



Thursday, October 25, 2007

PRESENT: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Kelly, Campbell, Kenney, Ramos, Rizzo, Savage, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Council met, a quorum being present.

Father Edward J. Hallinan of Saint Martin de Porres Church was introduced and offered an appropriate prayer.

COUNCILMEMBER BLACKWELL MOVED TO APPROVE THE JOURNAL

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

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

- ☐ Transmitting a bill to amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Burholme Avenue, Napfle Avenue, Burholme Avenue Hartel Avenue, Hasbrook Avenue Central Avenue and Shelmire Avenue (Extended). (File No. 070925)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the President of the Fairmount Park Commission, the Executive Director of Fairmount Park, and the Public Property Commissioner, on behalf of the City of Philadelphia, to enter into a lease with the Philadelphia Authority for Industrial Development (“PAID”), to lease City-owned land south of Shelmire Avenue adjacent to the campus of the Fox Chase Cancer Center, Inc. (“Fox Chase”) to PAID, under which PAID will enter into a sublease with the Fairmount Park Conservancy (“Conservancy”), a Pennsylvania nonprofit corporation, under which the Conservancy would enter into a sub-sublease and other agreements with Fox Chase, pursuant to which Fox Chase will construct, maintain, and operate cancer research and treatment

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facilities on the property; and authorizing the President of the Fairmount Park Commission, the Executive Director of Fairmount Park, the Public Property Commissioner, and the City Solicitor to enter into additional agreements and take all other actions necessary to complete the transaction contemplated by this ordinance; all under certain provisions. (File No. 070926)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the President of the Fairmount Park Commission and the Executive Director of Fairmount Park, on behalf of the City of Philadelphia, to enter into a ground lease with the Philadelphia Authority for Industrial Development, under which the City would lease Belmont Mansion and appurtenant buildings, grounds and facilities (collectively, the “Belmont Mansion Complex”) to PAID and pursuant to which PAID would enter into a ground sublease with the American Women's Heritage Society, under which AWHS would occupy, operate, and help maintain the Belmont Mansion Complex and develop and operate a museum about the Underground, under certain terms and conditions, accompanied by an explanatory letter from the Executive Director of Fairmount Park Commission. (File No. 070927)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property to convey certain tracts of land with the buildings and improvements thereon located on the block bounded by West Huntingdon Street, North Fairhill Street, West Lehigh Avenue, and North Fifth Street, to the Philadelphia Authority for Industrial Development for nominal consideration, for further conveyance. (File No. 070928)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into an agreement to sublease from the Philadelphia Municipal Authority a certain building located at 229 W. Allegheny Avenue, under certain terms and conditions. (File No. 070929)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing and directing the revision of lines and grades on a portion of City Plan No. 44 by striking from the City Plan and vacating Cuthbert Street from 32nd Street to 33rd Street and by reserving and placing on City Plan a right of way for drainage purposes, water main purposes, gas main purposes, and public utility purposes within the lines of said Cuthbert Street being stricken from the City Plan by authority of this Ordinance, under certain terms and conditions. (File No. 070930)

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. 070904:** An Ordinance Authorizing and directing the revision of lines and grades on a portion of City Plan No. 44 by striking from the City Plan and vacating Cuthbert Street from 32nd Street to 33rd Street and by reserving and placing on the City Plan a right-of-way for drainage purposes, water main purposes, gas main purposes, and public utility purposes within the lines of said Cuthbert Street being stricken from the City Plan by authority of this Ordinance, under certain terms and conditions.

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

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

- ☐ **Bill No. 070905:** An Ordinance Authorizing the Commissioner of Public Property to convey certain tracts of land with the buildings and improvements thereon located on the block bounded by West Huntingdon Street, North Fairhill Street, West Lehigh Avenue, and North Fifth Street, to the Philadelphia Authority for Industrial Development for nominal consideration, for further conveyance.

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

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

- ☐ **Bill No. 070906:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City of Philadelphia, to enter into an agreement to sublease from the Philadelphia Municipal Authority a certain building located at 229 W. Allegheny Avenue, under certain terms and conditions.

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

Councilmember Savage Introduced the following Bill, Sponsored by Councilmembers

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Savage, DiCicco and Krajewski:

- 📄 **Bill No. 070907:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Chapter 14-300, entitled “Commercial Districts,” by adopting a new Section 14-310, entitled "Transit-Oriented Development District," under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 070908:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Section 14-102, entitled “Definitions,” and creating a new Section 14-1631 of The Philadelphia Code, entitled “Green Building Design Standards,” to require certain buildings to meet green building design standards, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 070909:** An Ordinance Amending Chapter 12-300 of The Philadelphia Code, entitled “Special Restrictions Upon Use of Vehicles Around Wheelchair Lift Equipped Vehicles,” by adding a new subsection requiring that vehicles equipped with wheelchair lifts prominently display a notice on the rear and on the sides of said vehicle of such wheelchair lift, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON THE DISABLED AND THE HANDICAPPED.

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

- 📄 **Bill No. 070910:** An Ordinance Amending Title 17 of The Philadelphia Code, entitled “Contracts and Procurement,” by adding provisions requiring the City to pay its vendors promptly and requiring City vendors to pay their subcontractors promptly, all under certain terms and conditions.

