

JOURNAL OF THE CITY COUNCIL OF PHILADELPHIA



Thursday, October 8, 2020

PRESENT: 17 - Councilmembers Domb, Green, Gym, Oh, Squilla, Johnson, Jones, Council President Clarke, Henon, Quiñones Sánchez, Bass, Parker, O'Neill, Brooks, Gauthier, Gilmore Richardson and Thomas

Council met, a quorum being present.

A silent moment of prayer and reflection was observed.

COUNCILMEMBER SQUILLA MOVED TO APPROVE THE JOURNAL of the meeting of October 1, 2020.

THE MOTION WAS DULY SECONDED AND AGREED TO.

COMMUNICATIONS

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

Transmitting a resolution authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority deeds conveying fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situate in the Second Councilmanic District of the City of Philadelphia pursuant to Section 16-405 of The Philadelphia Code. (File No. 200552)

THE COMMUNICATION WAS READ AND FILED.

Transmitting a resolution approving the appointment of Ismail Shahid as a member of the Board of Commissioners of the Philadelphia Housing Authority. (File No. 200553)

THE COMMUNICATION WAS READ AND FILED.

Transmitting an ordinance amending Section 2 of an Ordinance (Bill No. 180560) approved July 10, 2018, entitled "An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 250 by striking from the City Plan and vacating the legally open portion of Montour Street from Adams Avenue to Foulkrod Street, under certain terms and conditions," by extending the period for compliance with the terms and

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conditions stated therein. (File No. 200554)

THE COMMUNICATION WAS READ AND FILED.

Transmitting an ordinance authorizing the revision of lines and grades on a portion of City Plan No. 299 by striking from the City Plan Parker Avenue from a point approximately one-hundred fifty-six feet southwest of Matthias Street to its terminus southwestwardly therefrom and reserving and placing on the City Plan a right-of-way for various utility purposes within a portion of Parker Avenue being stricken and authorizing acceptance of the grant to the City of the said right-of-way, under certain terms and conditions. (File No. 200555)

THE COMMUNICATION WAS READ AND FILED.

INTRODUCTION OF BILLS AND RESOLUTIONS

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

Bill No. 200537: An Ordinance Amending Section 2 of an Ordinance (Bill No. 180560) approved July 10, 2018, entitled “An Ordinance authorizing the revision of lines and grades on a portion of City Plan No. 250 by striking from the City Plan and vacating the legally open portion of Montour Street from Adams Avenue to Foulkrod Street, under certain terms and conditions,” by extending the period for compliance with the terms and conditions stated therein.

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

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

Resolution No. 200546: Resolution Authorizing City Council’s Committee of the Whole to hold all hearings required pursuant to Bill No. 200364-A, which established a requirement that the Council hold hearings in connection with anticipated collective bargaining agreements between the City and Police Employees in the Philadelphia Police Department represented by the Fraternal Order of Police.

Councilmember Gym Introduced and Referred the following Bill, Sponsored by Councilmembers Gym, Brooks, Jones, Gauthier, Thomas, Gilmore Richardson, Johnson and Green:

Bill No. 200538: An Ordinance Amending Title 10 of The Philadelphia Code to create a new Chapter 10-2500, entitled “Less Lethal Devices,” to regulate the use of less lethal devices in specific situations; all under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON PUBLIC SAFETY.

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

Bill No. 200539: An Ordinance Authorizing the revision of lines and grades on a portion of City Plan No. 299 by striking from the City Plan Parker Avenue from a point approximately one-hundred fifty-six feet southwest of Matthias Street to its terminus southwestwardly therefrom and reserving and placing on the City Plan a right-of-way for various utility purposes within a portion of Parker Avenue 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 REFERRED TO THE COMMITTEE ON STREETS AND SERVICES.

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

Bill No. 200540: An Ordinance Authorizing transfers in appropriations for Fiscal Year 2021 from the General Fund, the Council to the General Fund, the Department of Planning and Development.

THE BILL WAS REFERRED TO THE COMMITTEE ON APPROPRIATIONS.

Councilmember Johnson Introduced and Referred the following Bill, Sponsored by Councilmembers Johnson, Green, Gym, Gilmore Richardson, Gauthier, Thomas, Brooks and Squilla:

Bill No. 200541: An Ordinance Amending Chapter 21-1500 of The Philadelphia Code, entitled "Boards and Commissions - Public Deliberations," to require recording or transcription of certain meetings and provision to the public of access to such recordings and transcriptions; all under certain terms and conditions.

