



City of Philadelphia

City Council
Chief Clerk's Office
402 City Hall
Philadelphia, PA 19107

RESOLUTION NO. 140536

Introduced June 5, 2014

Councilmember Johnson

**Referred to the Committee on
Law and Government**

RESOLUTION

Proposing an amendment to The Philadelphia Home Rule Charter to create the Department of Aviation and to transfer the functions of certain City agencies with respect to the expansion, maintenance and operation of City airports to the Department of Aviation, and providing for the submission of the amendment to the electors of Philadelphia.

WHEREAS, Under Section 6 of the First Class City Home Rule Act (Act of April 21, 1949, P.L. 665, § 6, 53 P.S. § 13106), an amendment to The Philadelphia Home Rule Charter may be proposed by a resolution of the Council of the City of Philadelphia adopted with the concurrence of two-thirds of its elected members; now, therefore, be it

RESOLVED, BY THE COUNCIL OF THE CITY OF PHILADELPHIA, That the following amendment to The Philadelphia Home Rule Charter is hereby proposed and shall be submitted to the electors of the City on an election date designated by ordinance.

Note:

Italics indicates matter added by this amendment.

~~Strikethrough~~ indicates matter deleted by this amendment.

ARTICLE III

EXECUTIVE AND ADMINISTRATIVE BRANCH – ORGANIZATION

CHAPTER 1

OFFICERS, DEPARTMENTS, BOARDS, COMMISSIONS AND OTHER AGENCIES

§ 3-100. Executive and Administrative Officers, Departments, Boards, Commissions and

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Agencies Designated.

The executive and administrative work of the City shall be performed by:

* * *

(d) The following departments which are hereby created:

* * *

~~Procurement Department.~~ *Department;*
Department of Aviation.

* * *

§ 3-101. Department Heads.

Each department shall have as its head an officer who either personally or by deputy or by a duly authorized agent or employee of the department, and subject at all times to the provisions of this charter, shall exercise the powers and perform the duties vested in and imposed upon the department.

The following officers shall be the heads of the departments following their respective titles:

* * *

~~Procurement Commissioner, of the Procurement Department.~~ *Department;*
Director of Aviation, of the Department of Aviation.

* * *

CHAPTER 2 ELECTION OR APPOINTMENT

* * *

§ 3-206. Other Department Heads.

With the approval of the Mayor:

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(a) The Managing Director shall appoint the Police Commissioner, the Health Commissioner, the Fire Commissioner, the Street Commissioner, the Parks and Recreation Commissioner, the Welfare Commissioner, the Water Commissioner, the Commissioner of Public Property, the Commissioner of Licenses and Inspections, ~~and the Commissioner of Records;~~ *Records, and the Director of Aviation;*

* * *

CHAPTER 6 COMPENSATION

§ 3-600. The Mayor and Other Officers.

Until the Council shall otherwise ordain, annual salaries shall be payable in equal semi-monthly installments as follows:

* * *

Director of Commerce, ~~\$150,000.~~ *\$150,000;*
Director of Aviation, such amount as may be established by the Mayor.

* * *

ARTICLE IV EXECUTIVE AND ADMINISTRATIVE BRANCH – POWERS AND DUTIES The Mayor, The City Representative and Departments, Boards and Commissions under the Mayor

* * *

CHAPTER 5 DEPARTMENT OF COMMERCE AND ITS DEPARTMENTAL BOARD

§ 4-500. Functions.

The Department of Commerce shall have the power and its duty shall be to perform the following functions:

* * *

~~(c) Airport Facilities. The Department shall itself, or by contract, maintain, improve, repair, and operate City airport facilities and equipment and when authorized by the Council acquire, design and construct additional such facilities. The Department may~~

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~~grant leases and licenses for use of City airport facilities.~~

§ 4-501. Rates and Charges.

The Department of Commerce shall fix rates and charges for the use of City wharf, dock and harbor, ~~and airport~~ facilities as authorized by ordinance. The accounts for each such facility shall contain proportionate charges for all services performed for it by officers, departments, boards or commissions as well as proportionate credits for all services rendered.

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ARTICLE V EXECUTIVE AND ADMINISTRATIVE BRANCH – POWERS AND DUTIES Managing Director and Departments, Boards and Commissions under his Supervision

CHAPTER 1 MANAGING DIRECTOR

* * *

§ 5-102. Meetings with Certain Department Heads.

The Managing Director shall call together periodically the Police Commissioner, the Health Commissioner, the Fire Commissioner, the Street Commissioner, the Parks and Recreation Commissioner, the Welfare Commissioner, the Water Commissioner, the Commissioner of Public Property, the Commissioner of Licenses and Inspections ~~and~~, the Commissioner of ~~Records~~. *Records and the Director of Aviation.* ~~He~~ *The Managing Director* may invite to these meetings any other officers of the City government.

* * *

CHAPTER 12 DEPARTMENT OF AVIATION

§ 5-1200. Functions. The Department of Aviation shall itself, or by contract, maintain, improve, repair, and operate City airport facilities and equipment and when authorized by the Council acquire, design and construct additional such facilities. The Department may grant leases and licenses for use of City airport facilities.

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§ 5-1201. Rates and Charges.

The Department of Aviation shall fix rates and charges for the use of airport facilities as authorized by ordinance. The accounts for each such facility shall contain proportionate charges for all services performed for it by officers, departments, boards or commissions as well as proportionate credits for all services rendered.

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APPENDIX

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CHAPTER A-2

§ A-200. Schedule.

This charter shall become effective on the first Monday of January, 1952, except in the following particulars:

* * *

- (9) *Amendments to the Charter regarding the Department of Aviation approved by the voters on November 4, 2014, shall be effective July 1, 2015.*

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