

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, May 1, 2014

PRESENT: 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

Reverend Richard Harris of Firm Hope Baptist Church was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the Meeting of April 24, 2014.

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

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

- Transmitting a resolution approving the Agreement of Agency Designation pursuant to the Redevelopment Cooperation Law between the Philadelphia Redevelopment Authority and the Philadelphia Housing Authority for the purpose of considering the acquisition of property by the Philadelphia Housing Authority to support its Blumberg Project, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 140400)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Section 10-10001 of The Philadelphia Code (“Fees of Commissioner of Records”) to raise the fee for recording documents, all under certain terms and conditions. (File No. 140401)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2014 from the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, the Mayor - Office of Housing and Community Development, the Department of Streets, the Department of Public Property and

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THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property to convey to the Philadelphia Authority for Industrial Development, all or part of a parcel of land and any improvements located at 611 N. 2nd Street, for further conveyance, under certain terms and conditions. (File No. 140403)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property to convey to the Philadelphia Authority for Industrial Development all or part of a parcel of land, with any improvements thereon, located at 1823-35 Callowhill Street, for further conveyance, under certain terms and conditions. (File No. 140404)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property to enter into a lease agreement with the Southeastern Pennsylvania Transportation Authority as landlord and the City of Philadelphia as tenant for office space at 1234 Market Street, under certain terms and conditions. (File No. 140405)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- ☐ **Bill No. 140377:** An Ordinance Amending Title 10 of The Philadelphia Code, entitled “Regulation of Individual Conduct and Activity,” by adding a new Chapter 10-2100, entitled “Marijuana Possession,” to create a civil penalty for the possession of certain items and to provide for penalties and enforcement procedures for violations of such provisions, all under certain terms and conditions.


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

Councilmember Kenney Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Kenney, Squilla, Tasco, Bass, Quiñones Sánchez and Blackwell:

- ☐ **Resolution No. 140390:** Resolution Recognizing and honoring The DICK'S Sporting Goods Foundation for their recent donation of \$250,000 to the School District of Philadelphia and for their commitment to support sports programming through their Sports Matter Campaign.


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

 **Bill No. 140378:** An Ordinance Authorizing Wishbone Restaurant, LLC (“Owner”) to construct, own and maintain an open-air sidewalk café at 4034 Walnut Street, Philadelphia, PA 19104 (“Property”), 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. 140379:** An Ordinance Authorizing Robert Ullman & Vann Ou to construct, own, and maintain a wheel chair lift and planter encroachment at 2323 Fairmount Avenue, Philadelphia, PA 19130, 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. 140380:** An Ordinance Authorizing the Commissioner of Public Property to convey to the Philadelphia Authority for Industrial Development all or part of a parcel of land, with any improvements thereon, located at 1823-35 Callowhill Street, for further conveyance, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS.

Councilmember Greenlee Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmembers Greenlee, Goode, Kenney, Squilla, O'Brien, Jones, Johnson, Blackwell, Oh and Tasco:

 **Resolution No. 140391:** Resolution Honoring, Congratulating and Recognizing the Julia R. Masterman School and its Students for winning the Regional and State Odyssey of the Mind Championship.

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. 140392:** Resolution Approving the Agreement of Agency Designation pursuant to the Redevelopment Cooperation Law between the

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Philadelphia Redevelopment Authority and the Philadelphia Housing Authority for the purpose of considering the acquisition of property by the Philadelphia Housing Authority to support its Blumberg Project.

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

- 📄 **Bill No. 140381:** An Ordinance Amending Chapter 10-100 of The Philadelphia Code, entitled “Animals,” by providing requirements, relating to the retail sale of certain animals, under certain terms and conditions.

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

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

- 📄 **Bill No. 140382:** An Ordinance Amending Section 9-213 of The Philadelphia Code, entitled “Farmers' Markets,” by amending the permissible locations, all under certain terms and conditions.

