

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, March 5, 2009**

EXCUSED: 1 - Councilmember Kelly

PRESENT: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Council met, a quorum being present.

Reverend Alonzo T. Johnson of Oak Lane Presbyterian Church was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL

of the meeting of February 26, 2009.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember O'Neill requested leave of absence for

THE REQUEST WAS GRANTED.

**COMMUNICATIONS**

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

- Transmitting a resolution approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Point Breeze East Urban Renewal Area, designated as Parcel No. 99 and also sometimes identified by house addresses and street addresses as 1133 South Dorrance street; authorizing the Redevelopment Authority to execute the redevelopment contract with 1133 South Dorrance, LLC and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 090182)

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THE COMMUNICATION WAS READ.

- Transmitting a resolution approving the redevelopment contract of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the American Street Industrial Corridor Urban Renewal Area, designated as Parcel No. 18, also sometimes identified by house number and street address for Parcel No. 16 as 1425-1443 North American street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Crane Arts, LLC and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 090183)

THE COMMUNICATION WAS READ.

- Transmitting a resolution approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, designated as Parcel Nos. 644, 645, 646 & 647 also sometimes identified by house numbers and street addresses for Parcel No. 644 as 1627-1633 North Thirty-second street including 3134-3140 Cecil B. Moore avenue; for Parcel No. 645 as 3125-3135 Cecil B. Moore avenue, for Parcel No. 646 as 3139-3143 Cecil B. Moore avenue and for Parcel No. 647 as 3200-3202 Cecil B. Moore avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with Community Ventures and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 090184)

THE COMMUNICATION WAS READ.

- Transmitting a resolution approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, designated as Parcel Nos. 627, 628 & 629 also sometimes identified by house numbers and street addresses for Parcel No. 627 as 1912-1942 West Jefferson street including a portion of 1416 North Nineteenth street, 1418-1422 North Nineteenth street, 1430-1444 North Nineteenth street, a portion of 1417 North Twentieth street, 1419-1423 North Twentieth street, 1427-1429 North Twentieth street, 1910-1944 of the stricken and vacated Sharswood street and a portion of 1911-1945 of the stricken and vacated Sharswood street; for Parcel No. 628 as 1408 North Nineteenth street including a portion of 1410 North Nineteenth street, 1409 North Twentieth street, a portion of 1411 North Twentieth street, 1900-1954 of the stricken and vacated Harlan

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street and a portion of 1911-1945 of the stricken and vacated Harlan street and for Parcel No. 629 as 1941-1943 West Master street; authorizing the Redevelopment Authority to execute the redevelopment contract with The Housing Enrichment Renaissance Board Community Development Corporation and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 090185)

THE COMMUNICATION WAS READ.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

- 📄 **Bill No. 090163:** An Ordinance Amending Section 1-112 of The Philadelphia Code, entitled “Notices of Violation,” by authorizing duly designated employees of the Philadelphia Parking Authority (“Authority”) to issue notices of violation to enforce provisions of The Philadelphia Code or regulations adopted thereunder, and delegating to the Authority the power to carry out such function, all under certain terms and conditions.

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

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

- 📄 **Bill No. 090164:** An Ordinance Amending Section 9-1004 of The Philadelphia Code, entitled “Contractors,” by authorizing duly designated employees of the Philadelphia Parking Authority (“Authority”) to issue notices of violation to enforce the provisions of that Section and any regulations adopted pursuant to that Section, and delegating to the Authority the power to carry out such function, all under certain terms and conditions.

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

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

- 📄 **Bill No. 090165:** An Ordinance Amending Section 19-2602 of The Philadelphia Code, which requires every person engaging in businesses within the City of Philadelphia to obtain a business privilege license, by authorizing duly designated employees of the Philadelphia Parking Authority (“Authority”) to assist in the enforcement of that Section by inspecting businesses to see if the required license has been obtained, and reporting the results of such inspections

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to the Department of Licenses and Inspections for further action, and delegating to the Authority the power to carry out such function, all under certain terms and conditions.

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

Councilmember Krajewski Introduced the following Resolution, Sponsored by Councilmembers Krajewski and DiCicco:

📄 **Resolution No. 090172:** Resolution Recognizing Thursday, March 5, 2009 as “**Blue Thursday**” in the City of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Tasco Introduced the following Bill for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

📄 **Bill No. 090166:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Front Street, Oregon Avenue, the Delaware River and a Railroad ROW, also known as the Northern boundary of the Philadelphia Naval Base.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Tasco Introduced the following Resolution for Councilmember Council President Verna, Sponsored by Councilmember Tasco:

📄 **Resolution No. 090173:** Resolution Approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Point Breeze East Urban Renewal Area, designated as Parcel No. 99 and also sometimes identified by house addresses and street addresses as 1133 South Dorrance street; authorizing the Redevelopment Authority to execute the redevelopment contract with 1133 South Dorrance, LLC and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

THE RESOLUTION WAS READ.

