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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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Room 401, City Hall
Philadelphia, Pennsylvania
Thursday, October 29, 1998
11:30 a.m.

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10 PRESENT:

11 COUNCIL PRESIDENT JOHN F. STREET

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COUNCILWOMAN JANNIE BLACKWELL

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COUNCILMAN DAVID COHEN

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COUNCILMAN FRANK DI CICCIO

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COUNCILWOMAN HAPPY FERNANDEZ

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COUNCILWOMAN JOAN L. KRAJEWSKI

17

COUNCILMAN W. THACHER LONGSTRETH

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COUNCILMAN RICHARD T. MARIANO

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COUNCILWOMAN DONNA REED MILLER

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COUNCILMAN MICHAEL A. NUTTER

21

COUNCILMAN ANGEL L. ORTIZ

22

COUNCILMAN FRANK RIZZO

23

COUNCILWOMAN MARIAN B. TASCO

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COUNCILWOMAN ANNA C. VERNA

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MARIE B. HAUSER, CHIEF CLERK

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VINCENT VARALLO ASSOCIATES, INC.

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Eleven Penn Center

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1835 Market Street, Suite 600

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(215) 561-2220.

1 STATED MEETING - GREETING, INVOCATION

2 PRESIDENT STREET: Good morning, ladies
3 and gentlemen. The Chair notes that the hour has
4 come and that a quorum is present. Council will
5 come to order. Members will take their seats.

6 Visitors will retire to the seats outside the rail.

7 To give our invocation this morning, the
8 Chair welcomes Reverend Ralph Chieffo who is the
9 Pastor of the King of Peace Catholic Church. Father
10 is here today as the guest of Councilwoman Clark.
11 Members and guests will please rise.

12 REV. CHIEFFO: Thank you, President
13 Street, and thank all of you for the honor of being
14 here. It certainly has been an exciting morning. I
15 don't know whether to have an exorcism or a prayer
16 this morning, but I think we'll somehow do both.

17 And I was very shocked and saddened to
18 hear and read in the Inquirer the other day that our
19 dear Councilwoman Anna Verna had all kinds of
20 excitement perpetrated against her, and I want to
21 assure you on behalf of my parrish as well as a
22 member of the Interdenominational Clergy Council is
23 that if there's any ally in Grace Ferry, it's
24 certainly our dear Councilwoman Verna as well as
25 Councilman Kenney who along with President Street

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2 have really fortified our efforts to bring healing
3 and reconciliation. I thought I should be on the
4 payroll with the City with all the numerous meetings
5 I attended along with both councilpeople as well as
6 all of you, and I want to thank you and I want to
7 report to you that there are really signs of hope.

8 Not only did our principal catch a
9 little photo here of a young African young man here
10 carrying a white fellow from the neighborhood,
11 that's the kinds of things that are happening, not
12 only among the children with the Sonny Hill
13 Basketball League that councilpeople have really
14 started, initiated, and supported our efforts, but
15 also is that we sat down and formed an advisory
16 council with adults in the community who are truly
17 working along.

18 Now we've hired Mr. Alfred Brown and
19 also Mr. Steven Honeyman to work for a strategic
20 plan as well as the formation of a Grace Ferry
21 Community Development Corporation. They are the
22 kinds of things that are happening because of
23 Councilwoman Anna Verna and Councilmen Kenney and
24 President Street and the Mayor. And we believe
25 that, as I believe, that when people work together

1 STATED MEETING - GREETING, INVOCATION

2 as a team that maybe even the Phillies can come
3 together and beat the New York Yankees next year.
4 That's the kind of energy that we can do when we
5 work together.

6 I also have the liberty of inviting all
7 of you to see our community at work, black and white
8 and people of all goodwill to a covered dish social
9 dinner. So you're all invited as our guests, no
10 charge, and come and enjoy the future of Grace Ferry
11 and also of our wonderful community.

12 My parents were married for 48 years.
13 They had one fight that lasted 48 years. However,
14 when they wanted to teach us what is right and wrong
15 and work for the good of my brother and sister, they
16 had one mind and one heart, and that's what I'd like
17 pray for you in this community today in this body of
18 City Council.

19 Saint Paul tells us in the Word of God
20 that God has so instructed the body that there be no
21 dissentation in the body but that all the members may
22 be concerned for one another. If one member
23 suffers, all the members suffer with it. If one
24 member is honored, then all the members share its
25 joy.

1 STATED MEETING - GREETING, INVOCATION

2 So my dear stewards of the City of
3 Philadelphia, let us bow our heads as well as hearts
4 and hands and pray that we will offer our time and
5 talents to our Heavenly Father so that we will prove
6 worthy and reliable servants and one day be invited
7 to join the saints in heaven.

8 Heavenly Father, we praise you for
9 choosing us to search your brothers and sisters in
10 our City of Philadelphia. Bless us with your devine
11 presence and protection so that we may respect and
12 safeguard the life and liberty of every citizen.
13 Send us your Holy Spirit to guide and grace us with
14 the gifts of wisdom, compassion, and understanding
15 so that we can make right decisions with courage and
16 conviction. Give us a steadfast and generous spirit
17 so we may willingly make any personal sacrifice
18 necessary for the common good. Bless us with a
19 clear conscious that fosters integrity and justice
20 among us so that we will do our best and allow you
21 to help us to do the rest. Above all, help us to
22 turn our mind and hearts to you throughout this day
23 so that whatever we do, whether in thought, in word
24 or deed, may always begin with your inspiration and
25 be carried out by your gracious assistance and with

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2 a lot of our own perspiration. We ask this through
3 Jesus Christ, our Lord, who came to serve and not be
4 served, and he taught us to pray, and I encourage
5 you to join me in prayer. Our father, who art in
6 heaven, hallowed be thy name. Thy kingdom come, thy
7 will be done on earth as it is in heaven. Give us
8 this day our daily bread, and forgive us our
9 trespasses as we forgive those who trespass against
10 us. And lead us not into temptation, but deliver us
11 from evil. For thine is the kingdom, the power, and
12 the glory forever and ever, amen.

13 Again, I want to thank Councilwoman
14 Clark for the invitation, and all of you. God bless
15 you, and you're in our prayers in Grace Ferry.

16 PRESIDENT STREET: The Chair thanks
17 Reverend Chieffo for his inspiring remarks and
18 invocation.

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20 PRESIDENT STREET: The next order of
21 business is the approval of the journal of the
22 meeting of Thursday, October 22, 1998.

23 The Chair recognizes Councilwoman
24 Augusta Clark.

25 COUNCILWOMAN CLARK: Mr. President, I

1 STATED MEETING - LEAVES OF ABSENCE REQUESTS

2 move the adoption of the journal of October 22nd.

3 (Duly seconded.)

4 PRESIDENT STREET: All in favor, let it

5 be known by saying aye. Those opposed, say nay.

6 The ayes have it. The journal of the meeting of

7 Thursday, October 22, is approved.

8 The Chair recognize is Councilwoman

9 Verna.

10 COUNCILWOMAN VERNA: Thank you, Mr.

11 President. On behalf of the majority, there are no

12 requests for leave of absence.

13 PRESIDENT STREET: The Chair thanks the

14 Councilwoman.

15 The Chair recognizes Councilman

16 Longstreth.

17 COUNCILMAN LONGSTRETH: Brian O'Neill

18 is away, Mr. President, on City business.

19 PRESIDENT STREET: Leave will be

20 granted.

21 At this time we will dispense with the

22 regular order of business in order to recognize

23 visitors.

24 To all of our visitors and guests with

25 us this morning, we welcome you here and applaud

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2 your interest in the civic affairs of our City. We
3 certainly invite to you come again.

4 At this time, the Chair recognizes
5 Councilwoman Blackwell.

6 COUNCILWOMAN BLACKWELL: Thank you, Mr.
7 President. We have three interns who are students,
8 one tenth grader and two seniors at my alma mater
9 John Bartram High School. They will be working with
10 L & I one day a week through the School Board from
11 now until the end of June. And certainly, we want
12 them to know that we welcome them and their
13 opportunity to find out how government works.

14 PRESIDENT STREET: Can we have them
15 stand.

16 (Applause.)

17 PRESIDENT STREET: Thank you very much
18 for being with us.

19 It appears that we have a visiting
20 school here. The Chair recognizes Councilwoman
21 Tasco.

22 COUNCILWOMAN TASCO: Mr. President, it's
23 not my school. I had another announcement to make.

24 PRESIDENT STREET: The Chair recognizes
25 Councilwoman Miller.

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2 COUNCILWOMAN MILLER: Thank you, Mr.
3 President. The visiting school is from my district
4 at Germantown and Upsal, a class from the Blair
5 Christian Academy. I don't know the teacher's name.
6 No one gave me that information.

7 PRESIDENT STREET: Can we have this
8 class please stand.

9 (Applause.)

10 PRESIDENT STREET: I thank you very much
11 for being with us.

12 At this time the Chair recognizes
13 Councilwoman Tasco.

14 COUNCILWOMAN TASCO: Thank you, Mr.
15 President. As you know, my long-time friend and
16 chief of staff Marilyn Clyburn retired. We miss her
17 very much. She contributed a lot to my success and
18 to the success of the ninth councilmanic district
19 and we will miss her tremendously.

20 We have a new chief of staff and her
21 name is Deborah Johnson, and I would like you to
22 meet her and welcome her to City Council.

23 PRESIDENT STREET: Deborah Johnson.
24 (Applause.)

25 PRESIDENT STREET: Is there any other

1 STATED MEETING - PRESENTATIONS

2 member of Council who has a visiting guest that
3 you'd like to recognize at this time?

4 Seeing no one, our first presentation
5 today recognizes October 1998 as Human Sexuality
6 Awareness Month. To make this presentation, the
7 Chair appoints Councilwoman Tasco. The Chair
8 invites Lisa Shelby to come and receive this
9 resolution.

10 Councilwoman Verna, please approach the
11 Chair.

12 (Councilwoman Verna assumes Chair.)

13 COUNCILWOMAN TASCO: Thank you so much.

14 It gives me great pleasure to present this
15 resolution declaring October as National Family
16 Sexuality Education Month and recognizing Planned
17 Parenthood of Southeastern Pennsylvania for its
18 education and training programs to promote positive
19 sexual health.

20 Whereas, since 1975 the National Family
21 Sexuality Education Coalition has sponsored National
22 Family Sexuality Education Month to provide
23 information and support for sexual education within
24 the family; and

25 Whereas, over the years, Planned

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2 Parenthood of Southeastern Pennsylvania has taken
3 the lead in Philadelphia by presenting workshops,
4 forums and training seminars to stimulate and
5 encourage family communication around the
6 multifaceted nature of human sexuality; and

7 Whereas, Planned Parenthood of
8 Southeastern Pennsylvania has developed a community
9 education program on sexual health which has reached
10 5,000 students through city schools; and

11 Whereas, the education department of
12 Planned Parenthood has sponsored outreach to over
13 4,000 community representatives on sexual health,
14 has developed a Latino health initiative which
15 collaborates with Latino service agencies in
16 delivering information on sexual health and has
17 established a resource center and library open to
18 the public which has over 3,000 visits; and

19 Whereas, the two most stellar
20 accomplishments in honor of family sexual education
21 have been the creation of over 700 teen peer
22 educators trained to provide workshops to fellow
23 teens about sexuality and the founding of the Annual
24 Training Institute which has trained over 1400
25 professionals in the areas of sexual health; and

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2 Whereas, the 1998 agenda addresses
3 communications with children ages 6 to 10 who are
4 just discovering themselves and the world around
5 them of different kinds of families as they make new
6 friends and prepare for future experience; and

7 Whereas, this initiative will be
8 highlighted with two programs, one on October the
9 22nd to assist parents in understanding the
10 sexuality of younger children, and one on October
11 29th to prepare teachers and community agency staff
12 on a special sexuality curriculum for
13 pre-adolescence.

14 Now, therefore, resolved by the Council
15 of the City of Philadelphia that the Council declare
16 October as National Family Sexuality Month and
17 recognize Planned Parenthood of Southeastern
18 Pennsylvania for its education and training programs
19 to promote positive sexual health.

