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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, September 28, 2006
10:10 a.m.

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PRESENT:

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COUNCIL PRESIDENT ANNA C. VERNA

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COUNCILWOMAN JANNIE BLACKWELL

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COUNCILMAN DARRELL L. CLARKE

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COUNCILMAN FRANK DiCICCO

14

COUNCILMAN W. WILSON GOODE, JR.

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COUNCILMAN JACK KELLY

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COUNCILMAN JAMES F. KENNEY

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COUNCILWOMAN JOAN L. KRAJEWSKI

18

COUNCILWOMAN DONNA REED MILLER

19

COUNCILMAN BRIAN J. O'NEILL

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COUNCILMAN JUAN RAMOS

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COUNCILWOMAN BLONDELL REYNOLDS BROWN

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COUNCILMAN FRANK RIZZO

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COUNCILWOMAN MARIAN B. TASCO

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PATRICIA RAFFERTY, CHIEF CLERK

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1835 Market Street, Suite 600

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Philadelphia, Pennsylvania 19103

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215.561.2220 215.567.2670

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COUNCIL PRESIDENT VERNA: Good morning, everyone. I note that the hour has come and that a quorum of this Council is present. Council will please come to order. Members will take their seats and visitors will retire to the seats outside the rails.

To give our invocation this morning, the Chair welcomes Reverend Arlington Medley, Pastor of the Philippian Baptist Church. He is here today as the guest of Councilman Goode.

I would ask all members and guests to please rise.

(Everyone stands.)

REVEREND NEDLEY: This is a prayer for listening. This is a prayer for hearing.

Philadelphia is a strange city. The story is said that there was a man who was acting very strangely. He was a 95-year-old man who was caught walking around Philadelphia acting strangely. He was strange in his actions because at 95

1 9/28/06 - STATED - INVOCATION
2 years old he was seen walking around with
3 a woman who was only 25 years old,
4 hugging, squeezing, laughing, grabbing
5 her. Hugging, squeezing, laughing and
6 grabbing her. A 95-year-old man with a
7 25-year-old woman.

8 That man ran one day into his
9 doctor. His doctor looked at him and
10 said, Arthur, what are you doing?

11 He said, Doctor, I'm doing what
12 you told me to do. You told me to get a
13 hot mama and be happy.

14 He said, No, no, no. What did
15 you say?

16 He said, You told me, I
17 remember, to get a hot mama and be
18 cheerful.

19 He said, No, Arthur. I said
20 you have a heart murmur and to be
21 careful.

22 There's a hearing problem, and
23 even on this morning, we pray that we can
24 not only hear from our constituents, hear
25 from the people but, more importantly,

1 9/28/06 - STATED - INVOCATION
2 know that we're here to hear from God.
3 Let's ask God's spirit into this place as
4 we pray. Won't you bow.

5 God, this morning we come
6 asking that you have your way, that you,
7 God, come into this place and that you
8 guide us and speak to each person here,
9 not just at the matters at hand, God, but
10 with the matters of all of our lives. We
11 trust you today, God, and give ourselves
12 to you more fully and ask, God, that you
13 give us clarity not just of thought but
14 in hearing from you, moved by your spirit
15 on everyone here right now. Have your
16 way today. For it's in the name of your
17 son we pray, let everyone say amen.

18 COUNCIL PRESIDENT VERNA: Amen.

19 The Chair thanks Reverend
20 Medley for his very inspiring invocation.

21 Council will be at ease.

22 (Council at ease.)

23 COUNCIL PRESIDENT VERNA: The
24 next order of business is the approval of
25 the Journal of the meeting of Thursday,

1 9/28/06 - STATED - APPROVAL OF JOURNAL
2 September 21, 2006, and the Chair
3 recognizes Councilwoman Blackwell.

4 COUNCILWOMAN BLACKWELL: Thank
5 you, Madam President. I move that the
6 Journal of the meeting of Thursday,
7 September 21, 2006 stand approved.

8 (Duly seconded.)

9 COUNCIL PRESIDENT VERNA: It
10 has been moved and properly seconded that
11 the Journal of the meeting of Thursday,
12 September 21, 2006 stand approved.

13 All in favor will please
14 indicate by saying aye.

15 (Aye.)

16 COUNCIL PRESIDENT VERNA: Those
17 opposed?

18 (No response.)

19 COUNCIL PRESIDENT VERNA: The
20 ayes have it, and the Journal of the
21 meeting of Thursday, September 21, 2006
22 is approved.

23 The next order of business is
24 requests for leave of absence, and,
25 again, the Chair recognizes Councilwoman

1 9/28/06 - STATED - LEAVES

2 Blackwell.

3 COUNCILWOMAN BLACKWELL: Thank
4 you, Madam President. On behalf of the
5 majority, there are no requests for
6 leaves of absence today.

7 COUNCIL PRESIDENT VERNA: Thank
8 you.

9 The Chair recognizes Councilman
10 Rizzo.

11 COUNCILMAN RIZZO: Madam
12 President, there's no requests for leave
13 of absence from the republicans.

14 COUNCIL PRESIDENT VERNA: The
15 Chair thanks the gentleman.

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

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2 At this time, the Chair
3 recognizes Councilman Rizzo, who will
4 present a resolution honoring and
5 recognizing the ever popular Vince Papale
6 for his contributions to the City of
7 Philadelphia.

