion in the greater order of business. Thank you, Madam Chair.

COUNCILWOMAN BLACKWELL: Thank you. Thank you for your remarks, COUNCILMAN Cohen.

The Chair notes that when the Rules were changed previously, I would like to note that the late Lucien Blackwell changed those Rules. Rules were distributed before Council met, and were voted on.

I would also like to note that this Council met, during which time, in an unofficial capacity, since we know the official meeting is here and the official election of officers is here today. . . And the Chair notes that we met to deal with the Rules of Council, as well as the officers of Council, at a previous meeting, and that all those here voted. No, if there was no discussion, then obviously then there would have been a question about who voted.

The Chair notes that that meeting took place in the presence of the Members of City Council, in spite of the remarks that the gentleman makes this morning. COUNCILMAN DiCICCO: Madam Chair. COUNCILMAN KENNEY: Madam Chair. COUNCILWOMAN

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BLACKWELL: Councilman DiCicco is next.

COUNCILMAN DiCICCO: Thank you,  
Madam Chair.

You mentioned that a meeting took place, and I think you're referring to the meeting that was held in Council President Verna's office last Tuesday.

COUNCILWOMAN BLACKWELL: Councilman DiCicco, would you speak closer to your mike.

COUNCILMAN DiCICCO: Thank you, Madam Chair.

You speak of a meeting that took place, and I suspect you're talking about the meeting that occurred in Council President's office last Tuesday.

I don't recall a vote being taken on the Rules change. The only vote that I recall being taken were on the positions of the President, the Chairs, the minority leader of each party and majority and minority whips.

At that same meeting, many questions were being asked as to the reasons why the Rules were being changed. And my recollection -- I recall that there really was no answer to that given at the time. I also recall. . . I think it was Councilman Kenney, when he kept pressing the issue as to who was the author of these bills, why were they being changed -- We wanted to be able to at least go to either the Law Department, the Solicitor's Office, the tech staff and speak to those folks, whoever they were who made these Rules, because we had some technical issues. I believe it was Councilman Mariano who indicated at that time that the Rules actually were drafted by the Mayor. I haven't had any conversations with the Mayor since last Tuesday. So, I am not ready to vote on these Bills, and I would respectfully request that the motion -- I believe it's in the form of a motion of Councilman Nutter -- that these be adopted as temporary Rules.

COUNCILWOMAN BLACKWELL: The Chair

will note that COUNCILMAN Kenney wanted to make remarks before the Chair rules.

COUNCILMAN MARIANO:

Point of information, Madam Chairwoman.

COUNCILWOMAN

BLACKWELL: Yes. COUNCILMAN Mariano.

COUNCILMAN MARIANO: I'm sorry, Councilman . I didn't say the Mayor said it. I said I wrote it. I'm not the Mayor.

COUNCILMAN DiCICCO: COUNCILMAN . . .

COUNCILMAN , you're speaking --

(Laughter.) COUNCILMAN MARIANO: Through the Chair? Through the Chair, Councilman DiCicco. You just noted that I said that the Mayor wrote the Rules. And I said then and I say now, I did not write -- he did not write the Rules; I wrote them.

COUNCILMAN DiCICCO: Madam Chair,  
the Councilman is somewhat correct. At one point during that meeting --

VOICE IN THE AUDIENCE: Liar.

COUNCILMAN DiCICCO: At one point during that meeting --

VOICE IN THE AUDIENCE: Boo.

COUNCILMAN DiCICCO: -- he indicated that he wrote the Rules.

And then, as he was questioned a little bit more, he said that each of the 11 people who were voting in favor of the Rules wrote a page.

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I indicated there were 19 pages, so if 11 wrote, who wrote the other 8? e then said, well, I wrote 2 and some others wrote 2.

COUNCILMAN Kenney kept pressing because we knew that Councilman Mariano did not write the Rules. We understand that he didn't write them. He actually admitted it later, and then said, you want to know who wrote them? The guy on the second floor. And I know the guy on the second floor is the Honorable Mayor, John Street. COUNCILWOMAN BLACKWELL:

I was at the meeting, sir, and I do not recall anyone saying that the, quote unquote, guy on the second floor --

COUNCILMAN DiCICCO: Well, COUNCILMAN Mariano --

COUNCILWOMAN BLACKWELL: -- wrote the rules.

COUNCILMAN DiCICCO: -- and I always have a problem --

COUNCILWOMAN BLACKWELL: -- and I was there.

COUNCILMAN DiCICCO: -- with who said what and when.

COUNCILWOMAN BLACKWELL: Thank you.