20 Resolved further that an engrossed copy
21 of this resolution be presented to Lisa Shelby,
22 vice-president for education of Planned Parenthood
23 of Southeastern Pennsylvania, as an expression of
24 the high regard for the organization's efforts to
25 prepare our youth to understand human sexuality and

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2 express themselves responsibly.

3 Certification that this is a true and
4 correct copy of the original resolution adopted by
5 the Council of the City of Philadelphia on the 8th
6 day of October 1998. Signed by President Street,
7 introduced by Marian B. Tasco, and sponsored by all
8 City Councilmembers.

9 I want to thank you so much, and
10 congratulations for your wonderful program.

11 (Applause.)

12 COUNCILWOMAN VERNA: The Chair
13 recognizes Ms. Shelby for remarks.

14 MS. SELBY: Good morning. On behalf of
15 Planned Parenthood Southeastern Pennsylvania and the
16 tens of thousands of women, children, and men for
17 whom we provide services, I would like to thank
18 Councilwoman Marian Tasco and the members of City
19 Council for honoring National Family Sexuality
20 Education Month.

21 Two recent national studies, one from
22 the Centers for Disease Control and the other from
23 the Journal of the American Medical Association show
24 that young people who have a strong connection with
25 their family are less likely to become pregnant,

1 STATED MEETING - PRESENTATIONS

2 contract sexually transmitted infection, abuse drugs
3 or alcohol, or drop out of school. These studies
4 prove what we all know, that family plays an
5 extremely important role in the health and
6 well-being of our children.

7 Planned Parenthood strongly believes
8 that parents are the primary sexuality educators of
9 their children and is dedicated to educating parents
10 so that they can comfortably and accurately provide
11 the information, values, and support their children
12 need to make positive healthy decisions.

13 It is difficult to talk about sex and
14 sexuality especially, it seems, with our children.
15 However, we know from experience working with
16 families and now this exiting research proves that
17 talking with them about sexuality is what's best for
18 our children. Yes, talking about these issues can
19 be difficult. It can be uncomfortable, even
20 embarrassing to have these conversations with our
21 children, but it is vital that we do so. It is the
22 trusted caring adults in their lives that children
23 need to help them sort through the negative,
24 distorted and inaccurate messages that bombard them
25 from TV, music videos, magazines, and billboards.

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2 It is our responsibility to balance those messages
3 with our values, our believes, our feelings about
4 this most important subject. Conversations sparked
5 by the nightly news, a soap opera, an Oprah
6 episode, or the newest Calvin Klein ad can be
7 wonderful moments when we offer our children another
8 point of view, our point of view as their parents.
9 Children look to their parents to guide them through
10 the confusing maze of messages, words, and images
11 they constantly receive about sex.

12 Thank you very much for joining Planned
13 Parenthood in our effort to help prepare parents to
14 be effective and comfortable in that role.

15 (Applause.)

16 COUNCILWOMAN VERNA: Council will be at
17 ease.

18 (Council at ease.)

19 COUNCILWOMAN VERNA: Our second
20 presentation recognizes the birthdate of William
21 Penn. To make this presentation, the Chair appoints
22 Councilwoman Clark.

23 The Chair invites Mr. Jay Meyers and Ms.
24 Elaine Peden to come and receive the resolution.

25 COUNCILWOMAN CLARK: Madam Chair, it is

1 STATED MEETING - PRESENTATIONS

2 my pleasure to read the City Council citation
3 recognizing the legacy of William Penn on the
4 anniversary of his birth, October 24th. I said
5 citation, but I should have said resolution.

6 Whereas, Philadelphians recognize the
7 founding by William Penn of our city, birthplace of
8 the nation; and

9 Whereas, William Penn extended
10 friendship and fair dealings to the Native American
11 Indians and established our city and state as a
12 haven for oppressed peoples of the world to whom he
13 offered religious and civil liberties and high
14 standards of justice; and

15 Whereas, William Penn was far ahead of
16 his time as an untiring advocate of representative
17 government, city planning, penal reform, humane
18 mental institutions, and public education for
19 everyone, and one of the first statesmen to envision
20 the unification of the American colonies; and

21 Whereas, William Penn through his holy
22 experiment introduced into our city and state a
23 humanitarian code of law which was honored in 1751
24 by the casting of the Liberty Bell; and

25 Whereas, William Penn's belief in the

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2 nonviolent settlement of disputes among individuals,
3 states, and nations continues to guide and inspire
4 us today.

5 Now, therefore, the Council of the City
6 of Philadelphia does hereby recognize the legacy of
7 William Penn, founder of the city and citizen of the
8 first order on the anniversary of his birth, October
9 the 24th.

10 Signed by Augusta Alexander Clark, John
11 Street, President, and cosponsored by every member
12 of Council.

13 Mr. William Penn, would you be good
14 enough to tell us which of these birthdays we're
15 celebrating today?

16 REPRESENTATIVE OF MR. PENN: I'm 354.

17 (Applause.)

18 COUNCILWOMAN Verna: The Chair
19 recognizes Mrs. Peden for remarks.

20 MS. PEDEN: Good morning, Council
21 President and Councilmembers and visitors. My, how
22 time flies when you're having fun. The nonprofit
23 inception of the Friends of William Penn began 30
24 years ago when I stop back and think, when I'm such
25 a young girl, and continues to flourish. Our

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2 accomplishments are numerous, too numerous to
3 mention. However, one of the projects of high
4 school artwork depicting the life and times of
5 William Penn in City Hall Tower was up there for 12
6 years, and also one of our projects of making
7 William and his second wife Hannah Penn US honorary
8 citizens of the United States I think are worth
9 crowing about.

10 David Hart, he joined the Friends and
11 his skills as a sculpture he made us this
12 magnificent wooden statute of William Penn. We are
13 very, very proud of it.

14 And also as president of Solitude,
15 William Penn's grandson's home in the zoo, we
16 volunteers are committed to restoring the house to
17 its original splendor. The City owns this house,
18 Solitude, and we will be sending letters to all
19 members of Council urging them to introduce bills
20 for monies to speed up the refurbishing of this
21 house, the only original Penn house in the zoo and
22 in the Commonwealth of Pennsylvania.

23 Thank you. And would we all sing happy
24 birthday to William Penn.

25 ("Happy Birthday" sang.)

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2 (Applause.)

3 MS. PEDEN: Without further ado, here's
4 William.

5 REPRESENTATIVE OF MR. PENN: Good
6 morning and thank you very much. My heavens, this
7 is going to be an annual event. I can't believe it.
8 But you know, it was 1644 when I was born at an
9 early age. And since that time I have been
10 reflecting on many things, and that of course are
11 friends. Now, I don't think it's an accident that
12 we Quakers are known as the Religious Society of
13 Friends because friends are something that we cannot
14 live without. And these words came to me whilst in
15 prison. They're called "Thoughts of Solitude."
16 Solitude. And they go thusly: There can be no
17 friendship where there is no freedom. Friendship
18 loves a free air and will not be pinned up in
19 straight and narrow enclosures. It will speak
20 freely and act so, too, and take nothing ill where
21 no ill is meant. I repeat, and take nothing ill
22 where no ill is meant. How many times have you
23 said, "Oh, I wish I had not said that," because it
24 was taken the wrong way. A true friend unbosoms
25 freely, advises justly, assists readily, adventures

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2 boldly, takes all patiently, defends courageously
3 and continues a friend unceasingly. So saith me.

4 Thank you very much. God bless America,
5 God bless you.

6 (Applause.)

7 (President Street resumes Chair.)

8 PRESIDENT STREET: Council will stand at
9 ease.

10 (Council stands at ease.)

11 PRESIDENT STREET: Next order of
12 business is communications. The Chair recognizes
13 the Sergeant at Arms for purposes of delivering the
14 messages from the Mayor to the Chief Clerk.

15 Chief Clerk will read the messages from
16 the Mayor.

17 CHIEF CLERK HAUSER: To the President
18 and Members of the Council of the City of
19 Philadelphia, there are now four vacancies among the
20 nine Philadelphia appointees to the Board of
21 Directors of the City Avenue Special Service
22 District of Philadelphia and Lower Merion. The
23 process by which the vacancies are filled is
24 specified in the articles of incorporation for the
25 district as approved by Bill No. 960561, approved

1 STATED MEETING - COMMUNICATIONS

2 December 18, 1996. Such vacancies are filled by
3 resolution of City Council after a public hearing of
4 the candidate nominated by the Mayor from a list of
5 candidates submitted to the Mayor by the remaining
6 members of the board of directors who were appointed
7 by the governing body of the City of Philadelphia.

8 Pursuant to that process, I hereby
9 nominate the following candidates to fill vacancies
10 in the Board of Directors of the City Avenue Special
11 Service District of Philadelphia and Lower Merion:
12 Charles M. Warfield, Jr., to fill a vacancy in the
13 term ending January 5, 1999; Michael McMahon, to
14 fill a vacancy in the term ending January 5, 2000;
15 Dr. Linda Dunn to fill a vacancy in the term ending
16 January 5, 2001; and Dean Adler to fill a vacancy in
17 the term ending January 5, 2003.

18 A resolution approving the action of the
19 Boards of the Philadelphia Industrial Development
20 Corporation and the Philadelphia Authority for
21 Industrial Development to sell a certain parcel
22 situate on the southeast corner of University Avenue
23 and Civic Center Boulevard to the University of
24 Pennsylvania and the Children's Hospital of
25 Philadelphia.

1 STATED MEETING - COMMUNICATIONS

2 And a resolution approving the
3 redevelopment contract in disposition supplement of
4 the Redevelopment Authority of the City of
5 Philadelphia for a portion of model cities urban
6 renewal area identified house number and street
7 address as 713 West Dauphin Street.

8 An ordinance authorizing the Commissioner
9 of Public Property on half of the City of the
10 Philadelphia pursuant to the Urban Redevelopment Law
11 PL991, May 24, 1945 to execute and deliver to the
12 Redevelopment Authority of the City of Philadelphia
13 without consideration a deed for 4501 Ridge Avenue.

14 An ordinance amending Bill No. 960591A
15 approved March 26, 1997, entitled, "an ordinance
16 adding a new title to the Philadelphia Code" that
17 upon enactment of other ordinances will contain all
18 the technical codes governing the construction,
19 occupancy, use, and maintenance of premises.

20 An ordinance amending Section 20-101 of
21 the Philadelphia Code entitled, "Residents
22 Requirements" by providing that former United States
23 military service personnel entering in the civil
24 service need not be bona fide residents of the city
25 when appointed but must establish and maintain bona

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2 fide residence in the city within six months after
3 appointment.

4 An ordinance creating the West
5 Philadelphia Retail Tax Increment Financing District
6 approving the project plan of the Philadelphia
7 Authority for Industrial Development for the
8 redevelopment of the West Philadelphia Retail Tax
9 Increment Financing District.

10 An ordinance to amend the Philadelphia
11 zoning maps by changing the zoning designations of
12 certain areas of land located within the area of the
13 27th ward bounded by Civic Center Boulevard,
14 Convention Avenue, South Street, Schuylkill
15 Expressway, North Drive, and University Avenue.

16 An ordinance amending Title 14 of the
17 Philadelphia Code relating to zoning and planning by
18 amending Chapter 14-300 entitled Commercial
19 Districts.

20 An ordinance to amend the Philadelphia
21 zoning maps by changing the zoning designations on
22 the following areas of the city from partly class
23 R-15 residential and partly class recreational to a
24 single designation of Class RC4 residential.

25 And an ordinance amending an ordinance

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2 approved December 16, 1959, as amended which
3 approved the urban renewal plan, the redevelopment
4 proposal, and the relocation plan of the
5 Redevelopment Authority of the City of Philadelphia
6 for the redevelopment of Market Street East urban
7 renewal area.

8 An ordinance amending an ordinance
9 approved August 15, 1969, as amended which approve
10 amended redevelopment proposal, the amended urban
11 renewal plan, and the amended relocation plan of the
12 Redevelopment Authority of the City of Philadelphia
13 for the redevelopment of Penns Port urban renewal
14 area.

15 An ordinance amending an ordinance
16 approved December 15, 1969 as amended which approved
17 the redevelopment proposal, the urban renewal plan
18 and the relocation plan of the Redevelopment
19 Authority to City of Philadelphia for a model city's
20 urban renewal area.

