

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**



**Thursday, February 19, 2015**

**PRESENT:** 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien

Council met, a quorum being present.

Father Thomas Higgins of Holy Innocents Church was introduced and offered an appropriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL  
of the meeting of February 12, 2015.

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. 141026, which was passed by Council on February 12, 2015, was signed by the Mayor on February 12, 2015. (File No. 150139)

THE COMMUNICATION WAS READ.

- ☐ Transmitting a message advising Council that Bill Nos. 140904 and 141028, which were passed by Council on February 5, 2015, were signed by the Mayor on February 18, 2015. (File No. 150140)

THE COMMUNICATION WAS READ.

- ☐ February 18, 2015

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

## JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

As the sponsor of Bill No. 150001 has pointed out repeatedly and forcefully, it is crucial that the Administration and Council *together* “ensure that standards are being met and adequate representation will be given to those indigent individuals requiring the services of conflict counsel.” It is precisely because I believe that the words of the sponsor are correct and should be taken seriously that I am returning this bill to your Honorable Body unsigned. This bill does not really address the issue. I would, however, respectfully propose to work with the sponsor and members on *further* legislation to clarify standards, and streamline the contracting and approval process.

This bill merely singles out for special scrutiny any contracts that include conflict counsel services with Community Legal Services, the Defender Association, and the Support Center for Child Advocates. These are three of the finest organizations in the field of indigent defense and legal services. The Support Center for Child Advocates already does extensive conflicts work, but does not need further scrutiny because of the consistently high quality of its work. To the extent another of the organizations singled out in this bill may take on conflicts work, there is little doubt they too would perform it to the highest levels of excellence.

The question we must answer with respect to this bill is *what does it accomplish?* Council review of any contract with these organizations is not the problem-we, Council and the Administration alike, should all welcome the opportunity to keep these peerless legal advocates in service to our City and to the constitutional rights of indigent defendants. There has never been an issue with the quality of the services these organizations provide, and there seems to be no reason to specially engage Council's scrutiny of them among all other possible providers.

I am concerned that an unintended consequence of the bill could be to make it more difficult to improve the status quo. The five attorneys supporting this bill during public comment at the February 5 Council meeting may well all provide diligent and zealous advocacy in any court appointments they accept. But I do not believe that the economic and career concerns they variously expressed comport with the sponsor's concern for the *constitutional* rights of indigent defendants. One speaker even stated that “something with [this] sort of *economic* impact certainly should be approved by Council.” But the primary question here is not economic; it is about providing high quality legal services to protect the constitutional rights of those indigent defendants who require conflict counsel.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

Business opportunities and career growth are obviously good, and no one would oppose them. However, I am concerned that this bill could unintentionally provide an avenue for those with a vested interest in the status quo to push back on any opportunity to improve it.

For the following reasons, I am unable to approve this bill. However, I believe that the sponsor, other members, and my Administration can and should collaborate on legislation to implement standards to be required in conflict counsel contracts. I am therefore allowing it to become law without my signature in the expectation that appropriate standards can be agreed upon.


Respectfully,  
Michael A Nutter

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Statement of the Hon. Dennis M. O'Brien on Bill No. 150001, Transcript of Committee on Law and Government, Jan. 28, 2015, 18:6-9.

2 Public Comment on Bill No. 150001, Transcript of Stated Meeting, Feb. 5, 2015, 60:13-15 (emphasis added). Another speaker stated in his remarks that "court appointments is what's going to help me grow my business." *Id.* at 66:7-8. Yet another asserted that some court appointed counsel might have had careers and moved up at the Defender Association or the District Attorney's Office, but are now "in private practice making money...." *Id.* at 69:5-6. (File No. 150141)

THE COMMUNICATION WAS READ.

 February 18, 2015

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 bills:

Bill No. 150003	Recommended for approval
Bill No. 150053	Not recommended for approval

Respectfully submitted,  
Michael A. Nutter (File No. 150142)

## JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

THE COMMUNICATION WAS READ.

