

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, March 23, 2006

EXCUSED: 1 - Councilmember Mariano

PRESENT: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Council met, a quorum being present.

Associate Pastor Donald Stickland of Miracle Temple of Christ was introduced and offered an appropriate prayer.

COUNCILMEMBER BLACKWELL MOVED TO APPROVE THE JOURNAL OF THE MEETING OF MARCH 16, 2006.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Blackwell requested leave of absence for Councilmember Mariano.

THE REQUEST WAS GRANTED.

COMMUNICATIONS

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

- Transmitting a message advising Council that Bill No. 051198, which was passed by Council on March 9, 2006, was signed by the Mayor on March 23, 2006. (File No. 060237)

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 South Central Urban Renewal Area, designated as Parcel No. 290 as 922 South Fifth street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Chrimi Corporation, and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement, accompanied

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by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 060238)

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 Point Breeze East Urban Renewal Area, designated as Parcel No. 81 as 1262 South Twenty-third street and authorizing the Redevelopment Authority to execute the redevelopment contract with Habitat for Humanity - Philadelphia 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. 060239)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing Church of New Hope and Faith, Inc. to construct, operate and maintain a one-story vestibule entrance (enclosing an existing ramp with landing and an existing overhead rigid canopy) located on the eastern sidewalk of N. 39th Street at 661 N. 39th Street, Philadelphia, PA 19104, under certain terms and conditions. (File No. 060240)

THE COMMUNICATION WAS READ.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF COUNCIL SO AS TO PERMIT THE IMMEDIATE CONSIDERATION OF ALL RESOLUTIONS

THE MOTION WAS DULY SECONDED AND AGREED TO

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

- ☐ **Bill No. 060225:**An Ordinance authorizing Church of New Hope and Faith, Inc. to construct, operate and maintain a one-story vestibule entrance (enclosing an existing ramp with landing and an existing overhead rigid canopy) located on the eastern sidewalk of N. 39th Street at 661 N. 39th Street, Philadelphia, PA 19104, 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, Reynolds Brown, Goode, Kenney, Miller, Nutter, Blackwell, Tasco, Ramos and Council President Verna:

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entitled "Contracts and Procurement," by adding a Chapter providing for the development of and setting forth provisions relating to Economic Opportunity Plans in connection with certain City contracts and projects, all under certain terms and conditions.

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

COUNCILMEMBER GOODE REQUESTED THAT HE BE EXCUSED AND WISHED TO BE RECORDED AS VOTED "AYE" ON ALL BILLS CALLED UP ON SECOND READING AND FINAL PASSAGE, INCLUDING RESOLUTIONS, EXCEPT 060101 AND 060092.

THE REQUEST WAS GRANTED

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

Bill No. 060227:An Ordinance amending Section 19-203 of The Philadelphia Code, entitled "Payroll Deductions," to add the German American Fire Fighters Association 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.

RESOLUTIONS

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

Resolution No. 060228: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. 81 as 1262 South Twenty-third street and authorizing the Redevelopment Authority to execute the redevelopment contract with Habitat for Humanity - Philadelphia and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

WHEREAS, The Redevelopment Authority of the City of Philadelphia (hereinafter "Redevelopment Authority") has prepared and submitted an urban renewal plan and a redevelopment proposal for the redevelopment of the Point Breeze East Urban Renewal Area, (hereinafter "Point Breeze"), which said plan and proposal were approved by Ordinance of the Council on June 11, 1998, as amended; and

WHEREAS, The Redevelopment Authority has prepared a redevelopment contract for a portion of Point Breeze, designated as Parcel No. 81 as 1262 South Twenty Third street (the "Property"). The area of said Property is bounded as

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follows:

Parcel No. 81 (1262 South Twenty-third street). All that certain lot or piece of ground situated in the Thirty-sixth Ward of the City of Philadelphia beginning at a point on the westerly side of South Twenty-third street (fifty feet wide) at the distance of one hundred sixty four feet four inches southward from the southerly side of Oakford street (fifty feet wide); Containing in front or breadth on the said Twenty-third street fifteen feet and extending of that width in length or depth westward between parallel lines at right angles to said Twenty-third street sixty five feet to the easterly side of a certain three feet wide alley extending northward into the said Oakford street.

