



Thursday, April 26, 2018

COUNCIL SESSION INFORMATION IN PROGRESS

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

Council met, a quorum being present.

Reverend Dr. Darron D. McKinney, Sr of Bright Hope Baptist Church was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL of the meeting of April 19, 2018.

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

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

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- ☐ **Resolution No. 180399:** Resolution Authorizing the Joint Committees on Public Safety and Children and Youth to hold hearings on the status of educational, extra-curricular, health and eellness, and career programming designed to divert girls from the juvenile justice system.

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

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📄 **Bill No. 180383:** An Ordinance Authorizing Louie Louie Restaurant LLC., (“Owner”) to install, own and maintain an open-air sidewalk café at 3611 Walnut Street, Philadelphia, PA 19104 (“Property”), under certain terms and conditions.

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

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

📄 **Resolution No. 180400:** Resolution Authorizing the Philadelphia Land Bank to dispose of 1728 Marlton Avenue located in the Third Councilmanic District in accordance with the terms of Chapter 16-700 of The Philadelphia Code.

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

📄 **Bill No. 180384:** An Ordinance Approving the fifteenth amendment of the redevelopment proposal for the Cecil B. Moore Avenue Urban Renewal Area, being the area generally bounded by Fifteenth street on the east, Jefferson street on the south, Nineteenth street on the west and Montgomery avenue on the north, including the fifteenth amendment to the urban renewal plan, which provides, inter alia, for changes that would make it consistent with the North Philadelphia Redevelopment Area Plan and generally consistent with the City of Philadelphia's Philadelphia2035 Comprehensive Plan.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

📄 **Bill No. 180385:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Ridge Avenue, Gorgas Lane (extended), Henry Avenue, Valley Avenue, and Domino Lane.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

📄 **Bill No. 180386:** An Ordinance Authorizing Marty Inc / DBA LeBus Bistro, (“Owner”) to install, own and maintain an open-air sidewalk café at 4201 Ridge Avenue, Philadelphia, PA 19129 (“Property”), under certain terms and conditions.

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

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

- 📄 **Bill No. 180387:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by The Schuylkill Expressway, Greenland Drive, Martin Luther King Drive, and Montgomery Drive, and by amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Section 14-905, entitled “Non-Accessory Signs,” by adding a new subsection to permit one advertising sign under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Resolution No. 180401:** Resolution Calling on the United States Congress to release the necessary funding required to dredge the Schuylkill River, which is crucial in maintaining Philadelphia's status as the nation's best competitive rowing city.

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

- 📄 **Bill No. 180388:** An Ordinance Authorizing the Philadelphia Phillies, (“Owner”) to install, own and maintain security bollard encroachments at 1 Citizen Bank Way, Philadelphia, PA 19148 (“Property”), under certain terms and conditions.

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

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

- 📄 **Bill No. 180389:** An Ordinance Authorizing Gina Maria Narducci, (“Owner”) to install, own and maintain an exterior metal staircase encroachment at 1805 Washington Avenue, Philadelphia, PA 19146 (“Property”), under certain terms and conditions.

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

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

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☞ portion of City Plan No. 44-S by striking from the City Plan and vacating the easternmost ten feet wide portion of Broad Street from Geary Street to a point approximately one-hundred five feet southwardly therefrom and reserving and placing on the City Plan a right-of-way for water main purposes and public utility purposes within the portion of Broad Street being stricken and authorizing acceptance of the grant to the City of the said right-of-way, under certain terms and conditions.

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

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

☞ **Bill No. 180391:** An Ordinance Amending Title 10, Chapter 800, of The Philadelphia Code, entitled “Safety,” by repealing certain provisions relating to police and fire radio broadcasts and make certain technical changes; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

☞ **Resolution No. 180402:** Resolution Authorizing the Committees on Public Safety and Legislative Oversight to investigate Police Department progress in ensuring the constitutionality and racial neutrality of stops and frisks, pursuant to the settlement agreement in *Bailey v. City of Philadelphia*.

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

☞ **Resolution No. 180403:** Resolution Approving the appointment of Abby Pozefsky to the Philadelphia Water, Sewer and Storm Water Rate Board.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

☞ **Bill No. 180392:** An Ordinance Amending Chapter 19-1400 of The Philadelphia Code, entitled “Realty Transfer Tax,” by amending Section 19-1405, entitled “Excluded Transactions,” by replacing gendered marital signifiers.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Bill No. 180393:** An Ordinance Amending Title 19, Chapter 2900, of The Philadelphia Code, entitled “Senior Citizen Low Income Special Tax Provisions,” to make certain technical changes; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

Councilmember Parker Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Parker, Blackwell, Greenlee, Quiñones Sánchez, Reynolds Brown, Johnson and Green:

- 📄 **Resolution No. 180404:** Resolution Calling on Congress to reject the proposal from HUD Secretary Ben Carson, which would triple the minimum rent cost for individuals in public housing, eliminate deductions for medical and childcare costs, and allow public housing agencies and property owners to impose work requirements, impacting 4.7 million families relying on federal housing assistance.