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

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

- 📄 **Resolution No. 140393:** Resolution Honoring the memory of Samara Salina Banks, and renaming the crosswalk at Second Street and Roosevelt Boulevard to memorialize her spirit and character and serve as a reminder to cars and pedestrians to always travel safely.

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

- 📄 **Resolution No. 140394:** Resolution Recognizing the Fourth Day of May as Mental Health and Dignity Day in the City of Philadelphia.

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

- 📄 **Bill No. 140383:** 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 General Fund, the Mayor - Office of Housing and Community Development, the Department of Streets, the Department of Public Property and the Law Department.

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THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

- ☐ **Resolution No. 140395:** Resolution Proclaiming May as Lupus Awareness Month and Celebrating and Recognizing May 15, 2014, as “Put on Purple Day” in the City of Philadelphia.

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

- ☐ **Resolution No. 140396:** Resolution Recognizing and Congratulating the Mu Omega Chapter of the Omega Psi Phi Fraternity, Incorporated on hosting its 79th Grand Conclave in Philadelphia.

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

- ☐ **Resolution No. 140397:** Resolution Proclaiming and celebrating May as “Older Americans Month” to recognize the diversity and contributions that older Philadelphians have made and to increase awareness of long-term strategies for safe, healthy living for older citizens in Philadelphia.

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

- ☐ **Resolution No. 140398:** Resolution Authorizing the Committee on Public Safety to conduct hearings concerning the efficacy, public safety and economic impact of installing and maintaining a network of public emergency call boxes in high-crime areas of the City of Philadelphia.

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

- ☐ **Bill No. 140384:** An Ordinance Authorizing the Commissioner of Public Property to enter into a lease agreement with the Southeastern Pennsylvania Transportation Authority as landlord and the City of Philadelphia as tenant for office space at 1234 Market Street, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS.

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

- 📄 **Bill No. 140385:** An Ordinance Authorizing the Commissioner of Public Property to convey to the Philadelphia Authority for Industrial Development, all or part of a parcel of land and any improvements located at 611 N. 2nd Street, for further conveyance, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS.

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

- 📄 **Bill No. 140386:** An Ordinance Authorizing Philadelphia Parking Authority to construct, own and maintain various right-of-way encroachments within the public right-of-way on Arch Street, Filbert Street, and Eighth Street, Philadelphia, PA, 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. 140387:** An Ordinance Amending Section 9-204 of The Philadelphia Code, entitled “Sidewalk Vendors in Center City,” by adding new and eliminating previously designated vendor locations in Center City; 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. 140388:** An Ordinance Authorizing Lifestyle Wealth Management, to construct, own and maintain two (2) glass & metal awning encroachments to be located at 1646-48 S. 12th Street, on the west sidewalk of South 12th Street, and the north sidewalk of Morris Street, 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. 140389:** An Ordinance Authorizing Tiffin Bistro, LLC (“Owner”) to construct, own and maintain an open-air sidewalk café at 1100 Federal Street,

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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 Councilmember Oh:

- ☐ **Resolution No. 140399:** Resolution Offering the sincere and heartfelt condolences of the people of Philadelphia to the people of Korea for the tragic loss of life as a result of the *Sewol* Ferry accident on April 16, 2014.

REPORTS FROM COMMITTEES

COMMITTEE ON LAW AND GOVERNMENT

- ☐ **Bill No. 130878, as amended:** 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.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 130878.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- ☐ **Resolution No. 130884, as amended:** Resolution Proposing an amendment to The 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 ORDERED PLACED ON FINAL PASSAGE CALENDAR FOR NEXT MEETING..

