

1

2

COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

4

5

6

Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, September 30, 2010
10:30 a.m.

7

8

9

PRESENT:

10

COUNCIL PRESIDENT ANNA C. VERNA

11

COUNCILWOMAN JANNIE BLACKWELL

COUNCILMAN DARRELL CLARKE

12

COUNCILMAN FRANK DiCICCO

COUNCILMAN W. WILSON GOODE, JR.

13

COUNCILMAN BILL GREEN

COUNCILMAN WILLIAM K. GREENLEE

14

COUNCILMAN CURTIS JONES, JR.

COUNCILMAN JACK KELLY

15

COUNCILMAN JAMES KENNEY

COUNCILWOMAN DONNA REED MILLER

16

COUNCILMAN BRIAN J. O'NEILL

COUNCILWOMAN MARIA D. QUINONES-SANCHEZ

17

COUNCILWOMAN BLONDELL REYNOLDS BROWN

COUNCILMAN FRANK RIZZO, JR.

18

COUNCILWOMAN MARIAN B. TASCIO

19

MICHAEL A. DECKER, CHIEF CLERK

20

21

- - -

22

23

24

25

1

2

COUNCIL PRESIDENT Verna: Good

3

morning. I note that the hour has come

4

and that a quorum of this Council is

5

present.

6

Council will come to order.

7

Members will take their seats, and

8

visitors will retire to the seats outside

9

the rails.

10

To give our invocation this

11

morning, the Chair recognizes Father

12

Joseph DiGregorio of Stella Maris Parish.

13

He is here today as the guest of

14

Councilman Rizzo.

15

I would ask all members and

16

guests to please rise.

17

(Members and guests rise.)

18

FATHER DiGREGORIO: Good

19

morning, everyone.

20

(Good morning.)

21

FATHER DiGREGORIO: Let us

22

pray.

23

Father in heaven, we thank you

24

for this wonderful city in which we live.

25

We thank you for its diversity and for

1 9/30/10 - STATED - INVOCATION

2 the cultures which diversity brings into
3 our lives.

4 We thank you for the efforts of
5 all who are charged with the governance,
6 growth, safety and the implementation of
7 the values we hold as sacred and
8 important.

9 Today we especially ask your
10 blessing upon the members of City
11 Council. Bless them with wisdom to
12 discern what is in the best interest of
13 their districts and their constituents,
14 and strengthen them to implement those
15 decisions with justice and equality.

16 Bless them with compassion to
17 reach out to the poor and the needy in
18 our midst. Bless their work together and
19 assist them with your power to achieve
20 for the people of this city a standard of
21 life which we held up as an example for
22 all.

23 Bless those charged with our
24 safety, our police and our firefighters.
25 Protect them and keep them safe.

1 9/30/10 - STATED - APPROVAL OF JOURNAL

2 Heavenly Father, bless this
3 great nation, the United States of
4 America. Bless our President and all who
5 assist him. Bless and protect our
6 military, especially those serving in
7 harm's way. Under your guidance, may we
8 always be the Land of the Free and the
9 Home of the Brave.

10 We ask this in your holy name.

11 Amen.

12 (Amen.)

13 COUNCIL PRESIDENT VERNA: The
14 Chair thanks Father for his invocation.

15 Council will be at ease.

16 (Council at ease.)

17 COUNCIL PRESIDENT VERNA: The
18 next order of business is the approval of
19 the Journal of the meeting of Thursday,
20 September 23rd, 2010, and the Chair
21 recognizes Councilwoman Tasco.

22 COUNCILWOMAN TASCO: Thank you,
23 Madam President. I move that the Journal
24 of the meeting of Thursday, September
25 23rd, 2010 be approved.

1 9/30/10 - STATED - LEAVES

2 (Duly seconded.)

3 COUNCIL PRESIDENT VERNA: It
4 has been moved and properly seconded that
5 the Journal of the meeting of Thursday,
6 September 23rd, 2010 stand approved.

7 All in favor will indicate by
8 saying aye.

9 (Aye.)

10 COUNCIL PRESIDENT VERNA: Those
11 opposed?

12 (No response.)

13 COUNCIL PRESIDENT VERNA: The
14 ayes have it, and the Journal is
15 approved.

16 The next order of business is
17 requests for leave of absence, and the
18 Chair recognizes Councilwoman Tasco.

19 COUNCILWOMAN TASCO: Thank you,
20 Madam President. On behalf of the
21 majority, a leave of absence is requested
22 for Councilwoman Joan Krajewski.

23 COUNCIL PRESIDENT VERNA: The
24 Chair thanks the Councilwoman. Leave
25 will be granted.

1 9/30/10 - STATED - PRESENTATIONS

2 The Chair recognizes Councilman
3 O'Neill.

4 COUNCILMAN O'NEILL: Madam
5 President, on behalf of the republicans,
6 there are no requests for leave of
7 absence.

8 COUNCIL PRESIDENT VERNA: The
9 Chair thanks the gentleman.

10 The Chair will dispense with
11 the regular order of business to
12 recognize the guests and visitors joining
13 us in Chambers this morning. On behalf
14 of all members of City Council, I welcome
15 you to our Council session. We
16 appreciate your taking the time to join
17 us as we attend to the legislative
18 affairs of our city. We certainly invite
19 you to come again.

20 The Chair recognizes
21 Councilwoman Tasco.

22 COUNCILWOMAN TASCO: Thank you,
23 Madam President. In welcoming our
24 guests, I'd like to recognize the Greater
25 Philadelphia Chamber of Commerce and

1 9/30/10 - STATED - PRESENTATIONS

2 their affiliate groups joining us here
3 this morning. They are members of the
4 Young Professional Network, if they want
5 to stand, the Third Century Initiative
6 Board members and the Greater
7 Philadelphia Hispanic Chamber of
8 Commerce. We thank them for joining us
9 here today.

10 COUNCIL PRESIDENT VERNA:

11 Welcome.

12 (Applause.)

13 COUNCIL PRESIDENT VERNA:

14 Again, the Chair recognizes Councilwoman
15 Tasco, who will present a resolution
16 declaring October as Domestic Violence
17 Awareness Month and honoring Women
18 Against Abuse.

19 Would Jeannine Lisitski,
20 Executive Director of Women Against
21 Abuse, and those accompanying her please
22 join the Councilwoman at the podium.

23 I see that Councilwoman Tasco
24 is being joined by Councilman Greenlee,
25 Councilwoman Miller and Councilwoman

1 9/30/10 - STATED - PRESENTATIONS

2 Brown and Councilman Green.

3 Councilwoman Tasco.

4 COUNCILWOMAN TASCO: Thank you,

5 Madam President. It gives me great

6 pleasure to present this resolution to

7 one of my favorite groups.

8 Declaring October as Domestic

9 Violence Awareness Month.

10 Whereas, Domestic Violence

11 Awareness Month is being sponsored

12 locally by Women Against Abuse and,

13 through their sponsorship, they are

14 encouraging everyone to help to increase

15 the awareness of domestic violence in our

16 homes and communities and to decrease its

17 negative impact on Philadelphia; and

18 COUNCILWOMAN MILLER: Whereas,

19 in 2008, the Philadelphia Police

20 Department responded to more than 137,000

21 domestic abuse calls and over 11,000

22 individuals filed for protection from

23 abuse orders in Family Court and the

24 number of domestic violence murders

25 nearly doubled from 2008 to 2009; and

1 9/30/10 - STATED - PRESENTATIONS

2 Whereas, domestic violence is
3 not just a local problem but a national
4 issue where more than three women a day
5 are murdered by their husbands or
6 boyfriends in the United States and the
7 Center for Disease Control and Prevention
8 found that women experience two million
9 injuries from intimate partner violence
10 each year; and

11 COUNCILWOMAN BROWN: Whereas,
12 founded in 1976, the mission of Women
13 Against Abuse is to provide quality and
14 compassionate services, in a manner that
15 fosters self-respect and independence in
16 persons who have been victimized by
17 domestic violence; and

18 Whereas, Women Against Abuse
19 has grown to become one of the largest
20 domestic violence programs in the United
21 States, created the nation's first legal
22 center devoted to victims of domestic
23 violence, founded the only emergency
24 shelter in the City exclusively for
25 abused women and their children; and

1 9/30/10 - STATED - PRESENTATIONS

2 COUNCILMAN GREENLEE: Whereas,
3 Women Against Abuse provides education
4 and training to the community about
5 domestic violence issues and resources
6 and has partnered with the City of
7 Philadelphia, Lutheran Settlement House,
8 Women in Transition, and Congreso de
9 Latino Unidos to operate the Philadelphia
10 Domestic Violence Hotline; and

11 Whereas, to support victims of
12 domestic violence, Women Against Abuse
13 also operates a 12-unit transitional
14 housing program called Sjourner House,
15 which enables victims to take the crucial
16 first steps to reclaim their lives and
17 move forward toward a brighter future;
18 and

19 COUNCILMAN GREEN: Whereas, to
20 support its mission and work, Women
21 Against Abuse launched the iPledge
22 Campaign, which can be found at
23 www.iPledgeWAA.org, as a social awareness
24 initiative to promote knowledge about
25 domestic violence and to build community

1 9/30/10 - STATED - PRESENTATIONS

2 support so that all Philadelphians will
3 take a stand against violence.