8 I would ask Mr. Papale and
9 those accompanying him please join the
10 Councilman at the podium.

11 I see that Councilman Rizzo is
12 being accompanied by Councilman DiCicco
13 and Councilwoman Brown.

14 The Chair recognizes Councilman
15 Rizzo.

16 COUNCILMAN RIZZO: Thank you,
17 Madam President. And before I start to
18 read the resolution, I just want to let
19 everyone know that this year Vince Papale
20 will be the Grand Marshal of our Columbus
21 Day Parade. So we're so happy that he
22 has accepted that.

23 (Applause.)

24 COUNCILMAN RIZZO: So I have a
25 feeling that we're going to have a bigger

1 9/28/06 - STATED - PRESENTATIONS
2 parade, a lot more people coming out this
3 year than normal. A lot of pizza, right?

4 I appreciate Councilman DiCicco
5 and Blondell Reynolds Brown, but I'd like
6 to first introduce Janet Papale, Vince's
7 wife, and Gabriella and Vincent, the son
8 and daughter of Vince and Janet Papale.
9 And here we go.

10 Recognizing, honoring and
11 celebrating Vince Papale for his
12 outstanding achievements, his dedication
13 to many charitable causes and his
14 lifetime of accomplishments and for his
15 tremendously inspirational contributions
16 to the Philadelphia community.

17 Whereas, in 1976, Vince Papale,
18 in an open tryout, made the Philadelphia
19 Eagles Football Team at the age of 30;
20 and

21 Whereas, he became -- I don't
22 know if you're going to like this or
23 not -- the oldest rookie in the NFL, but
24 that's the fact, a record that still
25 stands today.

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2 I think, Blondell, you're
3 there.

4 COUNCILWOMAN BROWN: Whereas,
5 Vince was voted Special Teams Captain by
6 his teammates and "Man of the Year" for
7 his many charitable activities; and

8 Whereas, Vince works
9 successfully as the Marketing Executive
10 and Special Projects Director for Sallie
11 Mae, the nation's number one student
12 financial aid company; and

13 Whereas, Vince and his wife,
14 Janet, a former member of the USA World
15 Gymnastics Team, together with their
16 children, Gabriella and Vincent, enjoy
17 the honor as the only married couple ever
18 to be inducted individually into the
19 Pennsylvania Sports Hall of Fame.

20 (Applause.)

21 COUNCILMAN DiCICCO: And
22 whereas, he is a strong supporter in the
23 community and in many charitable causes;
24 specifically, Vince has served as the
25 Chairman or Co-Chairman for Philadelphia

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2 Vietnam Veterans, Spina Bifida
3 Association, Deborah Hospital, Multiple
4 Sclerosis Society and the American Heart
5 Association. He has also worked with the
6 Eagles Fly for Leukemia, the Police
7 Athletic League, Special Olympics, Boy
8 Scouts Sunshine Foundation, Maxwell
9 Football Club and Variety Club; and

10 Whereas, Vince has received the
11 Chapel of the Four Chaplain's
12 Humanitarian Award, the United Way's Gold
13 Award and the Jaycee's Distinguished
14 Service Award; and

15 Whereas, the movie "Invincible"
16 and the book under the same title was
17 inspired by the true story of Vince
18 Papale. Now therefore

19 COUNCILMAN RIZZO: Resolved, by
20 the Council of the City of Philadelphia,
21 that it recognizes, honors and celebrates
22 Vince Papale for his outstanding
23 achievements, his dedication to
24 charitable causes and his lifetime of
25 accomplishments and his tremendously

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2 inspirational contributions to the
3 Philadelphia community.

4 Further resolved, that an
5 engrossed copy of this resolution be
6 presented to Vince Papale further
7 evidencing the sincere admiration and
8 gratitude of this legislative body.

9 And, Vince, this was signed by
10 President Anna Verna and all members of
11 City Council, and we're so happy and
12 thrilled to have you here today.

13 (Applause.)

14 COUNCIL PRESIDENT VERNA: The
15 Chair recognizes Mr. Papale for remarks.

16 MR. PAPALE: Okay. Thank you,
17 President Verna and Councilmen Rizzo and
18 DiCicco and Councilwoman Reynolds Brown.
19 This is just so exciting.

20 Reverend, I swear you were
21 talking about my grandfather. That was
22 him in real life.

23 I am just so honored and
24 humbled and excited to be here in
25 representing the City of Philadelphia,

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2 and also just thank you to my wife. It's
3 all because of her. She's just been the
4 wind beneath my wings, and my children,
5 Gabriella and Vincent, born right here in
6 Philadelphia, 20th and Brandywine.

7 (Applause.)

