

## Thursday, November 3, 2016

EXCUSED: 1 - Councilmember Quiñones Sánchez

PRESENT: 16 - Councilmembers Council President Clarke, Squilla, Johnson,

Blackwell, Jones, Henon, Bass, Parker, O'Neill, Domb, Green, Greenlee,

Gym, Oh, Reynolds Brown and Taubenberger

Council met, a quorum being present.

Vicar John Nelson of St. Matthew's Lutheran Church in Morrestown New Jersey was introduced and offered an approapriate prayer.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the meting of October 27, 2016.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Henon requested leave of absence for

Councilmember Sanchez.

THE REQUEST WAS GRANTED.

## **COMMUNICATIONS**

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

Transmitting a message advising Council that I signed all bills which were passed by Council at its session on October 20, 2016. (File No. 160991)

THE COMMUNICATION WAS READ.

ď	Transmitting a	resolution	approving	the ra	tification	and f	irst amendm	ent to	the
	redevelopment	contract c	of the Ph	iladelph	ia Rede	velopme	ent Authorit	y for	the
	redevelopment	and urban	renewal	of a	portion	of the	e Breweryto	wn U	rban
	Renewal Area,	identified	by house	numbe	rs and s	street a	addresses as	1408-1	1424
	North Thirty-firs	t street, 141	5-1437 Nor	th Thirty	-first stre	et, and	1421-1427		

North Thirty-second street (including 3129-3145 West Master street); and authorizing the Redevelopment Authority to execute the ratification and first amendment to the redevelopment contract with Westrum BT2, L.P. and to take such action as may be necessary to effectuate the redevelopment contract, accompanied by an explanatory letter from the Executive Director of the Philadelphia Redevelopment Authority. (File No. 160992)

## THE COMMUNICATION WAS READ.

Transmitting a resolution proposing an amendment to The Philadelphia Home Rule Charter to provide for the establishment of Best Value Contracting Practice and providing for the submission of the amendment to the electors of Philadelphia. (File No. 160993)

## THE COMMUNICATION WAS READ.

Transmitting a bill providing for the submission to the qualified electors of the City of Philadelphia of a amendment to The Philadelphia Home Charter establishing a Lowest Responsible Bidder provision; 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. (File No. 160994)

## THE COMMUNICATION WAS READ.

Transmitting a bill amending Section 17-1404 of The Philadelphia Code, entitled "Eligibility for Non-Competitively Bid Contracts and Financial Assistance," to provide for requirements relating to contracts awarded pursuant to the proposed best value provisions of the Home Rule Charter, under certain terms and conditions. (File No. 160995)

## THE COMMUNICATION WAS READ.

Transmitting a bill authorizing the Commissioner of Public Property of the City of Philadelphia, on behalf of the City of Philadelphia and in cooperation with the Philadelphia Municipal Authority, to undertake a Project to promote the health, safety and welfare of the residents of the City of Philadelphia; authorizing and approving (i) a project including the refunding of bonds issued to finance the New Youth Center Facility, (ii) an amendment to an existing Ground Lease between the City of Philadelphia and the Philadelphia Municipal Authority, (iii) an amendment to an existing Prime Lease between the City of Philadelphia and the Philadelphia Municipal Authority and the assignment of such amendment to a trustee and (iv) the obligation of the City of Philadelphia to pay rent under the Prime Lease, as amended, when due; approving the issuance by the Philadelphia Municipal Authority of bonds in one or more series to pay the costs of such project; authorizing certain officers of the City of Philadelphia to enter into such

lease amendments and to take such other actions as may be necessary or appropriate to accomplish the intent and purpose of this Ordinance; agreeing to be bound by each and every provision, covenant and agreement set forth in the Ground Lease and Prime Lease, each as amended; covenanting that the City of Philadelphia will make necessary appropriations in each of the City's fiscal years to provide for, and will make, rental payments when due under the Prime Lease, as amended; all under certain terms and conditions. (File No. 160996)

#### THE COMMUNICATION WAS READ.

Transmitting a bill authorizing the Commissioner of Public Property and the Director of Commerce, on behalf of the City, to acquire an approximately 3.4 acre property known as 4848 Island Avenue, Philadelphia, Pennsylvania together with all improvements thereon, all under certain terms and conditions. (File No. 160997)

THE COMMUNICATION WAS READ.