The said redevelopment contract is in substantial conformity with the amended urban renewal plan and the amended redevelopment proposal approved by the Council.

WHEREAS, Habitat for Humanity - Philadelphia desires to enter into the said redevelopment contract for the Property; and

WHEREAS, The Redevelopment Authority has prepared a disposition supplement providing, inter alia, for development controls and regulations imposed upon the Redeveloper.

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the redevelopment contract and disposition supplement submitted by the Redevelopment Authority of the City of Philadelphia (hereinafter "Redevelopment Authority") for the redevelopment of that portion of Point Breeze, as hereinabove more particularly described, is hereby approved. City Council authorizes the Redevelopment Authority to proceed with minor changes in substantial conformity with the hereby approved redevelopment contract and disposition supplement. The Redevelopment Authority is authorized to execute the hereby approved redevelopment contract with Habitat for Humanity - Philadelphia hereinafter ("Redeveloper"). The Redevelopment Authority and the Redeveloper are authorized to take such action in substantial conformity to the redevelopment contract as may be necessary to carry it out.

RESOLVED, The Redevelopment Authority and the Redeveloper are authorized to prepare or cause to be prepared for introduction into the Council such ordinances or resolutions as may be necessary for changes in zoning, streets, alleys, public ways, street patterns, location and relocation of public utilities, and related items which are required in order to facilitate and effectuate the redevelopment contract and disposition supplement hereby approved. Accordingly, the Council hereby declares that it will cooperate in helping to carry out the redevelopment contract and disposition supplement and requests the various officials, departments, boards and agencies of the City having administrative responsibilities in the premises likewise to cooperate to such end and to exercise their respective functions and powers in a manner consistent with the redevelopment contract and disposition supplement.

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

☐ **Resolution No. 060229:**Resolution adopting findings of fact and conclusions of law with respect to certain appeals filed in the Philadelphia Court of Common Pleas regarding Council's decision disapproving applications to sell malt and brewed beverages for consumption off- premises.

WHEREAS, Act 39 of 2005 requires that an application to the Pennsylvania Liquor Control Board for a permit to sell malt or brewed beverages for off-premises consumption in Philadelphia must be accompanied by a copy of the approval of such application by Council, which must render a decision by ordinance or resolution within forty-five days of receipt of a request for such approval; and

WHEREAS, In accordance with Sections 9-2906 and 9-2907 of the Philadelphia Code, after hearings conducted by hearing examiners appointed by Council, Council, by Resolution, disapproved the applications referenced in the attached findings of fact and conclusions of law; and

WHEREAS, Appeals of Council's final decision have been filed in each of the referenced applications; and

WHEREAS, In accordance with Section 9-2909(1) of the Philadelphia Code, Council has prepared findings of fact and conclusions of law with respect to those applications; and

WHEREAS, Section 9-2909(2) of the Philadelphia Code requires that Council must adopt findings of fact and conclusions of law by Resolution; now, therefore,

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA,

THAT The Council hereby ADOPTS the findings of fact and conclusions of law in the following appeals filed in the Philadelphia Court of Common Pleas regarding Council's decision disapproving applications to sell malt and brewed beverages for consumption off-premises:

BPA2005-1204, BJLM, 6249 Catharine Street, 19143

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BPA2005-1851, 5708 K&T Inc., 5708 Germantown Avenue, 19144

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 060230:Resolution calling on the president and the U.S. Congress to adopt bipartisan federal legislation for comprehensive immigration reform.

WHEREAS, Philadelphia is a diverse city with immigrants from many parts of the world, who work, own homes, open businesses and contribute to the well-being of the City; and

WHEREAS, This City Council has already passed a resolution in opposition to H.R. 4437, the Border Protection, Anti-Terrorism and Illegal Immigration Control Act of 2005; and

WHEREAS, Many immigrants in Philadelphia and across the nation face years of separation from loved ones due to immigration processing backlogs and the lack of available visas; and

WHEREAS, Other immigrants, including those whose asylum claims are unresolved and those whose employers seek to sponsor them are unable to become lawful permanent residents or citizens; and