(Applause.)

COUNCILWOMAN BLACKWELL: The Chair recognizes Councilman Kenney.

COUNCILMAN KENNEY: Thank you, Madam Chair. I apologize for the weakness of my voice. I would like to reiterate Councilman Nutter's issues and Councilman Cohen's issues, relative to the fact that the number of questions that were asked were not answered, not only were not answered satisfactorily but were not answered at all. There were about five or six major points of contention, relative to the proposed changes in the Rules. And those questions -- There were issues raised as a result of what would happen in certain scenarios. None of those answers were given satisfactorily to me, and in some cases answers were refused to be given at all. Again, I would urge that we adopt temporary Rules and have a full-blown discussion in public, with the public in attendance, at our Committee of the Whole, to discuss each and every one of these proposed changes. They are significant changes that will change the composition of Council totally, and will change Council's role in the running of this government. It will allow the minority party in the City to have a role in picking chairmen, Democratic chairmen of committees. It will allow the minority party in the City to pick members of committees. Even the United States Congress, the House of Representatives, and the Senate of Pennsylvania, Republicans do not pick committee chairs. They pick chair people of their own party. There's this and a number of issues that we need to discuss, and it really needs to be discussed in a forum where the public can come and hear and have an opinion expressed. So I would respectfully reiterate that point.

(Applause and cheers.)

COUNCILWOMAN BLACKWELL: Thank you, Councilman. The Chair recognizes Councilwoman Tasco.

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COUNCILWOMAN TASCO: Thank you very much, Madam Chair. I do support the fact that we need to have further discussion about these Rules. The first meeting we had when the Rules were presented, we were told there were 11 votes for it. And there was no discussion. Attempts were made to have a discussion about the Rules, and the extent to which they would have an impact on this City. And particularly, I care about what happens to my District. And there was no substantive discussion about why the major, drastic changes were being made to these Rules. I've been on this Council since 1988. We have operated under the same Rules. It seems to me that the Rules have been proposed to change behavior, not to provide a Democratic process for us to execute our duties. So, I would call for an opportunity to have full disclosure, because it not only impacts the Rules of the operations of this Council, but how it impacts on all the people who live in the City of Philadelphia, because how we conduct our business serves as a way we end up dealing with legislation that impacts on us all in the City of Philadelphia. They should not be done in the dark of night, without full discussion, and without full disclosure. (Applause and cheers.)

COUNCILWOMAN LACKWELL: The Chair thanks the COUNCILWOMAN for her remarks.

COUNCILMAN GOODE: Point of order. COUNCILWOMAN BLACKWELL: The Chair likewise notes there is a point of order. Councilman Goode, point of order.

COUNCILMAN GOODE: Thank you, Madam Chair. I believe Councilman Clarke made a motion that was seconded by Councilman Mariano. I move for the previous question.

VOICE IN THE AUDIENCE: Shame, Wilson; shame.

COUNCILWOMAN BLACKWELL: All in favor?

COUNCILMAN NUTTER: Madam Chair, point of order.

COUNCILWOMAN BLACKWELL: Point of order. COUNCILMAN NUTTER: I would move for a ten-minute recess.

(Laughter.)

VOICE IN THE AUDIENCE: Shame, Wilson; shame.

COUNCILWOMAN BLACKWELL: The Chair does not wish that we have a ten-minute recess. We have a motion on the floor. We have been moved the previous question.

COUNCILMAN NUTTER: I understand that.

VOICE IN THE AUDIENCE: Shame.

COUNCILMAN NUTTER: Madam Chairman. . .

COUNCILWOMAN BLACKWELL: And the Chair will say all in favor - - COUNCILMAN NUTTER: Madam Chairman. . .

COUNCILWOMAN BLACKWELL: -- of the motion will say "aye."

VOICE IN THE AUDIENCE: Shame.

COUNCILMAN NUTTER: Madam Chair, I would point out that the motion for a temporary recess takes precedence over the previous question motion.

It is merely to give us an opportunity possibly to resolve this particular matter in as dignified a fashion as possible. We do not wish to delay these proceedings.

(Applause.)

