

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, April 7, 2011

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.

Pastor Leslie Leung of Chinese Christian Church and Center in Chinatown was introduced and offered an appropriate prayer.

COUNCILMEMBER TASCO MOVED TO APPROVE THE JOURNAL
of the meeting of March 31, 2011.

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 Nos. 100759, 100873, 110005 and 110006, which were passed by Council on March 24, 2011, were signed by the Mayor on April 5, 2011. (File No. 110270)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Commissioner of Public Property on behalf of the City of Philadelphia to convey, to the Philadelphia Authority for Industrial Development, all or part of an irregularly shaped parcel of land currently used by the Philadelphia Zoo for parking, along with the improvements thereon, in an area generally located on the south side of Girard Avenue, east of North 38th Street and north of the Philadelphia Zoo, under certain terms and conditions. (File No. 110271)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- 📄 **Bill No. 110257:** An Ordinance Authorizing the Commissioner of Public Property on behalf of the City of Philadelphia to convey to the Philadelphia Authority for Industrial Development, all or part of an irregularly shaped parcel of land currently used by the Philadelphia Zoo for parking, along with the improvements thereon, in an area generally located on the south side of Girard Avenue, east of North 38th Street and north of the Philadelphia Zoo, under certain terms and conditions.

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

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

- 📄 **Resolution No. 110262:** Resolution Honoring and recognizing Imhotep Institute Charter School as 2011 PIAA - Pennsylvania Interscholastic Athletic Association State Boys Basketball Champions.

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

- 📄 **Resolution No. 110263:** Resolution Also naming the 2700 block of North Bonsall Street as "Joan Ray Way."

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

- 📄 **Bill No. 110258:** An Ordinance Authorizing Francisco Hernandez to construct, own and maintain an enclosed set of stairs attached to 657 E. Allegheny Avenue, Philadelphia, Pennsylvania, that will encroach upon the sidewalk of "F" Street, under certain terms and conditions.

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

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

- 📄 **Resolution No. 110264:** Resolution Appointing Bernard Roth to the Board of Directors of the Frankford Special Services District of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 110265:** Resolution Appointing Kenneth A. Youngblood to the Board of Directors of the Frankford Special Services District of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 110266:** Resolution Appointing Jonathon Clodfelter to the Board of Directors of the Frankford Special Services District of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

 **Resolution No. 110267:** Resolution Appointing John Quinn to the Board of Directors of the Frankford Special Services District of Philadelphia.


THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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


 **Resolution No. 110268:** Resolution Appointing Nidia Mezalick to the Board of Directors of the Frankford Special Services District of Philadelphia.

THE RESOLUTION WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

Councilmember Reynolds Brown Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Reynolds Brown:

 **Resolution No. 110269:** Resolution Recognizing and Congratulating the Energy Coordinating Agency and the John S. and James L. Knight Green Jobs Training Center on the successful graduation of their 1000th trainee.

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


 **Bill No. 110259:** An Ordinance Amending Section 9-407 of The Philadelphia Code, entitled "Tour Passenger Carriers," to provide for tour passenger loading zones of a specified size in certain locations and in certain numbers, to provide

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for the removal of limitations on the number of loading zones a tour passenger carrier can occupy at one time, to provide for changes to the amount of certain fees by regulation, and to provide for certain reporting requirements, all under certain terms and conditions.


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

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

 **Bill No. 110260:** An Ordinance Amending Section 9-213 of The Philadelphia Code, entitled “Farmers' Markets,” by adding a permissible location on the sidewalk of the west side of the 1600 block of East Moyamensing Avenue, all under certain terms and conditions.

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

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

 **Bill No. 110261:** An Ordinance Amending Section 12-918 of The Philadelphia Code, entitled “Parking for Auto Sharing Organizations,” by providing for reserved spaces for car rental companies, under certain terms and conditions.

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

CONSIDERATION OF THE CALENDAR

PUBLIC COMMENT

The following persons provided public comment on April 7, 2011:

Name and Comment Subject


Harold Kupersmit (110247)

Robert Taylor (110116, 110118)


See Notes of Testimony for full comment.

BILLS AND RESOLUTIONS ON FINAL PASSAGE


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 **Resolution No. 110246:** Resolution Declaring May 15th as Living Beyond Breast Cancer Day in Philadelphia.


THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110247:** Resolution Calling for hearings before the City Council Committee on Education to examine the climate of violence in our City schools and to discuss ways it can be reduced.