8 MR. PAPALE: Yeah. We're very
9 excited about that.

10 I'm a very blessed guy. You
11 know there's this movie that's out and
12 they say the movie "Invincible" is about
13 me, but not really. The movie
14 "Invincible" is about the City of
15 Philadelphia, everyone here in this room.
16 It's about resiliency, courage,
17 dedication. It's about hope. It's about
18 the dream. It's about anybody who was
19 told that they couldn't do something but
20 yet they did it, anybody that's told that
21 you can't but yet you went ahead and
22 tried. It's about anybody who didn't
23 have the right resume, didn't come from
24 the right background, was too old, too
25 short, too young, too this, too that, and

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2 that's what "Invincible" is about. So
3 I'm carrying the banner saying it's
4 inspired by the true life of Vince
5 Papale, but "Invincible" and all the
6 things that are going on here are
7 inspired by the true lives of the people
8 here in this room, and I congratulate
9 you, because everyone in this room is
10 truly invincible and I'm just the guy who
11 is out here carrying, as I said, that
12 banner.

13 Again, it's a tremendous,
14 tremendous honor. If you could only
15 imagine what's going on in my head right
16 now, all the wonderful things that are
17 going on, a legacy that can be passed on
18 now to my family and children, and I just
19 can't thank the City of Philadelphia
20 enough, enough for all the support.

21 If you haven't seen the movie
22 "Invincible," get there and see it, not
23 because it's about me, not because I need
24 the bonus money with the box office
25 receipts, but you're just going to love

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2 how Philadelphia looks. It is just
3 exquisite, it looks beautiful, and it's
4 the story about the neighborhoods of
5 Philadelphia which make us so unique,
6 makes us invincible.

7 So, again, on behalf of the
8 Papale team, my beautiful family and my
9 mom and dad, thank you so much. I'm
10 tremendously honored, just humbled to the
11 max, and I'll see you all at the
12 Thanksgiving -- no. It's the Columbus
13 Day Parade. We'll be here. Every day is
14 Thanksgiving for me as a cancer survivor,
15 so I'll see you at the Columbus Day
16 Parade. Thank you very much.

17 (Applause.)

18 COUNCIL PRESIDENT VERNA:

19 Council will be at ease.

20 (Council at ease.)

21 COUNCIL PRESIDENT VERNA: At
22 this time, the Chair recognizes
23 Councilwoman Blackwell.

24 COUNCILWOMAN BLACKWELL: Thank
25 you, Madam President. I'd like to

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2 recognize some of our special guests from
3 the clergy who are here or who will be
4 here. Bishop C. Milton Grannum, New
5 Covenant Church of Philadelphia; Bishop
6 Ernie C. Morris, Mount Airy Church of God
7 and Christ; Reverend Alan Waller, Enon
8 Baptist Church; Reverend Dr. Keith Reed,
9 my pastor, Sharon Baptist Church;
10 Reverend William B. Moore, 10th Memorial
11 Baptist Church; Presiding Elder Joseph D.
12 Patterson, Philadelphia Conference of AME
13 Church; Reverend Larry Marcus, Greater
14 Faith Baptist Church; Reverend Ken
15 Staley, Christian Stronghold Baptist
16 Church; Reverend James Moore, President
17 of the Black Clergy of Philadelphia and
18 vicinity and pastor of Second Mount Zion,
19 as well as last but not least, our own
20 Reverend Marguerite Handy, Faith Based.

21 Thank you very much, Madam
22 President.

23 COUNCIL PRESIDENT VERNA: Thank
24 you. If they would stand, we would
25 certainly like to welcome them.

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2 COUNCILWOMAN BLACKWELL: Thank
3 you.

4 COUNCIL PRESIDENT VERNA:
5 Please stand if you are present.

6 I assume they're not with us at
7 the moment, but we welcome them anyway in
8 their absence.

9 (Applause.)

10 COUNCIL PRESIDENT VERNA: The
11 Chair now recognizes Councilwoman
12 Blackwell, who will present a resolution
13 honoring Gregory T. Burrell.

14 Will Mr. Burrell and those
15 accompanying him please join the
16 Councilwoman at the podium.

17 I see that Councilwoman
18 Blackwell is being accompanied by
19 Councilwoman Brown and Councilman Goode.

20 COUNCILWOMAN BLACKWELL: Thank
21 you very much, Madam President.

22 As many of you know, Greg
23 Burrell is not only the owner of Terry's
24 Funeral Home, but he's a friend, and
25 Terry's Funeral Home is where everyone is

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2 from the Brooks and Blackwell families as
3 far back as I can remember. He's a part
4 of our family, and this is the funeral
5 director we all use, and he has been a
6 wonderful leader and partner in our
7 community across the board.

8 Resolution congratulating
9 Gregory T. Burrell for his recent
10 election as Corporate Secretary of the
11 National Funeral Directors and Morticians
12 Association. And as will be said, I say
13 this to my colleagues, he will become the
14 President of this national organization
15 in 2009.

16 Whereas, Gregory T. Burrell is
17 the President and CEO of one of the
18 City's most prominent
19 African-American-owned businesses, Terry
20 Funeral Home located in West
21 Philadelphia; and

22 Whereas, Terry Funeral Home has
23 served the Philadelphia area for more
24 than 67 years providing funeral services
25 to notable Philadelphians, including Paul

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2 Robeson, C. Delores Tucker and Lucien E.
3 Blackwell. And I add he also has Lou's
4 mural on his wall.

