

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, September 17, 2009**

PRESENT: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCiccio, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

Council met, a quorum being present.

Cardinal Justn Rigali was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL  
of the meeting of June 18, 2009.

THE MOTION WAS DULY SECONDED AND AGREED TO.

**COMMUNICATIONS**

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

DISCUSSION - Councilmember Rizzo - acknowledges U.S. Airways presence in Philadelphia holding their corporate meetings (SEE NOTES OF TESTIMONY).

📄 September 17, 2009

**TO THE PRESIDENT AND MEMBERS OF THE  
COUNCIL OF THE CITY OF PHILADELPHIA:**

I am returning herewith to your honorable body, without my signature, Bill No. 090292, which was passed by Council at its session on June 11, 2009.

First, I want to state that I understand the policy issue the bill is seeking to address and I agree with the goal. In fact, in a letter dated June 4, 2009 which I sent to Councilwoman Sanchez, the sponsor of this measure, I commended her for her leadership on this measure and stated that I supported her

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

efforts to “protect worker's rights by ensuring prevailing and livable wages.” And, I pledged to work with Councilwoman Sanchez and the various stakeholders to “craft an amenable solution” while pointing out the need to better understand the potential citywide fiscal implications of the bill.

This bill emanated out of a situation occurring as a result of the need to achieve budget efficiencies due to the very serious and significant fiscal crisis facing the City. One of the many steps the City implemented to reduce costs, was authorizing certain emergency housing providers under contract to the City to individually solicit security services with the agreement that the level of security would be maintained. The providers then entered into direct agreements for security services that were at rates lower than the city-wide security contract that had been providing security at these emergency housing facilities, thus unfortunately, resulting in lowered wages for some of the security guards at some of these facilities.

Once again, I committed to Councilwoman Sanchez that I would work with her to resolve this situation. Clearly, any solution would have cost implications and I indicated that once a State budget and the legislation we needed from the State to balance our budget and financial plan were enacted, the City would be in a better position to craft a remedy. Unfortunately, the fiscal uncertainty that has existed all summer due to no final action on either of the State components has impeded my ability to work with the sponsor and stakeholders on alternative solutions. It is important for you to know, though, that I have made a personal commitment directly to Councilwoman Sanchez that I will resolve the wage rate issue upon completion of the State budget issues.

With Council's resumption of its legislative session, I am required to take action on this measure or it becomes law without my signature. I have chosen to not sign this bill because of the significant legal issues the bill also raises. The City Solicitor has opined that the provisions of the bill exceed Council's powers under the Home Rule Charter by proscribing substantive terms of certain professional services contracts. A copy of the full opinion is attached. I would also like to note that Administration testimony provided at the committee hearing on this bill stated these legal concerns with the bill and that testimony is a part of the legislative record.

Permit me to briefly summarize the Charter issue. This bill would extend prevailing wage requirements to non-professional service work performed on City *professional* service contracts. Currently, the City's prevailing wage ordinance imposes prevailing wage requirements on certain *non*-professional

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

services contracts with the City, and on all subcontracts of such *non*-professional services contracts. The current prevailing wage rules do not impose any requirements on City *professional* services contracts.

Bill No. 090292 would require that a professional services contractor of the City who performs some *non*-professional services pursuant to the professional services contract must pay its workers who perform those non-professional services a prevailing wage, regardless whether the contractor employs those non-professional workers directly or by subcontract.

Although the Administration is free to include any such requirement in its professional services contracts, if the Administration so wishes and if funding is available, Council does not have the power under the Home Rule Charter to mandate such a requirement; and thus the bill is unenforceable. Council may have power to impose such requirements with respect to *non*-professional service contracts of the City, but that power does not extend to professional services contracts.


Because Bill No. 020292 would effectively dictate the substantive terms of contracts not subject to the lowest responsible bidder requirement -- *i.e.*, the bill would require that non-professional service contracts include a provision requiring certain subcontractors to comply with certain prevailing wage rules -- the bill exceeds Council's power and is unenforceable.

Based on the foregoing legal issues, I am returning the bill without my signature.

Respectfully submitted,  
Michael A. Nutter  
Mayor

attachment (File No. 090630)

THE COMMUNICATION WAS READ.