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COUNCILMAN NUTTER: I do not wish to delay these proceedings.  
COUNCILWOMAN BLACKWELL: We will  
call --  
COUNCILMAN NUTTER: COUNCILMAN Cohen is absolutely correct.  
COUNCILWOMAN BLACKWELL: The Chair rules that we will call for  
a call.  
COUNCILMAN NUTTER: I do not have a copy, Madam Chair. . .  
For instance, I do not have a copy of the final Rules.  
COUNCILWOMAN BLACKWELL: The Chair rules --  
COUNCILMAN NUTTER: I do not have a copy of the Resolution  
that was introduced.  
The motion that I made takes precedence over the other motions  
on the floor, Madam Chair. COUNCILWOMAN BLACKWELL: The Chair  
then will call for a vote with regard to your request for a  
ten-minute recess. And the Chair will ask THE CLERK to take the  
vote. Thank you.  
VOICE IN THE AUDIENCE: Disgraceful.  
THE CLERK: COUNCILWOMAN Blackwell. COUNCILWOMAN  
BLACKWELL: No.  
THE CLERK: Councilman Clarke.  
COUNCILMAN CLARKE: No.  
THE CLERK: COUNCILMAN Cohen.  
COUNCILMAN COHEN: Aye.  
THE CLERK: COUNCILMAN DiCicco.  
COUNCILMAN DiCICCO: Aye.  
THE CLERK: COUNCILMAN Goode.  
COUNCILMAN GOODE: No.  
THE CLERK: Councilman Kelly  
COUNCILMAN KELLY: Aye. I'm sorry. No. (Laughter and  
applause.)  
COUNCILMAN KELLY: First day on the job. This is the first  
day.  
THE CLERK: COUNCILMAN Kelly?  
COUNCILMAN KELLY: No. THE CLERK: Councilman Kenney.  
COUNCILMAN KENNEY: Aye.  
THE CLERK: Councilwoman Krajewski. COUNCILWOMAN  
KRAJEWSKI: No.  
THE CLERK: Councilman Mariano.  
COUNCILMAN MARIANO: No.  
THE CLERK: Councilwoman Miller. COUNCILWOMAN MILLER:  
No.  
THE CLERK: Councilman Nutter.  
COUNCILMAN NUTTER: Aye.  
THE CLERK: Councilman O'Neill.  
COUNCILMAN O'NEILL: No.  
THE CLERK: Councilman Ramos.  
COUNCILMAN RAMOS: No.  
THE CLERK: Councilwoman Reynolds-Brown.  
COUNCILWOMAN REYNOLDS-BROWN: No.  
THE CLERK: Councilman Rizzo.  
COUNCILMAN RIZZO: No.  
THE CLERK: Councilwoman Tasco. COUNCILWOMAN TASCO: Aye.  
THE CLERK: Council President Verna. COUNCIL PRESIDENT  
VERNA: Aye.  
THE CLERK: The nos are 11, the ayes are 6. (Applause.)

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COUNCILWOMAN BLACKWELL: Thank you. As has been read; therefore, the motion fails. COUNCILMAN NUTTER: Madam Chair

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COUNCILWOMAN BLACKWELL: The motion fails.

COUNCILMAN NUTTER: -- I appreciate the vote.

COUNCILWOMAN BLACKWELL: Therefore, we have a question on the floor with regard to the adoption of temporary Rules. And again, the Chair will ask THE CLERK to call the roll.

THE CLERK: COUNCILWOMAN Blackwell.

COUNCILWOMAN TASCOS: Point of order. What are we voting on?

COUNCILWOMAN BLACKWELL: Let me correct myself. We are now voting on permanent Rules for the City Council. Again, we will ask THE CLERK to call the roll.

COUNCILMAN NUTTER: Madam Chair, I'd like to ask through the Chair at least one question prior to the vote.

There is a technical issue on Page 2 of the Rules that were handed out at the last meeting.

VOICES IN THE AUDIENCE: Boo.

COUNCILMAN NUTTER: May the Chair --

COUNCILMAN NUTTER: Are we to understand --

COUNCILWOMAN BLACKWELL: May the Chair note that the COUNCILMAN just said you didn't discuss them, and now you want to refer to a specific page and section.

(Applause.) COUNCILMAN NUTTER: Madam Chair. . .

COUNCILWOMAN BLACKWELL: The Chair notes -- COUNCILMAN NUTTER: Madam Chair. . . COUNCILWOMAN BLACKWELL: -- there was full discussion --

COUNCILMAN NUTTER: Madam Chair, I did not say that there was no discussion. COUNCILWOMAN BLACKWELL: The Chair

has been around every day, and not --

COUNCILMAN NUTTER: Madam Chair --

COUNCILWOMAN BLACKWELL: -- taken one day off. COUNCILMAN NUTTER: Madam Chair --

COUNCILWOMAN BLACKWELL: No holidays. The Chair has been there --

(File No. 040056)

THE COMMUNICATION WAS READ.