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

- 📄 **Resolution No. 180405:** Resolution Calling on the First Judicial District to develop user-friendly forms to improve access to justice for unrepresented victims of illegal possession of real property, and to facilitate an improved process for said victims to be heard by the court to address the rising level of illegal possessions of residential properties, and to address the problems with the current system, so as to prevent delayed justice and irreparable harm to homeowners.

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

- 📄 **Resolution No. 180406:** Resolution Recognizing and honoring the heroism of Captain Tammie Jo Shults, who successfully executed an emergency landing of Southwest Flight 1380 at the Philadelphia International Airport on April 17, 2018, saving the lives of 148 people in the aftermath of a blown engine.

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

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☞ conduct hearings regarding the financial state of the Philadelphia Parking Authority and the allocation of Parking Authority funds to the School District of Philadelphia.

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

☞ **Resolution No. 180408:** Resolution Recognizing and celebrating Mary Curran and the Julia R. Masterman highschool's boys' varsity soccer team for their hard work and tenacity during the regular season, making it to the PIAA Class A state tournament and reaching the state semi-finals.

Councilmember O'Neill Introduced and Referred the following Bill, Sponsored by Councilmember O'Neill:

☞ **Bill No. 180394:** An Ordinance Establishing a no truck parking regulation on Bennett Road from Roosevelt Boulevard to its terminus further northwestwardly therefrom.

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

Councilmember O'Neill Introduced and Referred the following Bill, Sponsored by Councilmember O'Neill:

☞ **Bill No. 180395:** 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, Solly Avenue, Eastwood Avenue and Stanwood Street.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

☞ **Bill No. 180396:** An Ordinance Authorizing Saint Lazarus Bar (“Owner”) to install, own and maintain an open-air sidewalk café at 102 W. Girard Avenue, Philadelphia, PA 19123 (“Property”), under certain terms and conditions.

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

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

☞ **Bill No. 180397:** An Ordinance Approving the forty-second amendment of the redevelopment proposal for the Model Cities Urban Renewal Area, being the area beginning at the northwest corner of Front street and Spring Garden street,

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including the thirty-fourth amendment to the urban renewal plan, which provides, inter alia, for changes that would make it consistent with the North Philadelphia Redevelopment Area Plan and generally consistent with the most recent Comprehensive Plan approved by the City Planning Commission of the City of Philadelphia.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Resolution No. 180409:** Resolution Calling on Comcast Spectacor to reconsider its naming rights agreement with Wells Fargo based on its history of unethical banking practices.

Councilmember Oh Introduced and Referred the following Bill, Sponsored by Councilmembers Oh, Squilla, Johnson and Domb:

- ☐ **Bill No. 180398:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia proposing an amendment to The Philadelphia Home Rule Charter to provide accountability to City Council for real property assessment increases; and authorizing the appropriate officers to fix the date for the election for such purpose; prescribing the form of the ballot question to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the election; all under certain terms and conditions.

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

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

- ☐ **Resolution No. 180410:** Resolution Declaring May 2018 to be Hepatitis Awareness Month in Philadelphia to recognize and support the joint efforts of “Hep B United Philadelphia” and “Hepatitis C Allies of Philadelphia” coalitions aimed at raising awareness of the link between viral hepatitis and liver cancer.

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

- ☐ **Resolution No. 180411:** Resolution Urging the Pennsylvania General Assembly to amend Pennsylvania's Post Conviction Relief Act so that reliable evidence of innocence may be considered to prove that a person who is convicted of a crime is, in fact, not guilty.

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Councilmember Oh Introduced and Referred the following Resolution, Sponsored by Councilmembers Oh, Squilla and Johnson:

- Resolution No. 180412:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide accountability to City Council for real property assessment increases; and providing for the submission of the proposed amendment to the electors of Philadelphia.

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

REPORTS FROM COMMITTEES

COMMITTEE OF THE WHOLE

- Resolution No. 180305:** Resolution Appointing Lynette Brown Sow to the Board of Directors of the Philadelphia Municipal Authority.

THE RESOLUTION WAS ORDERED PLACED ON NEXT WEEK'S CALENDAR.

- Resolution No. 180306:** Resolution Confirming the re-appointment of Hon. Phyllis W. Beck as a member of the Board of Ethics, to serve in the term ending November 16, 2022.