- ☐ **Bill No. 140014, as amended:** An Ordinance Amending Title 2 of The Philadelphia Code to provide for the powers and duties of the Department of Prisons created under Section 3-100 of the Home Rule Charter; and further amending Title 20 of The Philadelphia Code to provide for the salary of the Commissioner of Prisons, all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS

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TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140014.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 140015, as amended: An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment to The Philadelphia Home Rule Charter to transfer the functions of certain City agencies with respect to penal, reformatory and correctional institutions to a newly-created Department of Prisons and Board of Trustees of Philadelphia Prisons and add certain duties to such department; and authorizing the appropriate officers to publish notice and to make arrangements for the special election; all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140015.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Resolution No. 140035, as amended: Resolution Proposing an amendment to The Philadelphia Home Rule Charter to create the Department of Prisons, to transfer the functions of certain City agencies with respect to penal, reformatory and correctional institutions to a newly-created Department of Prisons and Board of Trustees of Philadelphia Prisons, and to provide for additional duties of the Department, and providing for the submission of the amendment to the electors of Philadelphia.

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

Bill No. 140131, as amended: An Ordinance Amending Chapter 21-1700 of The Philadelphia Code, entitled "Publication of Notices by City," by revising provisions concerning how notices of regulations proposed by departments, boards and commissions shall be published and advertised; all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140131.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON STREETS AND SERVICES

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📄 **Bill No. 140207:** An Ordinance Amending Title 12 of The Philadelphia Code, entitled “Traffic Code,” to revise the fee for the use of parking meters; all under certain terms and conditions.

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

📄 **Bill No. 140236:** An Ordinance Amending Section 5 of an Ordinance (Bill No.130463), approved July 11, 2013, entitled “An Ordinance authorizing Fond Bistro Inc. dba Fond Restaurant to construct, own and maintain an open-air sidewalk café at 1537 S. 11th Street, Philadelphia, PA, under certain terms and conditions,” by extending the time for compliance with the authorization conditions therein.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140236.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 140237:** An Ordinance Establishing parking regulations in the vicinity of: Eleanor street and Old York road; 13th street and Wyoming avenue.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140237.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 140276:** An Ordinance Establishing a one-way regulation on Greeby Street, from Walker Street to Erdrick Street, westbound.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140276.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 140280:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 271 by striking from the City Plan and vacating Hope Street from Laurel Street to Pollard Street and reserving and placing on the City Plan a right-of-way for sewer and drainage purposes within the lines of Hope Street being stricken and authorizing acceptance of the grant to the City of the said right-of-way, under certain terms and conditions.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140280.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 140281: An Ordinance Legalizing an existing hot air duct encroaching on the public right-of-way at 522 Washington Avenue, all under certain terms and conditions.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140281.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 140282: An Ordinance Establishing a one-way regulation on West Logan Street, from Germantown Avenue to Greene Street, eastbound.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140282.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 140314: An Ordinance Authorizing the City of Philadelphia, Department of Public Property to construct, own and maintain an accessible ramp and step encroachment located at 1201 North 61st Street, Philadelphia, PA, all under certain terms and conditions.

COUNCILMEMBER SQUILLA MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140314.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON LABOR AND CIVIL SERVICE

Bill No. 140093: An Ordinance Amending Title 21 "Miscellaneous", by adding a new Chapter 21-2800, entitled "Fire Service Paramedic Safety and Health," by adopting minimum standards to protect the health, safety and dignity of uniformed Philadelphia Fire Department personnel working as fire service paramedics; all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140093.

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. 140094: An Ordinance Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Subcode F (The Philadelphia Fire Code), by delineating the process to be utilized by the Philadelphia Fire Department in its consideration of temporary or permanent reductions or eliminations of fire companies that provide life safety and property protection from the hazards of fire, explosion or dangerous conditions in new and existing buildings, structures and premises, and by requiring input by fire fighters and emergency responders in that process; all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140094.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Bill No. 140093: An Ordinance Amending Title 21 "Miscellaneous", by adding a new Chapter 21-2800, entitled "Fire Service Paramedic Safety and Health," by adopting minimum standards to protect the health, safety and dignity of uniformed Philadelphia Fire Department personnel working as fire service paramedics; all under certain terms and conditions.