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

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


- 📄 **Bill No. 070911:** An Ordinance Amending Title 17 of The Philadelphia Code,

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entitled “Contracts and Procurement,” by increasing the threshold amount that invokes requirement of the Economic Opportunity Plan, and excepting single family households, all under certain terms and conditions.


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

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

 **Bill No. 070912:** An Ordinance Amending Section 6-301 of The Philadelphia Code, entitled “Food Establishments,” by establishing the licensing fee and licensing requirements for food establishments with seating for 30 or less patrons where the preparation or serving of food and/or beverages is primarily for consumption off the premises, all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES.

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

 **Bill No. 070913:** An Ordinance Amending Section 14-1605 of The Philadelphia Code, entitled “Regulated Uses,” by adding Take-out Restaurants and Small Retail Food Establishments to the list of designated regulated uses, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.


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

 **Bill No. 070914:** An Ordinance Amending Chapter 10-200 of The Philadelphia Code, entitled “Ethnic Intimidation And Institutional Vandalism,” by adding a section prohibiting the display of symbols of racial animus, under certain terms and conditions.

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

RESOLUTIONS

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

 **Resolution No. 070915:** Resolution Authorizing the Committee on Legislative Oversight to hold public hearings to identify employee safety issues that have

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been forced into contract arbitration by the City, and to investigate the reasoning behind why employee health and safety issues are negotiated rather than properly addressed by the City.

THE RESOLUTION WAS READ.

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

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

- ☐ **Resolution No. 070916:** Resolution Authorizing the Committee on Labor and Civil Service to hold public hearings to examine the potential impact of the upcoming deployment of Pennsylvania National Guard troops on the City of Philadelphia's workforce.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON LABOR AND CIVIL SERVICE.

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

- ☐ **Resolution No. 070917:** Resolution Honoring Michael Galbraith on receiving the Milken National Education Award.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 070918:** Resolution Honoring the National Federation of Advanced Informational Services (NFAIS) on its 50th Annual Conference and Declaring February 24, 2008 as “NFAIS Day” in the City of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 070919:** Resolution Honoring the Sistahs of the Million Woman March.

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Reynolds Brown Introduced the following Resolution, Sponsored by Councilmember Reynolds Brown:

- ☐ **Resolution No. 070920:** Resolution Honoring Philadelphia Theatre Company on the opening of its new home, the Suzanne Roberts Theatre, which culminates 32 years of dedication to the genius and diversity of the American playwright, 10 years of searching for a permanent home, and three years of planning for an important and useful new performing venue for the region and for the advancement of American theater.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 070921:** Resolution Calling on the School Reform Commission (SRC) to submit quarterly updates to the Mayor and City Council related to the impact analysis report for additional School District funding filed by the SRC pursuant to Bill No. 070015 (the Public Education Reinvestment Bill).

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 070922:** Resolution Honoring Archbishop John P. Foley, a Philadelphian, on his elevation to Cardinal in the Roman Catholic Church and declaring December 13, 2007 as “Cardinal John P. Foley” Day in the City of Philadelphia.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 070923:** Resolution Calling on the Mayor and the Office of Housing and Community Development to enter into the contracts necessary to

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make available the additional funds for the Basic Systems Repair Program authorized by Resolution No. 070405 (adopted June 7, 2007), Resolution No. 070588 (adopted June 14, 2007), Resolution No. 070595 (adopted June 14, 2007), and Resolution No. 070744 (adopted September 20, 2007), and authorizing Council to retain counsel to file suit should the Administration fail to do so.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Kelly Introduced the following Resolution, Sponsored by Councilmembers Kelly, O'Neill, Ramos and Krajewski:

- ☐ **Resolution No. 070924:** Resolution Calling upon The City of Philadelphia and Fairmount Park Commission to allow the Boy Scouts to remain in the facility located at 22nd & Spring Streets until they obtain a suitable new location, and urging them to compensate the Boy Scouts in full, for any and all improvements which they have made to the facility throughout the term of their lease.

THE RESOLUTION WAS READ.

DISCUSSION - RESOLUTION NO. 070924 - COUNCILMEMBER KELLY - ASK THAT HIS COLLEAGUES NOT PUT 40,000 CHILDREN OUT ON THE STREETS AND THAT THEY ALLOW THE BOY SCOUTS TO REMAIN AT THE BUILDING AT 22ND AND SPRING GARDEN STREETS UNTIL THEY FIND A SUITABLE NEW LOCATION - (SEE NOTES OF TESTIMONY)

DISCUSSION - RESOLUTION 070924 - COUNCILMEMBER CLARKE - SPONSOR OF THE ORIGINAL BILL THAT CALLS FOR THE TERMINATION OF THE LEASE OF THE BOY SCOUTS - (SEE NOTES OF TESTIMONY)

- ☐ **Resolution No. 070924:** Resolution Calling upon The City of Philadelphia and Fairmount Park Commission to allow the Boy Scouts to remain in the facility located at 22nd & Spring Streets until they obtain a suitable new location, and urging them to compensate the Boy Scouts in full, for any and all improvements which they have made to the facility throughout the term of their lease.

THE RESOLUTION WAS NO ACTION TAKEN.