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

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

Bill No. 200542: An Ordinance Authorizing DSW1, LLC d/b/a Nifty Fifty's ("Owner") to install, own, and maintain a proposed sidewalk café at 2700 South 10th Street, Philadelphia, PA 19148 ("Property"), all under certain terms and conditions.

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

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

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Bill No. 200543: An Ordinance Authorizing Stephen Garafolo (“Owner”) to construct, own, and maintain a proposed exterior stairway at 3000 South 15th Street, Philadelphia, PA 19145 (“Property”), all under certain terms and conditions.

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

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

Resolution No. 200547: Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority deeds conveying fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon, situated in the Second Councilmanic District of the City of Philadelphia pursuant to Section 16-405 of The Philadelphia Code.

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

Resolution No. 200548: Resolution Declaring October as Domestic Violence Awareness Month in the City of Philadelphia.

Councilmember Domb Introduced and Referred the following Bill, Sponsored by Councilmembers Domb, Gilmore Richardson, Squilla, Quiñones Sánchez, Johnson, Gauthier, Parker, Thomas, Green, Brooks and Gym:

Bill No. 200544: An Ordinance Amending Title 9 of The Philadelphia Code, entitled “Regulation of Businesses, Trades and Professions,” by adding a new Chapter, entitled “Residential Property Wholesalers,” to regulate the solicitation of purchases of real property and require certain disclosures by property purchasers to homeowners, and amending Chapter 9-1100 of The Philadelphia Code, entitled “Fair Practices Ordinance: Protections Against Unlawful Discrimination,” to provide protections to homeowners from solicitation and related problems, all under certain terms and conditions.

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

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

Resolution No. 200549: Resolution Honoring and congratulating the Northeast High School Football team, on their successful 2019-2020 season and overall 12-2 record in the Philadelphia Public Football League.

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Councilmember Bass Introduced and Referred the following Bill, Sponsored by Councilmembers Bass, Brooks, Gym, Gauthier and Gilmore Richardson:

Bill No. 200545: An Ordinance Amending Chapter 19-200 of The Philadelphia Code, entitled “City Funds - Deposits, Investments, Disbursements,” by revising the list of City depositories; under certain terms and conditions.

THE BILL WAS REFERRED TO THE COMMITTEE ON FINANCE.

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

Resolution No. 200550: Resolution Authorizing the Committees on Education and on Public Health and Human Services to hold joint hearings examining the School District of Philadelphia’s preparedness for public health and environmental emergencies, and to develop best practices that can help the District adequately prepare for these emergencies.

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

Resolution No. 200551: Resolution Authorizing the Committees on Public Health and Human Services and on Children and Youth to hold joint hearings examining current and best practices to ensure youth have a successful transition from foster care to thriving adulthood.

REPORTS FROM COMMITTEES

COMMITTEE ON RULES

Bill No. 200349, as amended: An Ordinance Amending Title 14 of The Philadelphia Code, entitled “Zoning and Planning,” to amend certain provisions of Chapter 14-500, entitled “Overlay Zoning Districts,” by creating the “/AME, American Street Overlay District,” all under certain terms and conditions.

COUNCILMEMBER JOHNSON MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 200349, AS AMENDED.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

**COMMITTEE ON PARKS, RECREATION AND CULTURAL
AFFAIRS**

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Bill No. 200374: An Ordinance Renaming and designating Chalfont Playground in Northeast Philadelphia as the "Corporal Jimmy O'Connor Memorial Playground".

COUNCILMEMBER BASS MOVED TO SUSPEND THE RULES OF THE COUNCIL SO AS TO PERMIT CONSIDERATION THIS DAY OF BILL NO. 200374.

THE MOTION WAS DULY SECONDED AND AGREED TO.

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

Bill No. 200424: An Ordinance Renaming and designating the property commonly referred to as the 30th and Jefferson Playground, located at the corner of 30th and Jefferson Streets, as the "Howard McCall, Sr. Playground" 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. 200424.

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. 200349, as amended: An Ordinance Amending Title 14 of The Philadelphia Code, entitled "Zoning and Planning," to amend certain provisions of Chapter 14-500, entitled "Overlay Zoning Districts," by creating the "/AME, American Street Overlay District," all under certain terms and conditions.

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

Bill No. 200374: An Ordinance Renaming and designating Chalfont Playground in Northeast Philadelphia as the "Corporal Jimmy O'Connor Memorial Playground".

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

Bill No. 200424: An Ordinance Renaming and designating the property commonly referred to as the 30th and Jefferson Playground, located at the corner of 30th and Jefferson Streets, as the "Howard McCall, Sr. Playground" in the City of Philadelphia.