21 An ordinance amending Chapter 19-1500 of
22 the Philadelphia Code entitled, "Wage and Net Profit
23 Tax," and Chapter 19-2800 of the Philadelphia Code
24 entitled, "Pennsylvania Intergovernmental
25 Cooperation Authority Tax on Wages and Their

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2 Profits," by providing for the exclusion from those
3 taxes of net profits earned by a business trust that
4 qualifies as a regulated investment company.

5 An ordinance amending Title 19 of the
6 Philadelphia Code entitled, "Finances, Taxes and
7 Collections" by adding a new Chapter 19-3200,
8 entitled, "Keystone Opportunity Zone" to provide for
9 the contingent exception, abatement or credit of
10 certain taxes within specified geographical areas.

11 An ordinance authorizing the City of
12 Philadelphia to provide for an alternative funding
13 mechanism for a portion of the unfunded actuarial
14 accrued liability of the City of Philadelphia
15 Retirement System pursuant to the Municipal Pension
16 Plan Funding Stated and Recovery Act.

17 An ordinance authorizing the issuance of
18 general obligation bonds to provide funds to refund
19 certain outstanding general obligation bonds of the
20 City of Philadelphia.

21 An ordinance constituting the fourth
22 supplemental ordinance to the restated general water
23 and waste revenue bond ordinance of 1989 as
24 supplemented.

25 An ordinance constituting the fifth

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2 supplemental ordinance to the restated general water
3 and waste water revenue bond ordinance of 1989 as
4 supplemented.

5 An ordinance constituting the sixth
6 supplemental ordinance to the restated general water
7 and waste water revenue bound ordinance of 1989 as
8 supplemented.

9 An ordinance authorizing the Director of
10 Financing, Commissioner of Public Property to enter
11 into certain agreements with the Philadelphia
12 Parking Authority and to take other actions with
13 respect to the Parking Authority as are necessary to
14 enable the Parking Authority to proceed with
15 commonly financed multi-site off-street parking
16 facility.

17 An ordinance declaring it is desirable
18 to be the findings of the City Council that for many
19 years the City of Philadelphia and the Civic Center
20 Board of Directors, formerly known as the Board of
21 Trade and Conventions have not be able in good faith
22 to use those certain parcels of land, Civic Center
23 land occupied by the Civic Center that were
24 dedicated by ordinance approved June 27, 1895 and
25 October 10, 1896.

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 An ordinance authorizing the
3 Commissioner of Public Property and Fairmont Park
4 Commission on behalf of the City of Philadelphia to
5 execute and deliver to the Philadelphia Authority
6 for Industrial Development without consideration a
7 deed conveying fee simple title city interest in
8 these three tracks of land with the buildings and
9 improvements thereon situate 21st and Hamilton
10 Streets under and subject to the terms and
11 conditions of the Philadelphia Industrial Commercial
12 Development Agreement.

13 PRESIDENT STREET: The message will be
14 printed in the Journal.

15 The Chief Clerk will read any other
16 communications her possession.

17 CHIEF CLERK HAUSER: I have none, Mr.
18 President.

19 PRESIDENT STREET: The next order of
20 business is the introduction of bills and
21 resolutions.

22 The Chair recognizes Councilwoman Verna
23 for a motion.

24 COUNCILWOMAN VERNA: Thank you, Mr.
25 President. I move that the Rules of Council be

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 suspended so as to consider all resolutions

3 immediately after introduction.

4 (Duly seconded.)

5 PRESIDENT STREET: All in favor let it

6 be known by saying aye.

7 Those opposed say nay.

8 The ayes have it. The rules are

9 suspended. All resolutions will be considered at

10 the time of their introduction.

11 The Chair recognizes Councilwoman Clark.

12 COUNCILWOMAN CLARK: Mr. President,

13 today I have five bills on your behalf and mine.

14 PRESIDENT STREET: The Clerk will please

15 read the titles of the bills.

16 CHIEF CLERK HAUSER: An ordinance

17 authorizing the Commission of Public Property in

18 Fairmont Park Commission on behalf of the City of

19 Philadelphia to execute and deliver to the

20 Philadelphia Authority for Industrial Development

21 without consideration a deed conveying title to a

22 City's interest in three tracks of land with the

23 buildings improvements thereon situate in the

24 vicinity of 21st and Hamilton Streets.

25 An ordinance amending Title 14 of the

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2 Philadelphia Code relating to zoning and planning by
3 amending Chapter 14-300 entitled, "Commercial
4 Districts", by amending Section 14-305 entitled C4
5 Commercial and C5 Commercial Districts.

6 An ordinance to amend the Philadelphia
7 zoning maps by changing the zoning designations of
8 the following area of the city from partly class R15
9 residential and partly class recreational to a
10 single designation of Class RC4 Residential.

11 An ordinance amending an ordinance
12 approved December 15, 1969, as amended which
13 approved the redevelopment proposal, the urban
14 relocation plan, and the relocation plan of the
15 Redevelopment Authority of the City of Philadelphia
16 for the redevelopment of model cities urban renewal
17 area by approving the 22nd Amendment of the
18 Redevelopment Proposal.

19 An ordinance authorizing the Director of
20 Finance and Commissioner of Public Property to enter
21 certain agreements with the Philadelphia Parking
22 Authority and to take other actions with respect to
23 the Parking Authority as are necessary to enable the
24 Parking Authority to proceed with commonly financed
25 multi-site off-street parking facility.

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2 PRESIDENT STREET: The Chair recognizes
3 Councilwoman Blackwell.

4 COUNCILWOMAN BLACKWELL: Mr. President,
5 I have two bills and one resolution.

6 PRESIDENT STREET: The Clerk will please
7 read the titles of the bills.

8 CHIEF CLERK HAUSER: An ordinance to
9 amend the Philadelphia zoning maps by changing the
10 zoning designations of certain areas of land located
11 in the 27th Ward and within an area bounded by Civic
12 Center Boulevard, Convention Avenue, South Street
13 Schuylkill Expressway, North Drive, and University
14 Avenue from partly Class R15 and partly Class C3
15 Commercial to a designation of partly Class R15
16 residential.

17 An ordinance declaring it to be the
18 finding of the City Council that for many years the
19 City of Philadelphia and the Civic Center Board of
20 Directors formerly known as the Board of Trades and
21 Conventions have not be able in good faith to use
22 those certain parcels of land, Civic Center land,
23 occupied by the Civic Center that were dedicated by
24 ordinances approved June 27, 1895, and October 10,
25 1896 together the 1895 and 1896 ordinances for the

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2 purposes set forth in the 1895 and 1896 ordinances
3 and that in the future the City of Philadelphia and
4 the Civic Center Board of Directors will not be able
5 in good faith to use the Civic Center land for the
6 purposes set forth in the 1895 and 1896 ordinances.

7 PRESIDENT STREET: These bills will be
8 referred to the appropriate committee. The Clerk
9 will please read the title of the resolution
10 introduced by Councilwoman Blackwell.

11 CHIEF CLERK HAUSER: A resolution
12 approving the action of the Boards of Philadelphia
13 Board of Industrial Development Corporation and the
14 Philadelphia Authority for Industrial Development to
15 sell a certain parcel situate on the southeast
16 corner University Avenue and Civic Center Boulevard
17 to the University of Pennsylvania and the Children's
18 Hospital of Philadelphia or their nominees and
19 authorizing the City Solicitor to approve all
20 instruments and documents necessary to effectuate
21 the purpose of this resolution.

22 PRESIDENT STREET: The Chair recognizes
23 Councilwoman Blackwell.

24 COUNCILWOMAN BLACKWELL: Mr. President,
25 I move the adoption.

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2 (Duly seconded.)

3 PRESIDENT STREET: All in favor, let it
4 be known by saying aye.

5 Those opposed say nay.

6 The ayes have it. The resolution is
7 adopted.

8 The Chair recognizes Councilman Cohen.

9 COUNCILMAN COHEN: Mr. President, I
10 offer one resolution on behalf of eight sponsors.
11 And the chief mathematician in my office tells me
12 that that represents a majority of the members
13 present today, but in order to verify it, at the
14 appropriate time I will be asking for role call
15 vote.

16 CHIEF CLERK HAUSER: A resolution
17 opposing the November ballot question concerning the
18 Constitutional amendment to deny bail in other than
19 death penalty cases because it seriously jeopardizes
20 the accused right to a presumption of innocence
21 until proven guilty and further urging Philadelphia
22 voters to vote no on this ballot question in the
23 upcoming election.

24 PRESIDENT STREET: The Chair recognizes
25 Councilman Cohen.

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2 PRESIDENT STREET: The chair recognizes
3 Councilman Kenney.

4 COUNCILMAN KENNEY: I just have a
5 question of the Chair as to whether it will still
6 take nine votes to pass or the majority of the
7 members present?

8 PRESIDENT STREET: The Chair rules that
9 a privileged resolution maybe passed by a majority
10 of the members present.

11 COUNCILMAN KENNEY: Thank you, Mr.
12 President.

13 PRESIDENT STREET: The Chair recognizes
14 Councilman Cohen.

15 COUNCILMAN COHEN: Mr. President, I'm
16 going to rise, and physically rise, as to speak on
17 this amendment on this resolution. Ever since the
18 Bill of Rights was passed in the United States back
19 in the 1700s, there have been people of all kinds
20 who for various reasons at various times have sought
21 to subvert it. This amendment on the ballot
22 subverts the Bill of Rights which is a basic part of
23 our constitution.

24 I've been heard in previous occasions to
25 voice my concern that there are some folks these

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2 days who no longer respect the Bill of Rights and
3 who seek to find ways to avoid following its
4 principles. The Bill of Rights didn't happen just
5 because somebody wanted it to happen. It happened
6 because the United States was a place where people
7 came to escape persecution. Yet every effort to
8 weaken the Bill of Rights just creates a brand-new
9 threat of persecution to some group, generally
10 minority groups of one kind or another.

11 Back in 1791 when the Bill of Rights was
12 adopted and made part of the Constitution of the
13 United States, there were people whose voices spoke
14 out against its provisions. But people have always
15 recognized, at least the majority of the people have
16 always recognized the United States as a haven for
17 people who are oppressed for religious reasons, for
18 political regions, or for social regions.

19 Part of the process today in seeking to
20 undermine the Bill of Rights is to what's called
21 judge bashing to try to take away from the judiciary
22 the independent power to objectively make
23 determinations with respect to basic American
24 principles. So today we're told all judges are very
25 lenient, they let the prisoners and those may have

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2 been thought to have committed a crime, judges just
3 let me them roam freely. And people in this very
4 body believe that nonsense.

5 The jails in Philadelphia have more than
6 doubled in population in the last ten years. The
7 budget at the state level went up from a hundred
8 million dollars to a billion dollars in order to
9 support the prisons in Pennsylvania. And we can't
10 under the current philosophy ever build enough jails
11 because the moment the jails are authorized, the
12 jails begin filling up because judges are being
13 attacked from every source and judges have no way of
14 talking back. So today we're told judges just
15 release everybody, they do it automatically because
16 judges for some reason are thought to love to have
17 people out in society who just want to kill anybody
18 or rob them or do any other unpleasant thing.

19 But let me read to you from the Criminal
20 Justice Rules of the Courts of Pennsylvania what a
21 judge does before he ever makes a decision on bail,
22 despite what certain groups in Philadelphia say to
23 the contrary. First, the judge has to consider the
24 nature of the offense charged and any mitigating or
25 aggravating factors that may bear upon the

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2 likelihood of conviction and possible penalty.
3 Second, the defendants employment status and history
4 and financial conditions. Third, the nature of the
5 defendant's family relationships. Fourth, the
6 length and nature of the defendants residence in the
7 community and any past residences. Fifth, the
8 defendant's age, character, reputation, mental
9 condition and whether addicted to alcohol or drugs.
10 Sixth, if the defendant has previously been released
11 on bail, whether he or she appeared as required and
12 complied with the conditions of the bail bond.
13 Seventh, whether the defendant has any record of
14 flight or avoid arrest or prosecution or of escape
15 or attempted escape. Eighth, the defendant's prior
16 criminal record. Ninth, any use of false
17 identification. Tenth, any other factors relevant
18 to whether the defendant will appear as required and
19 comply with the conditions of the bail bond.
20 Now, that does not seem to me that the
21 judges are just releasing everybody. But you never
22 heard the District Attorney of the City of
23 Philadelphia or the Mayor who is the previous
24 district attorney, you never heard from either of
25 them these conditions which are part of the

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2 Pennsylvania Rules of Criminal Procedure and which
3 govern and bind the judges.