- ☐ Transmitting a bill authorizing transfers in appropriations for Fiscal Year 2015 from the General Fund, certain or all City offices, departments, boards and commissions, the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, certain or all City offices, departments, boards and commissions. (File No. 150143)

THE COMMUNICATION WAS READ.

### INTRODUCTION OF BILLS AND RESOLUTIONS

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

- ☐ **Resolution No. 150125:** Resolution Calling on the City Council of Philadelphia to recognize Forman Mills for their \$10,000 Give-Back Giveaway as they exemplify and demonstrate the powerful, positive impact businesses can make in our community.

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

- ☐ **Resolution No. 150126:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Belmont No. 2 Urban Renewal Area, identified by house number and street address as 4050-4066 Haverford avenue; authorizing the Redevelopment Authority to execute the redevelopment contract with 4050 Apartments, LP and to take such action as may be necessary to effectuate the redevelopment contract.

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. 150127:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain City-owned lot or piece of ground with the building and improvements thereon, situate in the Forty-third Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such property for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

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. 150128:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Model Cities Urban Renewal Area, identified by house number and street address as 1925 West Wilt street; and authorizing the Redevelopment Authority to execute the redevelopment contract with Chaz Williams and to take such action as may be necessary to effectuate the redevelopment contract.

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

**Resolution No. 150129:** Resolution Urging Congress and the United States Department of Transportation to release specifications for tank car design and for Philadelphia rail companies to rapidly upgrade and replace crude oil tank cars.

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

**Bill No. 150121:** An Ordinance Legalizing an existing masonry and concrete patio encroaching on the public right-of-way at 214 W. Sergeant Street, Philadelphia, PA, under certain terms and conditions.

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

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

**Resolution No. 150130:** 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 Eighteenth, Nineteenth and Thirty-seventh Wards 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 O'Brien Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers O'Brien and Jones:

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

**Resolution No. 150131:** Resolution Authorizing Council's Committees on the Disabled and Special Needs and Public Safety to hold joint public hearings investigating the barriers faced by people with serious mental health issues who are transitioning from incarceration to the Philadelphia community.

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

**Bill No. 150122:** An Ordinance Authorizing transfers in appropriations for Fiscal Year 2015 from the General Fund, certain or all City offices, departments, boards and commissions, the Grants Revenue Fund, the Director of Finance - Provision for Other Grants to the General Fund, certain or all City offices, departments, boards and commissions.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

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

**Resolution No. 150132:** Resolution Authorizing City Council's Committee on The Environment to hold public hearings regarding the state of Philadelphia's environment.

Councilmember Reynolds Brown Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Reynolds Brown, Bass, Quiñones Sánchez, Jones, Johnson and Neilson:

**Resolution No. 150133:** Resolution Urging the School District of Philadelphia and the School Reform Commission to return to the bargaining table with UNITE HERE! Local 634.

Councilmember O'Neill Introduced and Referred the following Bill, Sponsored by Councilmember O'Neill:

**Bill No. 150123:** An Ordinance Amending Section 9-213 of The Philadelphia Code, entitled "Farmers' Markets," by adding Greener Pastures LLC, located at 1290 Southampton Road, as a permissible location, all 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 Councilmember Squilla:

**Bill No. 150124:** An Ordinance To amend the Philadelphia Zoning Maps by

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

changing the zoning designations of certain areas of land located within an area bounded by Kensington Avenue, Letterly Street, Jasper Street, and Hagert Street.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

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

**Resolution No. 150134:** 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-first 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 Squilla Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Squilla and Oh:

**Resolution No. 150135:** Resolution Honoring and recognizing Gerry Lenfest, Greg Montanaro, Congressman Robert Brady, The Greater Philadelphia Traditions Fund and City Council's Office of Veteran's Affairs for their tireless dedication to our veterans and their unwavering resolve to organize and establish the first citywide Philadelphia Veteran's Day Parade in 2015.

