

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, September 20, 2018

PRESENT: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger

Council met, a quorum being present.

Pastor Omar Barlow of New Covenant Church was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL of the meeting of September 13, 2018.

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. 180552, which was passed by Council on September 13, 2018, was signed by the Mayor on September 14, 2018. (File No. 180837)

THE COMMUNICATION WAS READ.

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- Resolution No. 180827:** Resolution Recognizing Le Chapeau Project and its artists on the occasion of their one-day art gallery showcasing international

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artists and challenging the negative narrative surrounding immigrants and individuals from Africa, Asia and the Americas.

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

Resolution No. 180828: Resolution Authorizing the Committee on Children and Youth to hold public hearings examining the prevalence of child hunger in Philadelphia and evaluating the efficacy of existing programs addressing child hunger.

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

Bill No. 180814: An Ordinance Amending Section 9-206 of The Philadelphia Code, entitled "Sidewalk Vendors in Neighborhood Business Districts," by adding a designated vendor location in the University City District; all under certain terms and conditions.

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

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

Bill No. 180815: An Ordinance Establishing parking regulations in the vicinity of: 20th street and Brown street; Bouvier street and Montgomery avenue; 28th street and Cecil B. Moore avenue; 23rd street and Parrish street; Mt. Vernon street and 11th street; Harper street and 29th street; Brown street and 23rd street.

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

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

Bill No. 180816: An Ordinance Establishing parking regulations in the vicinity of: Thompson street and Crease street; Crease street and Girard avenue; Hancock street and Girard avenue; Marlborough street and Wildey street; Belgrade street and Crease street; Girard avenue and Frankford avenue; Day street and Thompson street.

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

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

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of: 16th street and Oxford street; Aspen street and 25th street; Aspen street and 23rd street; Aspen street and 24th street.

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

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

Bill No. 180818: 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 to The Philadelphia Home Rule Charter relating to the mandatory establishment and hiring of a new class of employees within the civil service system to be designated as “Public Safety Enforcement Officers”; setting forth the duties of such employees; 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 Greenlee Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Greenlee, Jones, Reynolds Brown, Green and Johnson:

Resolution No. 180829: Resolution Declaring October as “Domestic Violence Awareness Month.”

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

Resolution No. 180830: Resolution Proposing an amendment to the Philadelphia Home Rule Charter providing for the mandatory establishment and hiring of a new class of employees within the civil service system to be designated as “Public Safety Enforcement Officers,” setting forth the duties of such employees, 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 Jones Introduced and Referred the following Bill, Sponsored by Councilmember Jones:

Bill No. 180819: An Ordinance Legalizing an existing patio encroachment at 3749-51 Midvale Avenue, Philadelphia, PA 19129, all under certain terms and conditions.

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

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

- ☐ **Resolution No. 180831:** Resolution Honoring and recognizing Diversified Community Services, on the 50th Anniversary of its incorporation, for the organization's dedication to improving the South Philadelphia Community through education and economic empowerment.

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

- ☐ **Resolution No. 180832:** Resolution Also naming the 2300 block of Ellsworth Street “Patty Jackson Way,” to honor broadcasting pioneer and Philadelphia living legend Patty Jackson.

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

- ☐ **Resolution No. 180833:** Resolution Declaring September 15, 2018 through October 15, 2018 as Hispanic Heritage Month here in the City of Philadelphia to honor the role that Hispanics have played and continue to play in the economic, cultural and social development of our City and nation.

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

- ☐ **Bill No. 180820:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter to change certain gender specific references to gender neutral references, as approved by Resolution of the City Council; fixing the date of a special election for such purpose; prescribing the form of ballot question 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 Green Introduced and Referred the following Resolution, Sponsored by Councilmember Green:

- ☐ **Resolution No. 180834:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to change certain gender specific references (such as “councilman,” “councilmen,” and “Councilmanic”) to gender neutral references (such as “councilmember,” “councilmembers,” and “Council”); and

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providing for the submission of the proposed amendment to the electors of Philadelphia.

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

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

- ☐ **Resolution No. 180835:** Resolution Honoring and recognizing the men and women of First Builders, Inc., for their commitment to building a new pathway to viable careers in the construction industry for the City of Philadelphia's next generation of working men and women and labor leaders.

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

- ☐ **Bill No. 180821:** An Ordinance Amending Section 22-310 of The Philadelphia Code, entitled "Deferred Retirement Option Plan (DROP)," with respect to eligibility of new employees, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON LABOR AND CIVIL SERVICE.

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

- ☐ **Bill No. 180822:** An Ordinance Amending Chapter 12-1300 of The Philadelphia Code, entitled "Enforcement and Obedience to Traffic Regulations," by increasing the associated penalty for violating this Chapter.

