

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



**Thursday, October 25, 2018**

EXCUSED: 1 - Councilmember Squilla

PRESENT: 16 - Councilmembers Council President Clarke, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger

Council met, a quorum being present.

Reverend Martini Shaw of African Episcopal Church of St Thomas was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the meeting of October 18, 2018.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Henon requested leave of absence for

Councilmember Squilla.

THE REQUEST WAS GRANTED.

## COMMUNICATIONS

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


- Transmitting a resolution authorizing the Commissioner of Public Property, and the Director of Commerce, on behalf of the City to acquire an approximately 15-acre property known as 1501 Seminole Street, Lester, Pennsylvania, together with all improvements thereon, all under certain terms and conditions. (File No. 180964)

THE COMMUNICATION WAS READ.

## INTRODUCTION OF BILLS AND RESOLUTIONS


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Councilmember Reynolds Brown Introduced and Referred the following Bill for Councilmembers Council President Clarke, Quiñones Sánchez and Blackwell, Sponsored by Councilmember Reynolds Brown:

 **Bill No. 180935:** An Ordinance Amending Chapter 19-3200 of The Philadelphia Code, entitled “Keystone Opportunity Zone, Economic Development District, and Strategic Development Area,” by requiring that applications for zone designation include Opportunity Plans that provide for apprenticeship and other work opportunities for students enrolled in School District Career and Technical Education Programs, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.


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

 **Bill No. 180936:** An Ordinance Amending Title 6 of The Philadelphia Code, entitled “Health Code,” relating to lead paint hazards and other violations, to provide for appeal periods and for penalties, to provide for inspections and fees, to revise definitions, and to promote lead safety, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.


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

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

 **Bill No. 180937:** An Ordinance Amending Chapter 6-200 of The Philadelphia Code, entitled “Preventive Medicine,” to establish requirements for the testing of blood lead levels in children, all under certain terms and conditions.

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

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

 **Bill No. 180938:** An Ordinance Amending Title 16 of The Philadelphia Code, entitled “Public Property,” by adding a new section requiring that certain renovation projects involving City-owned or occupied buildings, or the use of City capital dollars, be certified as lead free or lead safe prior to the completion of the renovation project; all under terms and conditions.

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

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

- 📄 **Bill No. 180939-A, as amended:** An Ordinance Amending Chapter 9-3900 of The Philadelphia Code, entitled “Property Licenses and Owner Accountability,” to modify application and notice requirements, and penalties for noncompliance; all under certain terms and conditions.

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

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

- 📄 **Bill No. 180940-A:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled “Business Income and Receipts Taxes,” to modify application requirements for commercial activity licenses; all under certain terms and conditions.

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

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

- 📄 **Resolution No. 180957:** Resolution Congratulating the City of Philadelphia and the Office of Sustainability on Winning the 2018 Bloomberg American Cities Climate Challenge.

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

- 📄 **Bill No. 180941:** An Ordinance Establishing parking regulations in the vicinity of: 45th street and Spruce street; Cedar avenue and 47th street; 34th street and Brandywine street; Farragut street and Walnut street.

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

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

- 📄 **Bill No. 180942:** An Ordinance Establishing parking regulations in the vicinity of: Larchwood avenue and S. 47th street; Larchwood avenue and S. 59th street; N. 33rd street and Spring Garden street; Delancey street and S. 51st street; Sansom street and S. 51st street; S. 61st street and Chestnut street.

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

Councilmember Greenlee Introduced and Referred the following Bill, Sponsored by Councilmembers Greenlee and Quiñones Sánchez:

- 📄 **Bill No. 180943:** An Ordinance Amending Chapter 9-1100 of The Philadelphia Code, entitled “Fair Practices Ordinance: Protections Against Unlawful Discrimination,” by adding a new section prohibiting retail establishments from refusing to accept cash as a form of payment, all under certain terms and conditions.

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

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

- 📄 **Bill No. 180944:** An Ordinance Establishing a parking regulation on Taney street, west side, Brown street to Aspen street.

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

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

- 📄 **Bill No. 180945:** An Ordinance Establishing a parking regulation on Marlborough street, west side, Wildey street to Richmond street.

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

Councilmember Greenlee Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmember Greenlee:

- 📄 **Resolution No. 180958:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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 Forty Third Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

Councilmember Henon Introduced and Referred the following Bill, Sponsored by Councilmembers Henon, Council President Clarke, Squilla, Johnson, Jones, Quiñones

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Sánchez, Bass, Parker and O'Neill:

- 📄 **Bill No. 180946:** An Ordinance Amending Chapter 10-700 of The Philadelphia Code, entitled “Refuse and Littering,” to designate certain blocks as Litter Enforcement Corridors pursuant to Title 75 of the Pennsylvania Consolidated Statutes, under certain terms and conditions.

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

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

- 📄 **Bill No. 180947:** An Ordinance Establishing a no truck parking regulation on the 8000 block of Crispin Street, both sides.

