

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, October 29, 2009

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

Council met, a quorum being present.

Reverend Bonnie Carmada, President of the Hispanic Clergy was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL

of the meeting of October 22, 2009.

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

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

- ☐ Transmitting a message advising Council that Bill No. 090577, which was passed by Council on October 22, 2009, was signed by the Mayor on October 23, 2009. (File No. 090793)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a message advising Council that Bill No. 090579, which was passed by Council on October 22, 2009, was signed by the Mayor on October 28, 2009. (File No. 090794)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Title 9 of The Philadelphia Code, entitled "Regulation Of Businesses, Trades And Professions" to eliminate and revise various licensing and enforcement requirements, and to revise fees for various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages,

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint, indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents, use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions., accompanied by an explanatory letter from the Commissioner of the Department of Licenses and Inspections. (File No. 090795)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Section 11-603 of The Philadelphia Code, entitled “Projections Over the Street,” to revise the permitting requirements for the erection or maintenance of canopies and marquees, under certain terms and conditions, accompanied by an explanatory letter from the Commissioner of the Department of Licenses and Inspections. (File No. 090796)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Chapter 19-600 of The Philadelphia Code, entitled “Amusement Tax,” to revise the fee for an amusement license, under certain terms and conditions. accompanied by an explanatory letter from the Commissioner of the Department of Licenses and Inspections. (File No. 090797)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Title 6 of The Philadelphia Code, entitled “Health Code,” to eliminate licensing requirements and revise fees with respect to certain food establishments; to eliminate licensing requirements for barber and beauty shops; to eliminate permitting requirements for laser light shows; all under certain terms and conditions, accompanied by an explanatory letter from the Commissioner of the Department of Licenses and Inspections. (File No. 090798)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Philadelphia Housing Authority (PHA) to construct, own and maintain a handicap ramp and stairs at 2201-2207 W. Venango Street, Philadelphia, PA, under certain terms and conditions. (File No. 090799)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing Nicole and Daniel Dizio, Owners of Wit or Witout Cheesesteaks, to construct, own and maintain one table, four chairs and one trash receptacle on the sidewalk located at 7352 Frankford Avenue, under certain terms and conditions. (File No. 090800)

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing New Kensington Community Development Corporation to construct, own and maintain two bus shelters, twelve decorative signs, eleven four-foot benches, eight six-foot benches, and thirty-four trash receptacles on the east and west footway of Frankford Avenue, from East Columbia Avenue to York Street, all under certain terms and conditions. (File No. 090801)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the University City Science Center to own and maintain various sidewalk encroachments, under certain terms and conditions. (File No. 090802)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Chapter 10-700 of The Philadelphia Code, entitled “Refuse and Littering,” to require certain property owners either to pay a fee for City waste hauling or to demonstrate that the business or property owner has a private provider of waste and recycling disposal services; all under certain terms and conditions. (File No. 090803)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property, on behalf of the City, to accept from the School District of Philadelphia conveyance of title to a portion of the land bounded by Susquehanna Avenue, North 15th Street, Diamond Street, and North 16th Street, and further authorizing transfer of the property to the Philadelphia Authority for Industrial Development, under certain terms and conditions. (File No. 090804)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of the Department of Parks and Recreation, on behalf of the City of Philadelphia, to enter into a license agreement between the City of Philadelphia and Impact Services Corporation under which Impact Services Corporation would operate, manage and maintain Walnut Lane Golf Course as a public golf course under certain terms and conditions. (File No. 090805)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of the Department of Parks and Recreation, on behalf of the City of Philadelphia, to enter into a License Agreement between the City of Philadelphia and Juniata Golf Foundation under which Juniata Golf Foundation would operate, manage and maintain Juniata

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

Golf Course as a public golf course under certain terms and conditions. (File No. 090806)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill approving the redevelopment contract of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of Nicetown Urban Renewal Area, designated as Parcel Nos. 44, 45 & 46 also sometimes identified by house number and street addresses for Parcel No. 44 as 1909-1915 Dennie street including 4352 & 4354R Germantown avenue, for Parcel No. 45 as 1912-1914 Dennie street including 1909-1913 Rowan street and for Parcel No. 46 as 4330-4346 Germantown avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with Nicetown Housing Partners, L.P. and to take such action as may be necessary to effectuate the redevelopment contract, accompanied by an explanatory letter from the Executive Director of the Redevelopment Authority. (File No. 090807)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill 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 Model Cities Urban Renewal Area, designated as Parcel No. 643 also sometimes identified by house number and street address as 2326-2326 ½ Palethorp street including 2327 North Second street; authorizing the Redevelopment Authority to execute the redevelopment contract with Adelino Hernandez and Iris Y. Torres Hernandez 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. 090808)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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


- ☐ **Resolution No. 090787:** Resolution Authorizing City Council's joint Committees on Streets and Services and the Environment to hold public hearings to investigate the feasibility of building and operating a Municipal Solid Waste power generation and biofuels facility within Philadelphia to produce electricity and biofuels.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE RESOLUTION WAS READ.


THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON STREETS AND SERVICES & THE ENVIRONMENT.

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

-  **Bill No. 090771:** An Ordinance Authorizing the University City Science Center to construct, own and maintain twenty benches, twenty-three trash receptacles, and nine bike racks on the north and south footway of Market Street, from 34th Street to 41st Street, all under certain terms and conditions.

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


Councilmember Blackwell Introduced the following Resolution for Councilmember Council President Verna, Sponsored by Councilmembers Blackwell, Greenlee, Jones, Rizzo, Miller, Reynolds Brown, DiCicco and Goode:

-  **Resolution No. 090788:** Resolution Honoring the Little Sisters of the Poor in Philadelphia for one hundred and forty years of service to the elderly poor in Philadelphia and congratulating them upon the canonization of their Foundress, Saint Jeanne Jugan.

THE RESOLUTION WAS READ.


THE RESOLUTION WAS ADOPTED.

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

-  **Bill No. 090772:** An Ordinance Authorizing Nicole and Daniel Dizio, Owners of Wit or Witout Cheesesteaks, to construct, own and maintain one table, four chairs and one trash receptacle on the sidewalk located at 7352 Frankford Avenue, under certain terms and conditions.

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

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

-  **Bill No. 090773:** An Ordinance Amending Chapter 19-600 of The Philadelphia Code, entitled "Amusement Tax," to revise the fee for an amusement license, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

- 📄 **Bill No. 090774:** An Ordinance Amending Title 6 of The Philadelphia Code, entitled “Health Code,” to eliminate licensing requirements and revise fees with respect to certain food establishments; to eliminate licensing requirements for barber and beauty shops; to eliminate permitting requirements for laser light shows; all under certain terms and conditions.

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

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

- 📄 **Resolution No. 090789:** 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.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Bill No. 090775:** An Ordinance Authorizing the Philadelphia Housing Authority (PHA) to construct, own and maintain a handicap ramp and stairs at 2201-2207 W. Venango Street, Philadelphia, PA, under certain terms and conditions.

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

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

- 📄 **Resolution No. 090790:** Resolution Approving the redevelopment contract of the Redevelopment Authority of the City of Philadelphia for the redevelopment and urban renewal of a portion of Nicetown Urban Renewal Area, designated as Parcel Nos. 44, 45 & 46 also sometimes identified by house number and street addresses for Parcel No. 44 as 1909-1915 Dennie street including 4352 & 4354R Germantown avenue, for Parcel No. 45 as 1912-1914 Dennie street including


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

1909-1913 Rowan street and for Parcel No. 46 as 4330-4346 Germantown avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with Nicetown Housing Partners, L.P. and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS READ.


THE RESOLUTION WAS ADOPTED.

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

 **Bill No. 090776:** An Ordinance Authorizing the Commissioner of the Department of Parks and Recreation, on behalf of the City of Philadelphia, to enter into a License Agreement between the City of Philadelphia and Juniata Golf Foundation under which Juniata Golf Foundation would operate, manage and maintain Juniata Golf Course as a public golf course under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON PARKS, RECREATION AND CULTURAL AFFAIRS.

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

 **Bill No. 090777:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation Of Businesses, Trades And Professions," to eliminate and revise various licensing and enforcement requirements, and to revise fees for various licenses and permits, including with respect to commercial vending activities on streets, telephone booths, newsstands, farmer's markets, solid fuels, garages, parking lots, auto sales lots, auto sales showrooms, valet parking, refuse collection vehicles, self-service laundries, massage businesses, dealers in precious metals, sale of spray paint, indelible markers and etching acid, athletic contests, special assembly occupancies, motion pictures, ticket agents, use of weighing or measuring devices, and the use of electronic scanners for customer check out; and to make technical changes; all under certain terms and conditions.

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

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

 **Resolution No. 090791:** 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


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

improvements thereon, situate in the Nineteenth and Thirty-seventh 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.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.


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

 **Resolution No. 090792:** 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 Model Cities Urban Renewal Area, designated as Parcel No. 643 also sometimes identified by house number and street address as 2326-2326 ½ Palethorp street including 2327 North Second street; authorizing the Redevelopment Authority to execute the redevelopment contract with Adelino Hernandez and Iris Y. Torres Hernandez and to take such action as may be necessary to effectuate the redevelopment contract and disposition supplement.