## INTRODUCTION OF BILLS AND RESOLUTIONS

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

Bill No. 160966: An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Chapter 14-300, entitled "Administration and Procedures," by changing the composition of the Civic Design Review Committee and adding additional criteria for review, all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

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

Resolution No. 160976: Resolution Urging President Obama and the United States Congress to require the United States Department of Environmental Protection to change the "obligated party" mechanism in the Renewable Fuel Standard program, from refiners and importers of gasoline and diesel to the companies who blend renewable fuels in order to avoid adverse economic impacts caused by the Renewable Identification Numbers compliance mechanism.

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

Bill No. 160967: An Ordinance Authorizing Hospitality 3, L.L.C. to construct, own, and maintain certain encroachments at the northwest corner of Chestnut and 33rd Streets, Philadelphia, PA 19104, all under certain terms and conditions.

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

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

Bill No. 160968: An Ordinance Authorizing the Commissioner of Public Property of the City of Philadelphia, on behalf of the City of Philadelphia and in cooperation with the Philadelphia Municipal Authority, to undertake a Project to promote the health, safety and welfare of the residents of the City of Philadelphia; authorizing and approving (i) a project including the refunding of bonds issued to finance the New Youth Center Facility, (ii) an amendment to an existing Ground Lease between the City of Philadelphia and the Philadelphia Municipal Authority, (iii) an amendment to an existing Prime Lease between the of Philadelphia and the Philadelphia Municipal Authority and the assignment of such amendment to a trustee and (iv) the obligation of the City of Philadelphia to pay rent under the Prime Lease, as amended, when due; approving the issuance by the Philadelphia Municipal Authority of bonds in one or more series to pay the costs of such project; authorizing certain officers of the City of Philadelphia to enter into such lease amendments and to take such other actions as may be necessary or appropriate to accomplish the intent and purpose of this Ordinance; agreeing to be bound by each and every provision, covenant and agreement set forth in the Ground Lease and Prime Lease, each as amended; covenanting that the City of Philadelphia will make necessary appropriations in each of the City's fiscal years to provide for, and will make, rental payments when due under the Prime Lease, as amended; all under certain terms and conditions.

THE BILL WAS REFFERED TO THE COMMITTEE ON FINANCE.

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

**Resolution No. 160977:** Resolution Adding Grace H. Daniels Way to the street signs on the 800 block 46th Street between Parrish and Westminster in honor of Grace Daniels, a mother in the West Philadelphia Community and an advocate for helping others.

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

street signs on the 100 and 200 blocks of South 53rd Street between Chestnut and Walnut Streets in recognition of Rev. Shaw's 60 remarkable years of ministry and service to the West Philadelphia Community.

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

Bill No. 160969: An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Spring Garden Street, Broad Street, John F. Kennedy Boulevard, and the Schuylkill River.

THE BILL WAS REFFERED TO THE COMMITTEE ON RULES.

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. 160979: 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 Fifth 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 Greenlee Introduced and Ordered Placed On Next Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Greenlee:

Resolution No. 160980: Resolution Approving the ratification and first amendment to the redevelopment contract of the Philadelphia Redevelopment Authority for the redevelopment and urban renewal of a portion of the Brewerytown Urban Renewal Area, identified by house numbers and street addresses as 1408-1424 North Thirty-first street, 1415-1437 North Thirty-first street, and 1421-1427 North Thirty-second street (including 3129-3145 West Master street); and authorizing the Redevelopment Authority to execute the ratification and first amendment to the redevelopment contract with Westrum BT2, L.P. and to take such action as may be necessary to effectuate the redevelopment contract.