4 Now, therefore, be it

5 COUNCILWOMAN TASCO: Resolved,
6 that the Council of the City of
7 Philadelphia, declares and recognizes
8 October as Domestic Violence Awareness
9 Month.

10 Further resolved, that an
11 engrossed copy of this resolution be
12 presented to a representative of Women
13 Against Abuse as a sincere expression of
14 City Council's gratitude, appreciation
15 and commendation for raising the public's
16 awareness regarding domestic violence.

17 Certification, this is a true
18 correct copy of the original resolution,
19 adopted by the Council of the City of
20 Philadelphia on the 16th of September
21 2010. Signed President Verna and all
22 members of City Council.

23 Thank you so much for your
24 wonderful work.

25 (Applause.)

1 9/30/10 - STATED - PRESENTATIONS

2 COUNCIL PRESIDENT Verna: The
3 Chair recognizes Ms. Lisitski.

4 MS. LISITSKI: Thank you,
5 Councilwoman Tasco and everyone here who
6 is helping to sponsor this proclamation
7 and all of the members of City Council.
8 I'm Jeannine Lisitski, Executive Director
9 of Women Against Abuse.

10 We fulfill a critical need in
11 the community by operating the only
12 emergency shelter in Philadelphia for
13 women who are being abused and their
14 children, as well as the nation's first
15 legal center and long-term housing
16 program that equips victims to rebuild
17 their lives and gain independence.

18 In addition to these
19 life-saving services, we operate the
20 Philadelphia Domestic Violence Hotline in
21 collaboration with our sister agencies
22 and are at the forefront of community
23 education and prevention work. In a
24 year, we serve over 10,000 individuals at
25 Women Against Abuse.

1 9/30/10 - STATED - PRESENTATIONS

2 In our 35-year history, we've
3 made significant progress, but there is
4 still much more to be done. We know that
5 the difficult economic climate makes it
6 particularly challenging for victims to
7 flee from the cycle of violence. The
8 Women Against Abuse 100-bed shelter has
9 been consistently at full capacity for
10 over two years now and we've turned away
11 triple the number for the last couple of
12 years than we did prior to that.

13 In these difficult times, I'm
14 especially grateful for the City's
15 support of recent initiatives to curb the
16 prevalence of domestic violence. The
17 first of these initiatives is a pilot
18 between Women Against Abuse, the
19 Philadelphia Police Department and other
20 community partners. Through this
21 partnership, the police are producing
22 domestic violence reports with more
23 detail than ever before. This includes a
24 contact number for the victims. This
25 effort provides information that is

1 9/30/10 - STATED - PRESENTATIONS

2 crucial to most effectively prosecute
3 offenders and for us to reach out to
4 victims before it's too late.

5 I'm also excited to announce
6 that Women Against Abuse is collaborating
7 with the Hospital at the University of
8 Pennsylvania to raise awareness to
9 domestic violence. We're distributing
10 our hotline number to every person who
11 goes through the Emergency Department,
12 and they are also taking the pledge.

13 We are also working in several
14 local hospitals to collaboratively create
15 a best practice model of how to ensure
16 that every person who goes through the
17 hospitals is screened and, if they're a
18 victim, that we can provide services
19 quickly.

20 In addition to these
21 partnerships, Women Against Abuse is
22 increasing its ability to serve women and
23 children through a multi-million-dollar
24 project to preserve and expand our
25 long-term housing facility. We

1 9/30/10 - STATED - PRESENTATIONS

2 anticipate that we'll get three to five
3 new units by doing this project. This
4 program currently provides safety for
5 more than 100 people per year. And I'd
6 really like to specifically thank
7 Councilwoman Donna Reed Miller, who has
8 been very supportive of this project in
9 her district.

10 Thank you.

11 As some of you know, next week
12 Women Against Abuse will be launching its
13 annual iPledge Campaign. This is a
14 citywide anti-violence initiative that
15 calls Philadelphians to take a personal
16 stand against violence. The campaign
17 will kick off with a press conference on
18 Wednesday, October 6th at Drexel
19 University at noon. I urge you to attend
20 and to take the electronic pledge against
21 violence by going to www.iPledgeWAA.org.
22 This is one way that each of you can join
23 us to take action against the epidemic of
24 domestic violence.

25 While we are clearly making

1 9/30/10 - STATED - PRESENTATIONS

2 strides in the effort to end domestic
3 violence, there is still much work to be
4 done. It truly takes a community to end
5 violence in our homes, in our streets and
6 in our schools. With each day, we are
7 increasing our impact and creating a more
8 peaceful city, and I want to thank each
9 of you for your continued support in
10 these endeavors.

11 (Applause.)

12 COUNCIL PRESIDENT VERNA:

13 Council will be at ease.

14 (Council at ease.)

15 COUNCIL PRESIDENT VERNA: The
16 Chair recognizes Councilman Rizzo, who
17 will present a resolution honoring the
18 Philadelphia Council AFL-CIO on its 50th
19 Anniversary.

20 Councilman Rizzo is being
21 joined at the podium by members of
22 Council's Labor and Civil Service
23 Committee - Councilmembers Green, Goode,
24 Jones, DiCicco, Kenney, Sanchez and
25 Greenlee.

1 9/30/10 - STATED - PRESENTATIONS

2 Would Patrick Eiding, President
3 of the Philadelphia Council of the CIO,
4 and Janet Ryder, Vice-President of Labor
5 Participation, please come up to the
6 podium, and I invite those that are
7 accompanying them to do so.

8 At this time, the Chair
9 recognizes Councilman Rizzo.

10 COUNCILMAN RIZZO: Thank you,
11 Madam President. Again, thank you and
12 the Committee of Labor and Civil Service
13 for joining me on this very important
14 presentation.

15 Honoring, celebrating and
16 thanking the Philadelphia Council AFL-CIO
17 for its invaluable contributions to the
18 City of Philadelphia on the occasion of
19 its 50th Anniversary.

20 COUNCILMAN GREEN: Whereas, the
21 Philadelphia Council AFL-CIO was
22 chartered in 1960 and has added to the
23 City's vast history of supporting
24 centralized labor councils; and

25 Whereas, 50 years later, the

1 9/30/10 - STATED - PRESENTATIONS

2 Philadelphia Council AFL-CIO is comprised
3 of over 100 local labor unions
4 representing close to 200,000 working men
5 and women in the public sector, private
6 industry, and the building and
7 construction trades; and

8 COUNCILMAN GOODE: Whereas, the
9 Philadelphia Council AFL-CIO is committed
10 to strengthening the union movement by
11 educating and motivating union members;
12 and

13 COUNCILMAN DiCICCO: Whereas,
14 the Philadelphia AFL-CIO is further
15 committed to supporting the right of
16 workers to join unions, thus helping to
17 create a powerful political voice that
18 speaks for the workers; and

19 COUNCILMAN GREENLEE: Whereas,
20 the mission of the Philadelphia Council
21 AFL-CIO is to bring social and economic
22 justice to working people by giving them
23 a voice on the job, in politics, and in
24 the community; and

25 COUNCILMAN JONES: Whereas, the

1 9/30/10 - STATED - PRESENTATIONS

2 Philadelphia Council AFL-CIO provides
3 educational opportunities to members, as
4 well as establishing a sense of unity,
5 pride, activism within its ranks; and

6 COUNCILMAN KENNEY: Whereas,
7 the Philadelphia Council AFL-CIO works
8 tirelessly to support, mentor and provide
9 members with ways to combat the effects
10 of a tough economic time;

11 COUNCILWOMAN SANCHEZ: Whereas,
12 the Philadelphia Council AFL-CIO is a
13 represented organization with a
14 celebrated history, passionate community,
15 and a proud legacy that will continue for
16 another 50 years and beyond.

17 COUNCILMAN RIZZO: And, again,
18 I'd like to thank the Committee of Labor
19 and Civil Service for this presentation
20 to Patrick Eiding, AFL-CIO.

21 Now, therefore, be it resolved,
22 by the Council of the City of
23 Philadelphia, that it recognizes, honors,
24 celebrates and thanks the Philadelphia
25 Council AFL-CIO for its invaluable

1 9/30/10 - STATED - PRESENTATIONS
2 contributions to the City of Philadelphia
3 on the occasion of its 50th Anniversary.