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

**Resolution No. 150136:** Resolution Declaring March 2015 as National Social Work Month and recognizing the dedication and commitment of social workers in Philadelphia's Department of Human Services and Community Umbrella Agencies.

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

**Resolution No. 150137:** Resolution Recognizing and Honoring the Korean-American Veterans of the Vietnam War for their service to the United States.

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

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

- 📄 **Resolution No. 150138:** Resolution Recognizing April 30th as Vietnamese Heritage and Freedom Flag Day as a symbol of the contributions of the Vietnamese-American community in the City of Philadelphia.

**REPORTS FROM COMMITTEES**

**COMMITTEE ON LAW AND GOVERNMENT**

- 📄 **Bill No. 140230:** 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 of The Philadelphia Home Rule Charter relating to the creation, appointment, powers and duties of a Commission for Women; and authorizing the appropriate officers to publish notice and make arrangements for the special election.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140230.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- 📄 **Resolution No. 140244, as amended:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide for the creation, appointment, powers and duties of a Commission for Women; and providing for the submission of the amendment to the electors of Philadelphia.

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

- 📄 **Bill No. 140747, as amended:** 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 provide for the preparation of language access plans by all City agencies; and authorizing the appropriate officers to publish notice and to make arrangements for the special election; 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. 140747.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


- 📄 **Resolution No. 140764, as amended:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide for the adoption of language



## JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

access plans by all City agencies; and providing for the submission of the amendment to the electors of Philadelphia.


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

 **Bill No. 150005:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter establishing and defining the responsibilities of an independent Commission on Universal Pre-Kindergarten; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

COUNCILMEMBER GREENLEE MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150005.


THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Resolution No. 150017:** Resolution Proposing an amendment to the Philadelphia Home Rule Charter to provide for the creation, appointment, powers and duties of a Commission on Universal Pre-Kindergarten and providing for the submission of the amendment to the electors of Philadelphia.

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


## COMMITTEE ON LICENSES AND INSPECTIONS

 **Bill No. 140944:** An Ordinance Amending Subcode "A" of Title 4 of The Philadelphia Code, entitled "The Philadelphia Administrative Code," by amending Section A-907, entitled "Zoning Fees," by revising certain zoning fees for family and group day cares, under certain terms and conditions.

COUNCILMEMBER QUIÑONES SÁNCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 140944.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

 **Bill No. 150008:** An Ordinance Amending Subcode "A" of Title 4 of The Philadelphia Code, entitled "The Philadelphia Administrative Code," as it has been amended by Bill No. 140856, by amending Chapter 9, entitled "Fees," by revising the fees for licenses issued under Chapter 9-3900 of The Philadelphia Code, entitled "Property Licenses and Owner Accountability," under certain

## JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

COUNCILMEMBER QUIÑONES SÁNCHEZ MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150008.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

## CONSIDERATION OF THE CALENDAR

### BILLS ON FIRST READING

- 📄 **Bill No. 140230:** 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 of The Philadelphia Home Rule Charter relating to the creation, appointment, powers and duties of a Commission for Women; and authorizing the appropriate officers to publish notice and make arrangements for the special election.

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

- 📄 **Bill No. 140747, as amended:** 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 provide for the preparation of language access plans by all City agencies; 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 READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.


- 📄 **Bill No. 150005:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter establishing and defining the responsibilities of an independent Commission on Universal Pre-Kindergarten; fixing the date of a special election for such purpose; prescribing the form of ballot questions to be voted on; and authorizing the appropriate officers to publish notice and to make arrangements for the special election.