5 And whereas, Mr. Burrell
6 possesses a wealth of experience gathered
7 by working in funeral homes in North
8 Carolina, Florida, Tennessee and Georgia;
9 and

10 Whereas, he earned his
11 Associate's degrees in mortuary science
12 from the Gupton-Jones College of Mortuary
13 Science in Atlanta, Georgia, and his
14 Bachelor's degree in business management
15 from the Morehouse College in Atlanta,
16 Georgia; and

17 COUNCILMAN GOODE: Whereas,
18 Mr. Burrell was elected as Corporate
19 Secretary of the National Funeral
20 Directors and Morticians Association,
21 NFD&MA, at its 69th annual Convention
22 during the week of August 6, 2006; and

23 Whereas, the NFD&MA is the
24 nation's oldest and largest
25 African-American professional association

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2 of funeral directors, morticians and
3 embalmers, with an 82-year history, and
4 represents more than 6,000 funeral
5 directors and morticians around the
6 world; and

7 Whereas, the NFD&MA will hold
8 its 70th annual convention in the City of
9 Philadelphia during the summer of 2007;
10 and

11 Whereas, Mr. Burrell is
12 expected to become President of the
13 NFD&MA in 2009; and

14 COUNCILWOMAN BROWN: Whereas,
15 our City can be proud of what Gregory T.
16 Burrell has accomplished, making him an
17 excellent ambassador to the City and role
18 model for our young people.

19 Now therefore resolved, by the
20 Council of the City of Philadelphia, that
21 we congratulate you, Gregory T. Burrell,
22 on his election as the Corporate
23 Secretary for the National Funeral
24 Directors and Mortuary Association.

25 Further resolved, that an

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2 engrossed copy of this resolution be
3 presented to Mr. Burrell as a sincere
4 expression of Council's appreciation and
5 acknowledgment of his accomplishments.

6 This was introduced by our
7 colleague, Councilwoman Jannie Blackwell,
8 and sponsored by all the members of the
9 Philadelphia City Council.

10 Congratulations.

11 (Applause.)

12 COUNCIL PRESIDENT VERNA: The
13 Chair recognizes Mr. Burrell for remarks.

14 MR. BURRELL: Thank you very
15 much, Madam President. To the other
16 members of the City Council, I am humbled
17 at this recognition. To my wife, who has
18 endured the long hours and the
19 campaigning all around the country, I'd
20 like to tell her how much I love her
21 publicly for the support that she has
22 given us.

23 When I first decided to run --
24 I have a nine-year-old daughter who is
25 the money person in our family, and I

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2 told her that I was about to run for this
3 office and I told her that I would be
4 away from home sometimes and may not be
5 there to get them to school. So she
6 said, Okay, but I have one little
7 question. She said, You're not going to
8 lose your job if you do this?

9 So I said, No, baby, I don't
10 think dad will lose his job.

11 She said, Well, okay, it's fine
12 to do it.

13 One of the most life-long
14 lessons that I have learned throughout my
15 life is that hard work and persistence
16 does pay off. When I sat out to run for
17 this office and my opponent entered the
18 race, I literally had phone calls from
19 around the country telling me, Greg,
20 there is no way that you can beat her.
21 She has been around this Association
22 forever. Her grandfather was one of the
23 founders of the Association. And it
24 shook me a little bit, but being the
25 Morehouse man that I am and being I

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2 always taught that whatever you set out
3 to do as a Morehouse man, you can do it,
4 and so my responses were to the people
5 who called me, Bring it on. And here I
6 am before you today in the legislative
7 branch of our City government accepting
8 this resolution.

9 One of the things that I
10 promised our Association at my remarks
11 after I had been installed was that as
12 long as I was a member of the Executive
13 Committee of that Association, that I
14 would always represent the Association
15 with dignity and with honor, and I stand
16 before you today, the City of
17 Philadelphia, and to say to you that as
18 long as I represent the City of
19 Philadelphia and the State of
20 Pennsylvania, that I will do it with
21 dignity and honor.

22 Thank you so very much.

23 (Applause.)

24 COUNCIL PRESIDENT VERNA:

25 Council will be at ease.

1 9/28/06 - STATED - PRESENTATIONS

2 (Council at ease.)

3 COUNCIL PRESIDENT Verna: The
4 Chair now recognizes Councilwoman Tasco,
5 who will present a resolution recognizing
6 the 16th anniversary of Memory Walks in
7 October.

8 Will Ms. Wendy Campbell and
9 those accompanying her please join the
10 Councilwoman at the podium.

11 COUNCILWOMAN TASCO: Good
12 morning. It's a pleasure to present this
13 resolution on behalf of our President,
14 Councilwoman Verna, recognizing the 16th
15 anniversary of Memory Walks in October
16 and observing National Alzheimer's
17 Awareness Month in November 2006 in the
18 City of Philadelphia.