4 Further resolved, that an
5 engrossed copy of this resolution be
6 presented to Patrick Eiding, Philadelphia
7 Council AFL-CIO, further evidencing the
8 sincere admiration and gratitude of this
9 legislative body.

10 (Applause.)

11 COUNCIL PRESIDENT VERNA: The
12 Chair recognizes Mr. Eiding for remarks.

13 MR. EIDING: Council President
14 Verna and members of the Council and
15 guests, this is extremely an honor.
16 First of all, nobody can do anything
17 without a right arm or left, and this is
18 my right arm here. My left arm is a
19 little bit away. Janet Ryder. Janet
20 Ryder, who, by the way, has taken the
21 labor movement and put us in the
22 community and the community in the labor
23 movement, more involved, I think, than
24 we've ever been in our life, and I thank
25 Janet for that, because we can't exist

1 9/30/10 - STATED - PRESENTATIONS

2 without existing with the community and
3 the residents of this great city.

4 But, again, I want to thank
5 Councilman Rizzo and the rest of the
6 Council folks here for not only this
7 resolution, but all the years that the
8 labor movement in Philadelphia has had a
9 partner in City Council, through many
10 different people and many different
11 faces, but never has there been, as they
12 say, a blink when it came to representing
13 working people and the fact that working
14 people need representation in the
15 government. And we thank your
16 association for all those years, and we
17 certainly will -- and I don't know if I
18 can do this, but we'll continue for
19 another 50 years. I might have to pass
20 the baton maybe 30, 40 years from now.

21 But I do thank you so much, and
22 I'm proud to receive this today, and
23 probably it makes it even more important
24 because we're in these halls that make it
25 so important.

1 9/30/10 - STATED - COMMUNICATIONS

2 Thank you so much.

3 (Applause.)

4 COUNCIL PRESIDENT Verna:

5 Council will be at ease.

6 (Council at ease.)

7 COUNCIL PRESIDENT Verna: The
8 next order of business is communications.

9 The Chair requests that the
10 Sergeant-At-Arms deliver the messages
11 from the Mayor to the Chief Clerk.

12 The Chief Clerk will please
13 read the messages from the Mayor.

14 CHIEF CLERK: To the President
15 and members of the Council of the City of
16 Philadelphia, pursuant to Sections 4-604
17 and 2-307 of the Home Rule Charter, I am
18 today transmitting to the Council the
19 recommendations of the City Planning
20 Commission regarding the following bills:
21 Bill Nos. 100553, 100554, 100555 and
22 100556; and

23 I am pleased to advise you that
24 on September 29, 2010, I signed Bill No.
25 100370, which was passed by Council at

1 9/30/10 - STATED - COMMUNICATIONS

2 its session on September 16, 2010, and
3 Bill No. 100267-AA, which was passed by
4 Council at its session on September 23,
5 2010; and

6 I am transmitting herewith for
7 the consideration of your honorable body
8 the following: An ordinance amending
9 Section 9-622 of The Philadelphia Code,
10 entitled "Cigarettes and Tobacco
11 Products," by revising the acceptable
12 forms of identification; and by
13 increasing the penalties for violations;
14 and

15 Also an ordinance authorizing
16 Thomas and Arlene Leschak, owners of
17 Epicure Cafe, to construct, own and
18 maintain an open-air sidewalk cafe at
19 3479 Bowman Street, also known as 3401
20 Conrad Street, all under certain terms
21 and conditions.

22 COUNCIL PRESIDENT VERNA: Thank
23 you. The messages will be printed in the
24 Journal.

25 The Chief Clerk will please

1 9/30/10 - STATED - INTRO. OF BILLS

2 read any other communications in his
3 possession.

4 CHIEF CLERK: I have none,
5 Madam President.

6 COUNCIL PRESIDENT VERNA: Thank
7 you.

8 The next order of business is
9 the introduction of bills and
10 resolutions.

11 The Chair recognizes Councilman
12 Kenney.

13 COUNCILMAN KENNEY: Madam
14 President, I offer two resolutions and
15 one bill.

16 COUNCIL PRESIDENT VERNA: Thank
17 you.

18 The Chief Clerk will please
19 read the title of the bill.

20 CHIEF CLERK: An ordinance
21 amending Chapter 16-400 of The
22 Philadelphia Code, entitled "Vacant and
23 Surplus Properties," by amending
24 subsection 16-405, entitled "Transfer of
25 Title," to change the time period that

1 9/30/10 - STATED - INTRO. OF BILLS
2 the Redevelopment Authority may hold
3 property transferred by the Commissioner
4 of Public Property.

5 COUNCIL PRESIDENT VERNA: The
6 bill will be referred to the appropriate
7 committee.

8 CHIEF CLERK: And a resolution
9 authorizing City Council's Joint
10 Committees on Legislative Oversight and
11 Transportation and Public Utilities to
12 hold public hearings on the status of
13 current findings of the Philadelphia
14 International Airport's Master Plan and
15 Environmental Study.

16 COUNCIL PRESIDENT VERNA: The
17 Chair recognizes Councilman Kenney for a
18 motion on the resolution.

19 COUNCILMAN KENNEY: I move the
20 adoption of the resolution.

21 (Duly seconded.)

22 COUNCIL PRESIDENT VERNA: It
23 has been moved and seconded that the
24 resolution be adopted.

25 All in favor will say aye.

1 9/30/10 - STATED - INTRO. OF BILLS

2 (Aye.)

3 COUNCIL PRESIDENT Verna: Those
4 opposed?

5 (No response.)

6 COUNCIL PRESIDENT Verna: The
7 ayes have it. The resolution will be
8 referred to the appropriate committee.

9 CHIEF CLERK: And a resolution
10 recognizing October 4th through the 8th,
11 2010 as National Customer Service Week.

12 COUNCIL PRESIDENT Verna:
13 Again, the Chair recognizes Councilman
14 Kenney for a motion.

15 COUNCILMAN KENNEY: I move the
16 adoption of the resolution.

17 (Duly seconded.)

18 COUNCIL PRESIDENT Verna: It
19 has been moved and seconded that the
20 resolution be adopted.

21 All in favor will indicate by
22 saying aye.

23 (Aye.)

24 COUNCIL PRESIDENT Verna: Those
25 opposed?

1 9/30/10 - STATED - INTRO. OF BILLS

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The
4 ayes have it and the resolution is
5 adopted.

6 The Chair recognizes
7 Councilwoman Blackwell.

8 COUNCILWOMAN BLACKWELL: Thank
9 you, Madam President. Today I introduce
10 two resolutions.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 The Chief Clerk will please
14 read the title of the first resolution.

15 CHIEF CLERK: A resolution
16 honoring Philadelphia's own professional
17 prize fighter Yusaf Mack for winning the
18 North American Boxing Association and
19 North American Boxing Federation Light
20 Heavyweight Titles.

21 COUNCIL PRESIDENT VERNA: The
22 Chair recognizes Councilwoman Blackwell
23 for a motion.

24 COUNCILWOMAN BLACKWELL: Thank
25 you, Madam President. I move for the

1 9/30/10 - STATED - INTRO. OF BILLS

2 adoption of the resolution.

3 (Duly seconded.)

4 COUNCIL PRESIDENT Verna: It

5 has been moved and properly seconded that

6 the resolution be adopted.

7 All in favor will indicate by

8 saying aye.

9 (Aye.)

10 COUNCIL PRESIDENT Verna: Those

11 opposed?

12 (No response.)

13 COUNCIL PRESIDENT Verna: The

14 ayes have it and the resolution is

15 adopted.

16 CHIEF CLERK: And a resolution

17 authorizing the Commissioner of Public

18 Property to execute and deliver to the

19 Redevelopment Authority of the City of

20 Philadelphia, without consideration,

21 deeds conveying conditional fee simple

22 title to certain City-owned lots or

23 pieces of ground with the buildings and

24 improvements thereon, situate in the

25 Fifty-First Ward of the City of

1 9/30/10 - STATED - INTRO. OF BILLS

2 Philadelphia.

3 COUNCIL PRESIDENT VERNA: The
4 Chair again recognizes Councilwoman
5 Blackwell.

6 COUNCILWOMAN BLACKWELL: Thank
7 you, Madam President. I move for the
8 adoption of the resolution.

9 (Duly seconded.)

10 COUNCIL PRESIDENT VERNA: It
11 has been moved and properly seconded that
12 the resolution be adopted.

13 All in favor will say aye.

14 (Aye.)

15 COUNCIL PRESIDENT VERNA: Those
16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT VERNA: The
19 ayes have it and the resolution is
20 adopted.

21 The Chair recognizes Councilman
22 Greenlee.

23 COUNCILMAN GREENLEE: Thank
24 you, Madam President. I have no bills or
25 resolutions today.

1 9/30/10 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: Thank
3 you.