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

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

- 📄 **Bill No. 180948:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Flamingo Street, Lawn Street, Esdall Street, Shaw Street, and Hillside Avenue.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Johnson Introduced and Referred the following Bill, Sponsored by Councilmembers Johnson, Council President Clarke, Henon and O'Neill:

- 📄 **Bill No. 180949:** An Ordinance Amending Chapter 19-2900 of The Philadelphia Code, entitled “Senior Citizen Low Income Special Tax Provisions,” by increasing the maximum income that will qualify claimants for the tax freeze authorized by this Chapter, all under certain terms and conditions.

DISCUSSION - COUNCILMEMBER JOHNSON - BILL NO. 180949 - (SEE NOTES OF TESTIMONY).

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Bill No. 180950:** An Ordinance Amending Section 12-905 of The Philadelphia Code, entitled “Permits for Curb Loading Zones,” to exempt businesses on streets with designated bicycle lanes from any fee for designation of a curb loading zone, all under certain terms and conditions.

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

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

- 📄 **Bill No. 180951:** An Ordinance Authorizing the Commissioner of Public Property and the Director of Commerce, on behalf of the City, to acquire an approximately 15-acre property known as 501 Seminole Street, Lester, Pennsylvania, together with all improvements thereon, all under certain terms and conditions.

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

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

- 📄 **Bill No. 180952:** An Ordinance Establishing parking regulations in the vicinity of: Fitzwater street and S. 23rd street; Fitzwater street and S. 12th street; Carpenter street and S. 18th street; Christian street and Grays Ferry avenue; Christian street and S. 20th street; Christian street and Grays Ferry avenue; Christian street and S. 20th street; Christian street and S. 21st street.

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

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

- 📄 **Resolution No. 180959:** Resolution Declaring that every Friday before a game by the Philadelphia Eagles shall be known as “Eagles Friday,” and encouraging celebration of the occasion with expressions of pride in the defending Super Bowl champions, such as wearing green or Eagles-themed clothing.

Councilmember Quiñones Sánchez Introduced and Referred the following Bill, Sponsored by Councilmember Quiñones Sánchez:

- 📄 **Bill No. 180953:** An Ordinance Amending Title 4 of The Philadelphia Code, entitled “The Philadelphia Building Construction and Occupancy Code,” Subcode R, entitled “The Philadelphia Residential Code” by adding amendments to the 2015 edition of the “International Residential Code” as adopted by the Commonwealth of Pennsylvania, Subcode EC, entitled the Philadelphia Energy Conservation Code by adding amendments as adopted by the Commonwealth of Pennsylvania and Subcode P, entitled “The Philadelphia Plumbing Code,” to allow for technical amendments to be made by regulation, all to conform with the Pennsylvania Uniform Construction Code Act: all under certain terms and

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

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

**Resolution No. 180960:** Resolution Authorizing the Committee on Appropriations to conduct hearings to consider the impact of federal Qualified Opportunity Zones on the fair and equitable development of Philadelphia; and to thereby recommend impactful, responsive changes to the City's policies, procedures, and budget.

DISCUSSION - COUNCILMEMBER SANCHEZ - RESOLUTION NO. 180960 - (SEE NOTES OF TESTIMONY).

Councilmember Green Introduced and Referred the following Bill, Sponsored by Councilmembers Green, Henon, Taubenberger, Quiñones Sánchez and Johnson:

**Bill No. 180954:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," to revise certain provisions of Chapter 14-900, entitled "Signs," by amending the Commercial Mixed-Use sign allowance; all under certain terms and conditions.

DISCUSSION - COUNCILMEMBER GREEN - BILL NO. 180954 - (SEE NOTES OF TESTIMONY).

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

**Resolution No. 180961:** Resolution Welcoming Gritty, the new mascot of the Philadelphia Flyers, and honoring the spirit and passion that Gritty has brought to the City of Philadelphia and to the entire country, both on and off the ice.

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

**Bill No. 180955:** An Ordinance Establishing a parking regulation on Germantown Avenue, W. Phil-Ellena Street to Gorgas Lane, both sides.

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

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

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Washington Lane, both sides, between Crittenden Street and Stenton Avenue.

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

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

**Resolution No. 180962:** Resolution Recognizing, Congratulating, and Thanking the United States Marine Corps on the Occasion of its 243rd Anniversary.

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

**Resolution No. 180963:** Resolution Requesting that the City Controller conduct an Information Systems Performance Audit of the City's Technological Infrastructure.

DISCUSSION - COUNCILMEMBER OH - RESOLUTION NO. 180963 - (SEE NOTES OF TESTIMONY).

**REPORTS FROM COMMITTEES**

**COMMITTEE ON LICENSES AND INSPECTIONS**

**Bill No. 180648:** An Ordinance Amending Title 9, Chapter 600 of The Philadelphia Code, entitled "Service and Other Businesses," to establish a license and related requirements for tire dealers, all under certain terms and conditions.

