

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, November 1, 2018

EXCUSED: 1 - Councilmember Squilla

PRESENT: 16 - Councilmembers Council President Clarke, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger

Council met, a quorum being present.

Rabbi Batya Glazer of the Jewish Community Relations Council of the Jewish Federation of Greater Philadelphia.

COUNCILMEMBER GREENLEE MOVED TO APPROVE THE JOURNAL

of the meeting of October 25, 2018.

THE MOTION WAS DULY SECONDED AND AGREED TO.

Councilmember Henon requested leave of absence for

Councilmember Squilla.

THE REQUEST WAS GRANTED.

COMMUNICATIONS

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

☐ Transmitting a message advising Council that Bill Nos. 171054, 180425, 180608, 180645, 180689, 180692, 180697, 180698, 180701, 180702, 180703, 180725, 180726, 180727, 180728, 180732, 180737, 180738, 180748, 180752, 180753, 180814, 180816, 180817, 180819, 180823, 180824, 180825, 180826, 180839, 180840, 180843, and 180845, which were passed on October 18, 2018, were signed by the Mayor on on October 21, 2018. (File No. 180986)

THE COMMUNICATION WAS READ.

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☐ Transmitting a bill amending Chapter 9-600 of The Philadelphia Code entitled “Service and Other businesses,” by amending Section 9-612, entitled “Fences Around Automobile Wrecking Yards and Junk Yards and Buildings,” and Section 9-613, entitled “Junk Dealers,” to change the section titles, add definitions, update requirements for waste handling facilities, licenses and salvage transactions; and modify penalties; all under certain terms and conditions. (File No. 180987)

THE COMMUNICATION WAS READ.

☐ Transmitting a bill authorizing the Procurement Commissioner and the Director of Commerce, on behalf of the City, to enter into a concession agreement for the development, management, and operation of an airport advertising program at Philadelphia International Airport, all under certain terms and conditions. (File No. 180988)

THE COMMUNICATION WAS READ.

☐ Transmitting a bill authorizing the Procurement Commissioner to enter into agreements to purchase electricity, natural gas and motor fuel for use by the City in City facilities and vehicles, including agreements that obligate payment for delivery of such energy supplies in future fiscal years, all under certain terms and conditions. (File No. 180989)

THE COMMUNICATION WAS READ.

☐ (File No. 180990)

THE COMMUNICATION WAS READ.

INTRODUCTION OF BILLS AND RESOLUTIONS

Councilmember Reynolds Brown Introduced and Referred the following Bill, Sponsored by Councilmembers Reynolds Brown, Green, Bass and Johnson:

☐ **Bill No. 180965:** An Ordinance Authorizing the Procurement Commissioner, on behalf of the City, to enter into an agreement with the Philadelphia Energy Authority to purchase electricity and certain attributes and benefits related to the generation of such electricity from a solar energy facility, Adams Solar, LLC, for use at and in connection with City facilities, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON TRANSPORTATION AND PUBLIC UTILITIES.

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

- 📄 **Bill No. 180966:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Parkside Avenue, 42nd Street, Girard Avenue, and Belmont Avenue.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 180967:** An Ordinance Establishing parking regulations in the vicinity of: Brown street and Broad street; Russell street and Germantown avenue; Rush street and Park avenue.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 180968:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Tolbut Street, Torresdale Avenue, Pennypack Street, and the Delaware Expressway.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Henon Introduced and Referred the following Bill, Sponsored by Councilmembers Henon, Reynolds Brown, Squilla, Gym, Green, Domb and Taubenberger:

- 📄 **Bill No. 180969:** An Ordinance Amending Chapter 10-2200 of The Philadelphia Code, entitled “Hate Crimes,” to increase the scope of eligible crimes and to provide for additional penalties for criminal conduct motivated by hatred toward certain characteristics of other persons, under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

- 📄 **Bill No. 180970:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by the Delaware Expressway, Tolbut Street (extended), Torresdale Avenue and Pennypack Street (extended).

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THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

Councilmember Henon Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Henon, Reynolds Brown, Squilla, Gym, Green and Domb:

- 📄 **Resolution No. 180980:** Resolution Recognizing December 5th as AFL-CIO Day in Philadelphia in honor of the decades of tireless work that the American Federation of Labor and Congress of Industrial Organizations has done on behalf of working Philadelphians and Americans.