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

Bill No. 160970: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 325 by relocating portions of certain houselines and curblines in the vicinity of the intersection of The Roosevelt Boulevard, Solly Avenue, Holme Avenue, and Poquessing Avenue, in order to conform with the lines and conditions established by the Commonwealth of Pennsylvania.

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

Councilmember Henon Introduced and Referred the following Bill, Sponsored by Councilmembers Henon, Green, Squilla, Parker, Jones and Johnson:

Bill No. 160971: An Ordinance Providing for the submission to the qualified electors of the City of Philadelphia of an amendment to The Philadelphia Home Rule Charter providing for the award of certain contracts based on best value to the City, under certain terms and conditions; 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 REFFERED TO THE COMMITTEE ON LAW AND GOVERNMENT.

Councilmember Henon Introduced and Referred the following Bill, Sponsored by Councilmembers Henon, Squilla, Green, Parker, Jones and Johnson:

Bill No. 160972: An Ordinance Amending Section 17-1404 of The Philadelphia Code, entitled "Eligibility for Non-Competitively Bid Contracts and Financial Assistance," to provide for requirements relating to contracts awarded pursuant to the proposed best value provisions of the Home Rule Charter, under certain terms and conditions.

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

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

Resolution No. 160981: Resolution Proposing an amendment to The Philadelphia Home Rule Charter to provide for the award of certain contracts based on best value to the City, under certain terms and conditions; and providing for the submission of the amendment to the electors of Philadelphia.

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

ß	Resolution No. 160985: Resolution Honoring and recognizing Torago Flint for
Calendar th President C	mber Jones Introduced and Ordered Placed on This Week's Final Passage are following Resolution for Councilmembers Johnson, Domb and Council Clarke, Sponsored by Councilmembers Green, Greenlee, Jones, Taubenberger, non, Oh, Reynolds Brown, Squilla, Bass, O'Neill, Blackwell and Gym:
ß	<b>Resolution No. 160984:</b> Resolution Authorizing the Council Committees on Streets and Services and Transportation and Public Utilities to hold hearings examining the opportunities for expanding Philadelphia's network of buffered and protected bike lanes.
Calendar the	mber Jones Introduced and Ordered Placed on This Week's Final Passage are following Resolution for Councilmembers Johnson and Squilla, Sponsored by mbers Domb, Jones, Taubenberger, Parker, Henon, Green, Oh, Reynolds Brown, ill, Blackwell and Gym:
ß	<b>Resolution No. 160983:</b> Resolution Honoring and remembering Harold B. Hairston, the City of Philadelphia's first African American Fire Commissioner, who passed away on November 1, 2016 at the age of 76.
Calendar the	mber Jones Introduced and Ordered Placed on This Week's Final Passage are following Resolution for Councilmember Johnson, Sponsored by mbers Domb, Jones, Parker, Green, Blackwell, Greenlee, Taubenberger, Henon, ds Brown, Squilla, Bass, O'Neill, Gym and Council President Clarke:
THE BILL W WORKS.	AS REFFERED TO THE COMMITTEE ON PUBLIC PROPERTY AND PUBLIC
<u>D</u>	<b>Bill No. 160973:</b> An Ordinance Authorizing the Commissioner of Public Property and the Director of Commerce, on behalf of the City, to acquire an approximately 3.4 acre property known as 4848 Island Avenue, Philadelphia, Pennsylvania together with all improvements thereon, all under certain terms and conditions.
	mber Johnson Introduced and Referred the following Bill, Sponsored by mber Johnson:
ß	<b>Resolution No. 160982:</b> Resolution Calling on the Philadelphia Police Department and the Department of Commerce to develop a plan to equip every major commercial corridor within Philadelphia with surveillance cameras within the next three fiscal years.
	mber Jones Introduced and Ordered Placed On Next Week's Final Passage are following Resolution, Sponsored by Councilmember Jones:

Councilmember Jones Introduced and Ordered Placed On Next Week's Final Passage

his heroism and the courage and bravery he exhibited while protecting his fellow citizens in Rittenhouse Square Park on October 18, 2016.

