

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, May 22, 2008

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 Jose Roque of First Christian Missionary Church was introduced and offered an appropriate prayer

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL
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SERIF;}}
\VIEWKIND4\UC1\PAR\F0\FS17 OF THE MEETING OF MAY 15, 2008
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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 080407, which was passed by Council on May 15, 2008, was signed by the Mayor on May 21, 2008. (File No. 080537)

THE COMMUNICATION WAS READ.

- Transmitting a bill constituting the Ninth Supplemental Ordinance to the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Mayor, the City Controller and the City Solicitor, or a majority of them, to issue and sell one or more series of Airport Revenue Bonds of the City of Philadelphia; designating the obligations to be refunded from certain proceeds of such Airport Revenue Bonds; setting forth the use of proceeds; providing for the

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pledge of certain passenger facility charges solely for bonds which refund the Airport Revenue Bonds, Series 1998B; determining the sufficiency of pledged Amounts Available for Debt Service; covenanting for the payment of interest and principal; authorizing the Bond Committee to take certain action with regard to the terms and conditions of the Airport Revenue Bonds and related agreements and the elections under the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Director of Finance to take certain actions with regard to the sale of such Airport Revenue Bonds, the investment of the proceeds thereof and the City's continuing disclosure obligation; and specifying applicability of sections of The First Class City Revenue Bond Act and the Amended and Restated General Airport Revenue Bond Ordinance, accompanied by an explanatory letter from the Director of Finance. (File No. 080538)

THE COMMUNICATION WAS READ.

- Transmitting a bill amending Section 19-1804 of The Philadelphia Code, entitled "Authorization of Net Income Tax," by revising the rate of tax, under certain terms and conditions. (File No. 080539)

THE COMMUNICATION WAS READ.

INTRODUCTION OF ORDINANCES AND RESOLUTIONS

COUNCILMEMBER TASCO 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 Kenney Introduced the following Bill, Sponsored by Councilmembers Kenney and DiCicco:

- Bill No. 080523:** An Ordinance Amending Chapter 10-700 of The Philadelphia Code, entitled "Refuse and Littering," by amending Section 10-703, entitled "Placement of Litter in Receptacles," by prohibiting the disposal of household or commercial refuse in public receptacles; by amending Section 10-718, entitled "Enforcement," and Section 10-719, entitled "Penalties," by providing for enforcement and penalties for violations; by further amending Section 10-718 and Section 10-719 to increase the amount to be remitted and increase the penalties for violations of Section 10-702, relating to littering in public places; and by making certain technical changes, all under certain terms and conditions.

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

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

Bill No. 080524: An Ordinance Amending Section 12-918 of The Philadelphia Code, entitled "Parking for Car Sharing Organizations," by adding locations, all under certain terms and conditions.

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

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

Bill No. 080525: An Ordinance Constituting the Ninth Supplemental Ordinance to the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Mayor, the City Controller and the City Solicitor, or a majority of them, to issue and sell one or more series of Airport Revenue Bonds of the City of Philadelphia; designating the obligations to be refunded from certain proceeds of such Airport Revenue Bonds; setting forth the use of proceeds; providing for the pledge of certain passenger facility charges solely for bonds which refund the Airport Revenue Bonds, Series 1998B; determining the sufficiency of pledged Amounts Available for Debt Service; covenanting for the payment of interest and principal; authorizing the Bond Committee to take certain action with regard to the terms and conditions of the Airport Revenue Bonds and related agreements and the elections under the Amended and Restated General Airport Revenue Bond Ordinance; authorizing the Director of Finance to take certain actions with regard to the sale of such Airport Revenue Bonds, the investment of the proceeds thereof and the City' continuing disclosure obligation; and specifying applicability of sections of The First Class City Revenue Bond Act and the Amended and Restated General Airport Revenue Bond Ordinance.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

Bill No. 080526: An Ordinance Amending Section 19-1804 of The Philadelphia Code, entitled "Authorization of Net Income Tax," by revising the rate of tax, under certain terms and conditions.

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THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

- 📄 **Bill No. 080527:** An Ordinance Amending Section 14-2007 of The Philadelphia Code, entitled “Historic Buildings, Structures, Sites, Objects and Districts,” to permit the historic designation of the public interior portion of buildings, and making technical changes, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 080528:** An Ordinance Amending Section 9-407 of The Philadelphia Code, entitled “Tour Passenger Carriers,” by removing the east side of Sixth street between Market and Arch streets as a tour passenger loading zoning location and adding the west side of Fifth street between Chestnut and Market streets as a tour passenger loading zone location, all under certain terms and conditions.