Councilmember Sanchez Introduced the following Resolution, Sponsored by Councilmember Sanchez:

📄 **Resolution No. 090174:** Resolution Proclaiming the week of March 1st through 7th, 2009 as Dental Assistant Recognition Week.

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Green Introduced the following Resolution, Sponsored by Councilmember Green:

- ☐ **Resolution No. 090175:** Resolution Honoring and thanking Brian Dawkins for his thirteen years of dedication to Philadelphia Eagles and for serving as a community leader and role model, both on and off the field, to the region's fans.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Green Introduced the following Resolution, Sponsored by Councilmember Green:

- ☐ **Resolution No. 090176:** Resolution Honoring Alan Harler, Music Director of the Mendelssohn Club of Philadelphia Chorus for his years of dedicated service to Philadelphia's music community.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Jones Introduced the following Bill, Sponsored by Councilmembers Jones, Reynolds Brown and Green:

- ☐ **Bill No. 090167:** An Ordinance Amending Chapter 19-1300 of The Philadelphia Code, entitled "Real Estate Taxes," by amending the eligibility requirements for real estate tax exemptions for certain improvements to, or construction of, residential, commercial or other business properties to require that said improvements or construction meet or exceed the high-performance building criteria as delineated in the Leadership in Environmental and Energy Design (LEED) Rating System, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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


- ☐ **Bill No. 090168:** An Ordinance Establishing a neighborhood improvement district in an area that generally includes Ridge Avenue from the north side of School House Lane to Scotts Lane, Kelly Drive from Ridge Avenue to S. Ferry Road, the 4200 and 4100 blocks of River Road, the 3700 block through the 3500 block of Midvale Avenue, Scotts Lane, and 3300 Henry Avenue, to be known as

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the East Falls Riverfront/Business District, and for which East Falls Development Corporation, a Pennsylvania nonprofit corporation, would serve as the Neighborhood Improvement District Management Association; approving a plan for the District, including a list of proposed improvements and their estimated cost, and providing for assessment fees to be levied on property owners within the District; authorizing the Director of Commerce, on behalf of the City, to execute an agreement with East Falls Development Corporation, relating to the District; and authorizing East Falls Development Corporation, to assess property owners within the District a special property assessment fee to be used in accordance with the approved plan; all in accordance with the provisions of the Community and Economic Improvement Act, and under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.


Councilmember Jones Introduced the following Resolution, Sponsored by Councilmember Jones:

-  **Resolution No. 090177:** Resolution Initiating action to establish a neighborhood improvement district in an area that generally includes Ridge Avenue from the north side of School House Lane to Scotts Lane, Kelly Drive from Ridge Avenue to S. Ferry Road, the 4200 and 4100 blocks of River Road, the 3700 block through the 3500 block of Midvale Avenue, Scotts Lane, and 3300 Henry Avenue, to be known as the East Falls Riverfront/Business District, and for which East Falls Development Corporation, a Pennsylvania nonprofit corporation, would serve as the Neighborhood Improvement District Management Association; approving a preliminary plan for and report concerning the District; and authorizing and directing the Committee on Rules and the Clerk of Council to take all actions that are required by the Community and Economic Improvement Act prior to enactment of an ordinance that would formally establish the District.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmember DiCicco:

-  **Bill No. 090169:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Berks Street, Delaware River, Market Street and Interstate 95.

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THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember DiCicco Introduced the following Bill, Sponsored by Councilmember DiCicco:

- ☐ **Bill No. 090170:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by adding a new Section 14-1636, entitled “Central Delaware Riverfront Overlay District,” and by amending Section 14-102, entitled “Definitions,” under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmember Clarke:

- ☐ **Bill No. 090171:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of the Philadelphia Home Rule Charter relating to how and when required notices shall be published and advertised; 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 Clarke Introduced the following Resolution, Sponsored by Councilmember Clarke:

- ☐ **Resolution No. 090178:** Resolution Authorizing Council's committee on Fiscal Stability and Intergovernmental Cooperation to hold hearings regarding actions the City could take to stimulate the local economy, and the City's preparedness for targeted federal stimulus funds pursuant to the American Recovery and Reinvestment Act.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON FISCAL STABILITY AND INTERGOVERNMENTAL COOPERATION.