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

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

- ☐ **Bill No. 180823:** An Ordinance Authorizing Anthony Daloia ("Owner") to construct, own and maintain a proposed exterior stairway encroachment at 2573 Tulip Street, Philadelphia, PA 19125, all under certain terms and conditions.

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

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

- ☐ **Bill No. 180824:** An Ordinance Authorizing James Mahon ("Owner") to install, own and maintain an open air sidewalk café at 2546 E. Lehigh Avenue, Philadelphia, PA 19125 ("Property"), under certain terms and conditions.

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

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

- 📄 **Bill No. 180825:** An Ordinance Authorizing Fishtown Brewpub, (“Owner”) to install, own and maintain an open air sidewalk café at 1101 Frankford Avenue, Philadelphia, PA 19125 (“Property”), under certain terms and conditions.

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

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

- 📄 **Bill No. 180826:** An Ordinance Authorizing PECO Energy Company (“Owner”) to construct, own and maintain proposed nonstandard bollards encroachment at 900-22 Lombard Street, Philadelphia, PA 19103, all under certain terms and conditions.

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

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

- 📄 **Resolution No. 180836:** Resolution Recognizing and Celebrating the Band of Brothers Family Reunion in Philadelphia.

REPORTS FROM COMMITTEES

COMMITTEE ON LICENSES AND INSPECTIONS

- 📄 **Bill No. 160151, as amended:** An Ordinance Amending The Philadelphia Code by adding a new provision authorizing the City of Philadelphia to issue municipal identification cards to City residents, establishing standards, confidentiality provisions, and other related items regarding the cards; all under certain terms and conditions.


COUNCILMEMBER QUIÑONES SÁNCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 160151.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

 **Bill No. 160151, as amended:** An Ordinance Amending The Philadelphia Code by adding a new provision authorizing the City of Philadelphia to issue municipal identification cards to City residents, establishing standards, confidentiality provisions, and other related items regarding the cards; all under certain terms and conditions.

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

PUBLIC COMMENT

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DISCUSSION - COUNCILMEMBER BLACKWELL - RESOLUTION NO. 180761 -
(SEE NOTES OF TESTIMONY).

The following persons provided public comment on September 20, 2018:

Name and Comment Subject

Kathleen McGettigan (180100)
Stanley Straughter (180761)
Dr. Modafi Asante (180761)
Dr. Diane Turner (180761)
Patricia Wilson Aden (180761)
Bianca Parker (180100)
Joe Danihel (180100)
Jeannine Lisitski (180768)
Christine Stutman (180768)
Gwen Ragsdale (180761)
Christa Hayburn (180768)
Aminata Sandra Calhoun (170675)
Linda Ragin (170675)
Arnold Jones (170675)
Dr. Walter Palmer (180761)
Michael Coard, Esq (180761)
Vanjessica Gladney (180761)
Donna Cooper (180600-A)
Ogbonna Hagins 170408
Jacqueline Wiggins (180100)
Milele Gailliard (170675)
Matt McClure (180498, 180295)
Ruth I. Birchett (180100)
Paula Peebles (180100)
Hercules Grigas (180498, 180295)
Katherine Miller (180768)

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See Notes of Testimony for full comment.

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

THE REQUEST WAS GRANTED.

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

THE REQUEST WAS GRANTED.

BILLS AND RESOLUTIONS ON FINAL PASSAGE

- ☐ **Resolution No. 180756:** Resolution Urging the Pennsylvania State Legislature to pass House Bill 2060 which provides further protections to victims of domestic violence.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 180761-A:** Resolution Authorizing the creation of the “Special Committee on 400 Years of African American History” to evaluate the impact African Americans have had on the history of this country and acknowledging the creation of the Federal Commission by the same name that was formed in recognition of the 400-year Anniversary of the arrival of Africans in the English colonies at Old Point Comfort, Virginia, in 1619.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER BLACKWELL - RESOLUTION NO. 180761-A - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER BLACKWELL MOVED TO AMEND RESOLUTION NO. 180761 (SEE FILE).

COUNCILMEMBER BLACKWELL MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

TH AMENDMENT TO RESOLUTION NO. 180498-A WAS ADOPTED.

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☐ **Resolution No. 180761-A, as amended:** Resolution Authorizing the creation of the “Special Committee on 400 Years of African American History” to evaluate the impact African Americans have had on the history of this country and acknowledging the creation of the Federal Commission by the same name that was formed in recognition of the 400-year Anniversary of the arrival of Africans in the English colonies at Old Point Comfort, Virginia, in 1619.