WHEREAS, A bipartisan group of legislators in both houses of Congress introduced the Secure America and Orderly Immigration Act, S. 1033, H.R. 2330 which establishes a policy to enhance the security of the U.S. while increasing the number of visas available for temporary jobs with an opportunity to earn permanent residence and U.S. citizenship; and

WHEREAS, S. 1033, H.R. 2330 also enables immigrants in the U.S. of good moral character who have been living and working here to obtain temporary work visas and ultimately work towards permanent legal status; and

WHEREAS, S. 1033, H.R. 2330 provides labor protections for immigrants and for U.S. workers; and

WHEREAS, The proposed legislation provides for relief to immigrant families who have languished for years awaiting reunification; and

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WHEREAS, The bill further aims to improve security by enhancing coordination and cooperation among federal, state and local governments; and

WHEREAS, Other cities, such as Boston and New York have passed resolutions recognizing the need for the kind of comprehensive immigration reform contained in the Secure America and Orderly Immigration Act; now, therefore be it

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby support comprehensive immigration reform as reflected in the bipartisan legislation, Secure America and Orderly Immigration Act, S.1003, H.R. 2330 and call on President Bush and the U.S. Congress to adopt such legislation; and

FURTHER RESOLVED, That a copy of this resolution be forwarded to the President, Vice President and all members of the United States House and Senate.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

Resolution No. 060231:Resolution authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, 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 Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant properties listed below; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA

SECTION 1. The Commissioner of Public Property is hereby authorized to

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execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deed conveying conditional fee simple title to 1654 South Bailey Street and 1305 South Dorrance Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.


SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned properties for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.

SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060232:**Resolution authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, 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 Sixtieth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant property listed below; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA

SECTION 1. The Commissioner of Public Property is hereby authorized to execute and deliver to the Redevelopment Authority of the City of Philadelphia,

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without consideration, deed conveying conditional fee simple title to 35 South Cecil Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.


SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned property for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.

SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060233:**Resolution authorizing City Council's Committee on Public Safety to conduct Public Hearings to examine the steep and sudden rise of fire fatalities in the City of Philadelphia.

WHEREAS, The number of fire fatalities in the City has risen sharply; and

WHEREAS, Last year at this time, the City had a total of 14 fire deaths with a total of 52 for the year; and

WHEREAS, This year, the City is on pace to have approximately 100 fire deaths; and

WHEREAS, The number of buildings without working alarm systems is at an unacceptable rate; and

WHEREAS, Alarm systems and smoke detectors could prevent a majority of these fire fatalities; and

WHEREAS, Recent fires in the City have been caused by old smoke detectors, dead batteries, disabled smoke detectors, and/or improperly installed alarms; and

WHEREAS, Rising heating costs have forced residents to use portable heaters that are not being used properly which poses a fire threat; and

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WHEREAS, Citizens in Philadelphia need to be aware of the life-saving benefits of having smoke detectors and up-to-date working alarm systems; now therefore, be it

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the Committee on Public Safety is authorized to hold hearings to examine the rise in fire fatalities and the preventative measures citizens can take to prevent further fatalities.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

 **Resolution No. 060234:**Resolution authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, 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 Eleventh and Thirteenth Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant properties listed below; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA

SECTION 1. The Commissioner of Public Property is hereby authorized to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deed conveying conditional fee simple title to 1420 and 1422 West Allegheny Avenue, 1541 and 1543 West Erie Avenue and 1925-33 West Venango Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.

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SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned properties for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.

SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

 **Resolution No. 060235:**Resolution honoring the memory of the Honorable K. Leroy Irvis, Esquire.

WHEREAS, The Honorable K. Leroy Irvis, Esquire, born in Saugerties, New York, was one of Pennsylvania's most courageous and intelligent civil rights leaders of all time; and

WHEREAS, Irvis, a graduate of Pittsburgh University School of Law, was a noted prosecutor, poet, teacher and later elevated as trustee emeritus at the University of Pittsburgh ; and

WHEREAS, Irvis led groundbreaking demonstrations against discriminatory hiring and sales practices by downtown Pittsburgh department stores in 1947, and gained national attention when he sued an all white-males-only Moose lodge in the Harrisburg area for refusing to serve him a meal; and