4 The Chair recognizes
5 Councilwoman Tasco.

6 COUNCILWOMAN TASCO: Thank you,
7 Madam President. I offer one bill by
8 request.

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 The Chief Clerk will please
12 read the title of the bill.

13 CHIEF CLERK: An ordinance
14 amending Section 9-622 of The
15 Philadelphia Code, entitled "Cigarettes
16 and Tobacco Products," by revising the
17 acceptable forms of identification; and
18 by increasing the penalties for
19 violations.

20 COUNCIL PRESIDENT VERNA: The
21 bill will be referred to the appropriate
22 committee.

23 The Chair recognizes
24 Councilwoman Miller.

25 COUNCILWOMAN MILLER: Thank

1 9/30/10 - STATED - INTRO. OF BILLS

2 you, Madam President. Today I have no
3 bills or resolutions.

4 COUNCIL PRESIDENT VERNA: The
5 Chair thanks the Councilwoman.

6 The Chair recognizes
7 Councilwoman Sanchez.

8 COUNCILWOMAN SANCHEZ: Thank
9 you, Madam President. I have one
10 resolution and one bill, but before I
11 introduce it, I wanted to allow for some
12 comments from my co-sponsor, Councilman
13 Green.

14 COUNCIL PRESIDENT VERNA: Are
15 we going to read the bill first? I
16 believe we have to read the bill first.

17 COUNCILWOMAN SANCHEZ: Okay.

18 CHIEF CLERK: An ordinance
19 amending Section 19-2600 of The
20 Philadelphia Code, relating to tax rates,
21 credits and alternative tax computation
22 for the business privilege tax, by
23 providing certain exclusions; revising
24 certain tax rates; and creating certain
25 fresh food tax credits; all under certain

1 9/30/10 - STATED - INTRO. OF BILLS

2 terms and conditions.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 Councilman Green.

6 COUNCILMAN GREEN: Thank you,
7 Madam President. The multiple levers
8 policymakers can pull that impact the
9 business climate in Philadelphia and the
10 City's economic competitiveness include:
11 The tax burden; that is, business
12 privilege tax, wage taxes, real estate
13 taxes, use and occupancy taxes;

14 The cost of government
15 services; that is, the value proposition
16 offered to citizens and businesses;

17 The efficiency of our
18 government; that is, ease of accessing
19 information, use of technology,
20 complexity of regulatory structure,
21 one-stop shopping, et cetera.

22 Council is pursuing efforts on
23 many of these fronts, such as: The tax
24 burden: We've passed legislation
25 removing property assessment function

1 9/30/10 - STATED - INTRO. OF BILLS
2 from the Board of Revision of Taxes and
3 transferring it to the new Office of
4 Property Assessment as a necessary first
5 step to making property assessment and
6 taxation accurate, equitable and
7 predictable.

8 The cost of government
9 services: Council during budget hearings
10 has proposed many innovative reforms and
11 identified significant cost savings that
12 have kept our tax rates as low as
13 possible.

14 We have legislation requiring
15 program-based budgeting so citizens and
16 policymakers know the cost of providing
17 particular City services and we can
18 accurately measure goals and metrics and
19 determine how well the City is
20 performing.

21 We have legislation requiring
22 an electronic option for all City-related
23 interactions/transactions to make the
24 government more efficient. And we have
25 legislation creating -- leaving about 450

1 9/30/10 - STATED - INTRO. OF BILLS
2 million more dollars in the local economy
3 through our Local Business Enterprise
4 Philly Comes First legislation, which
5 will enable the City to spend more of its
6 \$2 billion spend with local businesses.

7 This bill is a shift away from
8 net income and towards the gross receipts
9 tax. It is consistent with a developing
10 national trend.

11 A leading tax treatise, the
12 National Tax Journal, outlines the
13 advantage of a gross receipts tax
14 compared to a net income tax. These
15 advantages include taxing all businesses
16 consistent with the fact that all
17 businesses benefit from government
18 services regardless of their location,
19 being simpler to implement, dampening
20 distortions as a result of having a lower
21 tax rate applied to a broader base and
22 provide the City with more stable tax
23 revenues.

24 There is broad consensus that
25 the 6.45 percent net income tax is a

1 9/30/10 - STATED - INTRO. OF BILLS

2 major disincentive for many businesses to
3 locate in the City. Leaders of publicly
4 traded companies have a fiduciary duty
5 not to incur high levels of tax and not
6 to locate in Philadelphia. The net
7 income tax creates a significant barrier
8 to such companies locating in
9 Philadelphia. Even home-grown companies,
10 such as BioPharma and technology
11 start-ups incubated at the Science
12 Center, are encouraged by their VC
13 investors to move out of the City, often
14 to the Route 202 corridor, once they hit
15 profitability.

16 Consideration of how the gross
17 receipts and net income tax burdens are
18 distributed across local businesses
19 suggests that eliminating the net income
20 tax should have a greater positive effect
21 on the local economy than eliminating the
22 gross receipts tax. Both based on its
23 review of multiple years of BPT returns
24 and on economic research, Econsult
25 reached the following conclusions

1 9/30/10 - STATED - INTRO. OF BILLS
2 regarding the likely positive impact on
3 the local economy of the proposed reform:
4 The growth of high-margin, profitable
5 firms generates growth in low-margin,
6 less profitable firms, but not vice
7 versa. Accordingly, our policy should
8 encourage the growth of these firms in
9 the City of Philadelphia.

10 Econsult's analysis of the data
11 cannot predict the impact of the reform
12 on any individual business taxpayer.
13 Accordingly, we encourage businesses to
14 run the numbers for their own business
15 and to do so over a multi-year period,
16 including times when businesses were far
17 more profitable, to assess the impact.

18 While there will be winners and
19 losers in the short run, for many of the
20 industries that may experience a
21 short-term increase in cost, the overall
22 positive impact on their top-line
23 revenues should swamp any increase in
24 their above-the-line expenses as the rate
25 of increase is so small, about one-third

1 9/30/10 - STATED - INTRO. OF BILLS
2 of one cent, compared to the net income
3 tax, which is 6.45 percent.

4 The net income tax distorts
5 rental rate for Center City office
6 spaces. It increases the rents from \$7
7 to \$12 a foot for Class A space, which
8 means that the economic rent being paid
9 in the City of Philadelphia is actually
10 \$34 to \$39 a foot. By making the City a
11 more attractive location for profitable
12 businesses and no longer penalizing them
13 for their profitability, more of these
14 firms should locate, grow and remain in
15 the City, driving up demand for office
16 space, increasing rents and thereby
17 increasing the property tax that the City
18 of Philadelphia collects.

19 Econsult's analysis of BPT tax
20 filings over the past several years
21 indicates that the proposed reform should
22 advantage Philadelphia-based businesses
23 by moving more of the business tax burden
24 to companies that are not headquartered
25 in the City but sell into its market,

1 9/30/10 - STATED - INTRO. OF BILLS

2 having a more positive supply-side effect
3 than eliminating the gross receipts tax,
4 in the aggregate, advantage
5 manufacturing, professional services and
6 small and mid-sized retail businesses,
7 among other sectors of the local economy,
8 and result in approximately 50,000
9 taxpayers, those with less than 100,000
10 in receipts, owing zero BPT tax.

11 By encouraging economic growth,
12 increasing equity between taxpayers and
13 improving our tax system efficiency, the
14 proposed BPT tax reform will spur
15 business formation growth and retention,
16 generate job growth, and increase overall
17 economic activity in the City of
18 Philadelphia.

19 We will continue to engage key
20 stakeholders, including local
21 businessowners, chambers of commerce and
22 representatives of the Nutter
23 Administration, in a productive
24 conversation about this proposal, and we
25 look forward to the upcoming dialogue and

1 9/30/10 - STATED - INTRO. OF BILLS
2 debate on what will be a pro-growth,
3 pro-job, pro-Philadelphia reform to our
4 tax system.

5 Thank you, Madam President.

6 COUNCIL PRESIDENT VERNA:

7 You're welcome.

8 The bill introduced by
9 Councilwoman Sanchez will be referred to
10 the appropriate committee.

11 I would ask the Chief Clerk to
12 please read the title of the resolution.

13 CHIEF CLERK: A resolution
14 authorizing the Commissioner of Public
15 Property to execute and deliver to the
16 Redevelopment Authority of the City of
17 Philadelphia, without consideration,
18 deeds conveying conditional fee simple
19 title to certain City-owned lots or
20 pieces of ground with the buildings and
21 improvements thereon, situate in the
22 Nineteenth, Thirty-First and Thirty-Third
23 Wards of the City of Philadelphia.