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

RESOLUTIONS

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

- 📄 **Resolution No. 080529:** Resolution Recognizing and honoring the Philadelphia International Airport for ranking the highest in overall customer satisfaction among large airports in J.D. Power and Associates' 2008 Airport Customer Satisfaction Report.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Resolution No. 080530:** Resolution Honoring The Philadelphia Shakespeare Festival for its commitment to producing excellent Shakespeare productions and education programming and making both accessible to all.

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- ☐ **Resolution No. 080531:** Resolution Honoring the Port Richmond Residents of Almond and Schiller Streets who comforted and assisted Philadelphia Police Sergeant Stephen Liczbinski in his final moments on May 3, 2008.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Tasco Introduced the following Resolution, Sponsored by Councilmembers Tasco, Sanchez and Jones:

- ☐ **Resolution No. 080532:** Resolution Commending the Pennsylvania House of Representatives for passing House Resolution 701 and urging them to pass House Bill 2254, which recognizes the special needs of children of incarcerated parents and establishes a task force to create a plan to address their needs.

THE RESOLUTION WAS READ.

DISCUSSION - RESOLUTION NO. 080532 - COUNCILMEMBER TASCO - FIFTH AMENDMENT OF THE CONSTITUTION, ALSO, THE MANY CHILDREN OF INCARCERATED PARENTS - (SEE NOTES OF TESTIMONY)

- ☐ **Resolution No. 080532:** Resolution Commending the Pennsylvania House of Representatives for passing House Resolution 701 and urging them to pass House Bill 2254, which recognizes the special needs of children of incarcerated parents and establishes a task force to create a plan to address their needs.

THE RESOLUTION WAS ADOPTED.

Councilmember Tasco Introduced the following Resolution, Sponsored by Councilmembers Tasco, Sanchez and Jones:

- ☐ **Resolution No. 080533:** Resolution Calling upon the Mayor to file lawsuits against mortgage lenders that have negatively impacted Philadelphia through foreclosures; and, if the Mayor fails to do so, authorizing Council to retain counsel to file lawsuits against these mortgage lenders.

THE RESOLUTION WAS READ.

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DISCUSSION - RESOLUTION NO. 080533 - COUNCILMEMBER TASCO - PHILADELPHIA'S MORTGAGE FORECLOSURE CRISIS HAVING A DEVASTATING IMPACT ON OUR CITY AND COMMUNITIES THROUGHOUT THIS COUNTRY - (SEE NOTES OF TESTIMONY)

- 📄 **Resolution No. 080533:** Resolution Calling upon the Mayor to file lawsuits against mortgage lenders that have negatively impacted Philadelphia through foreclosures; and, if the Mayor fails to do so, authorizing Council to retain counsel to file lawsuits against these mortgage lenders.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Resolution No. 080534:** Resolution Honoring the Career of Anthony Lewis.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

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

- 📄 **Resolution No. 080535:** Resolution Honoring Strawberry Mansion High School Boys Basketball Team for their successful 2008 season and their appearance in the PIAA Class AA State Basketball Championship.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

Councilmember Rizzo Introduced the following Resolution, Sponsored by Councilmembers Rizzo and Miller:

- 📄 **Resolution No. 080536:** Resolution Recognizing, Honoring, Celebrating, and Thanking *The Chestnut Hill Local* for its invaluable contributions to the Chestnut Hill Community and the City of Philadelphia on the occasion of its 50th Anniversary.

THE RESOLUTION WAS READ.

THE RESOLUTION WAS ADOPTED.

REPORTS FROM COMMITTEES

COMMITTEE ON APPROPRIATIONS

☐ **Bill No. 080470:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 from the General Fund, the City Representative and the Director of Commerce and from the Community Development Fund, the Director of Finance - Community Development Block Grant - to be Allocated to the £0General Fund, the Mayor, the Department of Recreation, the Director of Finance - Fringe Benefits, and the City Commissioners.

COUNCILMEMBER KRAJEWSKI MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080470.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

☐ **Bill No. 080471:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Managing Director to the Police Department, the District Attorney, and the First Judicial District of Pennsylvania.

COUNCILMEMBER KRAJEWSKI MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080471.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

☐ **Bill No. 080472:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Managing Director to the Mayor's Office of Community Services.