4 But judge bashing has one purpose. They
5 want to terrorize the judiciary so the judiciary
6 will put everybody in jail, load the prisons, reload
7 them, and all of that adds up to a breakdown of our
8 system in the United States of fairness in criminal
9 trials of the guarantees of defendants to a fair
10 trail.

11 All us of us have great sympathy for
12 victims of crime. That's why this Council has such
13 a great record in support of town watch activities.
14 We support it all the time. Yet, there was a
15 hearing that I attended days ago in which
16 individuals from the community came in and said this
17 Council never does anything on behalf of victims.

18 Mr. President, I rise in support of this
19 resolution which says plainly and simply that it
20 recommends to the voters of Philadelphia that this
21 amendment, like the amendment relating to a jury
22 system, that this amendment be voted on as a no
23 amendment.

24 And though I can't ever remember the
25 last time Philadelphia Inquirer ever agreed with

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2 anything I said, maybe they've reformed because this
3 morning's editorial calls for a no vote on questions
4 1 and 2. I checked the date, I thought maybe it was
5 10 or 20 years ago, that this was an old paper lying
6 around the house, but it wasn't. It was today's
7 Inquirer. It astounds me that it takes this
8 position, but maybe sanity has been restored in some
9 small measure to the Inquirer editorial board.

10 Mr. President, that's the reason for my
11 motion to have this resolution adopted by the
12 Council. And following the debate, I'm going to be
13 seeking a role call vote. Thank you, Mr. President.

14 PRESIDENT STREET: The Chair recognizes
15 Councilman Ortiz.

16 COUNCILMAN ORTIZ: Mr. President, since
17 1791 when the Bill of Rights was approved in this
18 city, a Bill of Rights that in essence said that
19 this country was founded because citizens, all
20 citizens who were not protected from the crown, and
21 in essence they wanted to provide a set of reasons
22 or laws and constitutional amendments to protect the
23 citizens from the state. It's strange to me that
24 the people who call themselves conservatives today
25 keep on trying to push legislation and

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2 constitutional amendments that keep on making the
3 State ever more powerful and ever more intrusive in
4 our rights. This is not about criminals. This is
5 about giving the prosecutors, the state, an
6 open-ended uncontested court in which they will make
7 the decisions without having to prove, without
8 having to prove that the individual that they're
9 asking for the denial of bail is a threat to the
10 community, is at risk to bail out and flee the
11 jurisdiction. What they want is to take all
12 discretion away from the judges, not have to go
13 before any magistrate and prove anything substantive
14 in order to begin filling up jails with people who
15 may be innocent until proven guilty. And they have
16 not been proven guilty, they've just been charged
17 with a crime.

18 So again, it's the conservative that
19 want to keep on pushing the intrusion of the State
20 into our lives. We have to vote no. Vote yes on
21 the resolution, vote no on the amendment.

22 PRESIDENT STREET: The Chair recognizes
23 Councilman Nutter.

24 COUNCILMAN NUTTER: Mr. President, I do
25 feel that apparently in the aftermath of the vote

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2 last week on a resolution out of the Law and
3 Government Committee that we urged the citizens to
4 vote no on Ballot Question No. 2. I received the
5 other day a copy of what is termed an interoffice
6 memo dated October 22, 1998. It is from -- and
7 there are handwritten initials next to it. I'm not
8 a handwriting expert. I will take it that this is
9 an accurate copy from Arnold Gorden, first
10 assistant. It is to all assistant district
11 attorneys and county detectives. It is regarding
12 distributing Commonwealth rights and jury brochures.
13 It reads, "The Pennsylvania District Attorneys
14 Association has given us a thousand copies of hard
15 hitting brochures in favor of Commonwealth right to
16 a jury trial. We are looking for ways to distribute
17 them around the city. If there are any assistant
18 district attorneys or county detectives who would be
19 willing to distribute these brochures in your
20 neighborhoods or to community groups you're involved
21 in, please contact my secretary, and that's Scott at
22 extension 8705. We are aiming to begin distributing
23 these brochures beginning Saturday, October 31st
24 through election day, November 3rd. I urge each of
25 you use your energy and creative talents to help in

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2 any way you can. The opposition to our proposal has
3 been organized and strong. The more we all can do
4 to educate the public on this important issue, the
5 better our prospects on election day."

6 It appears, Mr. President that the
7 district attorney's office has now turned into a
8 full fledged political machine. There are certain
9 questions of impropriety, if not illegality of the
10 use of these public servants whose primary job is
11 law enforcement and trying to protect the public are
12 now being asked by the first assistant district
13 attorney, I assume with the knowledge and approval
14 of the district attorney, to become involved now in
15 the political process and distribute flyers and
16 brochures on their own behalf on their own cause out
17 in our neighborhoods. This is a very serious
18 matter, Mr. President. I believe it is
19 unprecedented and needs to have a full explanation
20 and investigation.

21 I will assume that after today's action,
22 if it is successful an effort maybe made to include
23 their continued opposition to our urging voters to
24 vote no on these ballot questions that materials
25 maybe asked to be distributed by those same

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2 assistant district attorneys and county detectives
3 on this ballot question as well. Thank Mr.
4 President.

5 PRESIDENT STREET: Thank you very much.

6 The Chair recognizes Councilman Kenney.

7 COUNCILMAN KENNEY: Thank you, Mr.

8 President. As is not necessarily the case, I find
9 myself very much persuaded by the oral argument of
10 both Councilmembers and have not decided yet how
11 I'll vote, but I may be leaning that way.

12 The reason that I've asked to be
13 recognized is based on Councilmember Nutter's
14 presentation. I think the that record should show
15 that I believe that law permits court employees and
16 other law enforcement people to be involved when it
17 comes to ballot questions, not in the support of
18 particular candidates for office, but on questions
19 that are on the ballot, court employees, law
20 enforcement employees, I believe legally have a
21 right to be involved in those questions and to push
22 for one way or the other. I think the court
23 employees traditionally have been able to even work
24 the polls on election day as it relates to a yes or
25 no question on the ballot. Again, I'm not positive

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2 that's the case, but it's been my experience, and
3 perhaps we can get a ruling from perhaps either the
4 Committee of 70 or the court system as to whether or
5 not that's appropriate, but I think it might be
6 appropriate and legal for those employees to be
7 involved such ballot questions. Thank you, Mr.
8 President.

9 PRESIDENT STREET: Thank you very much.
10 The Chair recognizes Councilwoman Clark.

11 COUNCILWOMAN CLARK: Mr. President, I
12 have not researched this. This has come by surprise
13 to me. But I'm going to quarrel with Mr. Kenney's
14 characterization of it being legal and appropriate.
15 It may be legal. Whether it is appropriate to mount
16 a full scale assault in favor of a position that is
17 opposite from this Council is one that raises my
18 hackles. I think that there are better ways to do
19 it. And to organize on company time be against this
20 Council might not be the smartest and wisest use of
21 those resources.

22 PRESIDENT STREET: Thank you very much.
23 The Chair recognizes Councilman Nutter.

24 COUNCILMAN NUTTER: Thank you, Mr.
25 President. I will be even briefer than before. I

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2 respect and appreciate my colleague Councilman
3 Kenney's raising the issue. I think it is an open
4 question. But I don't think that it takes away from
5 the fact that this is with regard to the district
6 attorney's office possibly unprecedented level of
7 activity. I do not know what those ADA's and county
8 detectives will be doing Monday, the day before the
9 election, or Tuesday the day of the election. I
10 would hope that they would be either in their
11 offices or in court protecting the public and making
12 sure that justice is being done and not on some
13 political campaign in support of the district
14 attorney. If she wants to engage in that and use
15 her time in that fashion, that's one thing. These
16 people are trained professionals their works is in
17 the court or their work is in the office dealing
18 with citizens, not out on some mad mission with a
19 ballot question. That is the primary issue, and I
20 think it needs to be addressed as it relates to the
21 appropriate use of those individuals.

22 This Council took a particular position
23 just last Thursday. It is maybe coincidence that
24 this memo is dated last Thursday and possibly could
25 be in direct response to the actions of the Council

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2 from a district attorney who always complains that
3 she cannot seem to get an adequate level of support
4 for things that she wants to do. We might mention
5 to the genius over there that if she would not
6 engage in these kind of activities, there might in
7 fact be a better relationship. So I believe that
8 there is a cause and effect here. There is a legal
9 question that needs to be looked into further. But
10 even if not on the legal basis, there is a propriety
11 issue that has to be addressed regarding the use of
12 these fine public servants and their time. Thank
13 you, Mr. President.

14 PRESIDENT STREET: Thank you very much.

15 Councilman Cohen, would you agree to be
16 interrogated on two very simple questions from the
17 Chair?

18 COUNCILMAN COHEN: Yes.

19 PRESIDENT STREET: I look at this ballot
20 question, it says, "Shall the Pennsylvania
21 Constitution be amended to disallow bail when the
22 proof is evident?"

23 Who will make the decision as to whether
24 or not the proof is evident?

25 COUNCILMAN COHEN: The court.

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2 PRESIDENT STREET: The judge.

3 COUNCILMAN COHEN: The judge.

4 PRESIDENT STREET: Then it says, "Or
5 presumption great that the accused committed an
6 offense for which the maximum penalty is life
7 imprisonment."

8 Who will make a judgment as to whether
9 or not the presumption is great?

10 COUNCILMAN COHEN: The judge.

11 PRESIDENT STREET: And then in the "or"
12 part, "that no condition or combination of
13 conditions or other imprisonment of the accused are
14 reasonably assured the safety of a community."

15 Is it fair to say that the three
16 judgements that have to be made in this ballot
17 question are all made by a judge?

18 COUNCILMAN COHEN: Yes.

19 PRESIDENT STREET: And if all of these
20 judgments are made by a judge and if under the
21 current law all of the judgments that determine
22 whether or not a person gets bail are made by a
23 judge, how does it differ?

24 I'm just trying to understand how it
25 differs. Now all the judgments are made by a judge.

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2 We have a ballot question that says there are three
3 other judgments that have to be made. You tell me
4 that all of these judgments have to be made by a
5 judge. And I ask you to tell us how it is this
6 differs today, if this ballot question were to pass,
7 how would the situation then be different from what
8 it is today when all the bail judgments have to be
9 made by a judge?

10 COUNCILMAN COHEN: Mr. President, I'm
11 being advised by two excellent advisors of the same
12 conclusion, but before I deal with your specific
13 answer, let me say your question raises the issue,
14 isn't this just useless? Why is there a campaign
15 for amendment to the Constitution if there is no
16 need for such an amendment.

17 Mr. President, as a matter of reality,
18 this amendment if adopted creates a new standard for
19 judges to follow. And that's the reason. It
20 changes entirely the standards that I read, the ten
21 standards I have, and a judge will feel compelled to
22 deny bail in many cases where the judge were able to
23 exercise his judgment based upon the current rules
24 of judicial procedure where a judge may decide on
25 bail, he will now feel subject to attack if he

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2 grants bail, just as the same way today there is
3 this effort by so-called Sentencing Commission which
4 certainly sounds very respectable, they're appointed
5 by the Governor and by leaders of the legislature,
6 who propose to release the so-called record of
7 judges all throughout the state solely for the
8 purposes of judge bashing and intimidating judges.
9 And they know that judges do not have the right to
10 speak out publicly on any of this. It's a one-way
11 fight. And when judges speak out, they spoke out
12 like those four courageous judges did yesterday at
13 the Sentencing Commission, as a result of which
14 Sentencing Commission withdrew its recommendation at
15 least for the time being that records be publicly
16 distributed.