WHEREAS, Irvis campaigned to improve conditions for blacks in politics, education, and business. He transcended geographic and political boundaries, thus drawing support and admiration from all of his colleagues; and

WHEREAS, Irvis was a Democrat representative for Allegheny County in the Pennsylvania House from 1959 to 1988, he became the first African American speaker of the House of Representatives in Pennsylvania and was elected to the dynamic position of speaker four times; and

WHEREAS, Irvis was the primary force behind legislation that made Pittsburgh University, The Pennsylvania State University, Temple University, and Lincoln

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University become recognized as state-related institutions; and

WHEREAS, Irvis created "Pennsylvania Higher Education Assistance Agency," which provides millions of students and their families with the ability to realize their dream of a college education; and

WHEREAS, The office building in the Capitol Complex that houses legislative offices, Commonwealth Court, a reading room, and a University of Pittsburgh library are all named in his honor; and


WHEREAS, Friday, March 17, 2006 we mourned the passing of the nation's first African American speaker of a State House since Reconstruction; now therefore, be it

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That we hereby honor the memory of the Honorable K. Leroy Irvis, Esquire.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED BY STANDING VOTE.

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

 **Resolution No. 060236:**Resolution authorizing the Commissioner of Public Property to execute and deliver to the Redevelopment Authority of the City of Philadelphia, 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-fifth and Thirty-first Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Redevelopment Authority of the City of Philadelphia to dispose of such properties for rehabilitation and/or improvement in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

WHEREAS, Chapter 16-400 of The Philadelphia Code relating to vacant property, grants the City the power to convey certain classes of real property to the Redevelopment Authority of the City of Philadelphia, without consideration, to implement the public purpose set forth in that Chapter; and

WHEREAS, The Vacant Property Review Committee has recommended acceptance and disposition of the vacant property listed below; now therefore

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA

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SECTION 1. The Commissioner of Public Property is hereby authorized to execute and deliver to the Redevelopment Authority of the City of Philadelphia, without consideration, deed conveying conditional fee simple title to 2420 Amber Street and 2767 Coral Street pursuant to Chapter 16-400 of The Philadelphia Code, under certain terms and conditions.

SECTION 2. The Redevelopment Authority is hereby authorized to dispose of the aforementioned property for rehabilitation and/or improvements under certain terms and conditions pursuant to Chapter 16-400 of The Philadelphia Code.


SECTION 3. The City Solicitor is hereby authorized to prepare or to approve all instruments and documents and to include in such instruments and documents such terms and conditions as are necessary to effectuate the purpose of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

REPORTS FROM COMMITTEES

COMMITTEE ON FINANCE

 **Bill No. 050661:**An Ordinance authorizing the creation of a loan or loans to provide funds for and toward various capital municipal purposes; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell bonds at public or private negotiated sale; setting forth the capital purposes and the amounts for which the proceeds of the loan or loans will be expended, including reimbursement of City capital expenditures; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that certain bonds may be redeemable prior to maturity; providing sinking funds for the bonds and for appropriations to the Sinking Fund Commission for the payment thereof; 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 of Philadelphia; and fixing a day for holding the election for obtaining such consent and providing for the arrangements for holding such election.

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 050661.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON STREETS AND SERVICES

📄 **Bill No. 060009:**An Ordinance authorizing Antoinette McCoy, d/b/a "Cuisine of Soul Inc.," to construct, operate and maintain an open-air sidewalk café located at 4835 Frankford Avenue-Rear a/k/a 1538 Harrison Street, Philadelphia, PA 19124, under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060009.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 060051:**An Ordinance authorizing and directing the revision of lines on a portion of City Plan No. 143 bounded by Arch Street, Conestoga Street, Market Street and 56th Street by striking from the City Plan and abandoning two certain rights-of-way, under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060051.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 060053:**An Ordinance amending Chapter 12-3000 of The Philadelphia Code, entitled "Use Of An Automated Red Light Enforcement System To Prevent Red Light Violations," by authorizing the installation of red light enforcement systems at the intersection of Broad Street at Oregon Avenue and at the intersection of Grays Ferry Avenue at 34th Street, and by reducing to sixty days the phase-in period during which only warnings are issued, all under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060053.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 060057:**An Ordinance amending Title 9 of The Philadelphia Code, by amending Section 9-203 relating to Street Vendors and Section 9-205 relating to Sidewalk Sales, by prohibiting street and sidewalk vending on certain portions of Spring Garden Street.