19 Whereas, the purpose of
20 National Alzheimer's Disease Month is to
21 raise awareness of this disease and to
22 emphasize the importance of finding
23 treatments, prevention and ultimately a
24 cure; and

25 Whereas, it is a sad irony that

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2 National Alzheimer's Disease Month was
3 first proclaimed by President Ronald
4 Reagan. The disease is mysterious,
5 elusive and frustrating. It is
6 degenerative and advances gradually,
7 causing forgetfulness, confusion,
8 impaired judgment and ultimately total
9 dependence; and

10 Whereas, although the federal
11 government estimates spending \$515
12 million for Alzheimer's Disease research
13 this year alone, there is still no
14 vaccine, no cure and no treatment for
15 this terrible disease, which costs so
16 much in money and in the physical and
17 emotional distress endured by sufferers,
18 their families and their friends; and

19 Whereas, the Alzheimer's
20 Association is the major source of
21 information and support for the 4 million
22 Americans with this disease and their
23 families. It is a national network whose
24 members represent the interests of those
25 affected by Alzheimer's Disease on every

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2 level of government and with health and
3 long-term care providers. The
4 Association is a strong and effective
5 advocacy group, whose members we thank
6 for their continuing efforts.

7 Now therefore resolved, by the
8 Council of the City of Philadelphia, that
9 we hereby recognize November 2006 as
10 National Alzheimer's Disease Month.

11 Further resolved, that an
12 engrossed copy of this resolution be
13 presented to Wendy L. Campbell, President
14 of the Alzheimer's Association, as
15 evidence of our respect for her, the
16 Association's work and our sincere hope
17 that the dream of prevention and cure
18 will become a reality.

19 Certification that this is a
20 true and correct copy of the original
21 resolution, adopted by the Council of the
22 City of Philadelphia on the 14th day of
23 September 2006. Signed by President Anna
24 C. Verna, introduced by Marian B. Tasco
25 for Anna C. Verna and sponsored by all

2 members of City Council.

4 (Applause.)

8 MS. CAMPBELL: Thank you very
9 much, Madam Chair and members of Council
10 and City Councilwoman, very much.

19 Research has been making some
20 advances and we have been finding ways to
21 diagnose Alzheimer's earlier.
22 Unfortunately, that means that more
23 families are bearing the burden and
24 knowing what it means. In fact, in the
25 Delaware Valley this year, the area that

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2 the Chapter serves, there are now 294,000
3 people suffering with Alzheimer's Disease
4 or related dementia. That's 26,000 more
5 than last year when I was here standing
6 before you. The sad part about that
7 26,000 is all of them are below the age
8 of 65. Some of them are in their 30's,
9 some are in their 40's, some are in their
10 50's and some are in their early 60's.

11 So it's evermore important that
12 our community ban together and start
13 bringing this disease to the forefront,
14 and the way to do that is with our Memory
15 Walk. Be out there, join us, be counted,
16 because those with the disease, they
17 can't be there to walk for themselves,
18 and often their most significant
19 caregiver can't be with them. So we need
20 other people such as the Councilmembers
21 and your families to come and stand up
22 for those families that can't be there
23 for themselves, because as we're finding
24 out, Alzheimer's Disease is not a disease
25 of any particular group, it's a disease

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2 of all of us.

3 So I invite you to please join
4 us. I thank you for this proclamation,
5 because our goal is together we will have
6 a world without Alzheimer's Disease.

7 Thank you.

8 (Applause.)

9 COUNCIL PRESIDENT VERNA:

10 Council will be at ease.

11 (Council at ease.)

12 COUNCIL PRESIDENT VERNA: At
13 this time, the Chair recognizes
14 Councilwoman Brown.

15 COUNCILWOMAN BROWN: Thank you,
16 Madam President. I am pleased today to
17 welcome the guests in the Council Chamber
18 from City Year. All of us have seen the
19 red jackets and bright white T-shirts
20 outside City Hall and throughout our City
21 over the past many years. The group here
22 today is over 200 strong, both here in
23 our Chambers and across the hall in the
24 Caucus Room, and these are the new
25 2006-2007 American corps. It is

2 middle schools running after-school and
3 weekend programs.

7 (Applause.)

9 Welcome.

13 CITY YEAR: Fired up!

22 Congratulations.

24 (Applause.)

1 9/28/06 - STATED - COMMUNICATIONS
2 next order of business is communications.
3 The Chair requests that the
4 Sergeant-At-Arms deliver the messages
5 from the Mayor to the Chief Clerk.

6 The Chief Clerk will please
7 read the messages from the Mayor.

8 CHIEF CLERK: To the President
9 and members of the Council of the City of
10 Philadelphia, I am pleased to advise you
11 that today, September 28, 2006, I signed
12 all of the bills that were passed by
13 Council at its session on September 14,
14 2006.

15 COUNCIL PRESIDENT VERNA: Thank
16 you. The messages will be printed in the
17 Journal. I would ask the Chief Clerk to
18 please read any other communications in
19 her possession.

20 CHIEF CLERK: That's all I
21 have, Madam President.

22 COUNCIL PRESIDENT VERNA: Thank
23 you.

24 The next order of business is
25 the introduction of bills and

1 9/28/06 - STATED - INTRO. OF BILLS
2 resolutions, and the Chair recognizes
3 Councilwoman Blackwell for a motion.