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

- 📄 **Bill No. 180971:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by Roosevelt Boulevard, Henry Avenue, Railroad Right-of-Way, and Scotts Lane.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

- 📄 **Bill No. 180972:** An Ordinance Authorizing the Water Commissioner, the Revenue Commissioner, and the Procurement Commissioner, on behalf of the City of Philadelphia (“City”), to enter into an Intergovernmental Agreement with the Philadelphia Municipal Authority (“Authority”), pursuant to which the City will assume certain obligations under a contract the Authority will enter into with Sensus USA Inc. (“Sensus”) to provide, install, maintain and operate facilities and equipment for the automated collection and delivery of water usage data to the Revenue Department or other designated City department, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON TRANSPORTATION AND PUBLIC UTILITIES.

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


- 📄 **Bill No. 180973:** An Ordinance To amend the Philadelphia Zoning Maps by changing the zoning designations of certain areas of land located within an area bounded by 15th Street, Carpenter Street, Grays Ferry Avenue, 34th Street, the Schuylkill Expressway, 28th Street, Porter Street, Dover Street, Passyunk Avenue, and Wolf Street. As well as amending Title 14 of The Philadelphia

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Code, entitled “Zoning and Planning,” to revise certain provisions of Chapter 14-500, entitled “Overlay Zoning Districts,” by creating an overlay district entitled “/PGO, Point Breeze and Grays Ferry Overlay,” all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

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

 **Bill No. 180974:** An Ordinance Authorizing the Procurement Commissioner and the Director of Commerce, on behalf of the City, to enter into a concession agreement for the development, management, and operation of an airport advertising program at Philadelphia International Airport, all under certain terms and conditions.


THE BILL WAS REFERRED TO THE COMMITTEE ON TRANSPORTATION AND PUBLIC UTILITIES.

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

 **Bill No. 180975:** An Ordinance Authorizing the City Commerce Department, on behalf of the City of Philadelphia, to enter into agreement with the Philadelphia Authority for Industrial Development and the Philadelphia Convention and Visitors Bureau, both for the purpose of hosting the Army-Navy intercollegiate football game in certain years, under certain terms and conditions.


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

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

 **Bill No. 180976:** An Ordinance Authorizing the Procurement Commissioner to enter into agreements to purchase electricity, natural gas and motor fuel for use by the City in City facilities and vehicles, including agreements that obligate payment for delivery of such energy supplies in future fiscal years, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON TRANSPORTATION AND PUBLIC UTILITIES.

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

 **Bill No. 180977:** An Ordinance To amend the Philadelphia Zoning Maps by

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changing the zoning designations of certain areas of land located within an area bounded by East Luzerne Street, G Street, Erie Avenue, and Whitaker Avenue.

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 Councilmember Quiñones Sánchez:

- ☐ **Resolution No. 180981:** Resolution Recognizing and honoring the Mann Older Adult Center on their 60th Anniversary.

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

- ☐ **Resolution No. 180982:** Resolution Recognizing and honoring Inspector Raymond E. Convery for his service to the City of Philadelphia as he retires.

Councilmember Parker Introduced and Referred the following Bill, Sponsored by Councilmembers Parker and Taubenberger:

- ☐ **Bill No. 180978-A:** An Ordinance Amending Title 10 of The Philadelphia Code, entitled “Regulation of Individual Conduct and Activity,” Chapter 10-800, “Safety,” by adding a new Section 10-841, “Fraudulent Leasing of Residential Property,” prohibiting conduct related to the fraudulent leasing of residential property, all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

- ☐ **Resolution No. 180983:** Resolution Celebrating and honoring the life and legacy of Ntozake Shange, the African American feminist, poet, and playwright

Councilmember Domb Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Domb, Taubenberger, Squilla, Reynolds Brown, Henon, Parker, Green, O'Neill, Blackwell, Jones, Oh and Gym:

- ☐ **Resolution No. 180984:** Resolution In solemn remembrance of the eleven lives lost on October 27, 2018 at the Tree of Life Synagogue in Pittsburgh, Pennsylvania and recognizing the need for unity amidst a historic rise in anti-Semitic incidents and pronounced divisiveness in America.

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Councilmember Domb Introduced and Ordered Placed on This Week's Final Passage Calendar the following Resolution, Sponsored by Councilmembers Domb, Taubenberger, Squilla, O'Neill and Oh:

- ☐ **Resolution No. 180985:** Resolution Recognizing and honoring the incredible life of Dr. Richard Rothman, an icon in the field of medicine, who passed away on October 21, 2018 at the age of 81 years old.