24 COUNCIL PRESIDENT VERNA: The
25 Chair recognizes Councilwoman Sanchez.

1 9/30/10 - STATED - INTRO. OF BILLS

2 COUNCILWOMAN SANCHEZ: Thank
3 you, Madam Chair. I move for the
4 adoption.

5 (Duly seconded.)

6 COUNCIL PRESIDENT VERNA: It
7 has been moved and properly seconded that
8 the resolution be adopted.

9 All in favor will indicate by
10 saying aye.

11 (Aye.)

12 COUNCIL PRESIDENT VERNA: Those
13 opposed?

14 (No response.)

15 COUNCIL PRESIDENT VERNA: The
16 ayes have it and the resolution is
17 adopted.

18 The Chair recognizes Councilman
19 Green.

20 COUNCILMAN GREEN: Thank you,
21 Madam President. I have no bills or
22 resolutions today.

23 COUNCIL PRESIDENT VERNA: Thank
24 you.

25 The Chair recognizes Councilman

1 9/30/10 - STATED - INTRO. OF BILLS

2 Jones.

3 COUNCILMAN JONES: One bill,
4 Madam President.

5 COUNCIL PRESIDENT Verna: Thank
6 you.

7 The Chief Clerk will please
8 read the title of the bill.

9 CHIEF CLERK: An ordinance
10 authorizing Thomas and Arlene Leschak,
11 owners of Epicure Cafe, to construct, own
12 and maintain an open-air sidewalk cafe at
13 3479 Bowman Street.

14 COUNCIL PRESIDENT Verna: The
15 bill will be referred to the appropriate
16 committee.

17 The Chair recognizes Councilman
18 Goode.

19 COUNCILMAN GOODE: Thank you,
20 Madam President. I offer no bills or
21 resolutions today.

22 COUNCIL PRESIDENT Verna: Thank
23 you.

24 The Chair recognizes
25 Councilwoman Brown.

1 9/30/10 - STATED - INTRO. OF BILLS

2 COUNCILWOMAN BROWN: Thank you,
3 Madam President. I introduce one
4 resolution today.

5 COUNCIL PRESIDENT VERNA: Thank
6 you.

7 The Chief Clerk will please
8 read the title.

9 COUNCILWOMAN BROWN:
10 Co-sponsored by my colleague who
11 dissected this issue earlier this week,
12 Councilman Jones.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 CHIEF CLERK: A resolution
16 supporting House Bill 2754 calling on a 3
17 year moratorium on Marcellus Shale
18 drilling, drilling activities and
19 establishing the Marcellus Shale Study
20 Commission.

21 COUNCIL PRESIDENT VERNA: The
22 Chair recognizes Councilwoman Brown.

23 COUNCILWOMAN BROWN: Thank you,
24 Madam President. I move for the
25 adoption.

1 9/30/10 - STATED - INTRO. OF BILLS

2 (Duly seconded.)

3 COUNCIL PRESIDENT VERNA: It

4 has been moved and properly seconded that

5 the resolution be adopted.

6 All in favor will say aye.

7 (Aye.)

8 COUNCIL PRESIDENT VERNA: Those

9 opposed?

10 (No response.)

11 COUNCIL PRESIDENT VERNA: The

12 ayes have it and the resolution is

13 adopted.

14 The Chair recognizes Councilman

15 DiCicco.

16 COUNCILMAN DiCICCO: Thank you,

17 Madam President. I offer one resolution.

18 COUNCIL PRESIDENT VERNA: Thank

19 you.

20 The Chief Clerk will please

21 read the title.

22 CHIEF CLERK: A resolution

23 authorizing the Commissioner of Public

24 Property to execute and deliver to the

25 Redevelopment Authority of the City of

1 9/30/10 - STATED - INTRO. OF BILLS

2 Philadelphia, without consideration,
3 deeds conveying conditional fee simple
4 title to certain City-owned lots or
5 pieces of ground with the buildings and
6 improvements thereon, situate in the
7 Thirty-First Ward of the City of
8 Philadelphia.

9 COUNCIL PRESIDENT VERNA: The
10 Chair recognizes Councilman DiCicco for a
11 motion.

12 COUNCILMAN DiCICCO: Thank you,
13 Madam President. I move for the adoption
14 of the resolution.

15 (Duly seconded.)

16 COUNCIL PRESIDENT VERNA: It
17 has been moved and properly seconded that
18 the resolution be adopted.

19 All in favor will indicate by
20 saying aye.

21 (Aye.)

22 COUNCIL PRESIDENT VERNA: Those
23 opposed?

24 (No response.)

25 COUNCIL PRESIDENT VERNA: The

1 9/30/10 - STATED - INTRO. OF BILLS

2 ayes have it and the resolution is
3 adopted.

4 The Chair recognizes Councilman
5 O'Neill.

6 COUNCILMAN O'NEILL: Madam
7 President, I have no bills or
8 resolutions.

9 COUNCIL PRESIDENT VERNA: The
10 Chair thanks the gentleman.

11 The Chair recognizes Councilman
12 Clarke.

13 COUNCILMAN CLARKE: Thank you,
14 Madam President. I have one bill and one
15 resolution.

16 COUNCIL PRESIDENT VERNA: Thank
17 you.

18 The Chief Clerk will please
19 read the title of the bill.

20 CHIEF CLERK: An ordinance
21 amending Title 4 of The Philadelphia
22 Code, Subcode "PM" (The Philadelphia
23 Property Maintenance Code) and Subcode
24 "A" (The Philadelphia Administrative
25 Code), by amending provisions relating to

1 9/30/10 - STATED - INTRO. OF BILLS

2 vacant premises, by allowing for the
3 immediate issuance of code violation
4 notices for blighted vacant lots.

5 COUNCIL PRESIDENT VERNA: The
6 bill will be referred to the appropriate
7 committee.

8 The Chair recognizes Councilman
9 Clarke.

10 COUNCILMAN CLARKE: Thank you,
11 Madam President. Madam President, one
12 note. The bill I just introduced is
13 intended to substitute for Bill No.
14 090590, which I introduced on September
15 17th, 2009. It was referred to
16 committee. I would like to have Bill No.
17 090590 be withdrawn. Therefore, I move
18 that the rules of Council be suspended so
19 I may make a motion at this time to have
20 Bill No. 090590 withdrawn.

21 (Duly seconded.)

22 COUNCIL PRESIDENT VERNA: It
23 has been moved and seconded that the
24 rules of Council be suspended so as to
25 permit a motion at this time to withdraw

1 9/30/10 - STATED - INTRO. OF BILLS

2 Bill No. 090590.

3 All those in favor will say
4 aye.

5 (Aye.)

6 COUNCIL PRESIDENT VERNA: Those
7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT VERNA: The
10 ayes have it and the motion passes.

11 The Chair again recognizes
12 Councilman Clarke.

13 COUNCILMAN CLARKE: Thank you,
14 Madam President. I move that Bill No.
15 090590 be withdrawn.

16 (Duly seconded.)

17 COUNCIL PRESIDENT VERNA: It
18 has been moved and seconded that Bill No.
19 090590 be withdrawn.

20 All in favor will indicate by
21 saying aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 9/30/10 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: The
3 ayes have it, the motion passes, and Bill
4 No. 090590 is withdrawn.

5 I would ask the Chief Clerk to
6 please read the title of the resolution
7 introduced by Councilman Clarke.

8 CHIEF CLERK: A resolution
9 authorizing the Commissioner of Public
10 Property to execute and deliver to the
11 Redevelopment Authority of the City of
12 Philadelphia, without consideration,
13 deeds conveying conditional fee simple
14 title to certain City-owned lots or
15 pieces of ground with the buildings and
16 improvements thereon, situate in the
17 Thirty-Seventh Ward of the City of
18 Philadelphia.

19 COUNCIL PRESIDENT VERNA: The
20 Chair recognizes Councilman Clarke for a
21 motion.

22 COUNCILMAN CLARKE: I move for
23 the adoption.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 9/30/10 - STATED - INTRO. OF BILLS
2 has been moved and properly seconded that
3 the resolution be adopted.

4 All in favor will indicate by
5 saying aye.

6 (Aye.)

7 COUNCIL PRESIDENT Verna: Those
8 opposed?

9 (No response.)

10 COUNCIL PRESIDENT Verna: The
11 ayes have it and the resolution is
12 adopted.

13 The Chair recognizes Councilman
14 Kelly.

15 COUNCILMAN KELLY: Madam
16 President, I have no bills or
17 resolutions.

18 COUNCIL PRESIDENT Verna: Thank
19 you.

20 The Chair recognizes Councilman
21 Rizzo.

22 COUNCILMAN RIZZO: Madam
23 President, no bills or resolutions.

24 COUNCIL PRESIDENT Verna: The
25 Chair thanks the gentleman.

1 9/30/10 - STATED - REPORTS

2 The next order of business is
3 reports from committees. The Chair
4 recognizes Councilman Clarke for a report
5 from the Committee on Appropriations.