Calendar the following Resolution for Councilmember Johnson, Sponsored by Councilmembers Domb, Parker, Green, Greenlee, Jones, Taubenberger, Henon, Oh, Reynolds Brown, Squilla, Bass, O'Neill, Blackwell, Gym and Council President Clarke: **Resolution No. 160986:** Resolution Also naming South 11th Street, between Pattison Avenue and South Darien Street, "Ed Snider Way" to honor the memory of Ed Snider and to recognize his many contributions to the City of Philadelphia. Councilmember Green Introduced and Referred the following Bill, Sponsored by Councilmembers Green, Squilla and Gym: Bill No. 160974: An Ordinance Amending Chapter 9-1100 of The Philadelphia "Fair Practices Ordinance: entitled Protections Against Discrimination," by adding a requirement that the Human Relations Commission inform the Department of Licenses and Inspections of violations of this title, under certain terms and conditions. THE BILL WAS REFFERED TO THE COMMITTEE ON LAW AND GOVERNMENT. Councilmember Green Introduced and Referred the following Bill, Sponsored by Councilmembers Green, Squilla and Gym: Bill No. 160975: An Ordinance Amending Chapter 19-2600 of The Philadelphia Code, entitled "Business Income and Receipt Taxes," by conditioning receipt and retention of commercial activities licenses on abiding by the Fair Practices Ordinance, under certain terms and conditions. THE BILL WAS REFFERED TO THE COMMITTEE ON LAW AND GOVERNMENT. Councilmember Green Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmember Green: **Resolution No. 160987:** Resolution Honoring The Links, Inc. on the 70th Anniversary of its founding in Philadelphia. Councilmember Gym Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Gym, Quiñones Sánchez, Johnson, Blackwell, Green, Bass and Henon: **Resolution No. 160988:** Resolution Authorizing the Committee on Licenses and Inspections and the Committee on Public Health and Human Services to conduct hearings concerning the impact of eviction and substandard housing on the

health and wellbeing of low-income renters, and examining solutions that would improve the safety and stability of rental housing, including the right to counsel.

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

Resolution No. 160989: Resolution Strongly urging the Department of Commerce's Office of Economic Opportunity to significantly hasten its production of the Annual Participation Report which is required to be provided to City Council and the Mayor on or before November 1st each year.

Councilmember Oh Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution for Councilmember Council President Clarke, Sponsored by Councilmembers Oh, Domb, Jones, Taubenberger, Henon, Green, Parker, Squilla, Blackwell, Bass, Reynolds Brown, Greenlee, Johnson and Gym:

Resolution No. 160990: Resolution Recognizing and celebrating the veterans of Philadelphia and its surrounding counties in Pennsylvania, New Jersey and Delaware, Philadelphia Veterans Parade, Inc. and the Philadelphia Veterans Advisory Commission on the occurrence of the 2016 Philadelphia Veterans Parade.

## REPORTS FROM COMMITTEES

## COMMITTEE ON PARKS, RECREATION AND CULTURAL AFFAIRS

Bill No. 160329: An Ordinance Renaming and Designating Daisy Field as "David Montgomery Field" in the City of Philadelphia.

COUNCILMEMBER BASS MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 160329.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 160611: An Ordinance Officially naming and designating the park and playground area located on 61st Street and Baltimore Avenue, in the City of Philadelphia as "Robert Wilson III Park."

COUNCILMEMBER BASS MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 160611.

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. 160329: An Ordinance Renaming and Designating Daisy Field as "David Montgomery Field" in the City of Philadelphia.
THE BILL WAS READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.
Bill No. 160611: An Ordinance Officially naming and designating the park and playground area located on 61st Street and Baltimore Avenue, in the City of Philadelphia as "Robert Wilson III Park."
THE BILL WAS READ AND ORDERED PLACED ON NEXT WEEK'S SECOND READING CALENDAR.
PUBLIC COMMENT
The following persons provided public comment on November 3, 2016:
Name and Comment Subject Joe Danihel (160952)
See Notes of Testimony for full comment.
BILLS AND RESOLUTIONS ON FINAL PASSAGE
<b>Resolution No. 160952:</b> Resolution Authorizing the Philadelphia Land Bank to dispose of certain properties located in the Fifth Councilmanic District in accordance with the terms of Chapter 16-700 of The Philadelphia Code.
THE RESOLUTION WAS ADOPTED.
<b>Resolution No. 160983:</b> Resolution Honoring and remembering Harold B. Hairston, the City of Philadelphia's first African American Fire Commissioner, who passed away on November 1, 2016 at the age of 76.