17 Mr. President, you raised a legal
18 technicality, but I think you're raising of that
19 technicality has the effect of seeking to obscure
20 the real purpose to the amendment that has led the
21 people who support this amendment. And I must tell
22 you, Mr. President, that two of my proudest days as
23 a democrat have occurred on the days in the State
24 Senate as State Senate of Pennsylvania when every
25 democratic senator who voted on the issue voted no

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2 on Question 1 and on Question 2. Those folks stood
3 up for the rights of all people in the United
4 States. Thank you, Mr. President.

5 PRESIDENT STREET: Thank you very much.

6 COUNCILMAN COHEN: I ask for a role call
7 vote if it's the end of the discussion.

8 PRESIDENT STREET: Any other member
9 wishing to vote on the resolution? Those voting aye
10 will be voting in favor of the resolution and
11 against the ballot question. Those voting against
12 the resolution will be voting in favor of the ballot
13 question. The Clerk will call a role.

14 CHIEF CLERK HAUSER: Councilwoman
15 Blackwell.

16 COUNCILWOMAN BLACKWELL: Aye.

17 CHIEF CLERK HAUSER: Councilwoman Clark.

18 COUNCILWOMAN CLARK: Aye.

19 CHIEF CLERK HAUSER: Councilman Cohen.

20 COUNCILMAN COHEN: Aye.

21 CHIEF CLERK HAUSER: Councilman DiCicco.

22 COUNCILMAN DI CICC0: No.

23 CHIEF CLERK HAUSER: Councilman Kenney.

24 COUNCILMAN KENNEY: Aye.

25 CHIEF CLERK HAUSER: Councilwoman

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2 Krajewski.
3 COUNCILWOMAN KRAJEWSKI: No.
4 CHIEF CLERK HAUSER: Councilman
5 Longstreth.
6 COUNCILMAN LONGSTRETH: No.
7 CHIEF CLERK HAUSER: Councilman Mariano.
8 COUNCILMAN MARIANO: No.
9 CHIEF CLERK HAUSER: Councilwoman
10 Miller.
11 COUNCILWOMAN MILLER: Aye.
12 CHIEF CLERK HAUSER: Councilman Nutter.
13 COUNCILMAN NUTTER: Aye.
14 CHIEF CLERK HAUSER: Councilman Ortiz.
15 COUNCILMAN ORTIZ: Aye.
16 CHIEF CLERK HAUSER: Councilman Rizzo.
17 COUNCILMAN RIZZO: No.
18 CHIEF CLERK HAUSER: Councilwoman Tasco.
19 COUNCILWOMAN TASCO: Aye.
20 CHIEF CLERK HAUSER: Councilwoman Verna.
21 COUNCILWOMAN VERNA: Aye.
22 CHIEF CLERK HAUSER: Council President
23 Street.
24 PRESIDENT STREET: Aye.
25 The ayes are 10. The nays are 5. The

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2 resolution is adopted.

3 The Chair recognizes Councilwoman
4 Krajewski.

5 COUNCILWOMAN KRAJEWSKI: I have one bill
6 to present.

7 PRESIDENT STREET: The clerk will please
8 read the title of the bill.

9 CHIEF CLERK HAUSER: An ordinance
10 amending Chapters 19-1500 and 19-2800 of the
11 Philadelphia Code entitled, "Wage and Net Profits
12 Tax and Pennsylvania Intergovernmental Cooperation
13 Authority Tax on Wages and Net Profits" by exempting
14 from the tax the first \$600 of wages or net profits
15 earned by minors and relieving employers of minors
16 from the duties of withholding wage tax on the first
17 600 of compensation all under certain terms and
18 conditions.

19 PRESIDENT STREET: This bill will be
20 referred to the appropriate committee.

21 The Chair recognizes Councilwoman Verna.

22 COUNCILWOMAN VERNA: Thank you, Mr.
23 President. On your behalf I offer four bills and
24 one resolution. Also on my behalf I offer four
25 bills and one resolution.

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2 PRESIDENT STREET: The Clerk will please
3 read the titles of the bills.

4 CHIEF CLERK HAUSER: An ordinance
5 amending Chapter 19-1500 of the Philadelphia Code
6 entitled, "Wage and Profit Tax" and Chapter 19-2800
7 of the Philadelphia Code entitled, "Pennsylvania
8 Intergovernmental Cooperation Authority Tax on Wages
9 and Net Profits" by providing for the exclusion from
10 those taxes of net profits and earned by a business
11 trust that qualifies as a regulated investment
12 company or that confines its activities to the
13 maintenance and administration and management of
14 intangible investments and activities of regulated
15 investment companies.

16 An ordinance amending Title 19 of the
17 Philadelphia Code entitled, "Finances, Taxes and
18 Collections" by adding a new Chapter 19-3200
19 entitled "Keystone Opportunities Zone" to provide
20 for the contingent exemption, abatement or a credit
21 of certain taxes within a specified geographical
22 area designated with this new chapter under certain
23 terms and conditions.

24 An ordinance authorizing the City of
25 Philadelphia to provide for an alternative funding

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2 mechanism for a portion of the unfunded actuarial
3 accrued liability of the City of Philadelphia
4 Retirement System city retirement system pursuant to
5 the municipal pension plan, funding, standard, and
6 recovery act consisting of, I, the execution and
7 delivery of service agreement between the City of
8 Philadelphia and the Philadelphia Authority for
9 Industrial Development providing for the funding for
10 up to \$1,250,000,000 of unfunded actuarial accrued
11 liability of the City.

12 An ordinance amending Sub-code PM of the
13 Title 4 of the Philadelphia Code entitled, "The
14 Philadelphia Property Maintenance Code" by extending
15 the emergency nuisance abatement program to cover
16 abandoned lots under certain terms and conditions.

17 An ordinance authorizing the issuance of
18 general obligation bonds to provide funds to refunds
19 certain outstanding general obligation bonds to the
20 City of Philadelphia authorizing the Mayor, City
21 Controller and City Solicitor, a majority of them to
22 sell the bonds at public or private negotiated sale.

23 An ordinance constituting the sixth
24 supplemental ordinance to the restated general water
25 and waste water revenue bond ordinance of 1989 as

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2 supplemented authorizing the bond committee or a
3 majority of them to issue and sell at private sale
4 to the Pennsylvania Infrastructure Investment
5 Authority in one series water and waste water
6 revenue bond to the City of Philadelphia.

7 An ordinance constituting the fifth
8 supplemental ordinance to the restated general water
9 and waste water revenue bond ordinance of 1989 as
10 supplemented authorizing the Bond Committee or a
11 majority of them to issue and sell either at public
12 or private sale in one or more series or subseries
13 water and waste water revenue bonds of the City of
14 Philadelphia.

15 An ordinance constituting the fourth
16 supplemental ordinance to the restated general water
17 and waste water bond ordinance of 1989 supplemented
18 authorizing the Bond Committee or a majority of them
19 to issue and sell either at public or private sale
20 in one or more series or subseries water and lease
21 water refunding bonds of the City of Philadelphia.

22 An ordinance authorizing the issuance of
23 general obligation bonds to provide funds to refund
24 certain outstanding general obligation bonds the
25 City of Philadelphia authorizing the Mayor, City

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 Controller, and the City Solicitor or majority of
3 them to sell bounds at public or private negotiated
4 sale.

5 A resolution commemorating the 110th
6 celebration of St. Mary's Episcopal Church.

7 PRESIDENT STREET: The Chair recognizes
8 Councilwoman Verna.

9 COUNCILWOMAN VERNA: Move the adoption
10 of the resolution.

11 (Duly seconded.)

12 PRESIDENT STREET: All in favor, let it
13 be known by saying aye.

14 Those opposed say nay.

15 The ayes have it. The resolution is
16 adopted.

17 The clerk will please read the title of
18 the second resolution.

19 CHIEF CLERK HAUSER: The resolution
20 thanking the distinguished members of the Republican
21 National Committee for their interest in the City of
22 Philadelphia as a possible site for the 2000
23 Republican National Convention reaffirming Council's
24 support of the efforts of Philadelphia 2000 to
25 attract the GOP to Philadelphia and urging the RNC

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 sites selection committees favorable consideration
3 of this great city as the site of it's 2000 national
4 convention.

5 PRESIDENT STREET: The chair recognizes
6 Councilwoman Verna.

7 COUNCILWOMAN VERNA: Move for the
8 adoption of the resolution.

9 (Duly seconded.)

10 PRESIDENT STREET: All in favor, let it
11 be known by saying aye.

12 Those opposed say nay.

13 The ayes have it. The resolution is
14 adopted.

15 The Chair recognizes Councilman Kenney.

16 COUNCILMAN KENNEY: Thank you, Mr.
17 President. I offer four bills and one resolution.

18 PRESIDENT STREET: The clerk will please
19 read the titles of the bills.

20 CHIEF CLERK HAUSER: An ordinance
21 amending Title 9 of the Philadelphia Code entitled
22 "Regulation of Businesses, Trades, and Professions"
23 by amending Chapter 9-200 entitled commercial
24 activities on streets.

25 An ordinance amending 20-101 in

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS
2 Philadelphia Code entitled "Residents Requirements"
3 by providing that active United States military
4 service personnel entering into Civil Service
5 positions in the police department need not be bona
6 fide residents of the City when appointed but must
7 establish and maintain bona fide residence in the
8 City within six months after appointment.

9 An ordinance amending section 20-101 of
10 the Philadelphia Code entitled, Residence
11 Requirements, by providing that active United States
12 military service personnel entering the Civil
13 Service need not be bona fide residents of the City
14 when appointed but must establish and maintain bona
15 fide residence in the City within six months after
16 appointment.

17 An ordinance amending Bill No. 960591A
18 approved March 26, 1997 entitled an ordinance adding
19 a new title to the Philadelphia Code and upon
20 enactment of other ordinances will contain all
21 technical codes governing the construction,
22 occupancy, use and maintenances of premises,
23 buildings, and structures in the City.

24 PRESIDENT STREET: These bills will be
25 referred to the appropriate committee.

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 The Clerk will please read the title of
3 the resolution introduced Councilman Kenney.

4 CHIEF CLERK HAUSER: A resolution
5 honoring the Civil Affairs Unit of the Philadelphia
6 Police Department for thier outstanding work and
7 expertise during the long odious SEPTA strike.

8 PRESIDENT STREET: The Chair recognizes
9 Councilman Kenney.

10 COUNCILMAN KENNEY: Move for the
11 adoption.

12 (Duly seconded.)

13 PRESIDENT STREET: All in favor, let it
14 be known by saying aye.

15 Those opposed say nay.

16 The ayes have it. The resolution is
17 adopted.

18 The Chair recognizes Councilwoman
19 Miller.

20 COUNCILWOMAN MILLER: Thank you, Mr.
21 President. I offer no bills or resolutions.

22 PRESIDENT STREET: The Chair thanks the
23 Councilwoman.

24 The Chair recognizes Councilman Nutter.

25 COUNCILMAN NUTTER: Mr. President, I

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 offer one bill.

3 PRESIDENT STREET: The clerk will please
4 read the title of the bill.

5 CHIEF CLERK HAUSER: An ordinance
6 creating the West Philadelphia retail tax increment
7 financing district, approving the project plan of
8 the Philadelphia Authority for Industrial
9 Development paid for the redevelopment of the West
10 Philadelphia retail tax increment financing district
11 being the area generally bounded by 52nd Street on
12 the west, Jefferson Street on the north, West Park
13 Side Industrial Park on the east, and the Amtrak
14 right-of-way on the south, and making certain
15 findings and declarations all in accordance with the
16 Tax Increment Financing Act being the Act of July
17 11, 1990, PL465 No. 113 as amended and authorizing
18 the Director of Finance and other officers of the
19 city to execute documents and to do all things
20 necessary to carry out the intent of this ordinance.

21 PRESIDENT STREET: The chair recognizes
22 Councilman Nutter.

23 COUNCILMAN NUTTER: Mr. President,
24 unfortunately I need to request leave at this time
25 to attend to an item of business outside of the

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 chambers. With your permission I would like leave
3 and be recorded as voting aye on all bills and
4 resolutions.