REPORTS FROM COMMITTEES

COMMITTEE ON RULES

- ☐ **Bill No. 070540, as amended:** An Ordinance An Ordinance

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PERMIT CONSIDERATION THIS DAY OF BILL NO. 070540.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON FINANCE

📄 **Bill No. 070541, as amended:** An Ordinance Amending Chapter 19-1400 of The Philadelphia Code, entitled "Realty Transfer Tax," by exempting transactions between certain financially interdependent persons, including, but not limited to, domestic partners, whether of the same or opposite sex; all under certain terms and conditions.

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070541.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 070673:** An Ordinance Authorizing the issuance of one or more series of general obligation bonds to provide funds to refund certain outstanding general obligation bonds of the City of Philadelphia; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell the bonds at public or private negotiated sale; setting forth the purposes for which the proceeds of the bonds will be expended; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that 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 enhancement or payment or liquidity sources for the bonds, and agreements to manage interest costs and certain other actions.

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070673.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

📄 **Bill No. 070693, as amended:** An Ordinance Creating the Philadelphia Re-Entry Employment Program ("PREP") for Ex-offenders; in particular, amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Privilege Taxes," to provide a PREP Tax Credit for businesses that hire ex-offenders; directing various City officials to take certain actions with respect to the employment of ex-offenders by the public and private sector; and requiring those who contract

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with the City or who receive certain financial benefits from the City to identify job opportunities that may be available for ex-offenders and to take other action with respect to the hiring of ex-offenders; all under certain terms and conditions.

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070693.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON STREETS & SERVICES

- ☐ **Bill No. 070683:** An Ordinance Amending Chapter 10-700 of The Philadelphia Code, entitled "Refuse and Littering," by adding a section creating a reward program for the provision of information leading to a determination that an individual has engaged in short dumping, all under certain terms and conditions.

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

COMMITTEE ON LICENSES AND INSPECTIONS

- ☐ **Bill No. 050743:** An Ordinance Amending Title 4, Subcode "PM," The Philadelphia Property Maintenance Code, to add requirements for the owners of one-family or two-family rental properties to have a local agent when the owner resides outside of the City limits; all under certain terms and conditions.

COUNCILMEMBER SAVAGE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 050743.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


- ☐ **Bill No. 070539-A:** An Ordinance Amending Section 9-627 of The Philadelphia Code, entitled "Commercial Establishments on Residential Blockfaces," to extend the scope of the ordinance to include certain establishments located on corner lots, to require certain establishments to display a poster indicating that the establishment is subject to the terms of this ordinance and to increase the penalties for violations of the ordinance, all under certain terms and conditions.

COUNCILMEMBER SAVAGE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070539-A.

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. 070697:** An Ordinance Amending Section 10-609 of The Philadelphia Code, entitled "Public Urination or Defecation," by increasing the fine for violations of such section, all under certain terms and conditions.

COUNCILMEMBER SAVAGE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070697.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 070820:** An Ordinance Amending Subcode "PM" (The Philadelphia Property Maintenance Code) of Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Section PM-304.9, entitled "Piers and other waterfront structures," by adding the condition "Poor" to the list of conditions which require immediate notification to the Department of Licenses and Inspections once such condition is found after an inspection is conducted, under certain terms and conditions.

COUNCILMEMBER SAVAGE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070820.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


 **Bill No. 070821:** An Ordinance Amending Subcode "A" (The Philadelphia Administrative Code) of Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending certain administrative and enforcement provisions and the fee schedule for various construction related activities, all under certain terms and conditions.

COUNCILMEMBER SAVAGE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070821.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON THE ENVIRONMENT

 **Bill No. 070788, as amended:** An Ordinance Enacting a new Section 12-1131 of The Philadelphia Code, entitled "Electric Vehicle Parking," to provide for the designation of electric vehicle on-street parking spaces where only electric vehicles may be parked and amending Section 12-2809 of The Philadelphia Code to provide for penalties for illegally parking in a designated electric

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vehicle parking space; all under certain terms and conditions.

COUNCILMEMBER KENNEY MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070788.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


COMMITTEES ON THE DISABLED & THE HANDICAPPED

 **Bill No. 070154:** An Ordinance Amending Chapter 9-1100 of The Philadelphia Code, entitled "Fair Practices ," by providing that private entities providing taxi service shall not discriminate against individuals with disabilities by actions including, but not limited to, refusing to provide service to individuals with disabilities who can use taxi vehicles, refusing to accommodate such individuals in the use of a guide or support animal due to blindness, deafness or refusing to assist with the stowing of mobility devices, and any other assistive instrument and charging higher fares or fees for carrying individuals with disabilities and their equipment than are charged to other persons.

COUNCILMEMBER CAMPBELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070154.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 070698-A:** An Ordinance Amending Title 12 of The Philadelphia Code, entitled "Traffic Code," by amending Section 12-102, entitled "Definitions," and amending Section 12-1201 of The Philadelphia Code, entitled "Authority To Install Traffic-Control Devices," to provide for the installation of variable speed limit signs and pedestrian traffic control signals designed to meet the needs of the disabled and senior citizens; all under certain terms and conditions.