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PERMIT CONSIDERATION THIS DAY OF BILL NO. 060057.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 060086:An Ordinance authorizing Evangelissona of Theotokos Greek Orthodox Church to construct, operate and maintain an existing raised platform entrance which consists of two (2) exterior stairs, a handicapped entrance ramp and a raised platform landing providing ingress/egress from the church located on the eastern part of 6501-05 Bustleton Avenue, Philadelphia, PA 19149, under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060086.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 060110:An Ordinance authorizing George Wake, d/b/a "Big George's Diner," to construct, operate and maintain an existing one-story building addition located at 285 S. 52nd Street on the north sidewalk of Spruce Street and the east sidewalk of S. 52nd Street, and a proposed one-story building addition to be located at 283 S. 52nd Street on the east sidewalk of S. 52nd Street, under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060110.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


Bill No. 060112:An Ordinance amending Section 2 of an Ordinance (Bill No. 040763) approved October 27, 2004, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 187 by striking from the City Plan and vacating a portion of Salmon Street between Castor Avenue and Butler Street, and reserving and placing on the City Plan a right-of-way for drainage purposes and water main purposes, within the bed of Salmon Street, under certain terms and conditions," by extending the time for compliance with the conditions stated therein.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060112.

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. 060114:**An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 240 and 295 by striking from the City Plan Bigonet Lane from Spring Lane to the Philadelphia-Montgomery County Line; by striking from the City Plan Lare Street from Bigonet Lane to the Philadelphia-Montgomery County Line; and by striking from the City Plan Bothwell Road from Bigonet Lane to a property line which separates the land of the Hughes-Foulkrod Construction Company from the land of Renfrew Realty Holdings, Inc.; all under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060114.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 060141:**An Ordinance amending Section 9-204 of The Philadelphia Code by permitting vending on the west side of 10th Street, from Market Street to Ludlow Street.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060141.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 060156:**An Ordinance amending Section 12-1120 of The Philadelphia Code, entitled "Abandoned Vehicles," by increasing the towing and storage fees that an authorized salvor may charge for towing and storing an abandoned vehicles, under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060156.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 060158:**An Ordinance establishing a no parking anytime regulation on the east side of Keystone Street, between Unruh Avenue and Longshore Avenue.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060158.

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. 060183:An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan No. 393 by placing on the City Plan Cates Way, on the northwesterly side of Verree Road, at a distance of approximately 224' southwest of Charette Road, and striking Ferndale Street from Springview Road to a property line produced approximately 101' southwest of Charette Road, under certain terms and conditions, including the dedication to the City, free and clear of all encumbrances, of the bed of Cates Way.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060183.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 060184:An Ordinance authorizing the paving of Cates Way, under certain terms and conditions.

COUNCILMEMBER DICICCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 060184.

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. 060043:An Ordinance approving the fourth amendment of the redevelopment proposal for the 45th & Sansom Urban Renewal Area, being the area generally bounded by Market street on the north, South Forty-fourth street on the east, Walnut street on the south and Farragut street on the west, including the fourth amendment to the urban renewal plan and the first amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of approximately two (2) properties for residential and related uses; the provision of certain relocation services, as required by law and declaring that condemnation is not imminent with respect to the Project.

THE BILL WAS READ.

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

Bill No. 060116:An Ordinance amending Section 14-1610 of The Philadelphia Code entitled, "Old City Residential Area Special District Controls," extending

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the boundaries of the District to include the area generally bounded by Wood street, Sixth street, Vine street and Fifth street, all under certain terms and conditions.

THE BILL WAS READ.

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

- 📄 **Bill No. 050661:**An Ordinance authorizing the creation of a loan or loans to provide funds for and toward various capital municipal purposes; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell bonds at public or private negotiated sale; setting forth the capital purposes and the amounts for which the proceeds of the loan or loans will be expended, including reimbursement of City capital expenditures; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that certain bonds may be redeemable prior to maturity; providing sinking funds for the bonds and for appropriations to the Sinking Fund Commission for the payment thereof; 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 of Philadelphia; and fixing a day for holding the election for obtaining such consent and providing for the arrangements for holding such election.