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

Bill No. 140205: An Ordinance Amending Title 22 of The Philadelphia Code, entitled "Public Employees Retirement Code," to expand the scope of "Plan '10" and "DC Plan" to cover additional employees, including employees represented by AFSCME, District Council 47 and certain employees not covered by a collective bargaining agreement, to change contribution rates, and to make technical amendments, all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140205.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 140206: An Ordinance Amending Section 22-310 of The Philadelphia Code, entitled "Deferred Retirement Option Plan (DROP)," by revising and clarifying requirements relating to separation from employment, under certain terms and conditions.


COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140206.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT

 **Bill No. 140312, as amended:** An Ordinance Amending Chapter 17-1500 of The Philadelphia Code, entitled "Annual Disparity Study and Participation Goals," by specifying the principal formulas to be used in calculating (1) the percentage of contracts awarded to Minority Business Enterprises (MBEs), Women Business Enterprises (WBEs), and Disabled Business Enterprises (DSBEs) (collectively known as M/W/DSBEs); and (2) participation goals for future contracts to be awarded to M/W/DSBEs; all under certain terms and conditions.

COUNCILMEMBER GOODE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140312.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

CONSIDERATION OF THE CALENDAR

PUBLIC COMMENT


The following persons provided public comment on May 1, 2014:

Name and Comment Subject

There were no Comments offered on May 1, 2014

See Notes of Testimony for full comment.

BILLS ON FIRST READING

 **Bill No. 130948:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City, to acquire fee simple title, or a lesser interest in real estate, in parcels of land along the Delaware River and the Kensington & Tacony Trail, 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. 130878, as amended:** 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 ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

📄 **Bill No. 140014, as amended:** An Ordinance Amending Title 2 of The Philadelphia Code to provide for the powers and duties of the Department of Prisons created under Section 3-100 of the Home Rule Charter; and further amending Title 20 of The Philadelphia Code to provide for the salary of the Commissioner of Prisons, all under certain terms and conditions.

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

📄 **Bill No. 140015, as amended:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment to The Philadelphia Home Rule Charter to transfer the functions of certain City agencies with respect to penal, reformatory and correctional institutions to a newly-created Department of Prisons and Board of Trustees of Philadelphia Prisons and add certain duties to such department; and authorizing the appropriate officers to publish notice and to make arrangements for the special election; all under certain terms and conditions.

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

📄 **Bill No. 140131, as amended:** An Ordinance Amending Chapter 21-1700 of The Philadelphia Code, entitled "Publication of Notices by City," by revising provisions concerning how notices of regulations proposed by departments, boards and commissions shall be published and advertised; all under certain terms and conditions.

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

📄 **Bill No. 140236:** An Ordinance Amending Section 5 of an Ordinance (Bill No.130463), approved July 11, 2013, entitled "An Ordinance authorizing Fond Bistro Inc. dba Fond Restaurant to construct, own and maintain an open-air sidewalk café at 1537 S. 11th Street, Philadelphia, PA, under certain terms and conditions," by extending the time for compliance with the authorization conditions therein.

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

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📄 **Bill No. 140237:** An Ordinance Establishing parking regulations in the vicinity of: Eleanor street and Old York road; 13th street and Wyoming avenue.

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

📄 **Bill No. 140276:** An Ordinance Establishing a one-way regulation on Greeby Street, from Walker Street to Erdrick Street, westbound.

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

📄 **Bill No. 140280:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 271 by striking from the City Plan and vacating Hope Street from Laurel Street to Pollard Street and reserving and placing on the City Plan a right-of-way for sewer and drainage purposes within the lines of Hope Street being stricken and authorizing acceptance of the grant to the City of the said right-of-way, under certain terms and conditions.

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

📄 **Bill No. 140281:** An Ordinance Legalizing an existing hot air duct encroaching on the public right-of-way at 522 Washington Avenue, all under certain terms and conditions.

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

📄 **Bill No. 140282:** An Ordinance Establishing a one-way regulation on West Logan Street, from Germantown Avenue to Greene Street, eastbound.