COUNCILMEMBER CAMPBELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070698-A.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 070699-A:** An Ordinance Enacting a new Chapter 12-300 of The Philadelphia Code, entitled "Special Restrictions Upon Use of Vehicles Around Wheelchair Lift Equipped Vehicles," to require a driver of a vehicle meeting or overtaking any wheelchair lift equipped vehicle stopped on a highway or trafficway to stop at least ten feet before reaching the wheelchair lift equipped vehicle when the red hazard signal lights on the wheelchair lift equipped vehicle

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are flashing and the wheel chair lift is deployed to load or unload a disabled passenger, and providing for the reporting of and setting penalties for violations; all under certain terms and conditions.


COUNCILMEMBER CAMPBELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 070699-A.

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. 070540, as amended:** An Ordinance Reestablishing a neighborhood improvement district in an area that generally includes both sides of Frankford Avenue from Torresdale Avenue to Bridge Street and certain side streets including portions of Kensington Avenue, Foulkrod Street, Gillingham Street, Griscom Street, Margaret Street, Meadow Street, Orthodox Street, Paul Street, Pratt Street, Darrah Street, and Unity Street, to be known as the Frankford Special Services District (“District”); designating the Frankford Special Services District of Philadelphia (“the Authority”), an Authority established pursuant to the Municipality Authorities Act of 1945, as the Neighborhood Improvement District Management Association for the District; approving a final plan for the District, including a list of proposed improvements and their estimated cost, and providing for assessment fees to be levied on property owners within the District; authorizing the Director of Commerce, on behalf of the City, to execute an agreement with the Authority relating to the District; and authorizing the Authority 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 ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.

 **Bill No. 070541:** An Ordinance Amending Chapter 19-1400 of The Philadelphia Code, entitled “Realty Transfer Tax,” by exempting transactions between certain financially interdependent persons, including, but not limited to, domestic partners, whether of the same or opposite sex; all under certain terms and conditions.

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

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📄 **Bill No. 070673:** An Ordinance Authorizing the issuance of one or more series of general obligation bonds to provide funds to refund certain outstanding general obligation bonds of the City of Philadelphia; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell the bonds at public or private negotiated sale; setting forth the purposes for which the proceeds of the bonds will be expended; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that 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 enhancement or payment or liquidity sources for the bonds, and agreements to manage interest costs and certain other actions.

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

📄 **Bill No. 070693, as amended:** An Ordinance Creating the Philadelphia Re-Entry Employment Program ("PREP") for Ex-offenders; in particular, amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Privilege Taxes," to provide a PREP Tax Credit for businesses that hire ex-offenders; directing various City officials to take certain actions with respect to the employment of ex-offenders by the public and private sector; and requiring those who contract with the City or who receive certain financial benefits from the City to identify job opportunities that may be available for ex-offenders and to take other action with respect to the hiring of ex-offenders; all under certain terms and conditions.

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

📄 **Bill No. 050743:** An Ordinance Amending Title 4, Subcode "PM," The Philadelphia Property Maintenance Code, to add requirements for the owners of one-family or two-family rental properties to have a local agent when the owner resides outside of the City limits; all under certain terms and conditions.

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

📄 **Bill No. 070539-A, as amended:** An Ordinance Amending Section 9-627 of The Philadelphia Code, entitled "Commercial Establishments on Residential Blockfaces," to extend the scope of the ordinance to include certain establishments located on corner lots, to require certain establishments to display a poster indicating that the establishment is subject to the terms of this ordinance and to increase the penalties for violations of the ordinance, all under certain terms and conditions.


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
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violations of such section, all under certain terms and conditions.


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

 **Bill No. 070820:** An Ordinance Amending Subcode "PM" (The Philadelphia Property Maintenance Code) of Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending Section PM-304.9, entitled "Piers and other waterfront structures," by adding the condition "Poor" to the list of conditions which require immediate notification to the Department of Licenses and Inspections once such condition is found after an inspection is conducted, under certain terms and conditions.


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

 **Bill No. 070821:** An Ordinance Amending Subcode "A" (The Philadelphia Administrative Code) of Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by amending certain administrative and enforcement provisions and the fee schedule for various construction related activities, all under certain terms and conditions.


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

 **Bill No. 070788:** An Ordinance Enacting a new Section 12-1131 of The Philadelphia Code, entitled "Electric Vehicle Parking," to provide for the designation of electric vehicle on-street parking spaces where only electric vehicles may be parked and amending Section 12-2809 of The Philadelphia Code to provide for penalties for illegally parking in a designated electric vehicle parking space; all under certain terms and conditions.

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

 **Bill No. 070154:** An Ordinance Amending Chapter 9-1100 of The Philadelphia Code, entitled "Fair Practices ," by providing that private entities providing taxi service shall not discriminate against individuals with disabilities by actions including, but not limited to, refusing to provide service to individuals with disabilities who can use taxi vehicles, refusing to accommodate such individuals in the use of a guide or support animal due to blindness, deafness or refusing to assist with the stowing of mobility devices, and any other assistive instrument and charging higher fares or fees for carrying individuals with disabilities and their equipment than are charged to other persons.

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

 **Bill No. 070698-A:** An Ordinance Amending Title 12 of The Philadelphia Code, entitled "Traffic Code," by amending Section 12-102, entitled "Definitions," and amending Section 12-1201 of The Philadelphia Code, entitled "Authority To Install Traffic-Control Devices," to provide for the installation of variable speed

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limit signs and pedestrian traffic control signals designed to meet the needs of the disabled and senior citizens; all under certain terms and conditions.