6 COUNCILMAN CLARKE: Thank you,
7 Madam President. The Committee on
8 Appropriations reports two bills with a
9 favorable recommendation.

10 COUNCIL PRESIDENT VERNA: Thank
11 you.

12 The Chief Clerk will please
13 read the report.

14 CHIEF CLERK: To the President
15 and members of the Council of the City of
16 Philadelphia, the Committee on
17 Appropriations, to which was referred
18 Bill No. 100488, entitled "An ordinance
19 authorizing transfers in appropriations
20 for Fiscal Year 2011 within the General
21 Fund from the Clerk of Quarter Sessions
22 to the First Judicial District of
23 Pennsylvania"; and

24 Bill No. 100541, entitled "An
25 ordinance authorizing transfers in

1 9/30/10 - STATED - REPORTS

2 appropriations for Fiscal Year 2011
3 within the Grants Revenue Fund from the
4 Director of Finance - Provision for Other
5 Grants - Federal Stimulus Funding to
6 certain or all City offices, departments,
7 boards and commissions," respectfully
8 reports it has considered the same and
9 returns the attached bills to Council
10 with a favorable recommendation.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 The Chair recognizes Councilman
14 Clarke.

15 COUNCILMAN CLARKE: Thank you,
16 Madam President. Madam President, we're
17 not going to suspend the rules on these
18 bills.

19 COUNCIL PRESIDENT VERNA: Okay.

20 COUNCILMAN CLARKE: So there's
21 no suspension.

22 COUNCIL PRESIDENT VERNA: But
23 you are reporting them out of committee.

24 COUNCILMAN CLARKE: Yes.
25 Report them out of committee with a

1 9/30/10 - STATED - 2ND READING

2 favorable recommendation, correct.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 Our next order of business is
6 the consideration of the Calendar. I
7 would ask the Chief Clerk to please read
8 bills on the First Reading Calendar.

9 CHIEF CLERK: I have none,
10 Madam President.

11 COUNCIL PRESIDENT VERNA: Thank
12 you.

13 Since we do not have any bills
14 on the First Reading Calendar, the Chair
15 recognizes Councilwoman Tasco for the
16 purpose of calling up the bills on the
17 Second Reading and Final Passage Calendar
18 to be considered today.

19 COUNCILWOMAN TASCO: Thank you,
20 Madam President. Bill Nos. 100360,
21 100487 and 100288 are being called up for
22 Second Reading and Final Passage Calendar
23 today. All other bills are being held.

24 COUNCIL PRESIDENT VERNA: Thank
25 you.

1 9/30/10 - STATED - 2ND READING

2 The Chief Clerk will please
3 read the title of Bill No. 100360.

4 CHIEF CLERK: An ordinance
5 amending Title 2 of The Philadelphia
6 Code, entitled "City-County
7 Consolidation," by abolishing the Office
8 of the Clerk of Quarter Sessions and
9 reassigning its powers, functions and
10 duties.

11 COUNCIL PRESIDENT Verna: This
12 bill having been read on two different
13 days, the question now is shall the bill
14 pass finally.

15 The Chief Clerk will please
16 call the roll.

17 CHIEF CLERK: Councilwoman
18 Blackwell.

19 COUNCILWOMAN BLACKWELL: Aye.

20 CHIEF CLERK: Councilman
21 Clarke.

22 COUNCILMAN CLARKE: Aye.

23 CHIEF CLERK: Councilman
24 DiCicco.

25 COUNCILMAN DiCICCO: Aye.

1 9/30/10 - STATED - 2ND READING
2 CHIEF CLERK: Councilman Goode.
3 COUNCILMAN GOODE: Aye.
4 CHIEF CLERK: Councilman Green.
5 COUNCILMAN GREEN: Aye.
6 CHIEF CLERK: Councilman
7 Greenlee.
8 COUNCILMAN GREENLEE: Aye.
9 CHIEF CLERK: Councilman Jones.
10 COUNCILMAN JONES: Aye.
11 CHIEF CLERK: Councilman Kelly.
12 COUNCILMAN KELLY: Aye.
13 CHIEF CLERK: Councilman
14 Kenney.
15 COUNCILMAN KENNEY: Aye.
16 CHIEF CLERK: Councilwoman
17 Miller.
18 COUNCILWOMAN MILLER: Aye.
19 CHIEF CLERK: Councilman
20 O'Neill.
21 COUNCILMAN O'NEILL: Aye.
22 CHIEF CLERK: Councilwoman
23 Reynolds Brown.
24 COUNCILWOMAN BROWN: Aye.
25 CHIEF CLERK: Councilman Rizzo.

1 9/30/10 - STATED - 2ND READING

2 COUNCILMAN RIZZO: Aye.

3 CHIEF CLERK: Councilwoman

4 Sanchez.

5 COUNCILWOMAN SANCHEZ: Aye.

6 CHIEF CLERK: Councilwoman

7 Tasco.

8 COUNCILWOMAN TASCO: Aye.

9 CHIEF CLERK: Council President

10 Verna.

11 COUNCIL PRESIDENT VERNA: Aye.

12 The ayes are 16; the nays are
13 zero. A majority of all members having
14 voted in the affirmative, the bill
15 passes.

16 We will now consider Bill
17 100487.

18 CHIEF CLERK: An ordinance
19 amending Chapter 2-200 of The
20 Philadelphia Code, entitled "Recording of
21 Deeds," by modifying the requirements for
22 the recording of deeds, providing for
23 certain fees and making certain technical
24 changes.

25 COUNCIL PRESIDENT VERNA: This

1 9/30/10 - STATED - 2ND READING

2 bill having been read on two different
3 days, the question now is -- oh, I'm
4 sorry. Councilman O'Neill.

5 COUNCILMAN O'NEILL: Yes, Madam
6 President. Thank you. I will be
7 abstaining on this bill. The hearing was
8 held last Wednesday, I believe, and a
9 member of the Fox Rothschild law firm,
10 with which I am associated, was here
11 testifying on behalf of a party in
12 opposition to this bill, and so I will
13 not be taking any part and I have not
14 taken any part in discussions since I
15 found out about that last week.

16 Thank you.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 The Chair recognizes Councilman
20 Greenlee.

21 COUNCILMAN GREENLEE: Thank
22 you, Madam President. Just quickly,
23 first I want to thank Councilwoman
24 Sanchez for her kind words last week and
25 for all the work she and her staff have

1 9/30/10 - STATED - 2ND READING

2 done, together with my staff, on this
3 bill and on the issue of fraudulent
4 deeds, and I'd be remiss if I didn't also
5 note the efforts of Councilwoman Miller,
6 who first raised this issue, I think, a
7 number of years ago. And that's the real
8 problem here. The stealing of houses
9 through false deeds has been happening
10 for years to literally hundreds, if not
11 thousands, of homeowners, and whenever
12 some real solutions are offered, the
13 response of the Law Department and the
14 Records Commissioner is always the same,
15 No, we can't. Well, as many
16 Councilmembers have said to me, why can't
17 we try and find ways to solve this
18 problem instead of finding ways not to.
19 And this bill, like most bills, is not a
20 panacea, but it's an honest effort to try
21 to deal with that problem.

22 So I respectfully ask the
23 members of Council to support this bill,
24 and I hope the Mayor signs the bill and
25 we can work together, as we have on other

1 9/30/10 - STATED - 2ND READING

2 issues, to tackle this serious issue.

3 Thank you, Madam President.

4 COUNCIL PRESIDENT VERNA: Thank
5 you.

6 Again, I repeat, this bill
7 having been read on two different days,
8 the question now is shall the bill pass
9 finally.

10 The Chief Clerk will please
11 call the roll.

12 CHIEF CLERK: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 CHIEF CLERK: Councilman
16 Clarke.

17 COUNCILMAN CLARKE: Aye.

18 CHIEF CLERK: Councilman

19 DiCicco.

20 COUNCILMAN DiCICCO: Aye.

21 CHIEF CLERK: Councilman Goode.

22 COUNCILMAN GOODE: Aye.

23 CHIEF CLERK: Councilman Green.

24 COUNCILMAN GREEN: Aye.

25 CHIEF CLERK: Councilman

1 9/30/10 - STATED - 2ND READING

2 Greenlee.

3 COUNCILMAN GREENLEE: Aye.

4 CHIEF CLERK: Councilman Jones.

5 COUNCILMAN JONES: Aye.

6 CHIEF CLERK: Councilman Kelly.

7 COUNCILMAN KELLY: Aye.

8 CHIEF CLERK: Councilman

9 Kenney.

10 COUNCILMAN KENNEY: Aye.

11 CHIEF CLERK: Councilwoman

12 Miller.

13 COUNCILWOMAN MILLER: Aye.

14 CHIEF CLERK: Councilman

15 O'Neill is abstaining.

16 Councilwoman Reynolds Brown.

17 COUNCILWOMAN BROWN: Aye.

18 CHIEF CLERK: Councilman Rizzo.

19 COUNCILMAN RIZZO: Aye.

20 CHIEF CLERK: Councilwoman

21 Sanchez.

22 COUNCILWOMAN SANCHEZ: Aye.

23 CHIEF CLERK: Councilwoman

24 Tasco.

25 COUNCILWOMAN TASCO: Aye.

1 9/30/10 - STATED - 2ND READING

2 CHIEF CLERK: Council President
3 Verna.

4 COUNCIL PRESIDENT VERNA: Aye.

5 The ayes are 15; the nays are
6 zero. Councilman O'Neill has abstained.
7 A majority of all members having voted in
8 the affirmative, the bill passes.