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

📄 **Bill No. 140314:** An Ordinance Authorizing the City of Philadelphia, Department of Public Property to construct, own and maintain an accessible ramp and step encroachment located at 1201 North 61st Street, Philadelphia, PA, all under certain terms and conditions.

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

📄 **Bill No. 140093:** An Ordinance Amending Title 21 "Miscellaneous", by adding a new Chapter 21-2800, entitled "Fire Service Paramedic Safety and Health," by adopting minimum standards to protect the health, safety and dignity of uniformed Philadelphia Fire Department personnel working as fire service paramedics; all under certain terms and conditions.


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

📄 **Bill No. 140094:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Subcode F (The Philadelphia Fire Code), by delineating the process to


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be utilized by the Philadelphia Fire Department in its consideration of temporary or permanent reductions or eliminations of fire companies that provide life safety and property protection from the hazards of fire, explosion or dangerous conditions in new and existing buildings, structures and premises, and by requiring input by fire fighters and emergency responders in that process; all under certain terms and conditions.


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

 **Bill No. 140205:** An Ordinance Amending Title 22 of The Philadelphia Code, entitled "Public Employees Retirement Code," to expand the scope of "Plan '10" and "DC Plan" to cover additional employees, including employees represented by AFSCME, District Council 47 and certain employees not covered by a collective bargaining agreement, to change contribution rates, and to make technical amendments, all under certain terms and conditions.

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

 **Bill No. 140206:** An Ordinance Amending Section 22-310 of The Philadelphia Code, entitled "Deferred Retirement Option Plan (DROP)," by revising and clarifying requirements relating to separation from employment, under certain terms and conditions.

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

 **Bill No. 140312, as amended:** An Ordinance Amending Chapter 17-1500 of The Philadelphia Code, entitled "Annual Disparity Study and Participation Goals," by specifying the principal formulas to be used in calculating (1) the percentage of contracts awarded to Minority Business Enterprises (MBEs), Women Business Enterprises (WBEs), and Disabled Business Enterprises (DSBEs) (collectively known as M/W/DSBEs); and (2) participation goals for future contracts to be awarded to M/W/DSBEs; 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 that the rules of Council be suspended to permit the use of a Consent Agenda to consider the following resolutions on Final Passage Calendar: Resolutions Nos. 140356, 140357, 140358, 140364, 140365, 140245, 140246, 140247, 140248, 1402149, 140250, 140251, 140252, 140253, 140254, 140255, 140327 and 140328..

THE MOTION WAS DULY SECONDED AND AGREED TO.

The Ayes and Nays were as follows:

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Nays: 0

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

COUNCILMEMBER SANCHEZ REQUESTED THAT SHE BE EXCUSED AND WISHED TO BE RECORDED AS VOTED "AYE" ON ALL BILLS CALLED UP ON SECOND READING AND FINAL PASSAGE, INCLUDING RESOLUTIONS AND CONSENT AGENDA ITEMS.

THE REQUEST WAS GRANTED.

Resolution No. 140355: Resolution Urging the members of the National Baseball Hall of Fame's "Golden Era Committee" to nominate and elect former Philadelphia Phillies great Dick Allen to the National Baseball Hall of Fame as part of the Class of 2015.

DISCUSSION - COUNCILMEBER KENNEY - RESOLUTION NO. 140355 - (SEE NOTES OF TESTIMONY).

THE RESOLUTION WAS ADOPTED.

Resolution No. 140356: 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 improvement thereon, situate in the Sixth, Fifty-first and Sixtieth Wards 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. 140357: 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.

THE RESOLUTION WAS ADOPTED.

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📄 **Resolution No. 140358:** 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 Twenty-ninth & Forty-seventh Wards 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. 140364:** 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-sixth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 140365:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the American Street Industrial Corridor Urban Renewal Area, identified by house number and street address as 249 West Jefferson street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Alexander Beroz and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 140245:** Resolution Appointing Hannah DePaulis to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 140246:** Resolution Appointing John Foy to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 140247:** Resolution Appointing Sara McCorriston to the Board of Directors for the South Street Headhouse District.