5 PRESIDENT STREET: Leave will be
6 granted. The bill will be referred to the
7 appropriate committee.

8 The Chair recognizes Councilwoman Tasco.

9 COUNCILWOMAN TASCO: Mr. President, I
10 have no bills or resolutions.

11 PRESIDENT STREET: The chair thanks the
12 Councilwoman.

13 The Chair recognizes Councilman Ortiz.

14 COUNCILMAN ORTIZ: No bills or
15 resolutions.

16 PRESIDENT STREET: The Chair thanks the
17 Councilman.

18 The Chair recognizes Councilman DiCicco.

19 COUNCILMAN DI CICC0: Thank you, Mr.
20 President. I offer four bills.

21 PRESIDENT STREET: The clerk will please
22 read the titles of the bills.

23 CHIEF CLERK HAUSER: An ordinance
24 amending an ordinance approved December 16, 1969 as
25 amended which approved the urban renewal plan and

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS
2 redevelopment proposal and the relocation plan of
3 the Redevelopment Authority in the City of
4 Philadelphia for the redevelopment Market Street
5 East urban renewal area by approval the 8th
6 amendment of the redevelopment proposal.

7 An ordinance amending an ordinance
8 approved August 15, 1969, as amended which approved
9 the amendment redevelopment proposal, the amended
10 urban renewal plan, and the amended relocation plan
11 of the Redevelopment Authority of the City of
12 Philadelphia for the redevelopment of Penns Port
13 urban renewal area.

14 An ordinance authorizing the revisions
15 of lines and grades on a portion of City Plan No.
16 27S by striking from the city plan and vacating
17 illegally open positions of Duworth (ph) Street and
18 Wolf Street.

19 An ordinance authorizing and Anna Grande
20 owner of Giononi's Restaurant 721 through 723
21 Wharton Street, Philadelphia, Pennsylvania to
22 construct and maintain one bench anchored onto the
23 footway and two electrified private street lights
24 and appurtenances in the north footway of Wharton
25 Street and under certain terms and conditions.

1 STATED MEETING - INTRO. OF BILLS, RESOLUTIONS

2 PRESIDENT STREET: These bills will be
3 referred to the appropriate committee.

4 The Chair recognizes Councilman Mariano.

5 COUNCILMAN MARIANO: No bills to
6 introduce today.

7 PRESIDENT STREET: The Chair thanks the
8 Councilman.

9 The Chair recognizes Councilman
10 Longstreth.

11 COUNCILMAN LONGSTRETH: No bills nor
12 resolutions.

13 PRESIDENT STREET: The Chair thanks the
14 Councilman.

15 The Chair recognizes Councilman Rizzo.

16 MR. RIZZO: No bills or resolutions, Mr.
17 President.

18 PRESIDENT STREET: The Chair thanks
19 Councilman Rizzo.

20 The Chair recognizes Councilwoman
21 Miller.

22 COUNCILWOMAN MILLER: Thank you, Mr.
23 President. I'm requesting a leave for the balance
24 of the session to attend to Council business outside
25 of this chambers and would like to be recorded as

1 STATED MEETING - REPORTS FROM COMMITTEES

2 voting aye on bills and resolutions.

3 PRESIDENT STREET: Leave will be
4 granted.

5 Next order of business is reports from
6 committees. The Chair recognizes Councilwoman Clark
7 for the report of the Council Committee on Public
8 Property and Public Works.

9 COUNCILWOMAN CLARK: Mr. President, the
10 Committee on Public Property and Public Works
11 reports two bills out of committee with a favorable
12 recommendation and with the recommendation that the
13 rules of Council be suspended so as to permit first
14 reading this day of Bill Nos. 980460 and 980682.

15 PRESIDENT STREET: The clerk will please
16 read the report.

17 CHIEF CLERK HAUSER: To the President
18 Members of the Council the City of Philadelphia, the
19 Committee on Public Property and Public Works to
20 which was referred Bill No. 980460 entitled, an
21 Ordinance Authorizing the Commissioner of Public
22 Property on behalf of the City of Philadelphia to
23 enter in sublease agreement with the Philadelphia
24 Authority for Industrial Development for use by the
25 City and affiliated agencies of office space located

1 STATED MEETING - REPORTS FROM COMMITTEES

2 at 990 Spring Garden Street, Philadelphia,
3 Pennsylvania.

4 Bill No. 980682, an ordinance
5 authorizing the Commissioner of Public Property to
6 execute and deliver to the Philadelphia Authority
7 for Industrial Development without consideration of
8 deed conveying fee simple title to a certain tract
9 of City-owned land with the buildings and
10 improvements thereon situated on the northeasterly
11 side of 63rd Street, south of Eastwick Avenue, under
12 certain terms and conditions.

13 With respect to reports, it is
14 considered the same and return to attach bills to
15 Council with a favorable recommendation.

16 PRESIDENT STREET: The chair recognizes
17 Councilwoman Clark.

18 COUNCILWOMAN CLARK: Move for the
19 adoption.

20 (Duly seconded.)

21 PRESIDENT STREET: All in favor, let it
22 be known by saying aye.

23 Those opposed say nay.

24 The ayes have it. The rules of council
25 are suspended and these bills will be added to our

1 STATED MEETING - REPORTS FROM COMMITTEES

2 first reading calendar today.

3 The Chair recognizes Councilman DiCicco
4 for the report of the Council Committee on Streets
5 and Public Services.

6 COUNCILMAN DI CICC0: Thank you, Mr.
7 President. Committee on Streets and Services
8 reports the following bills out of Committee with a
9 favorable recommendation.

10 PRESIDENT STREET: The Clerk will please
11 read the report.

12 CHIEF CLERK HAUSER: To the President
13 and Members of the Council of the City of
14 Philadelphia, the Committee on Streets and Services
15 to which was referred Bill No. 980171, entitled an
16 ordinance establishing a no truck parking regulation
17 on Cayuga Street, both sides, from G Street to
18 Castor Avenue.

19 Bill No. 980172, an ordinance
20 establishing a no truck parking regulation on M
21 Street, both sides, from Erie Avenue to Cayuga
22 Street.

23 Bill No. 980173, an ordinance
24 establishing a no truck parking regulation on Castor
25 Avenue, both sides, from Erie Avenue to Cayuga

1 STATED MEETING - REPORTS FROM COMMITTEES

2 Street.

3 Bill NO. 980176, an ordinance
4 establishing a no truck parking on Hunting Park
5 Avenue, both sides, from G Street to Castor Avenue.

6 PRESIDENT STREET: Clerk, stand at ease
7 for just a minute.

8 CHIEF CLERK HAUSER: Sure.

9 PRESIDENT STREET: Will Councilman
10 DiCicco please approach the Chair?

11 (Councilman DiCicco approaches.)

12 PRESIDENT STREET: Please proceed.

13 CHIEF CLERK HAUSER: Bill No. 980194, an
14 ordinance establishing a parking regulation on Tenth
15 Street, both sides, from Catherine Street to
16 Christian Street.

17 Bill No. 980195, an ordinance
18 establishing a parking regulation Eighth Street,
19 both sides, Bainbridge Street to Fitzwater Street.

20 Bill No. 980196, an ordinance
21 establishing a parking regulation on Fitzwater
22 Street, both sides, Eighth Street to Ninth Street.

23 Bill No. 980197, an ordinance
24 establishing a parking regulation on Wharton Street,
25 south side, Ninth Street to Passyunk Avenue.

1 STATED MEETING - REPORTS FROM COMMITTEES

2 Bill No. 980198, an ordinance
3 establishing a parking regulation on Ninth Street,
4 both Sides, Bainbridge Street to Fitzwater Street.

5 Bill No. 980199, an ordinance
6 establishing a parking regulation on Second Street,
7 east side, Fairmount Avenue to Green Street.

8 Bill No. 980200, an ordinance
9 establishing a parking regulation on Fourth Street,
10 west side, George Street to Cambridge Street and on
11 Fourth Street, east side, Cambridge Street to a
12 point 200 feet south of Cambridge Street.

13 Bill No. 980201, an ordinance
14 establishing a parking regulation on Fourth Street,
15 west side, Green Street to Wallace Street.

16 Bill No. 980202, an ordinance
17 establishing a parking regulation on East Girard
18 Avenue, south side, Frankford Avenue to Shackamoxin
19 Street.

20 Bill No. 980205, an ordinance
21 establishing a parking regulation on Ritner Street,
22 south side, from Thirteenth Street to Juniper
23 Street.

24 Bill No. 980206, an ordinance
25 establishing a parking regulation on Alder Street,

1 STATED MEETING - REPORTS FROM COMMITTEES

2 west side, Ritner Street to Wolf Street.

3 Bill No. 980207, an ordinance
4 establishing a parking regulation on Thirteenth
5 Street, both sides, Jackson Street to Wolf Street.

6 Bill No. 980208, an ordinance
7 establishing a parking regulation on Thirteenth
8 Street, both sides, Morris Street to Moore Street.

9 Bill No. 980209, an ordinance
10 establishing a parking regulation on Clarion Street,
11 west side, Jackson Street to Wolf Street.

12 Bill No. 980226, an ordinance
13 establishing a parking regulation on Park Avenue,
14 west side, Allegheny Avenue to Clearfield Street.

15 Bill No. 980387, an ordinance
16 establishing parking regulations on East Passyunk
17 Avenue, from Wharton Street to Latona Street, both
18 sides, from Wharton Street to Federal Street, both
19 sides.

20 Bill No. 980410, an ordinance
21 establishing a parking regulation on Fifth Street,
22 both sides, Catharine Street to Queen Street.

23 Bill No. 980411, an ordinance
24 establishing a parking regulation on Seventh Street,
25 both sides, Fitzwater Street to Catharine Street.

1 STATED MEETING - REPORTS FROM COMMITTEES

2 Bill No. 980412, an ordinance
3 establishing a parking regulation on Catharine
4 Street, both sides, Seventh Street to Eighth Street.

5 Bill No. 980413, an ordinance
6 establishing a parking regulation on Clarion Street,
7 west side, Tasker Street to Morris Street.

8 Bill No. 980414, an ordinance
9 establishing a parking regulation on Clymer Street,
10 north side, Seventh Street to Eighth Street.

11 Bill No. 980415, an ordinance
12 establishing a parking regulation on Front Street,
13 both sides, York Street to Dauphin Street.

14 Bill No. 980416, an ordinance
15 establishing a parking regulation on Howard Street,
16 both sides, Girard Avenue to Thompson Street.

17 Bill No. 980417, an ordinance
18 establishing a parking regulation on Juniper Street,
19 both sides, Dickinson Street to Tasker Street.

20 Bill No. 980418, an ordinance
21 establishing a parking regulation on Kauffman
22 Street, south side, Passyunk Avenue to Fifth Street.

23 Bill No. 980419, an ordinance
24 establishing a parking regulation on Queen Street,
25 both sides, Fifth Street to Sixth Street.

1 STATED MEETING - REPORTS FROM COMMITTEES

2 Bill no. 980420, an ordinance
3 establishing a parking regulation on Tasker Street,
4 both sides, Thirteenth Street to Juniper Street.

5 Bill No. 980421, an ordinance
6 authorizing the revision of lines and grades on a
7 portion of City Plan No. 307 by widening a portion
8 of Juniper Street, on the easterly side, between
9 Arch Street and Cherry Street, under certain terms
10 and conditions, including the dedication to the City
11 of the widened portion of Juniper Street.

12 Bill No. 980447, an ordinance to amend
13 Chapter 12-2400 of The Philadelphia Code entitled
14 "Towing and Immobilizing of Parked or Abandoned
15 Vehicles" by revising towing zone locations.

16 Bill No. 980449, an ordinance
17 establishing a parking regulation on Torresdale
18 Avenue, east side, Wellington Street to a point 187
19 feet north of Wellington Street.

20 Bill No. 980453, an ordinance
21 establishing a parking regulation on Fitzwater
22 Street, both sides, Nineteenth Street to Twentieth
23 Street.

24 Bill No. 980461, an ordinance
25 establishing a parking regulation on Catharine

1 STATED MEETING - REPORTS FROM COMMITTEES

2 Street, both sides, Sixth Street to Seventh Street.

3 Bill No. 980545, an ordinance granting
4 permission to Edward Wilson, owner and operator of
5 the newsstand located on the northwest corner of
6 Sixteenth Street and John F. Kennedy Boulevard, to
7 construct, use and maintain a conduit for fiber
8 optic facilities in and under the north footway of
9 John F. Kennedy Boulevard, the west footway of
10 Sixteenth Street and the south footway of Cuthbert
11 Street, for the purpose of supplying telephone
12 service to said newsstand.