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

- 📄 **Bill No. 060009:**An Ordinance authorizing Antoinette McCoy, d/b/a "Cuisine of Soul Inc.," to construct, operate and maintain an open-air sidewalk café located at 4835 Frankford Avenue-Rear a/k/a 1538 Harrison Street, Philadelphia, PA 19124, under certain terms and conditions.

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

- 📄 **Bill No. 060051:**An Ordinance authorizing and directing the revision of lines on a portion of City Plan No. 143 bounded by Arch Street, Conestoga Street, Market Street and 56th Street by striking from the City Plan and abandoning two certain rights-of-way, under certain terms and conditions.

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

- 📄 **Bill No. 060053:**An Ordinance amending Chapter 12-3000 of The Philadelphia Code, entitled "Use Of An Automated Red Light Enforcement System To Prevent Red Light Violations," by authorizing the installation of red light enforcement systems at the intersection of Broad Street at Oregon Avenue and at the intersection of Grays Ferry Avenue at 34th Street, and by reducing to sixty days the phase-in period during which only warnings are issued, all under certain terms and conditions.

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

- ☐ **Bill No. 060057:**An Ordinance amending Title 9 of The Philadelphia Code, by amending Section 9-203 relating to Street Vendors and Section 9-205 relating to Sidewalk Sales, by prohibiting street and sidewalk vending on certain portions of Spring Garden Street.

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

- ☐ **Bill No. 060086:**An Ordinance authorizing Evangelissonna of Theotokos Greek Orthodox Church to construct, operate and maintain an existing raised platform entrance which consists of two (2) exterior stairs, a handicapped entrance ramp and a raised platform landing providing ingress/egress from the church located on the eastern part of 6501-05 Bustleton Avenue, Philadelphia, PA 19149, under certain terms and conditions.

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

- ☐ **Bill No. 060110:**An Ordinance authorizing George Wake, d/b/a "Big George's Diner," to construct, operate and maintain an existing one-story building addition located at 285 S. 52nd Street on the north sidewalk of Spruce Street and the east sidewalk of S. 52nd Street, and a proposed one-story building addition to be located at 283 S. 52nd Street on the east sidewalk of S. 52nd Street, under certain terms and conditions.

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

- ☐ **Bill No. 060112:**An Ordinance amending Section 2 of an Ordinance (Bill No. 040763) approved October 27, 2004, entitled "An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 187 by striking from the City Plan and vacating a portion of Salmon Street between Castor Avenue and Butler Street, and reserving and placing on the City Plan a right-of-way for drainage purposes and water main purposes, within the bed of Salmon Street, under certain terms and conditions," by extending the time for compliance with the conditions stated therein.

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

- ☐ **Bill No. 060114:**An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan Nos. 240 and 295 by striking from the City Plan Bigonet Lane from Spring Lane to the Philadelphia-Montgomery County Line; by striking from the City Plan Lare Street from Bigonet Lane to the Philadelphia-Montgomery County Line; and by striking from the City Plan Bothwell Road from Bigonet Lane to a property line which separates the land of the Hughes-Foulkrod Construction Company from the land of Renfrew Realty Holdings, Inc.; all under certain terms and conditions.

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

- 📄 **Bill No. 060141:**An Ordinance amending Section 9-204 of The Philadelphia Code by permitting vending on the west side of 10th Street, from Market Street to Ludlow Street.

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

- 📄 **Bill No. 060156:**An Ordinance amending Section 12-1120 of The Philadelphia Code, entitled "Abandoned Vehicles," by increasing the towing and storage fees that an authorized salvor may charge for towing and storing an abandoned vehicles, under certain terms and conditions.

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

- 📄 **Bill No. 060158:**An Ordinance establishing a no parking anytime regulation on the east side of Keystone Street, between Unruh Avenue and Longshore Avenue.

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

- 📄 **Bill No. 060183:**An Ordinance authorizing and directing the revision of lines and grades on a portion of City Plan No. 393 by placing on the City Plan Cates Way, on the northwesterly side of Verree Road, at a distance of approximately 224' southwest of Charette Road, and striking Ferndale Street from Springview Road to a property line produced approximately 101' southwest of Charette Road, under certain terms and conditions, including the dedication to the City, free and clear of all encumbrances, of the bed of Cates Way.