THE BILL WAS READ.

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COUNCILMEMBER CAMPBELL MOVED TO AMEND BILL NO. 070698 AS FOLLOWS:

PROPOSED AMENDMENT TO BILL NO. 070698

* * *

Proposed Amendment to Bill No. 070698
Proposed additions in **Bold**
Proposed deletions in ~~Strikethrough~~

AN ORDINANCE

Amending Title 12 of The Philadelphia Code, entitled "Traffic Code," by amending Section 12-102, entitled "Definitions," and amending Section 12-1201 of The Philadelphia Code, entitled "Authority To Install Traffic-Control Devices," to provide for the installation of variable speed limit signs and pedestrian traffic control signals designed to meet the needs of the disabled and senior citizens; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Section 12-102 of The Philadelphia Code, entitled "Definitions", is hereby amended to add the following definitions, the existing definitions to be renumbered accordingly:

TITLE 12. TRAFFIC CODE.

* * *

§12-102. Definitions.

In this Title the following definitions apply:

* * *

() *"Pedestrian Traffic Control Signals Designed to Meet the Needs of **the Disabled and Senior Citizens.**" A traffic signal that has been designed and/or modified to extend the WALK phase of traffic lights to allow the disabled and senior citizens sufficient time to safely cross through an ~~intersection~~, **intersection.***

() *"Variable Speed Limit Sign." The term shall include, but is not limited to, a blank-out message, a variable message, or a message in effect during the operation of*

flashing beacons.

SECTION 2. Section 12-1201 of The Philadelphia Code, entitled "Authority To Install Traffic-Control Devices", is hereby amended as follows:

§12-1201. Authority To Install Traffic-Control Devices.

* * *

(3) Variable Speed Limit Signs.

*Upon the written request of five disabled residents who reside within 500 feet of the intersection in question or the chief administrator or designee of a specialty nursing care facility, a senior citizen center ~~and/or~~ or a disability care/rehabilitation facility **located within 500 feet of the intersection in question** to the Streets Commissioner, the Department shall install and maintain a variable speed limit sign subject to the approval of the Streets Commissioner. The written request shall specify the times of day, days of the week and months of the year when the flashing sign shall operate and such other information as may be required by the Department. The criteria for approval by the Streets Commissioner shall include, but ~~is~~ **are** not limited to: the volume and speed of vehicular traffic, existing pedestrian paths of travel, existing traffic signage and other appropriate traffic engineering factors, **consistent with PennDOT regulations.***

(4) Pedestrian Traffic Control Signals Designed to Meet the Needs of the Disabled and Senior Citizens.

*Upon the written request of five disabled residents who reside within 500 feet of the intersection in question or the chief administrator or designee of a specialty nursing care facility, a senior citizen center ~~and/or~~ or a disability care/rehabilitation facility **located within 500 feet of the intersection in question** to the Streets Commissioner, the Department shall install and maintain pedestrian traffic control signals designed to meet the needs of the disabled ~~or~~ **and** senior citizens where one of the following conditions exist, **and in a manner consistent with PennDOT regulations:***

*a) For any street with a speed limit of **up to** 30 miles per hour ~~or less~~, there must be a minimum of 50 disabled or senior citizen pedestrians attempting to cross during an eight hour period and, during the hour pedestrian volume is highest, there must be fewer than 60 adequate gaps in the vehicular traffic. A gap is defined as the time between vehicles moving on the street that is equal to the walking time required for*

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a pedestrian to cross the street, plus some reaction time.

b) For any street with a speed limit greater than 30 miles per hour, ~~the required disabled or senior citizen pedestrian volume shall be reduced to 75 percent of the requirement shown in paragraphs (a) above~~ **there must be a minimum of 37 disabled or senior citizen pedestrians attempting to cross during an eight hour period. The gap requirement shall remain be the same as set forth in the preceding paragraph (a).**

c) The surveyed disabled or senior citizen pedestrian volumes may be increased if available information indicates that an immediate increase in actual volume can be anticipated.

~~SECTION 3. Effective Date. This Ordinance shall take effect immediately upon final approval.~~

* * *

THE AMENDMENT WAS READ

COUNCILMEMBER CAMPBELL MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 070698 WAS ADOPTED

Bill No. 070698-A, as amended: An Ordinance Amending Title 12 of The Philadelphia Code, entitled "Traffic Code," by amending Section 12-102, entitled "Definitions," and amending Section 12-1201 of The Philadelphia Code, entitled "Authority To Install Traffic-Control Devices," to provide for the installation of variable speed limit signs and pedestrian traffic control signals designed to meet the needs of the disabled and senior citizens; all under certain terms and conditions.

THE BILL WAS AMENDED.

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

Bill No. 070699-A: An Ordinance Enacting a new Chapter 12-300 of The Philadelphia Code, entitled "Special Restrictions Upon Use of Vehicles Around Wheelchair Lift Equipped Vehicles," to require a driver of a vehicle meeting or overtaking any wheelchair lift equipped vehicle stopped on a highway or trafficway to stop at least ten feet before reaching the wheelchair lift equipped vehicle when the red hazard signal lights on the wheelchair lift equipped vehicle

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are flashing and the wheel chair lift is deployed to load or unload a disabled passenger, and providing for the reporting of and setting penalties for violations; all under certain terms and conditions.