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THE RESOLUTION WAS ADOPTED.

Resolution No. 140248: Resolution Appointing Dara Slott to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140249: Resolution Appointing Frank DiCicco to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140250: Resolution Appointing Michele Grant to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140251: Resolution Appointing Ellen Owens to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140252: Resolution Appointing James Weber to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140253: Resolution Appointing Howard Lander to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140254: Resolution Appointing Christian Dunbar to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140255: Resolution Appointing Francesca Rivetti to the Board of Directors for the South Street Headhouse District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140327: Resolution Appointing Richard Goldberg to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140328: Resolution Appointing Dan King to the Board of Directors for the Old City Special Services District.

THE RESOLUTION WAS ADOPTED.

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Resolution No. 140390: Resolution Recognizing and honoring The DICK'S Sporting Goods Foundation for their recent donation of \$250,000 to the School District of Philadelphia and for their commitment to support sports programming through their Sports Matter Campaign.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140391: Resolution Honoring, Congratulating and Recognizing the Julia R. Masterman School and its Students for winning the Regional and State Odyssey of the Mind Championship.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140394: Resolution Recognizing the Fourth Day of May as Mental Health and Dignity Day in the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140395: Resolution Proclaiming May as Lupus Awareness Month and Celebrating and Recognizing May 15, 2014, as "Put on Purple Day" in the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140396: Resolution Recognizing and Congratulating the Mu Omega Chapter of the Omega Psi Phi Fraternity, Incorporated on hosting its 79th Grand Conclave in Philadelphia.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140397: Resolution Proclaiming and celebrating May as "Older Americans Month" to recognize the diversity and contributions that older Philadelphians have made and to increase awareness of long-term strategies for safe, healthy living for older citizens in Philadelphia.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140398: Resolution Authorizing the Committee on Public Safety to conduct hearings concerning the efficacy, public safety and economic impact of installing and maintaining a network of public emergency call boxes in high-crime areas of the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140399: Resolution Offering the sincere and heartfelt condolences of the people of Philadelphia to the people of Korea for the tragic loss of life as a result of the *Sewol* Ferry accident on April 16, 2014.

THE RESOLUTION WAS ADOPTED.

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

Bill No. 140098, as amended: An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by creating a new Spring Garden /NCA Overlay District in the area bounded by Spring Garden Street, Broad Street, Callowhill Street, and 18th Street, and prohibiting Personal Credit Establishments within the District.

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

Bill No. 140149: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Girard Avenue, Front Street, Delaware Expressway, Spring Garden Street, 3rd Street, Brown Street, and 2nd Street.

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

Bill No. 140233: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Hermitage Street, Henry Avenue, Dupont Street, Ridge Avenue, Monastery Avenue, Dexter Street, Lyceum Avenue, Manayunk Avenue, Leverington Avenue, and Ridge Avenue.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 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

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Bill No. 140234: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Dungan Road, Napfle Avenue, Railroad Right-of-Way, and Rhawn Street.

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

Bill No. 130907: An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to convey to the Philadelphia Authority for Industrial Development, a parcel of land bounded by North Delaware Avenue to the east, Spring Garden Street to the south, North Beach Street to the west, and Fairmount Avenue to the north, for further conveyance, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Nays: 0

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

Bill No. 140225: An Ordinance Authorizing the Commissioner of Public Property to convey, to the Philadelphia Authority for Industrial Development, parcels of land generally situate at 1224, 1226, 1228, and 1230-32 North Mascher Street, for further conveyance, 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

Bill No. 140235: An Ordinance Authorizing the Commissioner of Public Property to convey, to the Philadelphia Authority for Industrial Development, a parcel of land generally situate at 2518 E. Clearfield Street, for further conveyance, under certain terms and conditions.

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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

SPEECHES

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

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.