COUNCILMEMBER KRAJEWSKI MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080472.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

COMMITTEE ON LAW AND GOVERNMENT

☐ **Bill No. 080424, as amended:** An Ordinance Amending Title 2 of The Philadelphia Code, entitled "City-County Consolidation," by adding a new Chapter providing that prior to the recording of any deed, a check of record ownership be conducted by the Department of Records, appropriate documentation be submitted to the Department with certain deeds and requirements for the delivery of deeds to the Department of Records be met;

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providing for notification to the record owner of the recording of any deed; providing for exemptions and making certain technical changes, all under certain terms and conditions.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 080424.

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. 080004, as amended:** An Ordinance Amending Section 9-605 of The Philadelphia Code, entitled "Towing," by requiring every person licensed to engage in the business of towing vehicles to accept credit cards and debit cards in payment of towing and other charges, 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. 080004.

THE MOTION WAS DULY SECONDED AND AGREED TO.


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

 **Bill No. 080085, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding a new Section 9-630, entitled "Sale of Used Cars," providing for protections against sale of cars in need of substantial repairs, commonly known as a "lemon law"; 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. 080085.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


 **Bill No. 080165:** 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 the fee schedule for various construction related activities; and amending Section 14-1706 of The Philadelphia Code, entitled "Schedule of Fees," by amending the fees for the issuance of real estate certifications; 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. 080165.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 080301:** An Ordinance Amending Section 9-613 of The Philadelphia Code, entitled "Junk Dealers," by prohibiting junk dealers from transacting business with respect to certain items, making certain technical changes and providing for penalties, all under certain terms and conditions.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 080373:** An Ordinance Amending Section 12-1120 of The Philadelphia Code, entitled "Abandoned Vehicles," by providing that towing and storage fees, charged by authorized salvors for the towing and storage of abandoned vehicles, be assessed in accordance with the provisions of Section 12-2406.1, 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. 080373.

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. 080401, as amended:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Grays Ferry Avenue, 30th Street, Titan Street and 31st Street.

THE BILL WAS READ.

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

 **Bill No. 080470:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 from the General Fund, the City Representative and the Director of Commerce and from the Community Development Fund, the Director of Finance - Community Development Block Grant - to be Allocated to the f0General Fund, the Mayor, the Department of Recreation, the Director of Finance - Fringe Benefits, and the City Commissioners.

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

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☐ **Bill No. 080471:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Managing Director to the Police Department, the District Attorney, and the First Judicial District of Pennsylvania.

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

☐ **Bill No. 080472:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2008 within the General Fund from the Managing Director to the Mayor's Office of Community Services.

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

☐ **Bill No. 080424, as amended:** An Ordinance Amending Title 2 of The Philadelphia Code, entitled "City-County Consolidation," by adding a new Chapter providing that prior to the recording of any deed, a check of record ownership be conducted by the Department of Records, appropriate documentation be submitted to the Department with certain deeds and requirements for the delivery of deeds to the Department of Records be met; providing for notification to the record owner of the recording of any deed; providing for exemptions and making certain technical changes, all under certain terms and conditions.

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

☐ **Bill No. 080004, as amended:** An Ordinance Amending Section 9-605 of The Philadelphia Code, entitled "Towing," by requiring every person licensed to engage in the business of towing vehicles to accept credit cards and debit cards in payment of towing and other charges, under certain terms and conditions.

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

☐ **Bill No. 080085, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding a new Section 9-630, entitled "Sale of Used Cars," providing for protections against sale of cars in need of substantial repairs, commonly known as a "lemon law"; all under certain terms and conditions.

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

☐ **Bill No. 080165:** 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 the fee schedule for various construction related activities; and amending Section 14-1706 of The Philadelphia Code, entitled "Schedule of Fees," by amending the fees for the issuance of real estate certifications; all under certain terms and conditions.

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

☐ **Bill No. 080301:** An Ordinance Amending Section 9-613 of The Philadelphia Code, entitled "Junk Dealers," by prohibiting junk dealers from transacting business with respect to certain items, making certain technical changes and providing for penalties, all under certain terms and conditions.

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

☐ **Bill No. 080373:** An Ordinance Amending Section 12-1120 of The Philadelphia Code, entitled "Abandoned Vehicles," by providing that towing and storage fees, charged by authorized salvors for the towing and storage of abandoned vehicles, be assessed in accordance with the provisions of Section 12-2406.1, under certain terms and conditions.

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

BILLS ON SECOND READING AND FINAL PASSAGE

☐ **Bill No. 080022, as amended:** An Ordinance Amending Section 19-2604 of The Philadelphia Code, relating to tax rates, credits and alternative tax computation for the business privilege tax, by reducing certain tax rates; 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. 080154, as amended:** An Ordinance To adopt a Capital Program for the six Fiscal Years 2009-2014 inclusive.

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

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 **Bill No. 080155, as amended:** An Ordinance To adopt a Fiscal 2009 Capital Budget.


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. 080156, as amended:** An Ordinance Adopting the Operating Budget for Fiscal Year 2009.


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. 080158:** An Ordinance Amending Section 19-1801 of The Philadelphia Code, entitled "Authorization of Tax," to further authorize the Board of Education of the School District of Philadelphia to impose a tax on real estate within the City of Philadelphia; 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. 080159:** An Ordinance Amending Chapter 19-1800 of The Philadelphia Code, entitled "School Tax Authorization," by amending Section 19-1806, entitled "Authorization of Realty Use and Occupancy Tax," to further authorize the Board of Education of the School District of Philadelphia to impose a tax on the use or occupancy of real estate within the School District of Philadelphia.

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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. 080160:** An Ordinance Amending Chapter 19-1200 of The Philadelphia Code, entitled "Parking Tax," by establishing a rate of taxation on parking transactions for fiscal year 2009 and thereafter.


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. 080161, as amended:** An Ordinance Amending Chapter 19-1500 of The Philadelphia Code, entitled "Wage and Net Profits Tax," by revising certain tax rates and making technical changes, all under certain terms and conditions.


THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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

Nays: 1 - Councilmember Goode

 **Bill No. 080168:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Privilege Taxes," by revising certain types of business privilege licenses, under certain terms and conditions.

THE BILL WAS READ.

THE BILL WAS PASSED.

The Ayes and Nays were as follows:

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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. 080465: An Ordinance Amending Title 19 of The Philadelphia Code, entitled "Finance, Taxes and Collections," by adding a new Chapter imposing an Assessment on certain Net Operating Revenue of General Acute Care hospitals, 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

Resolution No. 080173, as amended: Resolution Providing for the approval by the Council of the City of Philadelphia of a Revised Five Year Financial Plan for the City of Philadelphia covering Fiscal Years 2009 through 2013, and incorporating proposed changes with respect to Fiscal Year 2008, which is to be submitted by the Mayor to the Pennsylvania Intergovernmental Cooperation Authority (the "Authority") pursuant to the Intergovernmental Cooperation Agreement, authorized by an ordinance of this Council approved by the Mayor on January 3, 1992 (Bill No. 1563-A), by and between the City and the Authority.

THE RESOLUTION WAS READ.

Councilmember Tasco {\\rtf1\\ansi\\ansicpg1252\\deff0\\deflang1033\\fonttbl{\\f0\\fnil\\fcharset0 Times New Roman;}}

\\viewkind4\\uc1\\pard\\f0\\fs23 Moved That Resolution No. 080173 Be Adopted
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THE MOTION WAS DULY SECONDED AND AGREED TO.

Resolution No. 080173, as amended: Resolution Providing for the approval by the Council of the City of Philadelphia of a Revised Five Year Financial Plan for the City of Philadelphia covering Fiscal Years 2009 through 2013, and incorporating proposed changes with respect to Fiscal Year 2008, which is to be submitted by the Mayor to the Pennsylvania Intergovernmental Cooperation Authority (the "Authority") pursuant to the Intergovernmental Cooperation Agreement, authorized by an ordinance of this Council approved by the Mayor

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on January 3, 1992 (Bill No. 1563-A), by and between the City and the Authority.

THE RESOLUTION WAS ADOPTED.

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. 080362: An Ordinance Approving the fourth amendment of the redevelopment proposal for the American Street Industrial Corridor Urban Renewal Area, being the area generally bounded by Lehigh avenue, Berks street and Montgomery avenue on the north, by Second street and Philip street on the east, by Girard avenue, Oxford street and Jefferson street on the south and by Germantown avenue, Sixth street and Fourth street on the west, including the fourth amendment to the urban renewal plan and the second amendment to the relocation plan, which provides, inter alia, for the additional land acquisition of approximately ten (10) properties for industrial and related uses; the provision of certain relocation services, as required by law and declaring that condemnation is not imminent with respect to the Project.