 September 17, 2009

To the President and Members of the  
Council of the City of Philadelphia:

Pursuant to Section 2-307 of the Home Rule Charter, I am today transmitting to

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

the Council the recommendation of the City Planning Commission on the following bills:

Bill No. 090468

Bill No. 090472

Bill No. 090517

Sincerely,

Michael A. Nutter

Mayor (File No. 090631)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090015-AA and 090122, which were passed by Council on June 11, 2009, were signed by the Mayor on August 17, 2009. (File No. 090632)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090072, 090170-A, 090260, 090383 and 090413, which were passed by Council on June 18, 2009, were signed by the Mayor on August 17, 2009. (File No. 090633)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill No. 080527-AA which was passed by Council on June 18, 2009, was signed by the Mayor on June 18, 2009. (File No. 090634)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090008, 090069, 090097, 090292, 090261, 090392-A, 090402, 090403, 090409, 090412, 090434, 090435, 090429, 090440, 090442, 090443, 090445, 090446-A, 090464 and 090465, which were passed by Council on June 18, 2009, were signed by the Mayor on June 26, 2009. (File No. 090635)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill No. 090410, which was passed by Council on June 18, 2009, was signed by the Mayor on June 25, 2009. (File No. 090636)

THE COMMUNICATION WAS READ.

- Transmitting a message advising Council that Bill Nos. 090012, 090098, 090169, 090192, 090210, 090262, 090289, 090290, 090291, 090320, 090327, 090330, 090348, 090349, 090353, 090359, 090381, 090382, 090386, 090391,

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

090404, 090407, 090438, 090441, and 090444, which were passed by Council on June 11, 2009, were signed by the Mayor on June 24, 2009. (File No. 090637)

THE COMMUNICATION WAS READ.

☐ Transmitting a message advising Council that Bill No. 090436, which was passed by Council on June 18, 2009, were signed by the Mayor on June 23, 2009. (File No. 090638)

THE COMMUNICATION WAS READ.

☐ Transmitting a message advising Council that Bill Nos. 090259, 090266, 090288, 090329, 090387, 090388 and 090389, which were passed by Council on June 11, 2009, were signed by the Mayor on June 19, 2009. (File No. 090639)

THE COMMUNICATION WAS READ.

☐ August 20, 2009

**TO THE PRESIDENT AND MEMBERS OF THE  
COUNCIL OF THE CITY OF PHILADELPHIA:**

In accordance with the August 18, 2009 letter from PICA, I am transmitting herewith for the consideration of your Honorable Body a revised Five Year Plan and the following resolution:

**“A RESOLUTION**

Providing for the approval by the Council of the City of Philadelphia of a Revised Five Year Financial Plan for the City of Philadelphia covering Fiscal Years 2010 through 2014, and incorporating proposed changes with respect to Fiscal Year 2009, which is to be submitted by the Mayor to the Pennsylvania Intergovernmental Cooperation Authority (the "Authority") pursuant to the Intergovernmental Cooperation Agreement, authorized by an ordinance of this Council approved by the Mayor on January 3, 1992 (Bill No. 1563-A), by and between the City and the Authority.”

This revised Fiscal Year 2010-2014 financial plan details the cuts the City will need to implement without approval of HB 1828, the state measure containing authorization of a 1% increase in the local sales tax for five years and changes to the City's pension payments. These two fiscal tools would provide the City with \$230 million in savings and new revenue in FY10 and a total of \$700 million over the life of our five-year plan.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

Unfortunately, HB 1828 has not been enacted within the timeframe established by PICA. Therefore, PICA has disapproved our plan and requested submission of a revised plan which details how the City will fill this gap.

I never thought that I would have to submit a plan this devastating to the City and region.

This revised plan will require eliminating nearly 1000 police and 200 fire positions, reducing trash collection from weekly to twice a month, ceasing operations at two health centers and closing entire service departments, including Parks, Recreation, Libraries, Planning and Commerce. In total, more than 3000 positions will be cut. In addition, the City will cease funding the Court system. At a rally in the City Hall Courtyard on July 30th I said, "It is my hope that we do not need to implement these cuts ...." Likewise, I know from my conversations with you and the members of Council, that this is not a plan you wish to approve or implement.

However, our fiscal oversight authority has acted and we must comply.

Madame President, you and the members of Council have been steadfast partners as we worked to responsibly manage our City through the worst worldwide economic crisis in decades. Beginning nearly one year ago, I briefed Council and held a press conference on September 11, 2008 at which I stated that "Unless the City of Philadelphia takes prompt action, we're facing tax revenue losses and increased pension costs of at least \$450 million. These changes impact the current city budget and have increasingly dire consequences over the next five years." I also indicated that "everything was on the table" as we worked together to responsibly manage the City's finances.