13 Bill No. 980547, an ordinance
14 authorizing the revision of lines and grades on a
15 portion of City Plan No. 187 by striking from the
16 City Plan and vacating the legally opened portions
17 of Belgrad Street from Butler Street to Castor
18 Avenue, under certain terms and conditions.

19 Bill No. 980551, an ordinance amending
20 Section 2 of the Ordinance (Bill No. 1119) approved
21 July 24, 1995, entitled an ordinance authorizing the
22 striking from City Plan No. 58 and vacating Shamokin
23 street, from Eleventh Street to Ridge Avenue and
24 reserving and placing on the City Plan a certain
25 right-of-way for drainage purposes and water main

1 STATED MEETING - REPORTS FROM COMMITTEES

2 purposes, under certain terms and conditions, by
3 extending the period for compliance with the
4 authorization conditions therein to December 31,
5 1999.

6 Bill No. 980615, an ordinance
7 authorizing Joseph and Angela Schmidt, owners of the
8 property located at 3100 Knorr Street, Philadelphia,
9 PA 19149, to construct and maintain various
10 encroachments onto and over the south footway or
11 Knorr Street and the east footway of Hawthorne
12 Street adjacent to 3100 Knorr Street, under certain
13 terms and conditions.

14 Bill No. 980617, an ordinance
15 authorizing the revision of lines and grades on a
16 portion of City Plan No. 295 by striking from the
17 City Plan and vacating Codorus Road from Hendren
18 Street to Spring Lane and by reserving and placing a
19 right-of-way for drainage purposes and water main
20 purposes within the lines of Codorus Road and
21 Hendren Street to Spring Lane, all under certain
22 terms and conditions.

23 Bill No. 980618, an ordinance
24 authorizing the revision of lines and grades on a
25 portion of City Plan No. 295 of the area extending

1 STATED MEETING - REPORTS FROM COMMITTEES

2 generally northwestwardly from Spring Lane to the
3 Philadelphia and Montgomery County Line between
4 Bigonet Lane to the Southwest and Hendren Street to
5 the northeast by striking from the City Plan Muncy
6 Lane, Ayrdale Road and Buffalo Lane; by placing on
7 the City Plan Sycamore Lane, Lantern Lane, Greenhill
8 Lane and Buttonwood Place; and by reserving and
9 placing on the City Plan certain rights-of-way for
10 water main purposes and drainage purposes; all under
11 certain terms and conditions including the
12 dedication to the City, free and clear of all
13 encumbrances of the beds of Sycamore Lane, Latern
14 Lane and Buttonwood Place.

15 Bill No. 980619, an ordinance
16 authorizing the paving of Sycamore Lane, Lantern
17 Lane, Greenhill Lane and Buttonwood place under
18 certain terms and conditions.

19 Bill No. 980647, an ordinance
20 establishing a no motor home parking regulation on
21 Woodbine Avenue, Fifty-First Street to Bryn Mawr
22 Avenue, both sides.

23 Bill NO. 980648, an ordinance
24 establishing a no motor home parking regulation on
25 Fifty-First Street, Overbrook Avenue to Woodbine

1 STATED MEETING - REPORTS FROM COMMITTEES

2 Avenue, both sides.

3 Bill No. 980649, an ordinance
4 authorizing the installation of stop signs on
5 Manayunk Avenue at the intersection of Seville
6 Street and Kingsley Street.

7 Bill No. 980650, an ordinance
8 authorizing the installation of stop signs on Acorn
9 Street at the intersection of Hazlewood Street.

10 Bill No. 980651, an ordinance
11 authorizing the installation of stop signs on
12 Lansdowne Avenue at the intersection of Fifty-Eighth
13 Street.

14 Bill No. 980652, an ordinance
15 authorizing the installation of stop signs on
16 Lebanon Avenue at the intersection of Georges Lane.

17 Bill No. 980653, an ordinance
18 authorizing the installation of stop signals at the
19 intersection of Sixty-Second Street and Haverford
20 Avenue.

21 Bill No. 980654, an ordinance
22 establishing a no tractor trailer parking regulation
23 on Thirty-Third Street from Allegheny Avenue to
24 Westmoreland Street, both sides.

25 PRESIDENT STREET: If I could have your

1 STATED MEETING - REPORTS FROM COMMITTEES

2 attention, please. Members of Council, I have
3 recommended to Councilman DiCicco and he has kindly
4 and graciously agreed to offer a motion suspending
5 the rules of Council on half of these bills so that
6 we can vote 25 of the 50 bills on one day and then
7 the other half will come up on another day so that
8 we don't have to vote all 50 bills on one day. I
9 appreciate his cooperation. So I'm going to have to
10 ask the Clerk, does the Clerk have a copy of a card
11 so that she can know which bills have to be read on
12 first reading once these rules are suspended?

13 CHIEF CLERK HAUSER: I don't have a
14 card.

15 PRESIDENT STREET: We need to get the
16 Clerk a card. Why don't we give the Clerk the card
17 that I never use. Off the record.

18 - - -

19 (Discussion held off the record.)

20 - - -

21 PRESIDENT STREET: We may now go back on
22 the record. The Chair recognizes Councilman DiCicco
23 for a motion.

24 COUNCILMAN DI CICC0: Thank you, Mr.
25 President. I move that the rules of Council be

1 STATED MEETING - REPORTS FROM COMMITTEES

2 suspended as to permit first reading on No. 980171,
3 980172, 980173, 980176, 980194, 980195, 980196,
4 980197, 980198, 980199, 980200, 980201, 980202,
5 980205, 980206, 980207, 980208, 980209, 980410,
6 980411, 980649, 980650, 980651, 980652, 980653 and
7 980654.

8 PRESIDENT STREET: Council would you
9 980449? I thought I heard you say 649.

10 COUNCILMAN DI CICC0: 980649 which would
11 have been read right after 980411.

12 PRESIDENT STREET: I need you to
13 approach the Chair because I have 980449 and I'm
14 looking for 980649.

15 I found it. We had an error that
16 previously indicated 980449. It is 649. I have now
17 found it.

18 (Duly seconded.)

19 PRESIDENT STREET: All in favor, let it
20 be known by saying aye.

21 Those opposed say nay.

22 The ayes have it. The Rules of Council
23 are suspended.

24 As to Bill Nos. 980171, 980172, 980173,
25 980176, 980194, 980195, 980196, 980197, 980198,

1 STATED MEETING - CONSIDERATION OF CALENDAR

2 980199, 980200, 980201, 980203, 980205, 980206,
3 980207, 980208, 980209, 980410, 980411, 980551,
4 980649, 980650, 980653, and 980654.

5 COUNCILMAN DI CICC0: Mr. President, you
6 missed --

7 PRESIDENT STREET: 980652.

8 COUNCILMAN DI CICC0: And 651. You put
9 in 980551, it should have been 980651.

10 PRESIDENT STREET: 980651 as opposed to
11 980551. Then the Rules of Council are suspended as
12 to those bills. All other bills will be printed and
13 placed on our first reading calendar for our next
14 meeting.

15 The Chair recognizes Councilman Mariano
16 for the report of the Council Committee on Labor and
17 Civil Service.

18 COUNCILMAN MARIANO: Thank you, Mr.
19 President. The Committee on Labor and Civil
20 Service, the Chair moves that Bill No. 970212 be
21 withdrawn on the sponsor's request.

22 PRESIDENT STREET: The Chair thanks the
23 Councilman.

24 Next order of business is the
25 consideration of the calendar. The Chief Clerk will

1 STATED MEETING - CONSIDERATION OF CALENDAR

2 read the bills on the first reading calendar.

3 CHIEF CLERK HAUSER: Bill No. 980460, an
4 ordinance authorizing the Commissioner of Public
5 Property on the behalf of the City of Philadelphia
6 to enter into a sublease agreement with the
7 Philadelphia Authority for Industrial Development
8 for use by the City and affiliated agencies of
9 office space located at 990 Spring Garden,
10 Philadelphia, Pennsylvania, and being subject to
11 certain terms and conditions.

12 PRESIDENT STREET: The Chair agrees.

13 CHIEF CLERK HAUSER: Bill No. 980682, an
14 ordinance authorizing the Commissioner of Public
15 Property to execute and deliver to the Philadelphia
16 Authority for Industrial Development without
17 consideration a deed conveying fee simple title to a
18 certain tract of City-own land with the building and
19 improvements thereon situate on northeasterly side
20 of 63rd Street, south of Eastwick Avenue under and
21 subject terms and conditions of the Philadelphia
22 Industrial and Commercial Development Agreement
23 between the City paid and the Philadelphia
24 Industrial Development Corporation respectfully
25 reports.

1 STATED MEETING - CONSIDERATION OF CALENDAR

2 PRESIDENT STREET: The Chair agrees.

3 CHIEF CLERK HAUSER: Bill No. 980171, an
4 ordinance establishing a no truck parking regulation
5 on Cayuga Street, both sides, from G Street to
6 Castor Avenue.

7 Bill No. 980172, an ordinance
8 establishing a no truck parking regulation on M
9 Street, both sides.

10 Bill No. 980173, an ordinance
11 establishing a no truck parking regulation on Castor
12 Avenue, both sides.

13 PRESIDENT STREET: The Chair agrees.

14 CHIEF CLERK HAUSER: Bill No. 980176, an
15 ordinance establishing a no truck parking regulation
16 on Hunting Park Avenue, both sides.

17 PRESIDENT STREET: The Chair agrees.

18 CHIEF CLERK HAUSER: Bill No. 980194, an
19 ordinance establishing a parking regulation on Tenth
20 Street, both sides from Catherine Street to
21 Christian Street.

22 PRESIDENT STREET: The Chair agrees.

23 CHIEF CLERK HAUSER: Bill No. 980195, an
24 ordinance establishing a parking regulation on
25 Eighth Street, both sides, Bainbridge Street to

1 STATED MEETING - CONSIDERATION OF CALENDAR

2 Fitzwater Street.

3 PRESIDENT STREET: The Chair agrees.

4 CHIEF CLERK HAUSER: Bill No. 980196,
5 an ordinance establishing a parking regulation on
6 Fitzwater Street, both sides, Eighth Street to Ninth
7 Street.

8 PRESIDENT STREET Chair agrees.

9 CHIEF CLERK HAUSER: Bill No. 980187, an
10 ordinance establishing a parking regulation on
11 Wharton Street, south side, Ninth Street to Passyunk
12 Avenue.

13 PRESIDENT STREET: The Chair agrees.

14 CHIEF CLERK HAUSER: Bill No. 980198, an
15 ordinance establishing a parking regulation on Ninth
16 Street, both Sides, Bainbridge Street to Fitzwater
17 Street.

18 PRESIDENT STREET: The Chair agrees.

19 CHIEF CLERK HAUSER: Bill No. 980199, an
20 ordinance establishing a parking regulation on
21 Second Street, east side, Fairmount Avenue to Green
22 Street.

23 PRESIDENT STREET: The Chair agrees.

24 CHIEF CLERK HAUSER: Bill No. 980200, an
25 ordinance establishing a parking regulation on

1 STATED MEETING - CONSIDERATION OF CALENDAR

2 Fourth Street, west side, George Street to Cambridge
3 Street and on Fourth Street, east side, Cambridge
4 Street to a point 200 feet south of Cambridge
5 Street.

6 PRESIDENT STREET: The Chair agrees.

7 CHIEF CLERK HAUSER: Bill No. 980201, an
8 ordinance establishing a parking regulation on
9 Fourth Street, west side, Green Street to Wallace
10 Street.

11 PRESIDENT STREET: The Chair agrees.

12 CHIEF CLERK HAUSER: Bill No. 980202, an
13 ordinance establishing a parking regulation on East
14 Girard Avenue, south side, Frankford Avenue to
15 Shackamaxon Street.