9 We will now consider Bill No.
10 100288.

11 CHIEF CLERK: An ordinance
12 amending Chapter 9-600 of The
13 Philadelphia Code, entitled "Service and
14 Other Businesses," by amending Section
15 9-613, entitled "Junk Dealers," by
16 requiring Junk Dealers to obtain from
17 each customer a photocopy of valid
18 government issued photo identification
19 pursuant to each business transaction.

20 COUNCIL PRESIDENT VERNA: This
21 bill having been read on two different
22 days, the question now is shall the bill
23 pass finally.

24 The Chief Clerk will please
25 call the roll.

1 9/30/10 - STATED - 2ND READING
2 CHIEF CLERK: Councilwoman
3 Blackwell.
4 COUNCILWOMAN BLACKWELL: Aye.
5 CHIEF CLERK: Councilman
6 Clarke.
7 COUNCILMAN CLARKE: Aye.
8 CHIEF CLERK: Councilman
9 DiCicco.
10 COUNCILMAN DiCICCO: Aye.
11 CHIEF CLERK: Councilman Goode.
12 COUNCILMAN GOODE: Aye.
13 CHIEF CLERK: Councilman Green.
14 COUNCILMAN GREEN: Aye.
15 CHIEF CLERK: Councilman
16 Greenlee.
17 COUNCILMAN GREENLEE: Aye.
18 CHIEF CLERK: Councilman Jones.
19 COUNCILMAN JONES: Aye.
20 CHIEF CLERK: Councilman Kelly.
21 (No response.)
22 COUNCIL PRESIDENT VERNA:
23 Councilman Kelly, how are you voting?
24 COUNCILMAN KELLY: Aye.
25 CHIEF CLERK: Councilman

1 9/30/10 - STATED - 2ND READING

2 Kenney.

3 COUNCILMAN KENNEY: Aye.

4 CHIEF CLERK: Councilwoman

5 Miller.

6 COUNCILWOMAN MILLER: Aye.

7 CHIEF CLERK: Councilman

8 O'Neill.

9 COUNCILMAN O'NEILL: Aye.

10 CHIEF CLERK: Councilwoman

11 Reynolds Brown.

12 COUNCILWOMAN BROWN: Aye.

13 CHIEF CLERK: Councilman Rizzo.

14 COUNCILMAN RIZZO: Aye.

15 CHIEF CLERK: Councilwoman

16 Sanchez.

17 COUNCILWOMAN SANCHEZ: Aye.

18 CHIEF CLERK: Councilwoman

19 Tasco.

20 COUNCILWOMAN TASCO: Aye.

21 CHIEF CLERK: Council President

22 Verna.

23 COUNCIL PRESIDENT VERNA: Aye.

24 The ayes are 16; the nays are

25 zero. A majority of all members having

1 9/30/10 - STATED - SPEECHES

2 voted in the affirmative, the bill
3 passes.

4 This concludes our Calendar for
5 today.

6 Are there speeches on the part
7 of the minority?

8 (No response.)

9 COUNCIL PRESIDENT VERNA: Are
10 there speeches on the part of the
11 majority?

12 The Chair recognizes
13 Councilwoman Tasco.

14 COUNCILWOMAN TASCO: Thank you,
15 Madam President. I'd just like to note
16 that one of our dear friends and one of
17 the leading pastors in the City of
18 Philadelphia, Reverend Randall McCaskill,
19 passed, and as you know, he worked in
20 City Council I believe for Mayor Street.
21 He certainly worked with the Black Clergy
22 and all of the ministerial organizations
23 of the City of Philadelphia, and he will
24 be missed. His church was in my district
25 on 10th Street and certainly was a

1 9/30/10 - STATED - SPEECHES

2 supporter of all -- of many of us in the
3 City Council.

4 His funeral is tomorrow at 11
5 o'clock at Vine Memorial at 56th and
6 Vine.

7 Thank you.

8 COUNCIL PRESIDENT VERNA: Thank
9 you.

10 The Chair recognizes
11 Councilwoman Miller.

12 COUNCILWOMAN MILLER: Thank
13 you, Madam President. I want to urge
14 Philadelphians to attend the Police
15 Department's police and community forums
16 that will be held tonight within each
17 police district. And there is a listing
18 of the places in the newspapers and also
19 they can go on the website
20 www.phillypolice.com.

21 The overall goal of these
22 meetings is to give people an opportunity
23 to share their thoughts and concerns
24 dealing with issues of crime and disorder
25 in neighborhoods or issues of police

1 9/30/10 - STATED - SPEECHES

2 misconduct. So I think it's important to
3 attend. Certainly the Police Department
4 will be there, Internal Affairs Bureau,
5 the Police Advisory Commission, the
6 Police Clergy and the Police District
7 Advisory Councils and other community
8 groups.

9 So we just want to urge people
10 to attend. This is an opportunity to go
11 out and be heard.

12 Thank you.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 The Chair recognizes
16 Councilwoman Brown.

17 COUNCILWOMAN BROWN: Thank you,
18 Madam President. Earlier this week I
19 read the great story in the Philadelphia
20 Metro about our young people, but more
21 specifically about SEPTA police and how
22 they're doing a better and a stronger job
23 around taking young people off the
24 streets and returning them to school
25 around the issue of truancy, but I'm

1 9/30/10 - STATED - SPEECHES

2 more -- or I would say an equally
3 disturbing story hit our airwaves
4 Wednesday night, which has made my heart
5 ache, and I want to speak on that. It is
6 about the suicide of Tyler Clementi, an
7 18-year-old who just recently left home
8 to attend Rutgers University, and for
9 sure it has shaken up the institution
10 there. I would hope, however, that the
11 suicide of Tyler Clementi has captured
12 the hearts of anyone who directly or
13 indirectly touches on the lives of young
14 people.

15 Here are the facts, Madam
16 President: Nine out of ten gay youth
17 report being harassed. Gay youth are
18 four times more likely to commit suicide
19 than their straight counterparts. So to
20 think that two minority students, an
21 Asian female student at Rutgers
22 University and an East Indian male
23 student at Rutgers University, will use
24 as sport the filming or spying of another
25 young person, another minority student, a

1 9/30/10 - STATED - SPEECHES

2 gay student, for me is a tragedy.

3 This tragic news of the
4 talented young man who took his life
5 because his roommate secretly recorded
6 him and shared video on social networks
7 should give us pause. We need to make
8 sure we use this as a teachable moment,
9 and I did this morning while taking my
10 daughter to school.

11 It is important to teach our
12 children at a young age to understand the
13 concept of privacy, to understand how to
14 use technology in a responsible way so it
15 does not violate someone else's privacy
16 and thereby harms their lives
17 inadvertently.

18 Unlike when we were young for
19 sure -- I can only speak for myself --
20 schools were places where young people,
21 we learned to use technology quite
22 differently than what we see today. It
23 is not unusual to see young people taking
24 their phones to parties and on the ball
25 field and in the classroom because of the

1 9/30/10 - STATED - SPEECHES

2 enormous value that it has. I'm of the
3 view as a former teacher that schools and
4 teachers who are indeed beginning to
5 teach it in the high schools, we need to
6 start earlier. More needs to be taught
7 at the earliest age possible about the
8 appropriate, responsible use of social
9 networking.

10 This incident further reminds
11 us that the social stigma of being gay is
12 still that, a stigma. That a young man
13 would take his life because of posted
14 video images are heart-wrenching. Three
15 families' lives have now been destroyed.

16 So I believe all of us,
17 teachers in the classroom, pastors in the
18 pulpit, anybody who touches the lives of
19 young people, we have to be vigilant in
20 teaching tolerance and teaching others
21 that just because you are different
22 doesn't make you better.

23 We still have work to do, Madam
24 President, and my heart goes out to all
25 those young people who are a minority and

1 9/30/10 - STATED - SPEECHES

2 every day have to live with someone else
3 ridiculing them because they appear
4 different.