In November 2008, we took unprecedented actions in the middle of the fiscal year to re-balance our budget and five-year plan. These mid-year cost containment and revenue enhancement measures totaled \$1 billion over the life of our plan. Reductions were made throughout the government including suspending wage and business tax cuts and eliminating over 800 full-time and 2000 part-time positions.

Unfortunately, these actions were not sufficient to keep pace with the downward spiral in the national economy. By the spring of 2009, as we worked to craft a responsible Fiscal Year 2010 budget, we were faced with the daunting task of closing another \$1.4 billion hole in our five-year plan. We engaged in a very public and inclusive budget process engaging citizens across the City by holding budget workshops, convening evening hearings in neighborhood locations, and having kitchen table conversations.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

Once again, by working together, we reached agreement on a FY10 budget and five-year plan which contains more belt-tightening measures, enhanced efficiencies, and additional fees on Philadelphia residents and businesses. It also relies on critically important actions by the Commonwealth: a temporary 1% sales tax increase for 5 years; changes to our pension amortization period; and, and a deferral of a portion of the City's pension payments.

Since the passage of our budget on May 21st, I have personally been to Harrisburg eleven times and I have met with close to 150 members of the General Assembly seeking approval of these state authorizations. And, I fully understand that the State is dealing with its own serious budget crisis. Mindful of this, it is important to underscore that the state approvals we seek have no fiscal impact on the State's budget. They do not cost the State one dime.

On July 21st, PICA approved our budget and five-year plan unanimously with the following contingency:

*If the State Legislature should fail to grant the authorities requested by the City to increase the Sales Tax rate and change certain Pension Fund calculations by August 15th, the Plan will be deemed disapproved and the City shall be required to submit a revised plan within fifteen days.*

Unfortunately, as we all know, the legislation was not enacted by August 15th and, on August 18th PICA met and issued a letter stating that our Plan is disapproved and that a revised Plan must be submitted by August 31st.

Pursuant to the Intergovernmental Cooperation Agreement, authorized by an ordinance of this Council (Bill No. 1563-A of 1992), prior to submitting a revised plan to PICA, the Mayor submits the revised plan to Council for approval by resolution. The Agreement also provides that Council can approve or disapprove the resolution and that if Council takes no action within 10 days the resolution is deemed approved. In addition, if the Mayor requests, the Council President may waive the requirement that City Council approve the resolution.

Since time is of the essence, I am requesting, in accordance with the provisions of Bill No. 1563-A of 1992, that you consider waiving the requirement for Council approval. This will expedite the delivery of the Plan to PICA. In order to implement the Revised Plan, actions must begin immediately to initiate the process for personnel lay-offs, canceling vendor contracts, and ceasing programs at facilities in order to effectuate the savings needed to have a balanced budget and five-year plan. We will also immediately conduct the necessary studies to

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

identify the specific units or locations impacted by Fire Department and Health Department funding reductions.

The City cannot spend money it does not have. We must continue to manage the taxpayer's dollars responsibly. I respectfully request your continued support.

Sincerely,  
Michael A. Nutter  
Mayor (File No. 090640)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the Mayor, on behalf of the City, to execute the “Southeastern Pennsylvania Mutual Aid and Intergovernmental Cooperation Agreement” by and between the City of Philadelphia and Bucks, Chester, Delaware and Montgomery Counties, under certain terms and conditions. (File No. 090641)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Section 2 of an Ordinance (Bill No. 070504) approved July 3, 2007, entitled “An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan No. 197 by striking from the City Plan and vacating the legally open portions of Casper Street from Tioga Street to Russell Street, striking from the City Plan Russell Street from Casper Street southeastwardly approximately three-hundred ten feet to a dead end, and striking from the City Plan and abandoning a certain drainage right of way, and by reserving and placing on the City Plan rights-of-way for water main purposes, drainage purposes, and public utility purposes within the beds of the streets being stricken by authority of this Ordinance, if necessary, under certain terms and conditions,” by extending the period for compliance with the terms and conditions stated therein. (File No. 090642)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the vacating of Edom Street (also known as Eadom Street) from Arendell Avenue to Linden Avenue, under certain terms and conditions. (File No. 090643)

THE COMMUNICATION WAS READ.

- Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 118 by striking from the City Plan the southerly twenty foot wide portion of Diamond Street from Tenth Street to Alder Street, under certain terms and conditions. (File No. 090644)



**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 42 by placing on the City Plan a right of way for drainage purposes extending from Thirty-Third Street to Thirty-Second Street, northeast of South Street, under certain terms and conditions. (File No. 090645)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing Vilna Gaston to construct, own and maintain, an open-air sidewalk cafe at 5222-24 Walnut St, under certain terms and conditions. (File No. 090646)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the paving of Twenty-Sixth Street from Penrose Avenue to a point southwardly therefrom, under certain terms and conditions. (File No. 090647)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 97 by striking from the City Plan Marshall Street from Bainbridge Street to Kater Street and reserving and placing on the City Plan a right of way for various utility purposes within the lines of Marshall Street being stricken and authorizing acceptance of the grant to the City of the said right of way, under certain terms and conditions. (File No. 090648)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution reappointing Wayne Fisher to the Board of Directors of the Center City District. (File No. 090649)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution reappointing Randall Scott to the Board of Directors of the Center City District. (File No. 090650)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution reappointing George Burrell to the Board of Directors of the Center City District. (File No. 090651)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution reappointing Christopher Terlizzi to the Board of Directors of the Center City District. (File No. 090652)

THE COMMUNICATION WAS READ.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Transmitting a resolution reappointing Larry Howard to the Board of Directors of the Center City District. (File No. 090653)

THE COMMUNICATION WAS READ.

Transmitting a resolution reappointing Ernest Jones to the Board of Directors of the Center City District. (File No. 090654)

THE COMMUNICATION WAS READ.

Transmitting a resolution appointing David Marshall to the Board of Directors of the Center City District. (File No. 090655)

THE COMMUNICATION WAS READ.

Transmitting a resolution appointing Ahmeenah Young to the Board of Directors of the Center City District. (File No. 090656)

THE COMMUNICATION WAS READ.

Transmitting a bill appointing William Walsh to the Board of Directors of the Center City District. (File No. 090657)

THE COMMUNICATION WAS READ.

**INTRODUCTION OF BILLS AND RESOLUTIONS**

Councilmember Kenney Introduced the following Bill, Sponsored by Councilmembers Kenney and DiCicco:

**Bill No. 090568:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by amending Subcode “PM” (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and appurtenances of certain buildings, the filing of reports of such inspections, and the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions.

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

Councilmember Kenney Introduced the following Bill, Sponsored by Councilmembers Kenney, DiCicco and Council President Verna:

**Bill No. 090569:** An Ordinance Amending Section 9-206 of The Philadelphia Code, entitled “Sidewalk Vendors in Neighborhood Business Districts,” by creating the Oregon Avenue Business Corridor District; all under certain terms and conditions.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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

Councilmember Kenney Introduced the following Bill, Sponsored by Councilmembers Kenney and Tasco:

- 📄 **Bill No. 090570:** An Ordinance Amending Section 19-203 of The Philadelphia Code, entitled "Payroll Deductions," to add the United Service Organizations to the list of designated payees to whom an employee may direct payroll deductions; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

Councilmember Kenney Introduced the following Resolution, Sponsored by Councilmembers Kenney, Council President Verna, DiCicco and Goode:

- 📄 **Resolution No. 090592:** Resolution Authorizing the Joint Committees on Legislative Oversight and Commerce and Economic Development to hold public hearings to examine the ongoing leasing procedures at the Philadelphia International Airport and their relation to local, women-owned, and minority-owned businesses.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON LEGISLATIVE OVERSIGHT & COMMERCE AND ECONOMIC DEVELOPMENT.

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

- 📄 **Resolution No. 090593:** Resolution Recognizing the Society Hill Playhouse on the occasion of celebrating their 50th Anniversary Season.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Bill No. 090571:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Market Street, Farragut Street, Chestnut Street and 49th Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- 📄 **Bill No. 090572:** An Ordinance Authorizing Vilna Gaston to construct, own and maintain, an open-air sidewalk cafe at 5222-24 Walnut Street, under certain terms and conditions.

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

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

- 📄 **Bill No. 090573:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 42 by placing on the City Plan a right-of-way for drainage purposes extending from Thirty-third Street to Thirty-second Street, northeast of South Street, under certain terms and conditions.