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

PUBLIC COMMENT

The following persons provided public comment on October 8, 2020:

Name and Comment Subject

Karen Harvey (200531)

See Notes of Testimony for full comment

Please note that this meeting will be held remotely using Microsoft® Teams. This remote session may be viewed on Xfinity Channel 64, Fios Channel 40 or <http://phlcouncil.com/watch-city-council/>. Public comment may be received with regard to those matters printed on the agenda on the following pages. Speakers interested in participating in public comment must call 215-686-3406 by 5 p.m. on the Wednesday before the Council session and submit the following information:

- **Full name**
- **Callback telephone number where you can be reached**
- **Identify the bill number or resolution number that will be addressed**
- **State whether your comments are for, or against, that particular bill or resolution.**

Speakers who submitted the above information within the required time frame will be telephoned during the council session and invited to the remote meeting. They will have up to three minutes to speak; the Council President, however, reserves the right based on circumstances to establish a different time limit. The Council President may also limit repetitious comments or limit the scope of testimony to only certain items on the agenda, which could affect callbacks for public comment at the meeting.

BILLS AND RESOLUTIONS ON FINAL PASSAGE

Resolution No. 200519: Resolution Recognizing and celebrating the re-opening of

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the historic Philip Jaisohn Memorial House on October 10, 2020, which honors the legacy of Philadelphian Philip Jaisohn, a Korean American pioneer for democracy, political and religious freedom, and Korean independence.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200522: Resolution Recognizing October 2020 as Manufacturing Month, and further honoring Oat Foundry for their innovation and dedication to the Manufacturing Industry in the City of Philadelphia.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200523: Resolution Honoring and congratulating Lisa Forrest on the occasion of her promotion to Battalion Chief of the Philadelphia Fire Department, and for becoming the first African American woman to earn this prestigious position in the 149-year history of the Philadelphia Fire Department.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200525: Resolution Condemning President Donald Trump for making a Supreme Court nomination during this presidential election and calling upon Senate Majority Leader Mitch McConnell to defer consideration of the nomination until after the presidential inauguration in January.

THE RESOLUTION WAS ADOPTED.

The Ayes and Nays were as follows:

Ayes: 15 Councilmembers Domb, Green, Gym, Squilla, Johnson, Jones, Council President Clarke, Henon, Quiñones Sánchez, Bass, Parker, Brooks, Gauthier, Gilmore Richardson and Thomas

Nays: 2 Councilmembers Oh and O'Neill

Resolution No. 200528: Resolution Congratulating Daniel J. Hilferty on his retirement as the President and CEO of Independence Health Group and honoring his contributions to Philadelphia during his career.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200529: Resolution Honoring and congratulating the Neumann-Goretti boys basketball team, on their successful 2019-2020 season and overall 24-4 record in the Philadelphia Catholic League boys basketball championships.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200530: Resolution Authorizing the Committee on Global Opportunities and the Creative/Innovative Economy to establish an advisory Task

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Force on Disadvantaged Communities, and further authorizing the Task Force to produce a report of findings and strategies for uplifting disadvantaged persons in Philadelphia through access to arts and culture.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200532: Resolution Authorizing the Commissioner of Public Property to execute and deliver to the Philadelphia Redevelopment Authority deeds conveying fee simple title to certain City-owned lots or pieces of ground with the buildings and improvements thereon situate in the First Councilmanic District of the City of Philadelphia and further authorizing the Philadelphia Redevelopment Authority to transfer to the Philadelphia Land Bank fee simple title to such properties pursuant to Section 16-405 of The Philadelphia Code.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200534: Resolution Recognizing and celebrating the second annual Latin American Book Fair in Philadelphia for its work in highlighting local Latin-American authors, literature, and culture.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200546: Resolution Authorizing City Council's Committee of the Whole to hold all hearings required pursuant to Bill No. 200364-A, which established a requirement that the Council hold hearings in connection with anticipated collective bargaining agreements between the City and Police Employees in the Philadelphia Police Department represented by the Fraternal Order of Police.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200550: Resolution Authorizing the Committees on Education and on Public Health and Human Services to hold joint hearings examining the School District of Philadelphia's preparedness for public health and environmental emergencies, and to develop best practices that can help the District adequately prepare for these emergencies.

THE RESOLUTION WAS ADOPTED.

Resolution No. 200551: Resolution Authorizing the Committees on Public Health and Human Services and on Children and Youth to hold joint hearings examining current and best practices to ensure youth have a successful transition from foster care to thriving adulthood.

THE RESOLUTION WAS ADOPTED.

SPEECHES

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COUNCILMEMBER JONES MOVED TO ADJOURN

THE MOTION WAS DULY SECONDED AND AGREED TO.