COUNCILMEMBER QUIÑONES SÁNCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 180648.

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. 180648:** An Ordinance Amending Title 9, Chapter 600 of The Philadelphia Code, entitled "Service and Other Businesses," to establish a license and related requirements for tire dealers, all under certain terms and conditions.



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

**PUBLIC COMMENT**

The following persons provided public comment on October 25, 2018:


**Name and Comment Subject**

Emmanuel Bussie (160026)


Joe Danihel (180916, 180920, 180917)

See Notes of Testimony for full comment.

**BILLS AND RESOLUTIONS ON FINAL PASSAGE**

 **Resolution No. 180916:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the building and improvements thereon, situate in the Forty-Sixth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 180917:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, 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 Seventh Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

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📄 **Resolution No. 180920:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain City-owned lot or piece of ground with the building and improvements thereon, situate in the Fourth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180922:** Resolution Urging the US Department of Homeland Security to withdraw its proposed rule changing the definition of public charge, which would harm millions by undermining access to essential health, nutrition, and shelter for immigrants and their families in the City of Philadelphia and across the United States, and expressing opposition to the proposed rule as inhumane and contrary to public health.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180926:** Resolution Requesting that the City Controller conduct a Forensic Information Systems Audit of the City's Technological Infrastructure.

Councilmember Oh

moved that Resolution No. 180926 be withdrawn.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE RESOLUTION WAS WITHDRAWN.

📄 **Resolution No. 180957:** Resolution Congratulating the City of Philadelphia and the Office of Sustainability on Winning the 2018 Bloomberg American Cities Climate Challenge.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180959:** Resolution Declaring that every Friday before a game by the Philadelphia Eagles shall be known as “Eagles Friday,” and encouraging celebration of the occasion with expressions of pride in the defending Super Bowl champions, such as wearing green or Eagles-themed clothing.

THE RESOLUTION WAS ADOPTED.

📄 **Resolution No. 180960:** Resolution Authorizing the Committee on Appropriations to conduct hearings to consider the impact of federal Qualified

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Opportunity Zones on the fair and equitable development of Philadelphia; and to thereby recommend impactful, responsive changes to the City's policies, procedures, and budget.

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

**Resolution No. 180961:** Resolution Welcoming Gritty, the new mascot of the Philadelphia Flyers, and honoring the spirit and passion that Gritty has brought to the City of Philadelphia and to the entire country, both on and off the ice.

DISCUSSION - COUNCILMEMBER GYM - RESOLUTION NO. 180961 - (SEE NOTES OF TESTIMONY).

THE RESOLUTION WAS ADOPTED.

**Resolution No. 180962:** Resolution Recognizing, Congratulating, and Thanking the United States Marine Corps on the Occasion of its 243rd Anniversary.

THE RESOLUTION WAS ADOPTED.

**BILLS AND RESOLUTIONS ON SECOND READING AND FINAL  
PASSAGE**

**Bill No. 180815-A:** An Ordinance Establishing parking regulations in the vicinity of: 20th street and Brown street; Bouvier street and Montgomery avenue; 28th street and Cecil B. Moore avenue; 23rd street and Parrish street; Mt. Vernon street and 11th street; Harper street and 29th street; Brown street and 23rd street.

THE BILL WAS READ.

COUNCILMEMBER GREENLEE MOVED TO AMEND BILL NO. 180815 (SEE FILE).

COUNCILMEMBER GREENLEE MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 180815 WAS ADOPTED.

**Bill No. 180815-A, as amended:** An Ordinance Establishing parking regulations in the vicinity of: 20th street and Brown street; Bouvier street and Montgomery avenue; 28th street and Cecil B. Moore avenue; 23rd street and Parrish street; Mt. Vernon street and 11th street; Harper street and 29th street; Brown street and 23rd street.

THE BILL WAS AMENDED.

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

**Bill No. 180691:** An Ordinance Authorizing Shift Capital LLC, (“Owner”) to install, own and maintain proposed access vault encroachments at 3701-07 N. Broad Street, Philadelphia, PA 19140 (“Property”), under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Council President Clarke, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger*

*Nays: 0*

**Bill No. 180699:** An Ordinance Amending Title 10 of The Philadelphia Code, entitled “Regulation of Individual Conduct and Activity,” by amending Section 10-615, entitled “Disorderly Conduct and Related Offenses,” and Chapter 10-2100, entitled “Marijuana Possession,” to provide for certain additional offenses to be enforceable by civil penalties; under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 15 - Councilmembers Council President Clarke, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Reynolds Brown and Taubenberger*

*Nays: 1 - Councilmember Oh*

**SPEECHES**

COUNCILMEMBERS TAUBENBERGER, BROWN, JONES, BROWN, GREEN AND JOHNSON - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.