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

Councilmember Greenlee Introduced the following Resolution, Sponsored by Councilmembers Greenlee, Tasco and Green:

- 📄 **Resolution No. 090594:** Resolution Opposing the Proposed Closing of Many Postal Offices in Philadelphia.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER GREENLEE (SEE NOTES OF TESTIMONY).

- 📄 **Resolution No. 090594:** Resolution Opposing the Proposed Closing of Many Postal Offices in Philadelphia.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Bill No. 090574:** An Ordinance Amending Section 2 of an Ordinance (Bill No. 070504) approved July 3, 2007, entitled "An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan No. 197 by striking from the City Plan and vacating the legally open portions of Casper Street from Tioga Street to Russell Street, striking from the City Plan Russell Street from Casper Street southeastwardly approximately three-hundred ten feet to a dead end, and striking from the City Plan and abandoning a certain drainage right-of-way, and by reserving and placing on the City Plan rights-of-way for water main purposes, drainage purposes, and public utility purposes within the

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

beds of the streets being stricken by authority of this Ordinance, if necessary, under certain terms and conditions,” by extending the period for compliance with the terms and conditions stated therein.

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

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

- ☐ **Bill No. 090575:** An Ordinance Authorizing the vacating of Edom Street (also known as Eadom Street) from Arendell Avenue to Linden Avenue, under certain terms and conditions.

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

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

- ☐ **Resolution No. 090595:** Resolution Urging the Mayor to consider a Tax Amnesty Program for 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. 090576:** An Ordinance Authorizing the paving of Twenty-sixth Street from Penrose Avenue to a point southwardly therefrom, under certain terms and conditions.

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

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

- ☐ **Bill No. 090577:** An Ordinance Authorizing the Mayor, on behalf of the City, to execute the “Southeastern Pennsylvania Mutual Aid and Intergovernmental Cooperation Agreement,” by and between the City of Philadelphia and Bucks, Chester, Delaware and Montgomery Counties, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

☐ Joint-Committees on Public Health and Human Services and Public Safety to hold a public hearing to investigate current policies, procedures, and standards in all Schools located in the City of Philadelphia to protect the health, safety, and general welfare of our students from contagious viruses such as the H1N1 (Swine) Flu.

THE RESOLUTION WAS READ.

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

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

☐ **Resolution No. 090597:** Resolution Authorizing City Council's Committee on Commerce and Economic Development to hold a public hearing to assess current policies and procedures utilized by publicly-held and other corporate entities and their efforts to increase diversity and minority inclusion in the workplace, in an effort, among other things, to match the diverse population that they serve.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

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

☐ **Resolution No. 090598:** Resolution Proclaiming September 2009 as “National Preparedness Month.”

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

☐ **Resolution No. 090599:** Resolution Proclaiming September 2009 as “National Alcohol and Drug Addiction Recovery Month” and Honoring Recovery Month for 20 Years of Excellence and Achievement <<http://www.recoverymonth.gov/About-Recovery-Month/~//media/Files/AboutRecoveryMonth2009/timeline.ashx>>.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- ☐ **Resolution No. 090600:** Resolution Recognizing September 2009 as Childhood Cancer Awareness Month in honor of childhood cancer patients, care givers, survivors and those children who have succumbed to the disease.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 090601:** Resolution Proclaiming October 3rd and 4th of 2009 as “Praise is the Cure Weekend” in Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Miller Introduced the following Resolution, Sponsored by Councilmembers Miller, Krajewski, Reynolds Brown, Blackwell, Council President Verna, Tasco and Sanchez:

- ☐ **Resolution No. 090602:** Resolution Celebrating 25 years of Awareness, Education and Empowerment and Proclaiming October 2009 as “National Breast Cancer Awareness Month.”

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 090603:** Resolution Recognizing September 21st 2009, as Alzheimer's Awareness Day in the City of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Sanchez Introduced the following Resolution, Sponsored by Councilmembers Sanchez and O'Neill:

- ☐ **Resolution No. 090604:** Resolution Honoring and Congratulating *The Northeast*

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Green Introduced the following Resolution, Sponsored by Councilmembers Green, Jones and Sanchez:

- 📄 **Resolution No. 090605:** Resolution Calling upon the Administration to submit to Council immediately a further revised Five-Year Plan that does not include an assumption about the state providing additional court funding and to provide all requested detail regarding such plan.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER GREEN (SEE NOTES OF TESTIMONY)

- 📄 **Resolution No. 090605:** Resolution Calling upon the Administration to submit to Council immediately a further revised Five-Year Plan that does not include an assumption about the state providing additional court funding and to provide all requested detail regarding such plan.