THE BILL WAS READ.

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COUNCILMEMBER CAMPBELL MOVED TO AMEND BILL NO. 070699 AS FOLLOWS:

PROPOSED AMENDMENT TO BILL NO. 070699

* * *

Proposed Amendments to Bill No. 070699
Proposed Deletions in ~~Strikethrough~~
Proposed Additions in **Bold**

AN ORDINANCE

Enacting a new Chapter 12-300 of The Philadelphia Code, entitled "Special Restrictions Upon Use of Vehicles Around Wheelchair Lift Equipped Vehicles," to require a driver of a vehicle meeting or overtaking any wheelchair lift equipped vehicle stopped on a highway or trafficway to stop at least ten feet before reaching the wheelchair lift equipped vehicle when the red hazard signal lights on the wheelchair lift equipped vehicle are flashing and the wheel chair lift is deployed to load or unload a disabled passenger, and providing for the reporting of and setting penalties for violations; all under certain terms and conditions.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. A new Chapter 12-300 of The Philadelphia Code, entitled "Special Restrictions Upon Use of Vehicles Around Wheelchair Lift Equipped Vehicles," is hereby enacted, to read as follows:

~~CHAPTER 12-300.~~ **CHAPTER 12-300. [Reserved.] SPECIAL RESTRICTIONS
UPON USE OF VEHICLES AROUND WHEELCHAIR LIFT EQUIPPED
VEHICLES.**

~~§12-310.~~ **§ 12-301.** *Meeting or overtaking wheelchair lift equipped vehicle while utilizing wheelchair lift.*

*Except as provided in ~~§12-340~~ § 12-304, the driver of a vehicle meeting or overtaking any wheelchair lift equipped vehicle stopped on a highway or trafficway shall stop at least ten feet before reaching the wheelchair lift equipped vehicle when the red hazard signal lights on the wheelchair lift equipped vehicle are flashing, ~~and~~ the wheel chair lift is deployed to load or unload a disabled passenger **and the vehicle is marked in a clear and conspicuous manner sufficient to alert the driver of the approaching vehicle that the vehicle is wheelchair lift equipped.** The driver of a vehicle shall not proceed until the flashing red hazard signal lights are no longer*

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actuated. In no event shall a driver of a vehicle resume motion of the vehicle until the person using a wheelchair has reached a place of safety either at the curb or inside the vehicle. The driver of a vehicle approaching an intersection at which a wheelchair lift equipped vehicle is stopped shall stop his vehicle at that intersection until the flashing red hazard signal lights are no longer actuated.

~~§12-320.~~ **§ 12-302.** *Reports By Wheelchair Lift Equipped Vehicle Operators.*

(a) The operator of a wheelchair lift equipped vehicle who observes a violation of ~~§12-310~~ § 12-301 may prepare a signed, written report which indicates that a violation has occurred. To the extent possible, the report shall include the following information:

(1) Information, if any, pertaining to the identity of the alleged violator.

(2) The license number and color of the vehicle involved in the violation.

(3) The time and approximate location at which the violation occurred.

(4) Identification of the vehicle as an automobile, station wagon, motor truck, motor bus, motorcycle or other type of vehicle.

(b) Within 48 hours after the violation occurs, the wheelchair lift equipped vehicle operator shall deliver a copy of the report to the Police Department. If the police officer receiving the report believes that the report establishes a sufficient basis for the issuance of a citation, the officer shall file a citation and the report with the Police Commissioner. If the Police Commissioner determines that the report and citation establish a sufficient basis for the issuance of a summons, a summons shall be issued in accordance with general rules governing the institution of proceedings in summary traffic offense cases. The Police Commissioner shall send the defendant a copy of the citation, together with a statement that it was filed by the police officer named in the citation on the basis of information received.

In the alternative, a parking enforcement officer of the Philadelphia Parking Authority shall be authorized to issue a summons in accordance with general rules governing the institution of proceedings in summary traffic offense cases provided that officer has personally witnessed the violation of ~~§12-310~~ § 12-301 or, after investigating the circumstances surrounding the allegations raised by the wheelchair lift equipped vehicle operator, is satisfied that there is a sufficient basis for the issuance of a citation. The parking enforcement officer shall send the defendant a copy of the citation, together with a statement that it was filed by the parking enforcement officer named in the

citation on the basis of information observed and/or received.

(c) A person may institute a proceeding pursuant to this subsection or in accordance with any means authorized by the Rules of Criminal Procedure.

~~§12-330-~~ **§ 12-303.** *Use Of Red Hazard Signals.*

(a) Requirement to Use Red Hazard Signals

The red hazard signals shall be actuated by the operator of every wheelchair lift equipped vehicle whenever the vehicle is stopped on a highway or trafficway for the purpose of receiving or discharging a person using a wheelchair, except as provided in subsection (b) and ~~§12-340~~ § 12-304.

The signals shall not be terminated until the person using a wheelchair has alighted from the wheelchair lift equipped vehicle and reached a place of safety or until the person using a wheelchair has completed boarding the vehicle.

(b) Limitations On Use Of Signals

The visual signals required in the regulations shall not be actuated at intersections or other places where traffic is controlled by uniformed police officers or appropriately attired persons authorized to direct, control or regulate traffic, or in handicapped loading areas designated by the City when the vehicle is entirely off the roadway.