THE RESOLUTION WAS READ.


THE RESOLUTION WAS ADOPTED.

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

 **Bill No. 090778:** An Ordinance Authorizing the Commissioner of the Department of Parks and Recreation, on behalf of the City of Philadelphia, to enter into a license agreement between the City of Philadelphia and Impact Services Corporation under which Impact Services Corporation would operate, manage and maintain Walnut Lane Golf Course as a public golf course under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PARKS, RECREATION AND CULTURAL AFFAIRS.


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

 **Bill No. 090779:** An Ordinance Establishing a no truck parking regulation on Lancaster Avenue, between North 61st Street and North 62nd Street, south side.

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


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

-  **Bill No. 090780:** An Ordinance Amending Chapter 10-700 of The Philadelphia Code, entitled “Refuse and Littering,” to require certain property owners either to pay a fee for City waste hauling or to demonstrate that the business or property owner has a private provider of waste and recycling disposal services; all under certain terms and conditions.


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

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

-  **Bill No. 090781:** An Ordinance Authorizing New Kensington Community Development Corporation to construct, own and maintain two bus shelters, twelve decorative signs, eleven four-foot benches, eight six-foot benches, and thirty-four trash receptacles on the east and west footway of Frankford Avenue, from East Columbia Avenue to York Street, all under certain terms and conditions.


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

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

-  **Bill No. 090782:** An Ordinance Amending Section 11-603 of The Philadelphia Code, entitled “Projections Over the Street,” to revise the permitting requirements for the erection or maintenance of canopies and marquees, under certain terms and conditions.

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

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

-  **Bill No. 090783:** An Ordinance Authorizing the revision of lines and grades of an area of City Plan No. 196 bounded by Trenton avenue, Cambria street, Tulip street, and Rush street under certain terms and conditions.

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

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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

entitled “Regulation of Individual Conduct and Activity,” by adding a new chapter to require sellers of real property to provide certifications of zoning and subdivision status to the purchaser prior to transfer, and providing penalties; and amending Title 14, entitled “Zoning and Planning,” to require the Department of Licenses and Inspections to provide certifications regarding subdivision status to sellers upon request, and to require approval by the Planning Commission for property subdivision into two or more lots; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

Bill No. 090785: An Ordinance Authorizing the sale of City real estate for cash consideration of fifty percent (50%) of its fair market value for the purpose of creating retail and commercial jobs, provided a first-priority lien on the property is retained equal to the difference between fair market value and the cash consideration, extinguishable based on fulfillment of retail and commercial job creation requirements, under certain terms and conditions.

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

REPORTS FROM COMMITTEES

COMMITTEE ON PUBLIC PROPERTY AND PUBLIC WORKS

Bill No. 090390, as amended: An Ordinance Amending Chapter 16-400 of The Philadelphia Code, entitled “Vacant and Surplus Properties,” by amending Section 16-404, entitled “The Vacant Property Review Committee”.

COUNCILMEMBER CLARKE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 090390.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


COMMITTEE ON LICENSES AND INSPECTIONS

Bill No. 090568, as amended: An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” by amending Subcode “PM” (The Philadelphia Property Maintenance Code), by requiring the periodic inspection of the exterior walls and

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

appurtenances of certain buildings, the filing of reports of such inspections, and the repair and maintenance of certain conditions discovered during such inspections, all under certain terms and conditions.

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

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


COUNCILMEMBER SANCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 090581.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


CONSIDERATION OF THE CALENDAR

BILL ON FIRST READING


 **Bill No. 090661:** An Ordinance Amending Section 19-201 of The Philadelphia Code, entitled "City Depositories," by authorizing the City Treasurer to deposit funds in M&T Bank, under certain terms and conditions.

THE BILL WAS READ.

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

 **Bill No. 090390, as amended:** An Ordinance Amending Chapter 16-400 of The Philadelphia Code, entitled “Vacant and Surplus Properties,” by amending Section 16-404, entitled “The Vacant Property Review Committee”.


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

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

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

BILLS ON SECOND READING AND FINAL PASSAGE

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

 **Bill No. 090663, as amended:** An Ordinance Amending Chapter 19-200 of The Philadelphia Code, entitled "City Funds - Deposits, Investments, Disbursements," by revising the list of City depositories because of non-compliance with certain provisions of that Chapter, 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 Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

 **Bill No. 090705:** An Ordinance Amending Bill No. 090325 entitled "An Ordinance approving the Fiscal Year 2010 Capital Budget providing for expenditures for the capital purposes of the Philadelphia Gas Works (including the supplying of funds in connection therewith) subject to certain constraints and conditions, and acknowledging receipt of the Forecast of Capital Budgets for Fiscal Years 2011 through 2015" by approving a revised Capital Budget for Fiscal Year 2010.