4 COUNCILWOMAN BLACKWELL: Thank
5 you, Madam President. I move that the
6 rules of Council be suspended in order to
7 permit the immediate consideration of
8 resolutions at their time of
9 introduction.

10 (Duly seconded.)

11 COUNCIL PRESIDENT Verna: It
12 has been moved and properly seconded that
13 the rules of Council be suspended so as
14 to permit immediate consideration of
15 resolutions at the time of introduction.

16 All in favor will say aye.

17 (Aye.)

18 COUNCIL PRESIDENT Verna: Those
19 opposed?

20 (No response.)

21 COUNCIL PRESIDENT Verna: The
22 ayes have it and the motion carries.

23 The Chair at this time
24 recognizes Councilman Kenney.

25 COUNCILMAN KENNEY: Thank you,

1 9/28/06 - STATED - INTRO. OF BILLS

2 Madam President. I have no bills or
3 resolutions today.

4 COUNCIL PRESIDENT Verna: The
5 Chair thanks the gentleman.

6 The Chair recognizes
7 Councilwoman Blackwell.

8 COUNCILWOMAN BLACKWELL: Thank
9 you, Madam President. Today I introduce
10 three resolutions on your behalf.

11 COUNCIL PRESIDENT Verna: Thank
12 you.

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

15 CHIEF CLERK: A resolution
16 authorizing the Council President to
17 appoint Carole Smith to serve on the
18 Board of Directors of Wireless
19 Philadelphia.

20 COUNCIL PRESIDENT Verna: The
21 Chair recognizes Councilwoman Blackwell.

22 COUNCILWOMAN BLACKWELL: Thank
23 you, Madam President. I move for the
24 adoption of the resolution.

25 (Duly seconded.)

1 9/28/06 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: It
3 has been moved and seconded that the
4 resolution be adopted.

5 All in favor will say 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 CHIEF CLERK: And a resolution
14 authorizing the Council President to
15 appoint Herbert Riley to serve on the
16 Board of Directors of Wireless
17 Philadelphia.

18 COUNCIL PRESIDENT VERNA: The
19 Chair again recognizes Councilwoman
20 Blackwell.

21 COUNCILWOMAN BLACKWELL: Thank
22 you, Madam President. I move for the
23 adoption of the resolution.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 9/28/06 - STATED - INTRO. OF BILLS
2 has been moved and properly seconded that
3 the resolution be adopted.

4 All in favor will say aye.
5 (Aye.)

6 COUNCIL PRESIDENT VERNA: Those
7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT VERNA: The
10 ayes have it and the resolution is
11 adopted.

12 CHIEF CLERK: And a resolution
13 authorizing the Council President to
14 appoint Richard Trzaska to serve on the
15 Board of Directors of Wireless
16 Philadelphia.

17 COUNCIL PRESIDENT VERNA: The
18 Chair recognizes Councilwoman Blackwell.

19 COUNCILWOMAN BLACKWELL: Thank
20 you, Madam President. I move for the
21 adoption of the resolution.

22 (Duly seconded.)

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

1 9/28/06 - STATED - INTRO. OF BILLS

2 All in favor will say aye.

3 (Aye.)

4 COUNCIL PRESIDENT VERNA: Those
5 opposed?

6 (No response.)

7 COUNCIL PRESIDENT VERNA: The
8 ayes have it and the resolution is
9 adopted.

10 The Chair recognizes
11 Councilwoman Krajewski.

12 COUNCILWOMAN KRAJEWSKI: Thank
13 you, Madam President. I offer one bill.

14 COUNCIL PRESIDENT VERNA: Thank
15 you.

16 The Chief Clerk will please
17 read the bill.

18 CHIEF CLERK: An ordinance
19 authorizing and directing the revision of
20 lines and grades on a portion of City
21 Plan No. 278 by placing on the City Plan
22 Delaware Avenue from Hellerman Street to
23 Magee Avenue.

24 COUNCIL PRESIDENT VERNA: The
25 bill will be referred to the appropriate

1 9/28/06 - STATED - INTRO. OF BILLS
2 committee.

3 The Chair recognizes
4 Councilwoman Tasco.

5 (Singing by audience in the
6 background.)

7 COUNCILWOMAN TASCO: Madam
8 President, I have no bills or resolutions
9 today.

10 COUNCIL PRESIDENT VERNA: Thank
11 you.

12 The Chair recognizes
13 Councilwoman Miller.

14 COUNCILWOMAN MILLER: Thank
15 you, Madam President. Today I have one
16 resolution.

17 COUNCIL PRESIDENT VERNA: I
18 would ask the Chief Clerk to please read
19 the title of the resolution.

20 CHIEF CLERK: A resolution
21 proclaiming the week of October 9, 2006
22 as National Fire Prevention Week.

23 COUNCIL PRESIDENT VERNA: The
24 Chair again recognizes Councilwoman
25 Miller.

1 9/28/06 - STATED - INTRO. OF BILLS

2 COUNCILWOMAN MILLER: I move
3 for the adoption of the resolution.

4 (Duly seconded.)

