



**Thursday, March 19, 2015**

**COUNCIL SESSION INFORMATION IN PROGRESS**

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.

Elder K. Rose Samuel-Evans of Metropolitan Baptist Church was introduced and offered an appropriate prayer.

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

THE MOTION WAS DULY SECONDED AND AGREED TO.

**COMMUNICATIONS**

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

**INTRODUCTION OF BILLS AND RESOLUTIONS**

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

**Resolution No. 150220:** 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 improvement thereon, situate in the Twenty-fourth and Fifty-first 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

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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. 150221:** Resolution Authorizing the establishment of the Cecil B. Moore and Temple University Special Services District.

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

- 📄 **Resolution No. 150222:** Resolution Calling for City Council to hold hearings to examine the City of Philadelphia's process and methods for assessing vacant lots and land generally, and to evaluate whether any improvements are needed to increase the accuracy of those valuations to avoid losing crucial revenue.

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

- 📄 **Bill No. 150213:** An Ordinance Amending Chapter 12-3000 of The Philadelphia Code, entitled "Use Of An Automated Red Light Enforcement System To Prevent Red Light Violations," by authorizing the installation of red light enforcement systems at the intersection of 26th Street and Penrose Avenue, all under certain terms and conditions.

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

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

- 📄 **Bill No. 150214:** An Ordinance Amending Chapter 12-3000 of The Philadelphia Code, entitled "Use Of An Automated Red Light Enforcement System To Prevent Red Light Violations," by authorizing the installation of red light enforcement systems at the intersection of 2nd Street and Erie Avenue, all under certain terms and conditions.

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

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

- 📄 **Bill No. 150215:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Front Street, Norris Street, Frankford Avenue, and Oxford Street.

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THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

**Resolution No. 150223:** Resolution Recognizing and celebrating the 75th Anniversary of the Philadelphia Youth Orchestra.

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

**Resolution No. 150224:** Resolution Calling on the Nutter Administration to pursue PILOTs (payments in lieu of taxes) or voluntary contributions from large nonprofit institutions to address the City's school funding crisis.

Councilmember Reynolds Brown Introduced and Referred the following Bill, Sponsored by Councilmembers Reynolds Brown, Tasco, Neilson, Goode, Quiñones Sánchez, Squilla, Blackwell, Greenlee, Bass, O'Neill, O'Brien, Jones, Johnson, Oh and Henon:

**Bill No. 150216:** 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 the Office of Lesbian, Gay, Bisexual and Transgender (LGBT) Affairs; 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 REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

**Bill No. 150217:** An Ordinance Amending Subcode PM of Title 4 of The Philadelphia Code, entitled "The Philadelphia Property Maintenance Code," by amending Section PM-308, entitled "Rubbish and Garbage," to add requirements relating to provision of containers for, and disposal of, rubbish, garbage and recycling materials, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON THE ENVIRONMENT.

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

**Resolution No. 150225:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide for the creation of an Office of Lesbian, Gay, Bisexual and Transgender (LGBT) Affairs, to provide for the powers and duties of such Office, and to otherwise provide for incorporation

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of the Office into the City government; 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 Jones Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmembers Jones, Goode, Greenlee, Neilson, Oh, Johnson, O'Brien, Blackwell, Squilla, Bass and Reynolds Brown:

- ☐ **Resolution No. 150226:** Resolution Calling for the Committee on Public Safety to hold hearings on the ShotSpotter gunfire detection system and to explore how the system might be used in Philadelphia to reduce gun violence.

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

- ☐ **Bill No. 150218:** An Ordinance Amending Section 9-204 of The Philadelphia Code, entitled "Sidewalk Vendors in Center City," by eliminating previously designated vendor locations in Center City; all under certain terms and conditions.

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. 150227:** Resolution Recognizing and honoring the Northwest Raiders Athletic Association for winning the 2014 Pop Warner Super Bowl Championship for the "Midget" division.

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

- ☐ **Bill No. 150219:** An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of the proposal set forth in the Resolution approved by City Council proposing an amendment to The Philadelphia Home Rule Charter to extend the functions of the Department of Streets by amending "Section 5-500" of "ARTICLE V - EXECUTIVE AND ADMINISTRATIVE BRANCH - POWERS AND DUTIES Managing Director and Departments, Boards and Commissions under his Supervision" "CHAPTER 5 - DEPARTMENT OF STREETS AND ITS DEPARTMENTAL BOARD," to impose an obligation on the Department of Streets for streets not owned, controlled, or operated by the City to cause the owner to remediate streets that pose peril to persons or property or to itself remediate the peril to persons or

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property and to recover the costs of doing so from the owners; and providing for the submission of the amendment to the electors of Philadelphia; fixing the date for the 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 REFERRED TO THE COMMITTEE ON LAW AND GOVERNMENT.