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

- 📄 **Bill No. 060184:**An Ordinance authorizing the paving of Cates Way, under certain terms and conditions.

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

BILLS ON SECOND READING AND FINAL PASSAGE

- 📄 **Bill No. 060044:**An Ordinance to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by I-95 Expressway, Island Avenue and the County Line also known as the Philadelphia International Airport.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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*Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco,
Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill*

Nays: 0

Bill No. 060054, as amended:An Ordinance amending Section 14-1624 of The Philadelphia Code, entitled "North Delaware Avenue Special District Controls," by changing the district boundaries to the area generally bounded by the south street line of Spring Garden street on the south, the west bank of the Delaware River on the east, the north street line of Lehigh avenue on the north and the east street line of 5th street on the west.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

*Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco,
Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill*

Nays: 0

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

THE REQUEST WAS GRANTED.

Bill No. 060055:An Ordinance amending Bill No. 040369 (which became law June 21, 2004), as amended, entitled "An Ordinance amending Chapter 14-1600 of The Philadelphia Code, entitled 'Miscellaneous,' by adding a new section prohibiting the demolition of buildings or other structures located within the area bounded on the north by the south side of Locust Street, on the west by the east side of Fifth Street, on the south by the north side of Washington street, and on the east by the Delaware River, and providing that such prohibition shall expire after a specified period of time, all under certain terms and conditions," by further extending its expiration date.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

*Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco,
Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill*

Nays: 0

Bill No. 060107:An Ordinance approving the first amendment of the redevelopment proposal for the West Fairhill/East Tioga/Hunting Park Urban

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Renewal Area, being the area generally bounded by Wingohocking street and Roosevelt boulevard on the north, North Fifth street and North Sixth street on the east, Lehigh avenue on the south and Broad street and Venango street on the west, including the first amendment to the urban renewal plan and the first amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of approximately forty-four (44) properties for residential and related uses; the additional land acquisition of approximately six (6) properties for commercial and related uses; the provision of certain relocation services, as required by law; and declaring that condemnation is not imminent with respect to the Project.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

📄 **Bill No. 060117:**An Ordinance to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Bustleton Avenue, Fulmer Street, a Railroad R.O.W. and Grant Avenue.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Reynolds Brown, Goode, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

📄 **Resolution No. 060101, as amended:**Resolution proposing an amendment to Article VIII, Chapter 5 of the Philadelphia Home Rule Charter, entitled "Referenda Approved by the Voters," by adding a new section calling on the City to fight crime and violence through the use of video surveillance, which shall be implemented in a manner that protects civil liberties and legitimate privacy interests.

THE RESOLUTION WAS READ.

DISCUSSION - TASCO, CLARKE, RIZZO, KENNEY - ROLL CALL WAS INTERRUPTED - COUNCILMEMBER TASCO ASKS FOR AN EXPLANATION OF HOW RESOLUTION NO. 060101 WOULD CHANGE THE CHARTER - (SEE NOTES OF TESTIMONY)

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THE RESOLUTION WAS ADOPTED.

The Ayes and Nays were as follows:

Ayes: 13 - Councilmembers Reynolds Brown, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller and O'Neill

Nays: 2 - Councilmembers Goode and Tasco

Bill No. 060092, as amended:An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of an amendment to Article VIII, Chapter 5 of the Philadelphia Home Rule Charter, entitled "Referenda Approved by the Voters," by adding a new section calling on the City to fight crime and violence through the use of video surveillance, which shall be implemented in a manner that protects civil liberties and legitimate privacy interests; 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 READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 14 - Councilmembers Reynolds Brown, Kelly, Kenney, Ramos, Rizzo, DiCicco, Council President Verna, Blackwell, Nutter, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 1 - Councilmember Goode

SPEECHES

COUNCILMEMBER RAMOS - INTRODUCES THE NEWEST MEMBER OF HIS STAFF
VINCENT THOMPSON - (SEE NOTES OF TESTINMONY)

COUNCILMEMBER TASCO MOVED TO ADJOURN.

THE MOTION WAS DULY SECONDED AND AGREED TO.