Councilmember Clarke Introduced the following Resolution, Sponsored by Councilmember Clarke:

- ☐ **Resolution No. 090179:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter relating to how and when required notices shall be published and advertised; and providing for the submission of the amendment to the electors of Philadelphia.

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THE RESOLUTION WAS READ.

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

Councilmember Clarke Introduced the following Resolution, Sponsored by Councilmember Clarke:

- ☐ **Resolution No. 090180:** Resolution Approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, designated as Parcel Nos. 627, 628 & 629 also sometimes identified by house numbers and street addresses for Parcel No. 627 as 1912-1942 West Jefferson street including a portion of 1416 North Nineteenth street, 1418-1422 North Nineteenth street, 1430-1444 North Nineteenth street, a portion of 1417 North Twentieth street, 1419-1423 North Twentieth street, 1427-1429 North Twentieth street, 1910-1944 of the stricken and vacated Sharswood street and a portion of 1911-1945 of the stricken and vacated Sharswood street; for Parcel No. 628 as 1408 North Nineteenth street including a portion of 1410 North Nineteenth street, 1409 North Twentieth street, a portion of 1411 North Twentieth street, 1900-1954 of the stricken and vacated Harlan street and a portion of 1911-1945 of the stricken and vacated Harlan street and for Parcel No. 629 as 1941-1943 West Master street; authorizing the Redevelopment Authority to execute the redevelopment contract with The Housing Enrichment Renaissance Board Community Development Corporation and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Clarke Introduced the following Resolution, Sponsored by Councilmember Clarke:

- ☐ **Resolution No. 090181:** Resolution Approving the redevelopment contract and disposition supplement of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, designated as Parcel Nos. 644, 645, 646 & 647 also sometimes identified by house numbers and street addresses for Parcel No. 644 as 1627-1633 North Thirty-second street including 3134-3140 Cecil B. Moore avenue; for Parcel No. 645 as 3125-3135 Cecil B. Moore avenue, for Parcel No. 646 as 3139-3143 Cecil B. Moore avenue and for Parcel No. 647 as 3200-3202 Cecil B. Moore avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with Community Ventures and to take such action as



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
may be necessary to effectuate the redevelopment contract and disposition supplement.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

**REPORTS FROM COMMITTEES**

**COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS**


 **Bill No. 090003:** An Ordinance Authorizing the extension of the extended trial program authorized by Bill No. 060799 under which advance approval is given to the Philadelphia Facilities Management Corporation to enter into certain contracts and transactions arising thereunder for the purchase, storage, distribution, transportation and/or transmission of natural and other gas on behalf of the Philadelphia Gas Works, subject to certain terms and conditions.

COUNCILMEMBER CLARKE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 090003.

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. 090095, as amended:** An Ordinance Amending Title 17 of The Philadelphia Code, entitled "Contracts and Procurement," by creating new requirements relating to the submission of an Economic Opportunity Plan.


COUNCILMEMBER GOODE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 090095.

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. 090003:** An Ordinance Authorizing the extension of the extended trial program authorized by Bill No. 060799 under which advance approval is given to the Philadelphia Facilities Management Corporation to enter into certain

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contracts and transactions arising thereunder for the purchase, storage, distribution, transportation and/or transmission of natural and other gas on behalf of the Philadelphia Gas Works, subject to certain terms and conditions.

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

 **Bill No. 090095:** An Ordinance Amending Title 17 of The Philadelphia Code, entitled "Contracts and Procurement," by creating new requirements relating to the submission of an Economic Opportunity Plan.

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

**BILLS ON SECOND READING AND FINAL PASSAGE**

 **Bill No. 080881:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Spring Garden Street, Broad Street, Buttonwood Street and 15th Street.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

 **Bill No. 080949, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Ridge Avenue, Rector Street, Houghten Street, and Walnut Lane.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Nays: 0*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

 **Bill No. 090004:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Allegheny Avenue, Hurley Street,

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Clearfield Street, and Boudinot Street.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

 **Bill No. 090005:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Erie Avenue, K Street, Venango Street, and I Street.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

 **Bill No. 090006:** An Ordinance Correcting the Philadelphia Zoning Maps by conforming the dimensions of a property located within an area bounded by "B" Street, Erie Street, "G" Street and Tioga Street to more accurately reflect the area rezoned by Bill No. 080754.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

 **Bill No. 090065:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2009 within the General Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.

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THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

 **Bill No. 090066:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2009 within the Grants Revenue Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

 **Bill No. 090067:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2009 within the Water Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.


THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

 **Bill No. 090068:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2009 within the Aviation Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.

THE BILL WAS READ.

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THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

**SPEECHES**

COUNCIL PRESIDENT VERNA - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.