THE RESOLUTION WAS ADOPTED.

Councilmember Green Introduced the following Resolution, Sponsored by Councilmembers Green, Council President Verna and Reynolds Brown:

- 📄 **Resolution No. 090606:** Resolution Authorizing the Committee on Streets and Services to hold hearings to assess the results of the Streets Department's dedicated bike lane pilot program on Spruce and Pine Streets in Center City.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON STREETS AND SERVICES.

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

- 📄 **Bill No. 090578:** An Ordinance Amending Section 14-1637 of The Philadelphia Code, entitled "City Avenue Regional Center and City Avenue Village Center Special District Controls," including by making changes relating to minimum spacing and buffer areas, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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



JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

☐ Housing, Neighborhood Development and the Homeless and Licenses and Inspections to hold the hearings previously authorized by Resolution No. 090306 (adopted April 16, 2009) and Resolution No. 090307 (adopted April 16, 2009), concerning the impact of inspections by the Department of Licenses and Inspections on tenant evictions and the impact of foreclosures on renters.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON HOUSING, NEIGHBORHOOD DEVELOPMENT AND THE HOMELESS & LICENSES AND INSPECTIONS.

Councilmember Jones Introduced the following Resolution, Sponsored by Councilmembers Jones, Goode, Sanchez and Green:

☐ **Resolution No. 090608:** Resolution Authorizing Council's Committees on Commerce and Economic Development and Public Health and Human Services to hold joint hearings on the lack of retail medical clinics in chain stores within the City as compared with the surrounding suburbs and the degree to which such clinics could provide Philadelphians affordable and convenient healthcare services as well as promote local economic development.

THE RESOLUTION WAS READ.

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

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

☐ **Resolution No. 090609:** Resolution Recognizing and Celebrating the House of Umoja on its 41st Anniversary of combating gang violence in Philadelphia's urban communities and author Stephen C. Satell for memorializing their efforts in his book *No Gangwar in '74*.

THE RESOLUTION WAS READ.

DISCUSSION - COUNCILMEMBER JONES (SEE NOTES OF TESTIMONY).

☐ **Resolution No. 090609:** Resolution Recognizing and Celebrating the House of Umoja on its 41st Anniversary of combating gang violence in Philadelphia's urban communities and author Stephen C. Satell for memorializing their efforts in his book *No Gangwar in '74*.

THE RESOLUTION WAS ADOPTED.

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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Code, entitled “Philadelphia 21st Century Minimum Wage And Benefits Standard,” by providing that those who violate the Chapter may be suspended from receiving financial assistance from the City or from bidding on or participating in future City contracts for a period of time, and further providing that Council may by resolution determine that there are reasonable grounds to believe that a violation of that Chapter has occurred, that the violator should be subject to debarment, and that the appropriate City agency shall, after notice and hearing, make a final determination as to whether there has been a violation of the Chapter and whether debarment should be imposed, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

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

**Bill No. 090580:** 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 confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; 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 Goode Introduced the following Resolution, Sponsored by Councilmember Goode:

**Resolution No. 090610:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter confirming Council's power to enact ordinances that (i) require the City, City contractors and recipients of City financial assistance to provide their employees a minimum level of pay and benefits, and/or that require certain or all City contracts to include provisions mandating compliance with such a requirement; and (ii) provide remedies for violations, including debarment from doing business with the City or receiving City financial assistance for a

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

specified period of time; and authorizing Council to specify procedures for such debarments by conferring powers and duties on existing City agencies, including Council, or by creating new agencies for such purposes; and providing for the submission of the amendment of the electors of Philadelphia.

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

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

- 📄 **Bill No. 090581:** An Ordinance Amending Chapter 9-400 of The Philadelphia Code, entitled “Carriers,” by adding a new Section 9-410, entitled “Pedicabs,” to provide for the licensing and regulation of businesses operating Pedicabs for hire, and setting forth rules of operation; all under certain terms and conditions.