DISCUSSION COUNCILMEMBERS HENON AND COUNCIL PRESIDENT CLARK - RESOLUTION NO. 160983 - COUNCILMEMBER HENON ASK IF THEY COULC DO A STANDING SILENT VOTE, WHICH WAS SAID PLEASE - (SEE NOTES OF TESTIMONY).

THE RESOLUTION WAS ADOPTED BY STANDING VOTE.
Resolution No. 160984: Resolution Authorizing the Council Committees on Streets and Services and Transportation and Public Utilities to hold hearings examining the opportunities for expanding Philadelphia's network of buffered and protected bike lanes.
THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON STREETS & SERVICES AND TRANSPORTATION & PUBLIC UTILITIES.
Resolution No. 160985: Resolution Honoring and recognizing Torago Flint for his heroism and the courage and bravery he exhibited while protecting his fellow citizens in Rittenhouse Square Park on October 18, 2016.
THE RESOLUTION WAS ADOPTED.
<b>Resolution No. 160987:</b> Resolution Honoring The Links, Inc. on the 70th Anniversary of its founding in Philadelphia.
THE RESOLUTION WAS ADOPTED.
Resolution No. 160988: Resolution Authorizing the Committee on Licenses and Inspections and the Committee on Public Health and Human Services to conduct hearings concerning the impact of eviction and substandard housing on the health and wellbeing of low-income renters, and examining solutions that would improve the safety and stability of rental housing, including the right to counsel.
THE RESOLUTION WAS ADOPTED & REFERRED TO THE JOINT COMMITTEES ON LICENSES & INSPECTIONS AND PUBLIC HEALTH & HUMAN SERVICES.
Resolution No. 160990: Resolution Recognizing and celebrating the veterans of Philadelphia and its surrounding counties in Pennsylvania, New Jersey and Delaware, Philadelphia Veterans Parade, Inc. and the Philadelphia Veterans Advisory Commission on the occurrence of the 2016 Philadelphia Veterans Parade.
THE RESOLUTION WAS ADOPTED.
BILLS AND RESOLUTIONS ON SECOND READING AND FINAL PASSAGE

Philadelphia Code, entitled "Procurement Contracts," by further providing with

Bill No. 160709-A: An Ordinance Amending Chapter 17-100

of The

respect to the Local Bidding Preference, including but not limited to provisions concerning penalties, requirements necessary for certification and re-certification, and further providing for the relationship between prime contractors and subcontractors, all under certain terms and conditions.

THE BILL WAS READ.

COUNCILMEMBER BROWN MOVED TO AMEND BILL NO. 160709 (SEE FILE).

COUNCILMEMBER BROWN MOVED FOR THE ADOPTION OF THE AMENDMENT.

THE MOTION WAS DULY SECONDED AND AGREED TO.

THE AMENDMENT TO BILL NO. 160709 WAS ADOPTED.

Bill No. 160709-A, as amended: An Ordinance Amending Chapter 17-100 of The Philadelphia Code, entitled "Procurement Contracts," by further providing with respect to the Local Bidding Preference, including but not limited to provisions concerning penalties, requirements necessary for certification and re-certification, and further providing for the relationship between prime contractors and subcontractors, all under certain terms and conditions.

THE BILL WAS AMENDED.

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

## **SPEECHES**

COUNCILMEMBERS OH, JONES, GREEN, SQUILLA, BASS & COUNCIL PRESIDENT CLARKE - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.