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

- ☐ **Resolution No. 150228:** Resolution Proposing an amendment to The Philadelphia Home Rule Charter to extend the functions of the Department of Streets by amending “Section 5-500” of “ARTICLE V - EXECUTIVE AND ADMINISTRATIVE BRANCH - POWERS AND DUTIES Managing Director and Departments, Boards and Commissions under his Supervision” “CHAPTER 5 - DEPARTMENT OF STREETS AND ITS DEPARTMENTAL BOARD,” to impose an obligation on the Department of Streets for streets not owned, controlled, or operated by the City to cause the owner to remediate streets that pose peril to persons or property or to itself remediate the peril to persons or property and to recover the costs of doing so from the owners; 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 Oh Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Oh:

- ☐ **Resolution No. 150229:** Resolution Recognizing and honoring the Benjamin Franklin American Legion Post 405 for its dedication to Philadelphia and the United States with its mission of the American Legion.

**REPORTS FROM COMMITTEES**

**COMMITTEE ON FINANCE**

- ☐ **Bill No. 150078:** An Ordinance Amending Subsection 19-2604(8) of The Philadelphia Code, entitled “Green Roofs' Tax Credit,” to change the requirements for the credit and make other technical changes; all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150078.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- 📄 **Bill No. 150144:** An Ordinance Amending Section 2-305 of The Philadelphia Code, entitled "Office of Property Assessment; Chief Assessment Officer; Powers and Duties," by modifying the documentation requirements for real estate tax exemption, all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150144.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- 📄 **Bill No. 150159, as amended:** An Ordinance Constituting the Thirteenth Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1998 (the "1998 General Ordinance"); authorizing the City of Philadelphia, Pennsylvania (the "City") to sell, either at public or private sale, one or more series of Gas Works Revenue Bonds (the "Bonds") and Gas Works Revenue Bonds to refund such Bonds, to pay the costs of certain capital projects, the costs of redeeming the City's Gas Works Revenue Capital Project Commercial Paper Notes, and the costs of refunding or redeeming certain outstanding Gas Works Revenue Bonds issued and outstanding pursuant to the 1998 General Ordinance and the General Gas Works Revenue Bond Ordinance of 1975 (the "1975 General Ordinance") and any termination payment which may become due under a Qualified Swap Agreement in connection with the redemption of all or any portion of certain Gas Works Revenue Bonds and other Project Costs; authorizing the City to obtain credit enhancement for any Series of the Bonds; making certain determinations and covenants relating to Gas Works Revenues and the payment of interest and principal; and authorizing covenants and actions in order that the Bonds shall not be arbitrage bonds; all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150159.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

- 📄 **Bill No. 150160:** An Ordinance Constituting the Twenty-First Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1975 (the "1975 General Ordinance"); authorizing the City of Philadelphia (the "City") to sell, either at public or private sale, Gas Works Revenue Bonds (1975 General Ordinance), of the City of Philadelphia, in one or more series or subseries (the "Bonds") to be issued to pay the cost of refunding or redeeming all or a portion

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of all of the outstanding Gas Works Revenue Bonds and other Project Costs, as hereinafter more particularly described; authorizing the City of Philadelphia to obtain credit enhancement for the Bonds; making certain determinations relating to Project Revenues and the payment of interest and principal; authorizing certain amendments to the 1975 General Ordinance that will take effect at such time that all of the Bonds currently outstanding under the 1975 General Ordinance are redeemed or defeased; and authorizing covenants and actions in order that the Bonds shall not be arbitrage bonds; all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150160.

THE MOTION WAS DULY SECONDED AND AGREED TO.

**COMMITTEE ON PUBLIC HEALTH AND HUMAN SERVICES**

- 📄 **Bill No. 150090, as amended:** An Ordinance Amending Chapter 10-600 of The Philadelphia Code, entitled “Regulation of Individual Conduct and Activity,” to modify certain exceptions from Subsection 10-602(3), entitled “Smoking Prohibited,” and from Section 10-614, entitled “Electronic Smoking Devices,” all under certain terms and conditions.

COUNCILMEMBER TASCO MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 150090.

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. 150078:** An Ordinance Amending Subsection 19-2604(8) of The Philadelphia Code, entitled “Green Roofs’ Tax Credit,” to change the requirements for the credit and make other technical changes; all under certain terms and conditions.

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

- 📄 **Bill No. 150144:** An Ordinance Amending Section 2-305 of The Philadelphia Code, entitled “Office of Property Assessment; Chief Assessment Officer; Powers and Duties,” by modifying the documentation requirements for real

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estate tax exemption, all under certain terms and conditions.