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

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

- 📄 **Resolution No. 090611:** Resolution Recognizing October as Parent Appreciation Month at the School District of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Bill No. 090582:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Eighth Street, Filbert Street, Ninth Street and Market Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 090583:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 97 by striking from the City Plan Marshall Street from Bainbridge Street to Kater Street and reserving and placing on the City Plan a right-of-way for various utility purposes within the lines of Marshall Street being stricken and authorizing acceptance of the grant to the City of the said right-of-way, under certain terms and conditions.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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

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

- 📄 **Bill No. 090584:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 12th Street, Catharine Street, Fawn Street, and Clymer Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 090585:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 12th Street, Spruce Street, Camac Street, and Manning Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 090586:** An Ordinance Amending Chapter 10-700 of The Philadelphia Code, entitled "Refuse and Littering," by repealing Section 10-726, entitled "Commercial Establishment Waste Management," and by making technical conforming amendments, all under certain terms and conditions.

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

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

- 📄 **Bill No. 090587:** An Ordinance Amending Section 9-205 of The Philadelphia Code, entitled "Sidewalk Sales," by prohibiting vending on both sides of Aramingo Avenue, between Lehigh Avenue and Duncan Street, all under certain terms and conditions.

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

Councilmember DiCicco Introduced the following Resolution for Councilmember Council President Verna, Sponsored by Councilmembers DiCicco, Rizzo, Green, Kenney, Clarke, Greenlee, Krajewski, Jones, Miller, Reynolds Brown, Kelly, O'Neill, Sanchez, Tasco and Blackwell:

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

☐ **Resolution No. 090612:** Resolution Designating the week of Monday, October 5, 2009 through Monday, October 12, 2009 as "Christopher Columbus Week" in celebration of the festivities commemorating Columbus' historic voyage to the New World.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

☐ **Resolution No. 090613:** Resolution Authorizing Philadelphia City Council's Committee on Legislative Oversight to hold public hearings on the Board of Revision of Taxes' governance and assessment methodology.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON LEGISLATIVE OVERSIGHT.

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

☐ **Resolution No. 090614:** Resolution Also naming Spring Street between 9th and 10th Streets in honor of Maribelle "Mitzie" Mackenzie.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

☐ **Resolution No. 090615:** Resolution Proclaiming the week of September 14, 2009 as "Mom and Pop Store Week."

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.


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

☐ **Resolution No. 090616:** Resolution Reappointing Wayne Fisher to the Board of Directors of the Center City District.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA


THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember DiCicco Introduced the following Resolution, Sponsored by Councilmembers DiCicco, Council President Verna and Clarke:

 **Resolution No. 090617:** Resolution Reappointing Randall Scott to the Board of Directors of the Center City District.


THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 090618:** Resolution Reappointing George Burrell to the Board of Directors of the Center City District.


THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 090619:** Resolution Reappointing Christopher Terlizzi to the Board of Directors of the Center City District.


THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 090620:** Resolution Reappointing Larry Howard to the Board of Directors of the Center City District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 090621:** Resolution Reappointing Ernest Jones to the Board of Directors of the Center City District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 090622:** Resolution Appointing David Marshall to the Board of Directors of the Center City District.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

- 📄 **Resolution No. 090623:** Resolution Appointing Ahmeenah Young to the Board of Directors of the Center City District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

- 📄 **Resolution No. 090624:** Resolution Appointing William Walsh to the Board of Directors of the Center City District.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmembers Clarke, O'Neill and Kelly:

- 📄 **Bill No. 090588:** An Ordinance Amending Chapter 14-1800 of The Philadelphia Code, entitled "Zoning Board of Adjustment," by amending Section 14-1805, entitled "Hearings," by revising the number of members of the Zoning Board of Adjustment that shall constitute a quorum, under certain terms and conditions.

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

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

- 📄 **Bill No. 090589:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 118 by striking from the City Plan the southerly twenty-foot-wide portion of Diamond Street from Tenth Street to Alder Street, under certain terms and conditions.

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

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmembers Clarke, Jones, Sanchez and Blackwell:

- 📄 **Bill No. 090590:** An Ordinance Amending Title 4 of The Philadelphia Code, Subcode "PM" (The Philadelphia Property Maintenance Code) and Subcode "A" (The Philadelphia Administrative Code), by amending provisions relating Vacant Premises, by allowing for the immediate issuance of code violation notices for non maintained vacant lots, and providing for penalties pursuant to such code

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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

Councilmember Clarke Introduced the following Bill, Sponsored by Councilmembers Clarke, O'Neill and Kelly:

- 📄 **Bill No. 090591:** 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 revise the composition of the Zoning Board of Adjustment by designating the Commissioner of Licenses and Inspections as an alternate member of the Board who may replace any absent or disqualified appointed member; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

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

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

- 📄 **Resolution No. 090625:** Resolution Proclaiming September 22nd as The Greater Philadelphia Community Action Network Business to Business Expo Day in the City of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Resolution No. 090626:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter to revise the composition of the Zoning Board of Adjustment by designating the Commissioner of Licenses and Inspections as an alternate member of the Board who may replace any absent or disqualified appointed member.