~~§12-340-~~ **§ 12-304.** *Exceptions From Stopping Requirements.*

The driver of a vehicle upon a highway or trafficway with separate roadways need not stop upon meeting or passing a wheelchair lift equipped vehicle with actuated red hazard signal lights which is on a different roadway.

~~§12-350-~~ **§ 12-305.** *Penalty.*

A person who violates ~~§12-310~~ § 12-301 commits a summary offense and shall, upon conviction, be sentenced to pay a fine of \$ 250.

SECTION 2. Effective Date. This Ordinance shall take effect immediately upon enactment.

* * *

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THE AMENDMENT WAS READ

COUNCILMEMBER CAMPBELL MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 070699 WAS ADOPTED

- **Bill No. 070699-A, as amended:** An Ordinance Enacting a new Chapter 12-300 of The Philadelphia Code, entitled “Special Restrictions Upon Use of Vehicles Around Wheelchair Lift Equipped Vehicles,” to require a driver of a vehicle meeting or overtaking any wheelchair lift equipped vehicle stopped on a highway or trafficway to stop at least ten feet before reaching the wheelchair lift equipped vehicle when the red hazard signal lights on the wheelchair lift equipped vehicle are flashing and the wheel chair lift is deployed to load or unload a disabled passenger, and providing for the reporting of and setting penalties for violations; all under certain terms and conditions.

THE BILL WAS AMENDED.

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

BILLS ON FINAL PASSAGE

- **Bill No. 060474-AA, as amended:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of the Philadelphia Home Rule Charter relating to the appointment of the members of the Fairmount Park Commission, and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS READ.

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COUNCILMEMBER CLARKE MOVED TO AMEND BILL NO. 060474-A AS FOLLOWS:

PROPOSED AMENDMENT TO BILL NO. 060474-A

* * *

AN ORDINANCE

Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of the Philadelphia Home Rule Charter relating to the appointment of the members of the Fairmount Park Commission, and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. There shall be submitted for the approval or disapproval of the qualified electors of the City of Philadelphia at the election to be held ~~November 6, 2007~~ April 22, 2008, the amendment to the Philadelphia Home Rule Charter contained in Resolution No. 060485 approved by Council on ~~September 20, 2007~~ , 2007, and filed in the Office of the Clerk of Council.

SECTION 2. There shall be placed on the ballot the following question to be answered "Yes" or "No" by the qualified electors participating in the election:

Shall the Philadelphia Home Rule Charter be amended to provide that the Fairmount Park Commission shall consist of the Recreation Commissioner, the Water Commissioner, and thirteen members appointed to four year terms by the Mayor, with Council approval, from lists of nominations submitted to the Mayor by a newly-created, Mayorally-appointed eleven member nominating panel ~~appointed by the Mayor and~~ consisting of the heads of certain civic organizations ~~from one of four specified categories, and to~~ further specify the powers and duties of the Commission?

SECTION 3. The Clerk of Council is hereby directed to have printed in pamphlet form, in sufficient number for general distribution, the proposed amendment to the Philadelphia Home Rule Charter as set forth in Resolution No. 060485 together with the ballot question set forth in Section 2 of this Ordinance.

SECTION 4. The Clerk of Council is hereby directed to cause to be published in three (3) newspapers of general circulation in the City and in the Legal Intelligencer the proposed amendment to the Philadelphia Home Rule Charter, together with the ballot question set forth in Section 2 of this Ordinance, once a week during the three (3) weeks preceding the

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election on ~~November 6, 2007~~ April 22, 2008; and further, at such other time and in such other manner as she may consider desirable.

SECTION 5. The Mayor is hereby authorized and directed to issue a proclamation giving at least thirty (30) days' notice of such election. The Clerk of Council shall cause a copy of the proclamation to be published, together with the notice provided for in Section 4 of this Ordinance.

SECTION 6. The appropriate officers are authorized and directed to take such action as may be required for the holding of an election on the ballot question set forth in Section 2 of this Ordinance as provided for by the laws of the Commonwealth of Pennsylvania.

* * *

THE AMENDMENT WAS READ

COUNCILMEMBER CLARKE MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 060474-A WAS ADOPTED

☐ **Bill No. 060474-AA, as amended:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment of the Philadelphia Home Rule Charter relating to the appointment of the members of the Fairmount Park Commission, and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS AMENDED.

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

☐ **Bill No. 040904-AAAA, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding a new Chapter requiring dentists to post and distribute certain information concerning the use of mercury in dental procedures, and requiring dentists to install systems that permit the recycling of mercury waste; all under certain terms and conditions.

THE BILL WAS READ.

COUNCILMEMBER BROWN MOVED TO AMEND BILL NO. 040904-AA AS FOLLOWS:

PROPOSED AMENDMEN TO BILL NO. 040904-AA

* * *

Add Attention Page as Follows:

Attention parents, women of childbearing age, & patients with kidney disease:

- 1. Exposure to mercury can harm the developing brain of a child or a fetus.***

See, e.g., US Public Health Service, Agency for Toxic Substances and Disease Registry, Toxicological Profile for Mercury (Update) (1999). www.atsdr.cdc.gov/toxprofiles/tp46.html <<http://www.atsdr.cdc.gov/toxprofiles/tp46.html>>

- 2. Amalgam, according to the U.S. Centers for Disease Control, is "a major exposure" of mercury.***

Centers for Disease Control, Third National Report on Human Exposure to Environmental Chemicals 2005 <http://www.cdc.gov/exposurereport/>, at pp. 45-48: Amalgam is "a major source" of mercury exposure.