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

**Bill No. 150159, as amended:** An Ordinance Constituting the Thirteenth Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1998 (the "1998 General Ordinance"); authorizing the City of Philadelphia, Pennsylvania (the "City") to sell, either at public or private sale, one or more series of Gas Works Revenue Bonds (the "Bonds") and Gas Works Revenue Bonds to refund such Bonds, to pay the costs of certain capital projects, the costs of redeeming the City's Gas Works Revenue Capital Project Commercial Paper Notes, and the costs of refunding or redeeming certain outstanding Gas Works Revenue Bonds issued and outstanding pursuant to the 1998 General Ordinance and the General Gas Works Revenue Bond Ordinance of 1975 (the "1975 General Ordinance") and any termination payment which may become due under a Qualified Swap Agreement in connection with the redemption of all or any portion of certain Gas Works Revenue Bonds and other Project Costs; authorizing the City to obtain credit enhancement for any Series of the Bonds; making certain determinations and covenants relating to Gas Works Revenues and the payment of interest and principal; and authorizing covenants and actions in order that the Bonds shall not be arbitrage bonds; all under certain terms and conditions.

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

**Bill No. 150160:** An Ordinance Constituting the Twenty-First Supplemental Ordinance to the General Gas Works Revenue Bond Ordinance of 1975 (the "1975 General Ordinance"); authorizing the City of Philadelphia (the "City") to sell, either at public or private sale, Gas Works Revenue Bonds (1975 General Ordinance), of the City of Philadelphia, in one or more series or subseries (the "Bonds") to be issued to pay the cost of refunding or redeeming all or a portion of all of the outstanding Gas Works Revenue Bonds and other Project Costs, as hereinafter more particularly described; authorizing the City of Philadelphia to obtain credit enhancement for the Bonds; making certain determinations relating to Project Revenues and the payment of interest and principal; authorizing certain amendments to the 1975 General Ordinance that will take effect at such time that all of the Bonds currently outstanding under the 1975 General Ordinance are redeemed or defeased; and authorizing covenants and actions in order that the Bonds shall not be arbitrage bonds; all under certain terms and conditions.

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



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- 📄 **Bill No. 150090, as amended:** An Ordinance Amending Chapter 10-600 of The Philadelphia Code, entitled “Regulation of Individual Conduct and Activity,” to modify certain exceptions from Subsection 10-602(3), entitled “Smoking Prohibited,” and from Section 10-614, entitled “Electronic Smoking Devices,” all under certain terms and conditions.

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

**PUBLIC COMMENT**

**BILLS AND RESOLUTIONS ON FINAL PASSAGE**

- 📄 **Resolution No. 150200:** 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 pieces of ground with the building and improvements thereon, situate in the Thirty-seventh Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 150201:** Resolution Calling for the Acting Insurance Commissioner of Pennsylvania to find as a matter of fact and law that every Pennsylvania motorist who has health insurance has met the legal requirement of having included in his or her auto coverage a medical benefit of \$5,000 and should not be forced to pay for the same coverage a second time.

THE RESOLUTION WAS ADOPTED.

- 📄 **Resolution No. 150202:** Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority, without consideration, deeds conveying conditional fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Forty-ninth Ward of the City of Philadelphia, pursuant to Chapter 16-400 of The Philadelphia Code and authorizing the Philadelphia Redevelopment Authority to dispose of such properties for rehabilitation and/or improvements in accordance with the terms of Chapter 16-400 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

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**Resolution No. 150222:** Resolution Calling for City Council to hold hearings to examine the City of Philadelphia's process and methods for assessing vacant lots and land generally, and to evaluate whether any improvements are needed to increase the accuracy of those valuations to avoid losing crucial revenue.

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

**Resolution No. 150223:** Resolution Recognizing and celebrating the 75th Anniversary of the Philadelphia Youth Orchestra.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 150226:** Resolution Calling for the Committee on Public Safety to hold hearings on the ShotSpotter gunfire detection system and to explore how the system might be used in Philadelphia to reduce gun violence.

THE RESOLUTION WAS ADOPTED & REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

**Resolution No. 150227:** Resolution Recognizing and honoring the Northwest Raiders Athletic Association for winning the 2014 Pop Warner Super Bowl Championship for the "Midget" division.

THE RESOLUTION WAS ADOPTED.

**Resolution No. 150229:** Resolution Recognizing and honoring the Benjamin Franklin American Legion Post 405 for its dedication to Philadelphia and the United States with its mission of the American Legion.

THE RESOLUTION WAS ADOPTED.

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

**Bill No. 140906-A:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-203, entitled "Definitions," and by amending Chapter 14-500, entitled "Overlay Zoning Districts," to add a new Section 14-516, entitled "/UED Urban Experiential Display Overlay Control District," all under certain terms and conditions.

THE BILL WAS READ.

COUNCILMEMBER JOHNSON MOVED TO AMEND BILL NO. 140906 (SEE FILE).

COUNCILMEMBER JOHNSON MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 140906 WAS ADOPTED.

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📄 **Bill No. 140906-A, as amended:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” by amending Section 14-203, entitled “Definitions,” and by amending Chapter 14-500, entitled “Overlay Zoning Districts,” to add a new Section 14-516, entitled “/UED Urban Experiential Display Overlay Control District,” all under certain terms and conditions.

THE BILL WAS AMENDED.

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

📄 **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 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*

**SPEECHES**

COUNCILMEMBERS OH, JONES AND JOHNSON - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.