5 Thank you, Madam President.

6 COUNCIL PRESIDENT VERNA:

7 You're welcome.

8 The Chair recognizes Councilman
9 Jones.

10 COUNCILMAN JONES: Thank you,
11 Madam President. I want to thank my
12 colleagues the other day that sat through
13 the Joint Committee on Environment,
14 Transportation and Public Utilities
15 hearing on Marcellus Shale. It was a
16 lengthy hearing that many colleagues,
17 particularly Councilman Kenney,
18 Councilwoman Blackwell, Brown, O'Neill
19 and Greenlee, helped get the City
20 through.

21 Late yesterday afternoon, the
22 House passed the shale gas production
23 tax, Senate Bill 1155. This gives a rate
24 of 39 cents per cubic feet for gas
25 ferreted from the Marcellus Shale find.

1 9/30/10 - STATED - SPEECHES

2 There's no definite time when
3 the Governor or the Senate will take
4 action on this measure, but one thing was
5 clear about these hearings, that there
6 were more questions than answers that
7 particularly were germane to
8 Philadelphia's water system. And I want
9 to say, before we graciously accept the
10 severance package offered by the mining
11 community, that we need to take the time
12 to work with the Environmental Protection
13 Agency to do a study first before we
14 implement policy that we may, may never
15 be able to correct again and our
16 grandchildren will have to pay for.

17 Thank you.

18 COUNCIL PRESIDENT VERNA:

19 You're welcome.

20 The Chair recognizes
21 Councilwoman Sanchez.

22 COUNCILWOMAN SANCHEZ: Thank
23 you, Madam President. I would be remiss
24 if I did not take this opportunity before
25 my comments to thank the Council

1 9/30/10 - STATED - SPEECHES

2 leadership, including yourself,
3 President, and the 15 co-sponsors of our
4 BPT legislation. It is with the
5 support -- and Councilman O'Neill
6 reminded me that it is not always as easy
7 for freshmen, as is the case for
8 Councilman Green and myself, to be able
9 to participate in the legislative process
10 as we have. So I wanted to take an
11 opportunity to thank the leadership, you,
12 Tasco, O'Neill and Rizzo, for your
13 support and the other co-sponsors, Goode,
14 Reynolds Brown, DiCicco, Kelly, Rizzo
15 Clarke, Greenlee, Krajewski, Donna Reed
16 Miller, for their support and look
17 forward to that.

18 I wanted to add one thing as we
19 were celebrating or recognizing domestic
20 violence, that the last two rape victims
21 were from my councilmanic district, and I
22 wanted to just send my heartfelt sincere
23 sentiments to those two women, the one
24 found in Fairmount Park and this morning
25 in the 2600 block of Hancock, both from

1 9/30/10 - STATED - SPEECHES

2 my councilmanic district, and encourage
3 people as my colleague, Donna Reed Miller
4 stated, to attend tonight's forums so
5 that we can become more informed about
6 how we can help with this kind of crime
7 wave against women that is occurring,
8 particularly in the last 48 hours.

9 So thank you.

10 COUNCIL PRESIDENT VERNA: Thank
11 you.

12 The Chair recognizes
13 Councilwoman Tasco.

14 COUNCILWOMAN TASCO: Thank you,
15 Madam President. I'd just like to thank
16 Councilwoman Brown for her comments
17 relative to the incident at Rutgers, but
18 I want to add to that the whole notion of
19 this social networking, because this past
20 summer -- and it was brought to my
21 attention just recently by Vernon Price,
22 who works in the DA's Office, that there
23 was a young man in my -- that was in one
24 of the schoolyards in my district who was
25 forced to strip by some of his -- some of

1 9/30/10 - STATED - SPEECHES

2 the neighborhood boys, and then they
3 filmed him and put it on Facebook. And
4 it's just very, very painful to see that
5 these young men and women are being
6 totally irresponsible in their behavior.

7 You know, we put a lot on the
8 schools and everyone else, but I also
9 want to caution and call on the parents
10 to be more alert and more responsible in
11 controlling the behavior of their
12 children and at least trying to teach
13 them some values about self-respect and
14 respect for others, too.

15 So it's just very agonizing.
16 I've spoken to the Mayor about the
17 increase in this violence in the
18 community, particularly between the young
19 people ages 13, 14, 15, and that we have
20 to find some way to address this issue,
21 because we cut out some of the programs
22 that we had to address these issues with
23 these young people, and I'm calling on
24 the Mayor again that we have to find some
25 way to provide services to these young

1 9/30/10 - STATED - SPEECHES

2 people to distract them into a more
3 positive activity.

4 I also want to tell the people
5 of the Ninth Councilmanic District and
6 the 203rd Legislative District that the
7 community Quality of Life meeting tonight
8 scheduled for Saint Williams at Rising
9 Sun and Robbins will continue and that
10 the Second District will hold their
11 commissioners meeting at the same time
12 and we urge people to come out. And I
13 say that because of the rain, the
14 possibility of rain. We will still have
15 that Quality of Life town meeting tonight
16 at Saint Williams and we urge all of our
17 constituents and anyone else who would
18 like to come out to join us.

19 Thank you.

20 COUNCIL PRESIDENT VERA: Thank
21 you.

22 The Chair recognizes
23 Councilwoman Blackwell.

24 COUNCILWOMAN BLACKWELL: Thank
25 you, Madam President. I would like us to

1 9/30/10 - STATED - SPEECHES

2 welcome the Chief of Staff, who has
3 graced us with her presence today, for
4 the Office of the Sheriff, and that is
5 Patricia A. Bryant joins us today.

6 (Applause.)

7 COUNCIL PRESIDENT VERNA: The
8 Chair recognizes Councilman O'Neill.

9 COUNCILMAN O'NEILL: Thank you,
10 Madam President. I would like to
11 congratulate Councilwoman Sanchez and
12 Councilman Green on the proposal to
13 reform the business privilege tax this
14 morning. Without getting into any
15 detail, it's an exciting proposal, and I
16 think everyone should recognize it.

17 The legislation has the
18 opportunity to be a game-changer in this
19 City in terms of keeping businesses here
20 and jobs here with those businesses, but
21 also bringing businesses that otherwise
22 wouldn't come in to the City because of
23 the unfair tax structure we presently
24 have, which rewards companies for being
25 outside the City and punishes companies

1 9/30/10 - STATED - SPEECHES

2 for being inside.

3 So I hope everyone takes this
4 very seriously and that whatever we're
5 going to do on it, we do it in fairly
6 rapid fashion, because I don't want to
7 see it get lost in the budget when we
8 have the time now. We have some
9 distractions, but I think that's what
10 they are in terms of competing with this,
11 just distractions, and I hope this
12 becomes a priority of the whole Council
13 in terms of weighing in on it.

14 And I also want to thank the
15 President for allowing Econsult, led by
16 Mr. Mullin, because I think that is
17 really -- I mean, these Councilmembers
18 have worked for a couple years on this,
19 but I think what happened over the summer
20 with Econsult now has it at the point
21 where I understand it and it's easy to
22 explain to people. And so this could be
23 a real change, and I just want to
24 congratulate them for bringing something
25 to the floor that has this level of

1 9/30/10 - STATED - ADJOURNMENT

2 potential help for the City.

3 Thank you.

4 COUNCIL PRESIDENT Verna: Thank
5 you.

6 Does anyone else want to be
7 recognized?

8 (No response.)

9 COUNCIL PRESIDENT Verna:
10 Seeing no one, the Chair recognizes
11 Councilman Clarke for a motion to
12 adjourn.

13 COUNCILMAN CLARKE: Thank you,
14 Madam President. I move that Council
15 stand adjourned until Thursday, October
16 7th, 10:00 a.m., 2010.

17 (Duly seconded.)

18 COUNCIL PRESIDENT Verna: It
19 has been moved and seconded that Council
20 stand adjourned until Thursday, October
21 7th at 10:00 a.m.

22 All in favor will say aye.

23 (Aye.)

24 COUNCIL PRESIDENT Verna: Those
25 opposed?

1 9/30/10 - STATED - ADJOURNMENT

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The

4 ayes have it, and Council will be

5 adjourned until Thursday, October 7th.

6 Thank you.

7 (Stated Meeting adjourned at

8 11:40 a.m.)

9 - - -

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1

2

CERTIFICATE

3

I HEREBY CERTIFY that the

4

proceedings, evidence and objections are

5

contained fully and accurately in the

6

stenographic notes taken by me upon the

7

foregoing matter on September 30, 2010, and

8

that this is a true and correct transcript of

9

same.

10

11

12

13

14

15

MICHELE L. MURPHY

16

RPR-Notary Public

17

18

19

20

(The foregoing certification of this

21

transcript does not apply to any reproduction

22

of the same by any means, unless under the

23

direct control and/or supervision of the

24

certifying reporter.)

25