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

8 All in favor will please say
9 aye.

10 (Aye.)

11 COUNCIL PRESIDENT Verna: Those
12 opposed?

13 (No response.)

14 COUNCIL PRESIDENT Verna: The
15 ayes have it and the resolution is
16 adopted.

17 The Chair recognizes
18 Councilwoman Brown.

19 COUNCILWOMAN BROWN: Thank you,
20 Madam President. I offer one resolution.

21 COUNCIL PRESIDENT Verna: I'm
22 sorry. I didn't hear you.

23 COUNCILWOMAN BROWN: One
24 resolution, Madam President.

25 COUNCIL PRESIDENT Verna: Thank

1 9/28/06 - STATED - INTRO. OF BILLS

2 you.

3 The Chief Clerk will please
4 read the title of the resolution.

5 CHIEF CLERK: A resolution
6 authorizing the Fairmount Park Commission
7 and other applicable City agencies to
8 apply for the designation of a Preserve
9 America Community on behalf of the City
10 of Philadelphia.

11 COUNCIL PRESIDENT VERNA: The
12 Chair again recognizes Councilwoman
13 Brown.

14 COUNCILWOMAN BROWN: I move for
15 the adoption.

16 (Duly seconded.)

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

20 All in favor will please say
21 aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 9/28/06 - STATED - INTRO. OF BILLS

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

5 The Chair recognizes Councilman
6 Goode.

7 COUNCILMAN GOODE: Thank you,
8 Madam President. I have no bills or
9 resolutions.

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

12 The Chair recognizes Councilman
13 Ramos.

14 COUNCILMAN RAMOS: Madam
15 President, I offer one resolution today
16 and I would like to speak briefly on the
17 resolution.

18 COUNCIL PRESIDENT VERNA: Thank
19 you.

20 The Chief Clerk will please
21 read the title of the resolution.

22 CHIEF CLERK: A resolution
23 authorizing the Committee on Labor and
24 Civil Service to conduct hearings on
25 worker safety and health at construction

1 9/28/06 - STATED - INTRO. OF BILLS

2 sites in the City of Philadelphia.

3 COUNCIL PRESIDENT VERNA: The

4 Chair recognizes Councilman Ramos.

5 COUNCILMAN RAMOS: Thank you,

6 Madam President.

7 Madam President, on September

8 20th of this year, Jeffrey Martin was

9 killed in Philadelphia. However, he was

10 not killed in the violent epidemic that

11 has scourged our City. Jeffrey, 23, was

12 killed on a construction site. He fell

13 six stories through a steel cable barrier

14 and down several floors to a garage area.

15 OSHA, the Occupational Safety

16 and Health Administration, agency --

17 COUNCIL PRESIDENT VERNA:

18 Councilman, I don't mean to interrupt

19 you.

20 I appreciate our visitors being

21 here. We are trying to conduct business.

22 We are trying to conduct

23 business, and maybe after Council

24 sessions we would be happy to join you in

25 singing the hymn. However, at this point

1 9/28/06 - STATED - INTRO. OF BILLS
2 in time, I am asking that you please
3 allow us to continue with our session. I
4 think that we deserve a little more
5 respect than that.

6 Councilman Ramos, again, I
7 would like to recognize you. And I think
8 with the attitude that's being displayed
9 here today is not convincing me that
10 perhaps what we did last week was not the
11 wrong way to go.

12 So, again, Councilman Ramos.

13 COUNCILMAN RAMOS: Madam
14 President, if it is your preference, I'll
15 wait until a little later on to make
16 these comments.

17 COUNCIL PRESIDENT VERNA: Fine,
18 and I would ask you to move for the
19 adoption.

20 COUNCILMAN RAMOS: Madam
21 President, I move for the adoption of the
22 resolution.

23 (Duly seconded.)

24 COUNCIL PRESIDENT VERNA: It
25 has been moved and seconded that the

1 9/28/06 - STATED - INTRO. OF BILLS

2 resolution be adopted and it will be
3 referred to the Committee on Labor and
4 Civil Service.

5 The Chair recognizes Councilman
6 DiCicco.

7 COUNCILMAN DiCICCO: Thank you,
8 Madam President. I offer one bill.

9 COUNCIL PRESIDENT Verna: Thank
10 you.

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

13 CHIEF CLERK: An ordinance to
14 amend the Philadelphia Zoning Maps by
15 changing the zoning designations of
16 certain areas of land located within an
17 area bounded by Canal Street, Laurel
18 Street, Delaware Avenue and Lewellen
19 Street.

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

23 The Chair recognizes Councilman
24 O'Neill.

25 COUNCILMAN O'NEILL: Madam

1 9/28/06 - STATED - INTRO. OF BILLS

2 President, I have no bills or
3 resolutions.

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

6 The Chair recognizes Councilman
7 Clarke.

8 COUNCILMAN CLARKE: Madam
9 President, I have one bill.

10 COUNCIL PRESIDENT VERNA: Thank
11 you.

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

14 CHIEF CLERK: An ordinance
15 amending Title 14 of The Philadelphia
16 Code, entitled "Zoning and Planning," by
17 adding a new Chapter establishing
18 inclusionary affordable housing, by
19 requiring that certain developments,
20 consisting of a certain number of
21 dwelling units, provide a certain
22 percentage of those units for affordable
23 housing or provide other options.