- 3. In Canada, dentists are advised not to place amalgam fillings in children, in pregnant women, or in patients with kidney disease because of the exposure to mercury.***

http://www.mercurypoisoned.com/health_canada.html

- 4. Amalgam is a major contributor of mercury to the water and air.***

Mercury Policy Project, Health Care Without Harm, Sierra Club, and Toxics Action Center, Dentist The Menace? The Uncontrolled Release of Mercury, (June 2002),

*www.mercurypolicy.org/new/documents/DentistTheMenace.pdf
<http://www.mercurypolicy.org/new/documents/DentistTheMenace.pdf>*

Clean Water Action New England, Health Care Without Harm, Mercury Policy Project, Natural Resources Council of Maine, and National Wildlife Federation, Taking a Bite Out of Dental Mercury Pollution / The 2005 Report Card on Dental Mercury Use and Release Reduction,

www.mercurypolicy.org/new/documents/NEZMC_Report_Card_on_Dental_MercuryFINAL.pdf

http://www.mercurypolicy.org/new/documents/NEZMC_Report_Card_on_Dental_MercuryFINAL.pdf

And see "Dentists Biggest Mercury Polluters, New Study Finds," Los Angeles Times, 6/6/02, re this report:

* * *

THE AMENDMENT WAS READ

COUNCILMEMBER BROWN MOVED FOR THE ADOPTION OF THE AMENDMENT

THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 040904-AA WAS ADOPTED

- **Bill No. 040904-AAAA, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding a new Chapter requiring dentists to post and distribute certain information concerning the use of mercury in dental procedures, and requiring dentists to install systems that permit the recycling of mercury waste; all under certain terms and conditions.

THE BILL WAS AMENDED.

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

- **Bill No. 070275-A, as amended:** An Ordinance Amending Title 6 of The Philadelphia Code, entitled "Health Code," by adopting certain provisions of the National Fire Protection Association Standard on Fire Department Occupational Safety and Health Program, NFPA 1500, related to hearing protection measures for Firefighters and Paramedics, with amendments thereto, all under certain terms and conditions.

THE BILL WAS READ.

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THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

BILLS ON SECOND READING AND FINAL PASSAGE

 **Bill No. 070437-A:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Grant Avenue, Frankford Avenue, Pearson Street and I-95 Expressway.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

 **Bill No. 070676, as amended:** An Ordinance Establishing a no parking regulation on 30th Street between Market Street and Walnut Street.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

 **Bill No. 070677:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 30th Street, Chestnut Street, Schuylkill Avenue and Walnut Street.

THE BILL WAS READ.

THE BILL WAS PASSED.

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The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

Bill No. 070678, as amended: An Ordinance Regulating the direction of movement of traffic on 30th Street between Market Street to Walnut Street.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

Bill No. 070542, as amended: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from certain or all City offices, departments, boards and commissions to certain or all City offices, departments, boards and commissions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 0

Bill No. 070681: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Council to the Mayor - Office of Housing and Community Development and to the Department of Recreation.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

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Nays: 0

Bill No. 070793: An Ordinance Authorizing the Commissioner of Public Property to enter into the amendment of four cable television franchises operated by subsidiaries of Comcast Corporation in order to modify certain of the terms and conditions governing the franchisees' provision of channels, financial support, and other support for public access television programming in the City of Philadelphia, including amendment of Franchise Renewal Agreements of Comcast of Philadelphia, Inc. for Franchise Areas I, III and IV, and of Comcast of Philadelphia, LLC for Franchise Area II, all under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Bill No. 070794: An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City, to enter into a lease agreement between the City and the Philadelphia Authority for Industrial Development ("PAID") providing for the leasing to PAID of a certain City owned building located at 2529-33 West Lehigh Avenue for further sublease to the Philadelphia Public Access Corporation, a nonprofit corporation to be incorporated by the City, all under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 17 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Ramos, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Bill No. 070511: An Ordinance Amending Section 6-307 of The Philadelphia Code, entitled "Foods Containing Artificial Trans Fats," by exempting certain bakeries from the provisions prohibiting the use of artificial trans fats, under certain terms and conditions.

THE BILL WAS READ.

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THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Reynolds Brown, Greenlee, Goode, Campbell, Kelly, Kenney, Savage, Rizzo, DiCicco, Council President Verna, Blackwell, Clarke, Krajewski, Miller, Tasco and O'Neill

Nays: 1 - Councilmember Ramos

SPEECHES

COUNCILMEMBER KRAJEWSKI - THANK COLLEAGUES FOR LITTLE
BUSINESSMAN - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER SAVAGE - TRANSIT ORIENTED DEVELOPMENT - (SEE NOTES
OF TESTIMONY)

COUNCILMEMBER TASCO - REMINDS COLLEAGUES AND THEIR STAFF OF THE
BRIEFING AFTER COUNCIL ON DIGITAL TRANSITION LEGISLATION - (SEE NOTES
OF TESTIMONY)

COUNCILMEMBER TASCO MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.