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. 080377: An Ordinance To amend the Institutional Development District Master Plan of LaSalle University by allowing for the expansion of Holroyd Hall.

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

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📄 **Bill No. 080162:** An Ordinance Amending Chapter 11-200 of The Philadelphia Code, entitled “Openings And Excavations In The Streets,” to revise the operative period of permits to break streets and footways for the installation and repair of underground conduit; 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. 080163:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades and Professions,” and Title 11 of The Philadelphia Code, entitled “Streets,” to provide authorization to the Streets Department to adopt regulations establishing fees for issuing permits for hauling oversized and overweight vehicles; breaking streets and footways for the installation and repair of underground pipes and conduit; placing construction materials, construction equipment and portable on-demand storage units in the right-of-way; and for providing accelerated service for survey activities and City plan changes and plan reviews of private paving plans; and to establish supplementary inspection fees when the work or activity has been commenced without the permit first having been obtained; 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. 080164, as amended:** An Ordinance Amending Chapter 11-600 of The Philadelphia Code, entitled “Construction, Encroachments And Projections Over, On And Under Streets,” make the Streets Department the permitting agency for the placement of construction materials in the right-of-way; adding a section prohibiting the blocking or closure of a roadway or sidewalk for loading or unloading, building maintenance or related activities without a permit; and authorizing the Streets Department to issue regulations for such permits; all

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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. 080374:** An Ordinance Establishing a one way regulation on Guilford Street, from Crispin Street to Rowland Avenue, westbound.


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. 080375:** An Ordinance Establishing a one way regulation on Brighton Street, from Sackett Street to Rowland Avenue, eastbound.


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. 080380-A:** An Ordinance Authorizing and directing the revision of curb lines and grades on a portion of City Plan No. 97 by relocating the easterly curb line of Broad street approximately nine feet six inches eastwardly, from a point approximately seventy-seven feet one inch south of the south curb line of Fitzwater street the distance of approximately one hundred twelve feet two inches to a point approximately one hundred eighty-nine feet three inches south of the south curb line of Fitzwater street, under certain terms and conditions.

THE BILL WAS READ.

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COUNCILMEMBER DICICCO MOVED TO AMEND BILL NO. 080380 AS FOLLOWS:

PROPOSED AMENDMENT TO BILL NO. 080380

* * *

IN SECTION 1. DELETE THE WORD: curb REPLACE WITH THE WORD: house


* * *

THE AMENDMENT WAS READ

COUNCILMEMBER DICICCO MOVED FOR THE ADOPTION OF THE AMENDMENT


THE MOTION WAS DULY SECONDED AND AGREED TO

THE AMENDMENT TO BILL NO. 080380 WAS ADOPTED

 **Bill No. 080380-A, as amended:** An Ordinance Authorizing and directing the revision of curb lines and grades on a portion of City Plan No. 97 by relocating the easterly curb line of Broad street approximately nine feet six inches eastwardly, from a point approximately seventy-seven feet one inch south of the south curb line of Fitzwater street the distance of approximately one hundred twelve feet two inches to a point approximately one hundred eighty-nine feet three inches south of the south curb line of Fitzwater street, under certain terms and conditions.

THE BILL WAS AMENDED.

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

 **Bill No. 080404:** An Ordinance Authorizing the construction of a sewer and appurtenant work, required to alleviate unsanitary conditions in a portion of East Willow Grove Avenue.

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

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📄 **Bill No. 080408:** An Ordinance Granting permission to Howard Foreman, owner of the Island Caribbean Restaurant, 1338-44 Rising Sun Ave., for a raised deck encroachment for accessory seating for the restaurant, 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

DISCUSSION - COUNCIL PRESIDENT VERNA CALLS FOR A 3-MINUTE RECESS TO ALLOW FOR THE MAYOR COME TO THE COUNCIL CHAMBERS.

DISCUSSION - COUNCIL PRESIDENT VERNA - ANNOUNCES THE ARRIVAL OF MAYOR MICHAEL NUTTER

DISCUSSION - MAYOR NUTTER AND PRESIDENT VERNA SIGN THE BUDGET
BILLS: 080022, 080154, 080155, 080156, 080158, 080159, 080160, 080161, 080465, 080465
- MAYOR NUTTER THANKS THE COUNCIL - (SEE NOTES OF TESTIMONY)

COUNCILMEMBER CLARKE MOVED TO ADJOURN.

THE MOTION WAS DULY SECONDED AND AGREED TO.