THE RESOLUTION WAS AMENDED.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180763:** Resolution Calling on the Legislature of the Commonwealth of Pennsylvania to oppose House Bill 2654, a proposal concerning Small Cell Wireless Facilities, which would remove local control of the public right of way and municipal infrastructure; and further reaffirming the authority of municipalities, and cities of the first class to regulate the public right-of-way.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180764:** Resolution Calling on the United States Senate to oppose Senate Bill 3157 known as the “STREAMLINE Small Cell Deployment Act,” which would considerably limit local control of the public right-of-way and municipal infrastructure; and further reaffirming the authority of local government to regulate the public right-of-way.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180768:** Resolution Urging Congress to reauthorize the Violence Against Women Act (VAWA), which helps to prevent and respond to domestic violence, sexual assault, dating violence, and stalking.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180769:** Resolution Appointing Joshu Harris to the board of directors of the Philadelphia Land Bank.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180775:** Resolution Urging the Pennsylvania House of Representatives to pass Senate Bill 501, which would require the relinquishment of all guns within 24 hours by individuals who are the subject of Protection from Abuse orders, shorten the time defendants convicted of misdemeanor crimes of domestic violence must surrender their guns from 60 days to 48 hours, and prohibit allowing friends and family members outside of abusers' households to store firearms surrendered by these individuals.

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THE RESOLUTION WAS ADOPTED.

Resolution No. 180776: Resolution Calling on the United States Congress to support the passage of the *Rent Relief Act*.

THE RESOLUTION WAS ADOPTED.

The Ayes and Nays were as follows:

Nays: 3 - Councilmembers O'Neill, Oh and Taubenberger

Ayes: 14 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, Domb, Green, Greenlee, Gym and Reynolds Brown

Resolution No. 180784: Resolution Also naming St. Albans Street between 7th and 8th Streets as “Eddie Lang Way”.

THE RESOLUTION WAS ADOPTED.

Bill No. 180600-A, as amended: An Ordinance Amending Chapter 19-3200 of The Philadelphia Code, entitled “Keystone Opportunity Zone, Economic Development District, and Strategic Development Area,” by providing for further Keystone Opportunity Expansion Zones, 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, Parker, O'Neill, Domb, Green, Greenlee, Oh, Reynolds Brown and Taubenberger

Nays: 1 - Councilmember Gym

Bill No. 180077-A, as amended: An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled 'Business Privilege Taxes,' by eliminating for new businesses the requirement to make an estimated payment when filing a return for their first tax year of business operations and allowing the estimated payment in succeeding years to be made in quarterly installments, 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, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger

Nays: 0

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📄 **Bill No. 180498-AA, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” to provide for the procedures for the Administrative Review process; all under certain terms and conditions.

THE BILL WAS READ.

COUNCILMEMBER BLACKWELL MOVED TO AMEND BILL NO. 180498-A (SEE FILE).

COUNCILMEMBER BLACKWELL MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

TH AMENDMENT TO BILL NO. 180498-A WAS ADOPTED.

📄 **Bill No. 180498-AA, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” to provide for the procedures for the Administrative Review process; all under certain terms and conditions.

THE BILL WAS AMENDED.

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

📄 **Resolution No. 180827:** Resolution Recognizing Le Chapeau Project and its artists on the occasion of their one-day art gallery showcasing international artists and challenging the negative narrative surrounding immigrants and individuals from Africa, Asia and the Americas.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180828:** Resolution Authorizing the Committee on Children and Youth to hold public hearings examining the prevalence of child hunger in Philadelphia and evaluating the efficacy of existing programs addressing child hunger.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180829:** Resolution Declaring October as “Domestic Violence Awareness Month.”

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180831:** Resolution Honoring and recognizing Diversified Community Services, on the 50th Anniversary of its incorporation, for the organization's dedication to improving the South Philadelphia Community through education and economic empowerment.

THE RESOLUTION WAS ADOPTED.

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📄 **Resolution No. 180833:** Resolution Declaring September 15, 2018 through October 15, 2018 as Hispanic Heritage Month here in the City of Philadelphia to honor the role that Hispanics have played and continue to play in the economic, cultural and social development of our City and nation.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180835:** Resolution Honoring and recognizing the men and women of First Builders, Inc., for their commitment to building a new pathway to viable careers in the construction industry for the City of Philadelphia's next generation of working men and women and labor leaders.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180836:** Resolution Recognizing and Celebrating the Band of Brothers Family Reunion in Philadelphia.

THE RESOLUTION WAS ADOPTED.

SPEECHES

COUNCILMEMBER OH, HENON, GREEN, BROWN, DOMB AND JOHNSON - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.