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

Councilmember Rizzo Introduced the following Resolution, Sponsored by Councilmembers Rizzo, Blackwell, Reynolds Brown, Clarke, Jones and Tasco:

- 📄 **Resolution No. 090627:** Resolution Honoring Nancy D. Kolbs's 21-year career as President and Chief Executive Officer of Philadelphia's Famed "Please Touch Museum."



JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Rizzo Introduced the following Resolution, Sponsored by Councilmembers Rizzo, Blackwell and Reynolds Brown:

- ☐ **Resolution No. 090628:** Resolution Recognizing, honoring, celebrating, and thanking Wilbur W. Oaks, M.D., for his selfless commitment to serving the public in the City of Philadelphia, by having established the St. John's Hospice Homeless Soccer Team Program, "Body And Soul."

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Rizzo Introduced the following Resolution, Sponsored by Councilmembers Rizzo, Clarke and O'Neill:

- ☐ **Resolution No. 090629:** Resolution Recognizing and thanking Frank Punzo on the occasion of his retirement after five years of dedicated and excellent service to the people of the City of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

**SPECIAL BUSINESS**

Councilmember Tasco

nominates Michael Decker for Chief Clerk. (See Notes of Testimony for any further discussion).

THE MOTION WAS DULY SECONDED AND AGREED TO.

*The Ayes and Nays were as follows:*

*Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

**CONSIDERATION OF THE CALENDAR**

**BILLS ON FINAL PASSAGE**

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Councilmember Tasco

moved that Bill No. 090121 be withdrawn.

THE MOTION WAS DULY SECONDED AND AGREED TO.

- ☐ **Bill No. 090121:** An Ordinance Establishing a no truck parking regulation on the 5200 block of Marshall street, from Fisher avenue to Duncannon avenue, on the eastern side.

THE BILL WAS WITHDRAWN.

**BILLS ON SECOND READING AND FINAL PASSAGE**

- ☐ **Bill No. 090128, as amended:** An Ordinance Continuing the East Passyunk Avenue Business Improvement District (“District”) beyond its termination date, in an area that generally includes both sides of East Passyunk Avenue from the south side of Federal Street to the east side of South Broad Street, certain blocks of streets that intersect that portion of East Passyunk Avenue, both sides of South Broad Street from the south side of McKean Street to the north side of Snyder Avenue, and the west side of South Broad Street from the south side of Mifflin Street to the north side of McKean Street, and for which East Passyunk Avenue Business Improvement District, Inc. a Pennsylvania nonprofit corporation, is the Neighborhood Improvement District Management Association; approving a final plan for and report concerning 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 Passyunk Avenue Business Improvement District, Inc., relating to the District; and authorizing East Passyunk Avenue Business Improvement District, Inc. to assess property owners within the District a special property assessment fee to be used in accordance with the approved final plan; all in accordance with the provisions of the Community and Economic Improvement Act, and under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

📄 **Bill No. 090408:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area generally bounded by a line located approximately 220 feet north of Cumberland Street, the Delaware River, a line located approximately 328 feet south of Berks Street, Beach Street, Richmond Street, Schirra Drive, Beach Street and Cumberland Street.

THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

📄 **Bill No. 090405:** An Ordinance Authorizing the Bond Committee to sell bonds at public or private negotiated sale, to provide funds toward various capital municipal purposes; providing for appropriations to the Sinking Fund Commission for the payment of such bonds; authorizing agreements to provide credit or payment or liquidity sources for the bonds and interest rate swaps in connection with issuance of the bonds, and certain other actions; providing for obtaining the consent of the electors to increasing the indebtedness of the City; and fixing a day and providing for arrangements for holding the election for obtaining such consent.

THE BILL WAS READ.

THE BILL WAS PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 17 - Councilmembers Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco*

*Nays: 0*

## SPEECHES

COUNCILMEMBERS BLACKWELL, GREEN, SANCHEZ, BROWN, O'NEILL, TASCOS, AND KRAJEWSKI. (SEE NOTES OF TESTIMONY).

COUNCILMEMBER TASCOS MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA