

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, January 23, 2014

PRESENT: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Council met, a quorum being present.

Reverend Bonnie Camarda was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the meeting of December 12, 2013.

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. 130156-A, 130686, 130764, 130765, 130804, 130805, 130854, 130856, 130873, 130874, 130875, 130876 and 130877, which were passed by Council on December 12, 2013, was signed by the Mayor on December 18, 2013. (File No. 140038)

THE COMMUNICATION WAS READ.

- ☐ December 18, 2013

TO THE PRESIDENT AND MEMBERS OF THE
COUNCIL OF THE CITY OF PHILADELPHIA:

Pursuant to Sections 4-604 and 2-307 of the Home Rule Charter, I am today transmitting to the Council the recommendation of the City Planning Commission on the following bill:

Bill No. 130817 Not recommended for approval

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Bill No. 130818 Not recommended for approval

Bill No. 130879 Recommended for approval

Respectfully submitted,
Michael A. Nutter
Mayor (File No. 140039)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a message advising Council that Bill Nos. 13008, 130448, 130578, 130589, 130636, 130658, 130660, 130721, 130727, 130763, 130771, 130772, 130773, 130774, 130775, 130803, 130806, 130807, 130808, 130811, 130812 and 130848, which were passed by Council on December 12, 2013, was signed by the Mayor on January 8, 2014. (File No. 140040)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a message advising Council that Bill Nos. 120647, 130251-A, 130687, 130816 and 130855, which were passed by Council on December 12, 2013, was signed by the Mayor on January 20, 2014. (File No. 140041)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a message advising Council that Bill No. 130723, which was passed by Council on December 5, 2013, was signed by the Mayor on January 20, 2014. (File No. 140042)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a resolution proposing an amendment to the Philadelphia Home Rule Charter to create the Department of Prisons, to transfer the functions of certain City agencies with respect to penal, reformatory and correctional institutions to a newly-created Department of Prisons and Board of Trustees of Philadelphia Prisons, and to provide for additional duties of the Department, and providing for the submission of the amendment to the electors of Philadelphia. (File No. 140043)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill, providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment to The Philadelphia Home Rule Charter to transfer the functions of certain City agencies with respect to penal, reformatory and correctional institutions to a newly-created Department of Prisons and Board of Trustees of Philadelphia Prisons and add certain duties to such department; and authorizing the appropriate officers to publish notice and to make arrangements for the special election; all under certain terms and conditions.

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THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Title 2 of The Philadelphia Code to provide for the powers and duties of the Department of Prisons created under Section 3-100 of the Home Rule Charter; and further amending Title 20 of The Philadelphia Code to provide for the salary of the Commissioner of Prisons, all under certain terms and conditions. (File No. 140045)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill amending Section 9-213 of The Philadelphia Code, entitled “Farmers' Markets,” to remove the requirement that operators of farmers' markets obtain a license from the Department of Licenses and Inspections, to provide for registration by market operators with the Department of Public Health, and to adjust various requirements for the operation of farmers' markets, all under certain terms and conditions. (File No. 140046)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the Philadelphia Authority for Industrial Development (PAID) to purchase approximately Two and Seven-Tenths (2.7) acres of land situate at 5210 Lindbergh Boulevard, under and subject to the terms and conditions of the Philadelphia Industrial and Commercial Development Agreement between the City, PAID, and the Philadelphia Industrial Development Corporation (PIDC). (File No. 140047)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 307 by striking from the City Plan and vacating Croskey Street from its terminus north of Cherry Street to a point approximately five feet southwardly therefrom, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 140048)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing the revision of lines and grades on a portion of City Plan No. 271 by striking from the City Plan and vacating an irregularly shaped portion of Laurel Street, from Canal Street to Delaware Avenue, by relocating the southwesterly houseline of said Laurel Street a variable distance northeastwardly and reserving and placing on the City Plan a right of way for sewer and drainage purposes, water main purposes, gas main purposes, and public utility purposes within the portion of Laurel Street being stricken, under certain terms and conditions, accompanied by an explanatory letter from the Streets Commissioner. (File No. 140049)

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THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

- 📄 **Bill No. 140001:** An Ordinance Amending Chapter 10-800 of The Philadelphia Code, entitled "Safety," by providing for ending the existing procedure of mandatory custodial arrests for the crime of Marijuana possession, and by requiring the reporting of the number of arrests and related information with respect to those arrested for Marijuana possession; all under certain terms and conditions.

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

Councilmember Kenney Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Kenney, Council President Clarke, Greenlee, O'Neill and Squilla:

- 📄 **Resolution No. 140019:** Resolution Honoring the St. Joseph's Preparatory School Varsity Football Team on winning the PIAA AAAA State Championship, the District XII AAAA City Championship and the Philadelphia Catholic League Championship.

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

- 📄 **Resolution No. 140020:** Resolution Recognizing and honoring Philadelphia legend Sonny Hill for receiving the Lifetime Achievement Award at the Comcast SportsNet Shining Star Award Ceremony and for his countless contributions to the Philadelphia sports community.

Councilmember Kenney Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Kenney, Reynolds Brown, Greenlee, Henon, Squilla and Blackwell:

- 📄 **Resolution No. 140021:** Resolution Urging the members of the Pennsylvania General Assembly to oppose all efforts by anonymously funded groups to attack the collective bargaining rights of public sector union workers through House Bill 1507 and Senate Bill 1034.

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

Bill No. 140002: An Ordinance Authorizing the Philadelphia Authority for Industrial Development (PAID) to purchase approximately Two and Seven-Tenths (2.7) acres of land situate at 5210 Lindbergh Boulevard, under and subject to the terms and conditions of the Philadelphia Industrial and Commercial Development Agreement between the City, PAID, and the Philadelphia Industrial Development Corporation (PIDC).

THE BILL WAS REFERRED TO THE COMMITTEE ON COMMERCE & ECONOMIC DEVELOPMENT.

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

Bill No. 140003: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 307 by striking from the City Plan and vacating Croskey Street from its terminus north of Cherry Street to a point approximately five feet southwardly therefrom, under certain terms and conditions.

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. 140004: An Ordinance Authorizing Liberty Property 18th & Arch, LP, owner of the property at 1800 Arch Street to be improved with an office tower and hotel, to install security bollards on and under Arch Street, N. 18th Street, N. 19th Street and Cuthbert Street, and bike racks and benches on and under Arch Street, adjacent to 1800 Arch Street, to construct, use, and maintain conduits on, under and across Cuthbert Street for the purposes of supplying electrical current to retractable bollards on Cuthbert Street and to construct and maintain certain overhead architectural encroachments above the 1800 block of Cuthbert Street and the 1800 block of Arch Street, under certain terms and conditions.

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. 140005: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 18th Street, 19th Street, Arch Street and Cuthbert Street.

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THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- ☐ **Bill No. 140006:** An Ordinance Amending Title 9 of The Philadelphia Code, by amending Section 9-203 relating to Street Vendors, Section 9-205 relating to Sidewalk Sales, and Section 9-212 relating to Newsstands by prohibiting street and sidewalk vending and newsstands in the area bounded by the north side of Spring Garden, the south side of Callowhill, the east side of Broad Street, and the west side of 18th 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. 140007:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 307 by relocating the curblines of Cuthbert Street, from Eighteenth Street to Nineteenth Street, thereby increasing the cartway width of said Cuthbert Street, and by re-grading Eighteenth Street, from John F. Kennedy Boulevard to Arch Street, and re-grading Cuthbert Street from Eighteenth Street to Nineteenth Street, thereby raising said Eighteenth Street and Cuthbert Street, under certain terms and conditions.

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. 140008:** An Ordinance Authorizing Liberty Property 18th & Arch, LP to construct, use and maintain, an underground pedestrian tunnel crossing the Unit block of 18th Street extending the existing underground transit concourse westward beneath 18th Street and an underground utility vault, under certain terms and conditions.

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. 140009:** An Ordinance To amend Section 14-701 of the Zoning Code, entitled “Dimensional Standards,” and to amend Section 14-702(4) of the Zoning Code, entitled “Maximum Floor Area and Height Bonus Amounts,” and to amend Section 14-806 of the Zoning Code, entitled “Off-Street Loading,” and to

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amend Section 14-502 of the Zoning Code, entitled “CTR, Center City Overlay,” under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Greenlee Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Council President Clarke and Greenlee:

- ☐ **Resolution No. 140022:** Resolution Honoring and Congratulating James Lafferty for being one of the youngest - if not the youngest - officials elected to Sharon Hill Borough Council in Delaware County, Pennsylvania.

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. 140023:** 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-second 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 Tasco Introduced and Referred the following Bill, Sponsored by Councilmember Tasco:

- ☐ **Bill No. 140010:** An Ordinance Amending Section 9-213 of The Philadelphia Code, entitled “Farmers' Markets,” to remove the requirement that operators of farmers' markets obtain a license from the Department of Licenses and Inspections, to provide for registration by market operators with the Department of Public Health, and to adjust various requirements for the operation of farmers' markets, all under certain terms and conditions.

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

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

- ☐ **Resolution No. 140024:** Resolution Authorizing the Council Committee on Public Health and Human Services to hold hearings regarding Healthy PA.

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

- 📄 **Resolution No. 140025:** Resolution Authorizing the Council Committee on Public Health and Human Services to hold hearings regarding the Abandoned and Blighted Property Conservatorship Act of Pennsylvania.

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

- 📄 **Resolution No. 140026:** Resolution Honoring, recognizing and commending Francesca Ruscio for her extraordinary leadership, service, and activism as Miss Philadelphia 2013.

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

- 📄 **Resolution No. 140027:** Resolution Authorizing City Council's Committee on Transportation and Public Utilities to hold hearings to examine the status of the claims filed as a result of the July 22nd, 2012 water main break at 21st and Bainbridge and to investigate possible measures to ensure that victims of this instance, and of future water main breaks, are fully compensated for their losses.

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

- 📄 **Resolution No. 140028:** Resolution Authorizing the Joint Committees on Transportation and Public Utilities and Public Safety to hold hearings to investigate the conditions of railways, bridges and other surface transportation infrastructure owned, operated or maintained by CSX Transportation in the City of Philadelphia.

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

- 📄 **Resolution No. 140029:** Resolution Condemning the American Studies Association's academic boycott against Israeli academic institutions and urging the Department of Education, the State System of Higher Education and all colleges and universities in Pennsylvania to reject the academic boycott.

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

- 📄 **Bill No. 140011:** An Ordinance Amending Chapter 10-600 of The Philadelphia Code, entitled "Public Places - Prohibited Conduct," by prohibiting the use of

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electronic-cigarettes in public places and in the workplace, and providing for penalties, all under certain terms and conditions.

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

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

- 📄 **Bill No. 140012:** An Ordinance Amending Title 12 of The Philadelphia Code, entitled “Traffic Code,” to revise the fee for the use of parking meters; all under certain terms and conditions.

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

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

- 📄 **Resolution No. 140030:** Resolution A Resolution honoring the accomplishments of Holy Family University President Sister Francesca Onley.

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

- 📄 **Resolution No. 140031:** Resolution Calling on the City of Philadelphia City Council Committee on Finance to hold hearings concerning the economic impact of the Sharing Economy and Collaborative Consumption on the City of Philadelphia.

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

- 📄 **Bill No. 140013:** An Ordinance Amending Section A-703 of The Philadelphia Code, entitled “Special Certificate of Inspection,” to require the issuance of special certificates of inspection for the occupancy of day care facilities, and to include day care facilities in the reporting requirements regarding special certificates of inspections, 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 Johnson:

- 📄 **Resolution No. 140032:** Resolution Honoring the African American Children's Book Project on the occasion of the 22nd Annual African American Children's Book Fair.

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

- 📄 **Bill No. 140014:** An Ordinance Amending Title 2 of The Philadelphia Code to provide for the powers and duties of the Department of Prisons created under Section 3-100 of the Home Rule Charter; and further amending Title 20 of The Philadelphia Code to provide for the salary of the Commissioner of Prisons, all under certain terms and conditions.

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

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

- 📄 **Bill No. 140015:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in a Resolution approved by Council proposing an amendment to The Philadelphia Home Rule Charter to transfer the functions of certain City agencies with respect to penal, reformatory and correctional institutions to a newly-created Department of Prisons and Board of Trustees of Philadelphia Prisons and add certain duties to such department; and authorizing the appropriate officers to publish notice and to make arrangements for the special election; all under certain terms and conditions.

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

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

- 📄 **Resolution No. 140033:** Resolution Honoring and celebrating Philadelphia's Living Legends: John F. Street, Ethel S. Barnett, Sylvester M. Johnson, Joyce Batchelor, Samuel Staten, Sr., Doris A. Smith, J. Whyatt (Jerry) Mondesire, Trudy Haynes, and Della Clark in the areas of government, public safety, social *justice, civil rights, labor relations, journalism, community activism and business leadership* in Philadelphia as part of the commemoration of Black History Month.

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

- 📄 **Resolution No. 140034:** Resolution Calling for joint hearings by the Committee on Public Safety and the Committee on Licenses and Inspections to investigate and explore the need for a third party structural inspection or an engineering

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report on residential rental units or fire escapes on residential buildings to be submitted with the City's Housing Inspection License (3202), also known as a Housing Rental License and required for any entity that rents any type of housing unit in Philadelphia.

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

Resolution No. 140035: Resolution Proposing an amendment to The Philadelphia Home Rule Charter to create the Department of Prisons, to transfer the functions of certain City agencies with respect to penal, reformatory and correctional institutions to a newly-created Department of Prisons and Board of Trustees of Philadelphia Prisons, and to provide for additional duties of the Department, and providing for the submission of the amendment to the electors of Philadelphia.

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

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

Bill No. 140016: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 271 by striking from the City Plan and vacating an irregularly shaped portion of Laurel Street, from Canal Street to Delaware Avenue, by relocating the southwesterly houseline of said Laurel Street a variable distance northeastwardly and reserving and placing on the City Plan a right-of-way for sewer and drainage purposes, water main purposes, gas main purposes, and public utility purposes within the portion of Laurel Street being stricken, under certain terms and conditions.

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

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

Bill No. 140017: An Ordinance Amending Chapter 20-304, of The Philadelphia Code, entitled "Compensation for Members of Boards, Commissions, Committees and Councils," by repealing Bill No. 100212, thereby returning the compensation for members of the Board of Revision of Taxes to the level existing prior to the passage of that bill; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE OF THE WHOLE.

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

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📄 name of Wishart Street, from Seventeenth Street westwardly and northwestwardly to Allegheny Avenue, to Lippincott Street.

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

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

📄 **Resolution No. 140036:** Resolution Honoring and Congratulating the Good Shepherd Mediation Program on its 30th Anniversary.

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

📄 **Resolution No. 140037:** Resolution Requesting the Mayor to return to Council Bill No. 130701-A, entitled "An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter to permit City elected officials to become candidates for nomination of election to public office without first resigning from their City office, under certain terms and conditions; fixing the date of a special election for such purpose; prescribing the form of ballot question to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

REPORTS FROM COMMITTEES

COMMITTEE OF THE WHOLE

📄 **Resolution No. 130958:** Resolution Approving the appointment of Asia Coney as a member of the Board of Commissioners of the Philadelphia Housing Authority.

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

CONSIDERATION OF THE CALENDAR

PUBLIC COMMENT

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The following persons provided public comment on January 23, 2014:

Name and Comment Subject

- Christopher Wight (120232)
- DeWayne Drummond (130657)
- Rev. E. Andre Stanlon (130657)
- Celeste Hardester (130699-A)
- Madeline Shikompa (130657)
- Tiffany Green (130657)
- Judith Robinson (130657)
- Theressa McCormick (130657)
- Catherine Blunt (130657)
- Bernadette Wyche (130657)

See Notes of Testimony for full comment.

BILLS ON FIRST READING

- ☐ **Bill No. 130530, as amended:** An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled “Business Income and Receipts Tax,” by providing certain exclusions; revising certain tax rates; and creating certain fresh food tax credits; and amending Chapter 19-1200 of The Philadelphia Code, entitled “Parking Tax,” by providing for scheduled reductions in the rate of the tax and by making certain technical amendments; all under certain terms and conditions.

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

BILLS AND RESOLUTIONS ON FINAL PASSAGE

- ☐ **Resolution No. 130959:** 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 Sixteenth 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 terms of Chapter 16-400 of The Philadelphia Code.

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THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130960:** Resolution Respectfully urging the Pennsylvania General Assembly to approve House Bill 1010 which would require background checks for the private sale of long guns.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130961:** 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 terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 130963:** 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-eighth 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 terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 140019:** Resolution Honoring the St. Joseph's Preparatory School Varsity Football Team on winning the PIAA AAAA State Championship, the District XII AAAA City Championship and the Philadelphia Catholic League Championship.

THE RESOLUTION WAS ADOPTED.

- ☐ **Resolution No. 140020:** Resolution Recognizing and honoring Philadelphia legend Sonny Hill for receiving the Lifetime Achievement Award at the Comcast SportsNet Shining Star Award Ceremony and for his countless contributions to the Philadelphia sports community.

THE RESOLUTION WAS ADOPTED.

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Resolution No. 140022: Resolution Honoring and Congratulating James Lafferty for being one of the youngest - if not the youngest - officials elected to Sharon Hill Borough Council in Delaware County, Pennsylvania.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140024: Resolution Authorizing the Council Committee on Public Health and Human Services to hold hearings regarding Healthy PA.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES.

Resolution No. 140025: Resolution Authorizing the Council Committee on Public Health and Human Services to hold hearings regarding the Abandoned and Blighted Property Conservatorship Act of Pennsylvania.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES.

Resolution No. 140026: Resolution Honoring, recognizing and commending Francesca Ruscio for her extraordinary leadership, service, and activism as Miss Philadelphia 2013.

THE RESOLUTION WAS ADOPTED.

Resolution No. 140027: Resolution Authorizing City Council's Committee on Transportation and Public Utilities to hold hearings to examine the status of the claims filed as a result of the July 22nd, 2012 water main break at 21st and Bainbridge and to investigate possible measures to ensure that victims of this instance, and of future water main breaks, are fully compensated for their losses.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON TRANSPORTATION AND PUBLIC UTILITIES.

Resolution No. 140028: Resolution Authorizing the Joint Committees on Transportation and Public Utilities and Public Safety to hold hearings to investigate the conditions of railways, bridges and other surface transportation infrastructure owned, operated or maintained by CSX Transportation in the City of Philadelphia.

DISCUSSION - COUNCILMEMBER JOHNSON - RESOLUTION NO. 140028 - (SEE NOTES OF TESTIMONY).

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON TRANSPORTATION & PUBLIC UTILITIES AND PUBLIC SAFETY.

Resolution No. 140030: Resolution A Resolution honoring the accomplishments of Holy Family University President Sister Francesca Onley.

THE RESOLUTION WAS ADOPTED.

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☐ **Resolution No. 140031:** Resolution Calling on the City of Philadelphia City Council Committee on Finance to hold hearings concerning the economic impact of the Sharing Economy and Collaborative Consumption on the City of Philadelphia.

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

☐ **Resolution No. 140032:** Resolution Honoring the African American Children's Book Project on the occasion of the 22nd Annual African American Children's Book Fair.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 140033:** Resolution Honoring and celebrating Philadelphia's Living Legends: John F. Street, Ethel S. Barnett, Sylvester M. Johnson, Joyce Batchelor, Samuel Staten, Sr., Doris A. Smith, J. Whyatt (Jerry) Mondesire, Trudy Haynes, and Della Clark in the areas of government, public safety, social *justice, civil rights, labor relations, journalism, community activism and business leadership* in Philadelphia as part of the commemoration of Black History Month.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 140034:** Resolution Calling for joint hearings by the Committee on Public Safety and the Committee on Licenses and Inspections to investigate and explore the need for a third party structural inspection or an engineering report on residential rental units or fire escapes on residential buildings to be submitted with the City's Housing Inspection License (3202), also known as a Housing Rental License and required for any entity that rents any type of housing unit in Philadelphia.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON LICENSES & INSPECTIONS AND PUBLIC SAFETY.

☐ **Resolution No. 140036:** Resolution Honoring and Congratulating the Good Shepherd Mediation Program on its 30th Anniversary.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 140037:** Resolution Requesting the Mayor to return to Council Bill No. 130701-A, entitled "An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter to permit City elected officials to become candidates for nomination of election to public office without first resigning from their City office, under certain terms and conditions; fixing the date of a special election for such purpose; prescribing the form of ballot question to be voted on; and authorizing the appropriate officers to publish notice and to make

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arrangements for the special election," for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

THE RESOLUTION WAS ADOPTED.

BILLS AND RESOLUTIONS ON SECOND READING AND FINAL PASSAGE

Bill No. 130630: An Ordinance Authorizing the Commissioner of Public Propetiy to lease to the Southeastern Pennsylvania Transportation Authority ("SEPTA") certain land and improvements known as City Owned Transit Properties, and further authorizing acceptance of title to certain real estate and improvements from SEPTA, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Nays: 0

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Bill No. 130657, as amended: An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by revising Section 14-303(12), entitled "Neighborhood Notice and Meetings," by establishing new minimum qualifications for Registered Community Organizations, adjusting the requirements for notification and meetings, and amending the procedures regarding re-registration of Registered Community Organizations, and Section 14-304(5), entitled "Civic Design Review," by changing the composition of the Civic Design Review Committee; all under certain terms and conditions.

DISCUSSION - COUNCILMEMBER BLACKWELL - BILL NO. 130657 - (SEE NOTES OF TESTIMONY).

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 14 - Councilmembers Council President Clarke, Squilla, Johnson, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Greenlee, Oh, Kenney, Green and O'Brien

Nays: 3 - Councilmembers Blackwell, Reynolds Brown and Goode

SPECIAL BUSINESS

Councilmember Oh

moved that the rules of Council be suspended to permit consideration at this time of Special Business related to the recall of Bill No. 130701-A.

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THE MOTION WAS DULY SECONDED AND AGREED TO.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

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

📅 January 2, 2014

TO THE PRESIDENT AND THE MEMBERS OF
THE COUNCIL OF THE CITY OF PHILADELPHIA:

I am returning herewith as requested by your Resolution adopted January 23, 2013, Bill No. 130701, entitled “An Ordinance providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter to permit City elected officials to become candidates for nomination of election to public office without first resigning from their City office, under certain terms and conditions; fixing the date of a special election for such purpose; prescribing the form of ballot question to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election,” for the purpose of reconsideration by the Council of the vote by which said bill passed Council.

Respectfully,
Michael A. Nutter
Mayor (File No. 140050)

THE COMMUNICATION WAS READ.

Councilmember Oh

moved that the vote by which Bill No. 130701-A passed Council be reconsidered.

THE MOTION WAS DULY SECONDED AND AGREED TO.

📅 **Bill No. 130701-AA, as amended:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter to permit City elected officials to become candidates for nomination or election to public office without first resigning from their City office, under certain terms and conditions; fixing the date of a special election for such purpose; prescribing the form of ballot question to be voted on; and authorizing the appropriate officers to publish notice and to make

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THE BILL WAS RECONSIDERED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

THE BILL WAS READ.

THE BILL AGAIN BEING BEFORE THE COUNCIL, COUNCILMEMBER OH MOVED TO AMEND BILL NO. 130701-A (SEE FILE).

COUNCILMEMBER OH MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 130701-A WAS ADOPTED.

Bill No. 130701-AA, as amended: An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter to permit City elected officials to become candidates for nomination or election to public office without first resigning from their City office, under certain terms and conditions; fixing the date of a special election for such purpose; prescribing the form of ballot question to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

THE BILL WAS AMENDED.

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

DISCUSSION - COUNCILMEMBER OH- BILL NO. 130701-AA - (SEE NOTES OF TESTIMONY).

Councilmember Oh

moved that Council reconsider the vote by which Resolution No. 130715 was adopted.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Resolution No. 130715-A, as amended: Resolution Proposing an amendment to the “resign to run” provision of the Philadelphia Home Rule Charter so that City elected officials may become candidates for nomination or election to public office without first resigning from their City office, under certain terms and conditions, and providing for the submission of the amendment to the electors of Philadelphia.

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THE RESOLUTION WAS READ.

THE RESOLUTION WAS RECONSIDERED.

The Ayes and Nays were as follows:

Ayes: 17 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Kenney, Green and O'Brien

Nays: 0

THE RESOLUTION AGAIN BEING BEFORE THE COUNCIL, COUNCILMEMBER OH MOVED TO AMEND RESOLUTION NO. 130715 (SEE FILE).

COUNCILMEMBER OH MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO RESOLUTION NO. 130715 WAS ADOPTED.

Resolution No. 130715-A, as amended: Resolution Proposing an amendment to the “resign to run” provision of the Philadelphia Home Rule Charter so that City elected officials may become candidates for nomination or election to public office without first resigning from their City office, under certain terms and conditions, 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..

DISCUSSION: - COUNCIL PRESIDENT CLARKE - RESOLUTION NO. 130715 - MENTION WAS MADE BY COUNCIL PRESIDENT CLARKE THAT A COUNCILMEMBER WAS OPPOSED NO INDICATION WHICH COUNCILMEMBER - (SEE NOTES OF TESTIMONY).

SPEECHES

COUNCILMEBERS O'BRIEN, JONES, BLACKWELL, O'NEILL, JOHNSON, BROWN AND SQUILLA - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.