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

- ☐ **Bill No. 180979:** An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," by amending Section 14-906, entitled "Market Street East Sign Regulations," all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON RULES.

REPORTS FROM COMMITTEES

COMMITTEE ON FINANCE

- ☐ **Bill No. 180870:** An Ordinance Amending Section 21-2302 of The Philadelphia Code, entitled "Form of Fiscal Impact Statements," by amending Exhibit "A" to add job growth or loss information, all under certain terms and conditions.

COUNCILMEMBER BLACKWELL MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 180870.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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


COMMITTEE ON LAW AND GOVERNMENT

- ☐ **Bill No. 180649-A, as amended:** An Ordinance Amending Title 9 of The Philadelphia Code, entitled "Regulation of Businesses, Trades and Professions," by adding a new Chapter to require certain covered employers to provide "Fair Workweek Employment Standards" for certain employees, including but not limited to reasonable notice of schedules, rest time between shifts, and opportunities for additional hours, and providing for enforcement and penalties, all under certain terms and conditions.

THE BILL WAS ORDERED PRINTED AND PLACED ON NEXT FIRST READING CALENDAR.

CONSIDERATION OF THE CALENDAR

BILLS ON FIRST READING

-  **Bill No. 180870:** An Ordinance Amending Section 21-2302 of The Philadelphia Code, entitled “Form of Fiscal Impact Statements,” by amending Exhibit “A” to add job growth or loss information, all 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 November 1, 2018:


Name and Comment Subject

Joe Danihel (180351-A, 180958)


Ogbonna Hagins (180729)

See Notes of Testimony for full comment.

BILLS AND RESOLUTIONS ON FINAL PASSAGE

-  **Resolution No. 180958:** 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 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 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. 180963:** Resolution Requesting that the City Controller conduct an Information Systems Performance Audit of the City's Technological Infrastructure.

THE RESOLUTION WAS ADOPTED.

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☐ **Bill No. 180815-A, as amended:** An Ordinance Establishing parking regulations in the vicinity of: 20th street and Brown street; Bouvier street and Montgomery avenue; 28th street and Cecil B. Moore avenue; 23rd street and Parrish street; Mt. Vernon street and 11th street; Harper street and 29th street; Brown street and 23rd street.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 16 - Councilmembers Council President Clarke, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Oh, Reynolds Brown and Taubenberger

Nays: 0

☐ **Resolution No. 180980:** Resolution Recognizing December 5th as AFL-CIO Day in Philadelphia in honor of the decades of tireless work that the American Federation of Labor and Congress of Industrial Organizations has done on behalf of working Philadelphians and Americans.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180981:** Resolution Recognizing and honoring the Mann Older Adult Center on their 60th Anniversary.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180982:** Resolution Recognizing and honoring Inspector Raymond E. Convery for his service to the City of Philadelphia as he retires.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180983:** Resolution Celebrating and honoring the life and legacy of Ntozake Shange, the African American feminist, poet, and playwright

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180984:** Resolution In solemn remembrance of the eleven lives lost on October 27, 2018 at the Tree of Life Synagogue in Pittsburgh, Pennsylvania and recognizing the need for unity amidst a historic rise in anti-Semitic incidents and pronounced divisiveness in America.

THE RESOLUTION WAS ADOPTED.

☐ **Resolution No. 180985:** Resolution Recognizing and honoring the incredible life of Dr. Richard Rothman, an icon in the field of medicine, who passed away on October 21, 2018 at the age of 81 years old.

THE RESOLUTION WAS ADOPTED.

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

📄 **Bill No. 180648:** An Ordinance Amending Title 9, Chapter 600 of The Philadelphia Code, entitled “Service and Other Businesses,” to establish a license and related requirements for tire dealers, all under certain terms and conditions.

THE BILL WAS READ AND PASSED.

The Ayes and Nays were as follows:

Ayes: 15 - Councilmembers Council President Clarke, Johnson, Blackwell, Jones, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Domb, Green, Greenlee, Gym, Reynolds Brown and Taubenberger

Nays: 1 - Councilmember Oh

SPEECHES

COUNCILMEMBER OH, HENON, JONES, GYM, GREEN AND BROWN - (SEE NOTES OF TESTIMONY).

COUNCILMEMBER REYNOLDS BROWN MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.