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

- 📄 **Bill No. 140944:** An Ordinance Amending Subcode "A" of Title 4 of The Philadelphia Code, entitled "The Philadelphia Administrative Code," by amending Section A-907, entitled "Zoning Fees," by revising certain zoning fees

## JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

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

 **Bill No. 150008:** An Ordinance Amending Subcode "A" of Title 4 of The Philadelphia Code, entitled "The Philadelphia Administrative Code," as it has been amended by Bill No. 140856, by amending Chapter 9, entitled "Fees," by revising the fees for licenses issued under Chapter 9-3900 of The Philadelphia Code, entitled "Property Licenses and Owner Accountability," under certain terms and conditions.

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

### PUBLIC COMMENT

The following persons provided public comment on February 19, 2015:

#### Name and Comment Subject

Dr. Stephen Gambescia (140517, 140635, 140649, 140886)

Irma Lopez Salter (150110)


Ed Boyle (140649)

See Notes of Testimony for full comment.

### BILLS AND RESOLUTIONS ON FINAL PASSAGE

 **Resolution No. 150099:** Resolution Resolution

THE RESOLUTION WAS ADOPTED.

 **Resolution No. 150100:** 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 Eighteenth, Twenty-eighth and Thirty-seventh Wards of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

**Resolution No. 150104:** Resolution Also naming the 2200 block of Winton Street, between the intersections with Snyder Avenue and Jackson Street, as “Wild Bill Way” in recognition of Bill Guarnere's pure dedication to fellow man, love for the City of Philadelphia, and his heroism and willingness to sacrifice all for his Country.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 150110:** Resolution Approving the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Whitman Urban Renewal Area, identified by house number and street address as 509 Wolf street and authorizing the Redevelopment Authority to execute the redevelopment contract with James Close and to take such action as may be necessary to effectuate the redevelopment contract.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 150125:** Resolution Calling on the City Council of Philadelphia to recognize Forman Mills for their \$10,000 Give-Back Giveaway as they exemplify and demonstrate the powerful, positive impact businesses can make in our community.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 150131:** Resolution Authorizing Council's Committees on the Disabled and Special Needs and Public Safety to hold joint public hearings investigating the barriers faced by people with serious mental health issues who are transitioning from incarceration to the Philadelphia community.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON THE DISABLED AND SPECIAL NEEDS.

**Resolution No. 150132:** Resolution Authorizing City Council's Committee on The Environment to hold public hearings regarding the state of Philadelphia's environment.

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

**Resolution No. 150135:** Resolution Honoring and recognizing Gerry Lenfest, Greg Montanaro, Congressman Robert Brady, The Greater Philadelphia Traditions Fund and City Council's Office of Veteran's Affairs for their tireless dedication to our veterans and their unwavering resolve to organize and establish the first citywide Philadelphia Veteran's Day Parade in 2015.

THE RESOLUTION WAS ADOPTED.

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

**Resolution No. 150136:** Resolution Declaring March 2015 as National Social Work Month and recognizing the dedication and commitment of social workers in Philadelphia's Department of Human Services and Community Umbrella Agencies.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 150137:** Resolution Recognizing and Honoring the Korean-American Veterans of the Vietnam War for their service to the United States.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 150138:** Resolution Recognizing April 30th as Vietnamese Heritage and Freedom Flag Day as a symbol of the contributions of the Vietnamese-American community in the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

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

**Bill No. 141027:** An Ordinance Authorizing the issuance from time to time of one or more series of general obligation bonds to provide funds to refund certain outstanding general obligation bonds of the City of Philadelphia; authorizing the Mayor, City Controller and City Solicitor or a majority of them to sell the bonds at public or private negotiated sale; setting forth the purposes for which the proceeds of the bonds will be expended; providing for the maturities and for other terms and conditions and for the form of the bonds; providing that bonds may be redeemable prior to maturity; providing sinking funds for the bonds and for appropriations to the Sinking Fund Commission for the payment thereof; authorizing agreements to provide credit enhancement or payment or liquidity sources for the bonds and certain other actions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Nays: 0*

*Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien*

**Bill No. 140902:** An Ordinance Authorizing the revision of lines and grades on a portion of City Plan Nos. 224 and 232 by striking from the City Plan and vacating Cayuga Street from Whitaker Avenue to its terminus eastwardly

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

therefrom and reserving and placing on the City Plan a right-of-way for sewer and drainage purposes within the lines of Cayuga Street being stricken and authorizing acceptance of the grant to the City of the said right-of-way, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Nays: 0*

*Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien*

**Bill No. 140903:** An Ordinance Amending Title 10, entitled “Regulation of Individual Conduct and Activity,” of The Philadelphia Code, by adding rules regarding use of dumpsters; all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien*

*Nays: 0*

**Bill No. 140971:** An Ordinance Authorizing the Children's Hospital of Philadelphia to construct, own and maintain various right-of-way encroachments within the public right-of-way at 2716 South Street, Philadelphia, PA, 19146, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien*

*Nays: 0*

**Bill No. 150003:** An Ordinance Authorizing the Trustees of the University of Pennsylvania to construct, own and maintain a temporary pedestrian bridge right-of-way encroachment within the public right-of-way at 3400 Civic Center Boulevard and 1 Convention Avenue, Philadelphia, PA, 19104 under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

*Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien*

*Nays: 0*

**Bill No. 150053:** An Ordinance Legalizing an existing retaining wall encroaching on the public right-of-way at 1806 Emerson Street, Philadelphia, PA 19152, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien*

*Nays: 0*

**Bill No. 150054:** An Ordinance Authorizing Thomas Jefferson University to construct, own and maintain lighted bollard right-of-way encroachments within the public right-of-way at 1008 Locust Street, Philadelphia, PA 19107, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Nays: 0*

*Ayes: 16 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh, Neilson and O'Brien*

Councilmember O'Brien

moved that his remarks be put on the record for Bill Nos. 140517, 140635, 140649 and 140886 - (SEE NOTES OF TESTIMONY).

THE MOTION WAS DULY SECONDED AND AGREED TO.

**Bill No. 140517:** An Ordinance Amending Section 10-602 of The Philadelphia Code, known as the "Clean Indoor Air Worker Protection Law," by providing for a limited period of time during which certain Private Clubs may apply for and obtain a waiver of the provisions of the Section prohibiting smoking in certain places, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Nays: 1 - Councilmember O'Brien*

## JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA

*Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh and Neilson*

**Bill No. 140635:** An Ordinance Amending Section 10-602 of The Philadelphia Code, known as the “Clean Indoor Air Worker Protection Law,” by providing a limited period of time during which certain Drinking Establishments may apply for and obtain a waiver of the provisions of the Section prohibiting smoking in certain places, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh and Neilson*

*Nays: 1 - Councilmember O'Brien*

**Bill No. 140649:** An Ordinance Amending Section 10-602 of The Philadelphia Code, known as the “Clean Indoor Air Worker Protection Law,” by providing a limited period of time during which certain Drinking Establishments may apply for and obtain a waiver of the provisions of the Section prohibiting smoking in certain places, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh and Neilson*

*Nays: 1 - Councilmember O'Brien*

**Bill No. 140886:** An Ordinance Amending Section 10-602 of The Philadelphia Code, known as the “Clean Indoor Air Worker Protection Law,” by providing a limited period of time during which certain Drinking Establishments may apply for and obtain a waiver of the provisions of the Section prohibiting smoking in certain places, under certain terms and conditions.

THE BILL WAS READ AND PASSED.

*The Ayes and Nays were as follows:*

*Ayes: 15 - Councilmembers Council President Clarke, Squilla, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Tasco, O'Neill, Reynolds Brown, Greenlee, Goode, Oh and Neilson*

*Nays: 1 - Councilmember O'Brien*

## SPEECHES

COUNCILMEMBERS OH, JONES, TASCO AND COUNCIL PRESIDENT CLARKE - (SEE NOTE OF TESTIMONY).



**JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA**

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.