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

 **Resolution No. 110248:** Resolution Recognizing Charles “Charlie Mack” Alston for his generosity towards the West Philadelphia High School and the surrounding community.


THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110249:** Resolution Declaring April 2011 as Autism Awareness Month and Recognizing April 12th, 2011 as World Autism Day in the City of Philadelphia.


THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110250:** 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 ADOPTED.

 **Resolution No. 110251:** Resolution Recognizing, Honoring, And Celebrating Matthew Chea - For His Many Efforts in Victim Advocacy and Receiving The FBI Director's Community Leadership Award.

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 110252:** Resolution Authorizing City Council to retain a consultant to conduct a comprehensive labor market analysis.

THE RESOLUTION WAS ADOPTED.

Councilmember Reynolds Brown

moved to withdraw Resolution No. 110253.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

☐ **Resolution No. 110253:** Resolution Declaring April 11th-15th, 2011 Philadelphia Youth Commission's Youth Voter Registration Awareness Week in the City of Philadelphia.

THE RESOLUTION WAS WITHDRAWN.

WHICH WAS READ.

☐ **Resolution No. 110254:** Resolution Recognizing and Congratulating the City of Philadelphia on its recognition by the U.S. Environmental Protection Agency as one of the top 20 cities in the country with Energy Star certified buildings.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 110255:** Resolution Urging the Commonwealth of Pennsylvania to enact an amnesty program for the Traffic Court of Philadelphia whereby drivers who have lost their driving privileges for failure to pay outstanding traffic violations can have those privileges restored upon payment in full of all outstanding traffic fines, and applauding the leadership of Senator Mike Stack in authoring legislation to authorize the establishment of such an amnesty program.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 110188:** Resolution Confirming the appointment of Michael H. Reed as a member of the Board of Ethics, to serve in the term ending November 16, 2015.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 110189:** Resolution Confirming the appointment of Judge Phyllis W. Beck as a member of the Board of Ethics, to serve in the term ending November 16, 2012.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 100314-A, as amended:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter providing for a mandatory Budget Stabilization Reserve, and providing for the submission of the amendment to the electors of Philadelphia.

THE RESOLUTION WAS READ.


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COUNCILMEMBER KENNEY MOVED TO AMEND BILL NO. 100314 (SEE FILE).

COUNCILMEMBER KENNEY MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED.


THE AMENDMENT TO BILL NO. 100314 WAS ADOPTED.

 **Resolution No. 100314-A, as amended:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter providing for a mandatory Budget Stabilization Reserve, and providing for the submission of the amendment to the electors of Philadelphia.

THE RESOLUTION WAS AMENDED.

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

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

 **Bill No. 110002-A, as amended:** An Ordinance Amending Chapter 15-100 of The Philadelphia Code, entitled “Parks,” by prohibiting the transfer or conversion of outdoor public park and recreation land in the City to other uses or to third parties unless certain procedures and requirements are met.


THE BILL WAS READ.

COUNCILMEMBER BROWN MOVED TO AMEND BILL NO. 110002 (SEE FILE).

COUNCILMEMBER BROWN MOVED FOR THE ADOPTION OF THE AMENDMENT.


THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 110002 WAS ADOPTED.

 **Bill No. 110002-A, as amended:** An Ordinance Amending Chapter 15-100 of The Philadelphia Code, entitled “Parks,” by prohibiting the transfer or conversion of outdoor public park and recreation land in the City to other uses or to third parties unless certain procedures and requirements are met.

THE BILL WAS AMENDED.

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

 **Bill No. 110145:** An Ordinance Authorizing 217 West George Street LLC to construct, own and maintain an open-air sidewalk café at 217 West George Street, under certain terms and conditions.

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THE BILL WAS READ AND 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

CONSIDERATION OF THE SUSPENSION CALENDAR

Councilmember Krajewski

moved that Bill No. 100715 be removed from the Suspension Calendar.

THE MOTION WAS DULY SECONDED AND AGREED TO.

 **Bill No. 100715:** An Ordinance Authorizing Mike Scotese, owner of Grey Lodge Pub, to construct, own and maintain an open-air sidewalk café at 6235 Frankford Avenue, under certain terms and conditions.

THE BILL WAS READ.

THE MOTION WAS ADOPTED.

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

SPEECHES

COUNCILMEMBERS MILLER, BROWN AND GREEN - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER CLARKE MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.