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

COMMITTEE ON LICENSES AND INSPECTIONS

- Bill No. 180174, as amended:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by adopting the 2015 edition of the "International Residential Code" as published by the International Code Council, with previously adopted amendments thereto, as adopted through the Pennsylvania Uniform Construction Code Act, all under certain terms and conditions.

COUNCILMEMBER QUIÑONES SÁNCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 180174.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- Bill No. 180175:** An Ordinance Amending Subcode "A" (The Philadelphia Administrative Code) of Title 4 of The Philadelphia Code (The Building, Construction and Occupancy Code), by revising and clarifying certain provisions; making corrections for compliance with the Pennsylvania Uniform

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Construction Code Act; and making technical changes; all under certain terms and conditions.

COUNCILMEMBER QUIÑONES SÁNCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 180175.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 180176, as amended: An Ordinance Amending Title 4 of The Philadelphia Code, entitled '93The Philadelphia Building' Construction and Occupancy Code,'94 by adopting the 2018 edition of the '93International Codes'94 as published by the International Code Council, with previously adopted amendments thereto, as authorized by the Pennsylvania Uniform Construction Code Act, to amend the following Philadelphia subcodes: Building Code, Existing Building Code, Energy Conservation Code, Fuel Gas Code, Mechanical Code, and Performance Code for Buildings and Facilities; all under certain terms and conditions.

COUNCILMEMBER QUIÑONES SÁNCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 180176.

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. 180174, as amended: An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by adopting the 2015 edition of the “International Residential Code” as published by the International Code Council, with previously adopted amendments thereto, as adopted through the Pennsylvania Uniform Construction Code Act, all under certain terms and conditions.

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The following persons provided public comment on April 26, 2018:

Name and Comment Subject

Durrell Lewis (170956)
Vinud Subhana (170956)
Donarson McCarthy (170956)
Rosslyn Wuchinich (170956)
Joe Danihel (171131)
Harry Barnum (170854)

See Notes of Testimony for full comment.

BILLS AND RESOLUTIONS ON FINAL PASSAGE

- ☐ **Resolution No. 180374:** Resolution Calling upon the Congress of the United States to pass S.1689, legislation offered by Senator Cory Booker, to federally decriminalize and otherwise improve public policy with relation to marijuana.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 180375:** Resolution Commending the Pennsylvania House of Representatives on the passage of a legislative package aimed at helping grandparents raising grandchildren and encouraging the Senate to pass this legislation into law.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 180399:** Resolution Authorizing the Joint Committees on Public Safety and Children and Youth to hold hearings on the status of educational, extra-curricular, health and eellness, and career programming designed to divert girls from the juvenile justice system.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON PUBLIC SAFETY AND CHILDREN & YOUTH.

- ☐ **Resolution No. 180402:** Resolution Authorizing the Committees on Public Safety and Legislative Oversight to investigate Police Department progress in ensuring the constitutionality and racial neutrality of stops and frisks, pursuant to the settlement agreement in *Bailey v. City of Philadelphia*.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON PUBLIC SAFETY AND LEGISLATIVE OVERSIGHT.

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📄 **Resolution No. 180406:** Resolution Recognizing and honoring the heroism of Captain Tammie Jo Shults, who successfully executed an emergency landing of Southwest Flight 1380 at the Philadelphia International Airport on April 17, 2018, saving the lives of 148 people in the aftermath of a blown engine.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180407:** Resolution Authorizing the Committee on Education to conduct hearings regarding the financial state of the Philadelphia Parking Authority and the allocation of Parking Authority funds to the School District of Philadelphia.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON EDUCATION.

📄 **Resolution No. 180408:** Resolution Recognizing and celebrating Mary Curran and the Julia R. Masterman highschool's boys' varsity soccer team for their hard work and tenacity during the regular season, making it to the PIAA Class A state tournament and reaching the state semi-finals.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180410:** Resolution Declaring May 2018 to be Hepatitis Awareness Month in Philadelphia to recognize and support the joint efforts of “Hep B United Philadelphia” and “Hepatitis C Allies of Philadelphia” coalitions aimed at raising awareness of the link between viral hepatitis and liver cancer.

THE RESOLUTION WAS ADOPTED.

BILLS AND RESOLUTIONS ON SECOND READING AND FINAL PASSAGE

📄 **Bill No. 170956:** An Ordinance Amending Chapter 17-1300 of The Philadelphia Code, entitled “Philadelphia 21st Century Minimum Wage and Benefits Standard,” by revising provisions regarding waivers of minimum wage requirements, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

📄 **Bill No. 180264, as amended:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2018 from the General Fund, certain or all City

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offices, departments, boards and commissions, the Grants Revenue Fund, certain or all City offices, departments, boards and commissions to the General Fund, certain or all City offices, departments, boards and commissions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

SPEECHES

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.