THE BILL WAS READ.


THE BILL WAS PASSED.

The Ayes and Nays were as follows:

Nays: 0


JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

 **Bill No. 090660, as amended:** An Ordinance Amending Bill No. 080468-A (approved November 5, 2008), entitled “An Ordinance amending Section 9-1103 of The Philadelphia Code, entitled 'Unlawful Employment Practices,' and enacting a new Chapter 9-3200, entitled 'Entitlement To Leave Due To Domestic Or Sexual Violence,' to provide that certain employees may take unpaid leave from work to address domestic or sexual violence; all under certain terms and conditions,” by making various technical amendments and by repealing the sunset provision.

THE BILL WAS READ.

DISCUSSION - COUNCILMEMBER GREENLEE - BILL NO. 090660 - (SEE NOTES OF TESTIMONY).


 **Bill No. 090660, as amended:** An Ordinance Amending Bill No. 080468-A (approved November 5, 2008), entitled “An Ordinance amending Section 9-1103 of The Philadelphia Code, entitled 'Unlawful Employment Practices,' and enacting a new Chapter 9-3200, entitled 'Entitlement To Leave Due To Domestic Or Sexual Violence,' to provide that certain employees may take unpaid leave from work to address domestic or sexual violence; all under certain terms and conditions,” by making various technical amendments and by repealing the sunset provision.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

 **Bill No. 090689, as amended:** An Ordinance Amending Chapter 21-1700 of The Philadelphia Code, entitled “Publication of Notices by City,” by providing that those provisions currently set to lapse on October 31, 2009 shall instead lapse at a later date specified herein; all under certain terms and conditions.

THE BILL WAS READ.


THE BILL WAS PASSED.

The Ayes and Nays were as follows:

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

Nays: 0

 **Bill No. 090468:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 55 by striking from the City Plan Duncan Street from Aramingo Avenue to The Delaware Expressway and reserving and by placing on the City Plan, and authorizing City acceptance of, a right-of-way for drainage purposes and public utility purposes within the lines of Duncan Street being stricken, under certain terms and conditions.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

 **Bill No. 090518:** An Ordinance Authorizing the construction of a water main and appurtenant work required to provide public water service, in a portion of Millman Street.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

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

THE BILL WAS READ.


THE BILL WAS PASSED.

The Ayes and Nays were as follows:

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

Nays: 0

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


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

 **Bill No. 090576:** An Ordinance Authorizing the paving of Twenty-sixth Street from Penrose Avenue to a point southwardly therefrom, under certain terms and conditions.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

 **Bill No. 090662:** An Ordinance Authorizing Jeffrey Papa to construct, own and maintain an open-air sidewalk cafe at 2400 South 19th Street, 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 Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

 **Bill No. 090664:** An Ordinance Amending Chapter 9-200 of The Philadelphia Code, entitled “Commercial Activities on Streets,” by amending Section 9-211, entitled “Boxes for the Distribution of News and Printed Material,” relating to the regulation of newspaper boxes on the public sidewalk, by prohibiting the placement of a publishers' box within the vicinity of the National Museum for Jewish American History, all under certain terms and conditions.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 0

 **Bill No. 090666:** An Ordinance Amending Section 9-205 of The Philadelphia Code, entitled "Sidewalk Sales," to prohibit vending on both sides of Aramingo Avenue and within a one block radius on all streets intersecting Aramingo Avenue, between Lehigh Avenue and Duncan Street; 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 Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

 **Bill No. 090670:** An Ordinance Amending Chapter 10-700 of The Philadelphia Code, entitled “Refuse and Littering,” by providing for additional penalties and consequences for short dumping, 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 Blackwell, Clarke, Council President Verna, DiCicco, Goode, Green, Greenlee, Jones, Kelly, Kenney, Krajewski, Miller, O'Neill, Reynolds Brown, Rizzo, Sanchez and Tasco

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

COUNCILMEMBER CLARKE STATES: HE WILL BE INTRODUCING A BILL OUT OF TURN (SEE NOTES OF TESTIMONY).

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

📄 **Bill No. 090786:** An Ordinance Authorizing the Commissioner of Public Property, on behalf of the City, to accept from the School District of Philadelphia conveyance of title to a portion of the land bounded by Susquehanna Avenue, North 15th Street, Diamond Street, and North 16th Street, and further authorizing transfer of the property to the Philadelphia Authority for Industrial Development, under certain terms and conditions.

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

SPEECHES

COUNCILMEMBERS TASCO, BLACKWELL, SANCHEZ, BROWN, JONES, O'NEILL, GREEN, GOODE, AND CLARKE (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.