16 PRESIDENT STREET: The Chair agrees.

17 CHIEF CLERK HAUSER: Bill No. 980205, an
18 ordinance establishing a parking regulation on
19 Ritner Street, south side, from Thirteenth Street to
20 Juniper Street.

21 PRESIDENT STREET: The Chair agrees.

22 CHIEF CLERK HAUSER: Bill No. 980206, an
23 ordinance establishing a parking regulation on Alder
24 Street, west side, Ritner Street to Wolf Street.

25 PRESIDENT STREET: The Chair agrees.

1 STATED MEETING - CONSIDERATION OF CALENDAR

2 CHIEF CLERK HAUSER: Bill No. 980207, an
3 ordinance establishing a parking regulation on
4 Thirteenth Street, both sides, Jackson Street to
5 Wolf Street.

6 PRESIDENT STREET: The Chair agrees.

7 CHIEF CLERK HAUSER: Bill No. 980208, an
8 ordinance establishing a parking regulation on
9 Thirteenth Street, both sides, Morris Street to
10 Moore Street.

11 PRESIDENT STREET: The Chair agrees.

12 CHIEF CLERK HAUSER: Bill No. 980209, an
13 ordinance establishing a parking regulation on
14 Clarion Street, west side, Jackson Street to Wolf
15 Street.

16 PRESIDENT STREET: The Chair agrees.

17 CHIEF CLERK HAUSER: Bill No. 980410, an
18 ordinance establishing a parking regulation on Fifth
19 Street, both sides, Catharine Street to Queen
20 Street.

21 PRESIDENT STREET: The Chair agrees.

22 CHIEF CLERK HAUSER: Bill No. 980411, an
23 ordinance establishing a parking regulation on
24 Seventh Street, both sides, Fitzwater Street to
25 Catharine Street.

1 STATED MEETING - CONSIDERATION OF CALENDAR

2 PRESIDENT STREET: The Chair agrees.

3 CHIEF CLERK HAUSER: Bill No. 980649, an
4 ordinance authorizing the installation of stop signs
5 on Manayunk Avenue at the intersections of Seville
6 Street and Kingsley Street.

7 PRESIDENT STREET: The Chair agrees.

8 CHIEF CLERK HAUSER: Bill No. 980650, an
9 ordinance authorizing the installation of stop signs
10 on Acorn Street at the intersection of Hazlewood
11 Street.

12 PRESIDENT STREET: The Chair agrees.

13 CHIEF CLERK HAUSER: Bill No. 980651, an
14 ordinance authorizing the installation of stop signs
15 on Lansdowne Avenue at the intersection of
16 Fifty-Eighth Street.

17 PRESIDENT STREET: The Chair agrees.

18 CHIEF CLERK HAUSER: Bill No. 980652, an
19 ordinance authorizing the installation of stop signs
20 on Lebanon Avenue at the intersection of Georges
21 Lane.

22 PRESIDENT STREET: The Chair agrees.

23 CHIEF CLERK HAUSER: Bill No. 980653, an
24 ordinance authorizing the installation of stop
25 signals at the intersection of Sixty-Second Street

1 STATED MEETING - 2ND, FINAL READING CAL. - 980712
2 and Haverford Avenue.

3 PRESIDENT STREET: The Chair agrees.

4 CHIEF CLERK HAUSER: Bill No. 980654, an
5 ordinance establishing a no tractor trailer parking
6 regulation on Thirty-Third Street from Allegheny
7 Avenue to Westmoreland Street, both sides.

8 PRESIDENT STREET: The Chair agrees.

9 The bills read by the chief clerk will
10 be added to the our second and final reading passage
11 calendar at our next meeting.

12 Council will now consider bills on the
13 second and final reading passage calendar.

14 The Chair recognizes Councilwoman Verna.

15 COUNCILWOMAN VERNA: Thank you, Mr.
16 President. Bill No. 980712 on the second reading
17 and final passage calendar is being called for
18 consideration.

19 PRESIDENT STREET: The Chair thanks
20 Councilwoman Verna. The Clerk will read the title
21 of the bill.

22 CHIEF CLERK HAUSER: 980712, an
23 Ordinance amending Title 10 of th Philadelphia Code
24 entitled "Regulation of Individual Conduct and
25 Activity" by amending Chapter 10-300 entitled

1 STATED MEETING - 2ND, FINAL READING CAL. - 980712
2 "Minors" by amending Section 0-303 entitled
3 "Unlawful Conduct of Minors" and section 10-304
4 entitled "Unlawful Conduct of Parents" by amending
5 the hours of curfew on certain days all under
6 certain terms and conditions.

7 PRESIDENT STREET: This bill having been
8 read on two different days, the question now is
9 shall bill pass finally? The Chair recognizes
10 Councilwoman Blackwell.

11 COUNCILWOMAN BLACKWELL: Thank, Mr.
12 President. Certainly I respect my colleagues and
13 those who support this legislation. But quite
14 frankly, in terms of quality and like bills that
15 take away our rights, I've had it to here so
16 certainly I will not supporting this legislation and
17 hope that my colleagues will keep in mind when we
18 have these kinds of things, everything dealing from
19 noise to the number of people who can gather to
20 people can get Section 8, that it's very, very
21 dangerous to take away rights of citizens in our
22 country. Thank you, Mr. President.

23 PRESIDENT STREET: Is there anyone else?
24 The Chair recognizes Councilman Cohen.

25 COUNCILMAN COHEN: Mr. President, this

1 STATED MEETING - 2ND, FINAL READING CAL. - 980712
2 just goes to show how people to generally think
3 alike may differ. I think this bill is somewhat
4 different. I will be voting for the bill. This is
5 a bill that is tailored very carefully to a specific
6 problem, a problem that we've dealt with in the
7 City of Philadelphia and I think it deals very
8 appropriately with the situation. I will,
9 therefore, be voting for it, but I think that the
10 concerns expressed by Councilwoman Blackwell are
11 very important concerns. Whenever we impose any
12 kinds of restrictions on conduct, those restrictions
13 have to be supported by a very strong base as to why
14 it is necessary on a temporary basis to make a
15 restriction. Thank you. And I think Councilwoman
16 Blackwell calls attention to our vigilance every
17 time there is effort to restrict individual rights.
18 Thank you.

19 PRESIDENT STREET: The Chair recognizes
20 Councilmembers in this order. Councilman Mariano.

21 COUNCILMAN MARIANO: Thank you, Mr.
22 President. Mr. President, sometimes I wonder if
23 I've been here too long or not long enough. But we
24 went through this basically when I did the parental
25 responsibility bill and at the beginning of that

1 STATED MEETING - 2ND, FINAL READING CAL. - 980712
2 bill, the beginning of it was we raise the fines for
3 people that are out past 10:30 on the weeknight and
4 12 o'clock on the weekend. Now, all this bill does
5 is changes it from a weeknight to a weekend. It
6 doesn't change any of the fines. It's just because
7 it's mischief night and Halloween. All it does is
8 it gives the police the same parameters where they
9 can take that individual youth, take him home write
10 him a citation right here. They came and testified
11 when I did that bill. This doesn't change anything.
12 It's the same thing the police can do if there's
13 somebody out past midnight on weekend or 10:30
14 during the week. So it's the same thing, it's
15 already a law. We're just changing it for these two
16 nights. It's that simple. Thank you, Mr.
17 President.

18 PRESIDENT STREET: Thank you very much.
19 The Chair recognizes Councilman Rizzo.

20 COUNCILMAN RIZZO: Mr. President, my
21 concern -- I understand the objective, but my
22 concern is the fact that there's a lot good kids out
23 there who are not going to be throwing eggs and
24 breaking car antennas and doing all the things that
25 kids do on mischief night. I'm not going to vote

1 STATED MEETING - 2ND, FINAL READING CAL. - 980712
2 for this because of the fact that I believe that
3 there's kids out there that would like to be out
4 without the guidelines, the parent accompanying the
5 child or the other points that were made in the
6 legislation. So I'm going to be voting no because I
7 think it's unnecessarily restrictive. Thank you.

8 PRESIDENT STREET: Thank you very much,
9 Councilman.

10 Anyone else?

11 This bill having been read on two
12 different dates, the question now is shall the bill
13 pass finally? The clerk will call a role.

14 CHIEF CLERK HAUSER: Councilwoman
15 Blackwell.

16 COUNCILWOMAN BLACKWELL: No.

17 CHIEF CLERK HAUSER: Councilwoman Clark.

18 COUNCILWOMAN CLARK: Aye.

19 CHIEF CLERK HAUSER: Councilman Cohen.

20 COUNCILMAN COHEN: Aye.

21 CHIEF CLERK HAUSER: Councilman DiCicco.

22 COUNCILMAN DI CICC0: Aye.

23 CHIEF CLERK HAUSER: Councilman Kenney.

24 COUNCILMAN KENNEY: Aye.

25 CHIEF CLERK HAUSER: Councilwoman

1 STATED MEETING - 2ND, FINAL READING CAL. - 980712
2 Krajewski.
3 COUNCILWOMAN KRAJEWSKI: Aye.
4 CHIEF CLERK HAUSER: Councilman
5 Longstreth.
6 COUNCILMAN LONGSTRETH: Aye.
7 CHIEF CLERK HAUSER: Councilman Mariano.
8 COUNCILMAN MARIANO: Aye.
9 CHIEF CLERK HAUSER: Councilwoman Miller
10 is voting aye. Councilman Nutter is voting aye.
11 Councilman Ortiz.
12 COUNCILMAN ORTIZ: Aye.
13 CHIEF CLERK HAUSER: Councilman Rizzo.
14 COUNCILMAN RIZZO: No.
15 CHIEF CLERK HAUSER: Councilwoman Tasco.
16 COUNCILWOMAN TASCO: Aye.
17 CHIEF CLERK HAUSER: Councilwoman Verna.
18 COUNCILWOMAN VERNA: Aye.
19 CHIEF CLERK HAUSER: Council President
20 Street.
21 PRESIDENT STREET: Aye.
22 The ayes are 13, the nays are 2.
23 Majority of all members of Council having voted in
24 the affirmative, the bill passes.
25 This concludes our consideration of the

1 STATED MEETING

2 second and final reading passage calendar.

3 Are there any speeches on the part of
4 the members of the minority?

5 Are there any speeches on part of the
6 members of the majority?

7 The Chair recognizes Councilwoman Tasco.

8 COUNCILWOMAN TASCO: Thank you, Mr.
9 President. Mr. President, for sometime now there
10 has been much private discussion about the future
11 leadership of this Council. In the last few days,
12 this discussion has become public with varying
13 opinions. However, the final outcome will
14 ultimately be determined by the 16 members in this
15 room. I want my colleagues and the citizens of
16 Philadelphia to remember that I have not in the
17 past, present, nor will in the future make any
18 decisions based on ethnicity. We have had many
19 spirited debates, never hitting below the belt. And
20 I believe that we will continue our future
21 deliberations in this mutually respectful manner.

22 Over the past eight years, we have all
23 worked hard to move this City forward. And while Ed
24 Rendell is credited and called America's Mayor, we
25 have always been America's City Council.

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2 So when it comes down to making tough
3 decisions about the future leadership of this
4 Council, make no mistake about it. None of us have
5 a reason to bring ethnicity into play, for each
6 Councilmember has a record that speaks for itself.

7 I thank you and I thank my colleagues.

8 PRESIDENT STREET: Thank you very much.
9 Anyone else wishing to speak?

10 Seeing no one, the Chair recognizes
11 Councilwoman Verna.

12 COUNCILWOMAN VERNA: Thank you, Mr.
13 President. I move the Council stands adjourned
14 until Thursday November 12, 1998 at 10:00 a.m.

15 (Duly seconded.)

16 PRESIDENT STREET: All in favor, let it
17 be known by saying aye.

18 Those opposed say nay.

19 The ayes have it. This Council stands
20 adjourned until Thursday November 12, 1998.

21 (Adjourned at 1:30 p.m.)

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C E R T I F I C A T I O N

I HEREBY CERTIFY that the foregoing
proceedings of the Council of the City of
Philadelphia of October 29, 1998, were reported
fully and accurately by me, and that this is a
correct transcript of the same.

RE: STATED MEETING

Lisa C. Bradley, RPR
and Notary Public

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