24 COUNCIL PRESIDENT VERNA: The
25 bill will be referred to the appropriate

1 9/28/06 - STATED - INTRO. OF BILLS

2 committee.

3 The Chair recognizes Councilman
4 Kelly.

5 COUNCILMAN KELLY: Madam
6 President, I have no bills or resolutions
7 today.

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

10 The Chair recognizes Councilman
11 Rizzo. Is he in the room?

12 Do you have any bills or
13 resolutions today?

14 COUNCILMAN RIZZO: No. Thank
15 you.

16 COUNCIL PRESIDENT VERNA: Thank
17 you.

18 The next order of business is
19 reports from committees, and the Chair
20 recognizes Councilman Clarke for a report
21 from the Committee on Rules.

22 COUNCILMAN CLARKE: Thank you,
23 Madam President.

24 Madam President, the Committee
25 on Rules reports one bill with a

1 9/28/06 - STATED - REPORTS

2 favorable recommendation.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 I would ask the Chief Clerk to
6 please read the report.

7 CHIEF CLERK: To the President
8 and members of the Council of the City of
9 Philadelphia, the Committee on Rules, to
10 which was referred Bill No. 060580,
11 entitled "An ordinance to amend the
12 Philadelphia Zoning Maps by changing the
13 zoning designations of certain areas of
14 land located within an area bounded by
15 West Coulter Street, Stokely Street,
16 Midvale Avenue and McMichael Street,"
17 respectfully reports it has considered
18 and amended the same and returns the
19 attached bill to Council with a favorable
20 recommendation.

21 COUNCIL PRESIDENT VERNA: Thank
22 you.

23 The Chair recognizes Councilman
24 Clarke.

25 COUNCILMAN CLARKE: Madam

1 9/28/06 - STATED - REPORTS

2 President, I move that the rules of
3 Council be suspended so as to permit
4 first reading this day of Bill No.
5 060580.

6 (Duly seconded.)

7 COUNCIL PRESIDENT VERNA: It
8 has been moved and properly seconded that
9 the rules of Council be suspended so as
10 to permit first reading this day of the
11 bill just read by the Chief Clerk.

12 All in favor will please say
13 aye.

14 (Aye.)

15 COUNCIL PRESIDENT VERNA: Those
16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT VERNA: The
19 ayes have it and the bill just read will
20 be placed on our First Reading Calendar
21 for today.

22 At this time, the Chair
23 recognizes Councilwoman Tasco for a
24 report from the Committee on Public
25 Health and Human Services.

1 9/28/06 - STATED - REPORTS

2 COUNCILWOMAN TASC0: Madam
3 President, the Committee on Public Health
4 and Human Services reports one bill with
5 a favorable recommendation.

6 COUNCIL PRESIDENT VERNA: Thank
7 you.

8 The Chief Clerk will please
9 read the report.

10 CHIEF CLERK: To the President
11 and members of the Council of the City of
12 Philadelphia, the Committee on Public
13 Health and Human Services, to which was
14 referred Bill No. 060583, entitled "An
15 ordinance amending Chapter 10-600 of The
16 Philadelphia Code, entitled 'Public
17 Places - Prohibited Conduct,' by
18 prohibiting smoking in public places and
19 in the workplace, and providing for
20 penalties, all under certain terms and
21 conditions," respectfully reports it has
22 considered and amended the same and
23 returns the attached bill to Council with
24 a favorable recommendation.

25 COUNCIL PRESIDENT VERNA: Thank

1 9/28/06 - STATED - 1ST READING

2 you. Bill No. 060583 will be placed on
3 our First Reading Calendar for our next
4 session of Council.

5 The next order of business is
6 the consideration of the Calendar. At
7 this time, I would ask the Chief Clerk to
8 please read the bills on the First
9 Reading Calendar.

10 CHIEF CLERK: Bill No. 060580,
11 an ordinance to amend the Philadelphia
12 Zoning Maps by changing the zoning
13 designations of certain areas of land
14 located within an area bounded by West
15 Coulter Street, Stokely Street, Midvale
16 Avenue and McMichael Street.

17 COUNCIL PRESIDENT VERNA: The
18 Chair agrees.

19 That completes our First
20 Reading Calendar for today.

21 At this time, the Chair
22 recognizes Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Thank
24 you, Madam President.

25 COUNCIL PRESIDENT VERNA: Are

1 9/28/06 - STATED - SPEECHES

2 there any bills to be called up on the
3 Second Reading and Final Passage Calendar
4 today?

5 COUNCILWOMAN BLACKWELL: No,
6 Madam President. There are no bills on
7 Second Reading and Final Passage.

8 COUNCIL PRESIDENT VERNA: Thank
9 you very much.

10 Since that concludes our
11 Calendar, I would ask if there are
12 speeches on the part of the minority?

13 (No response.)

14 COUNCIL PRESIDENT VERNA: Are
15 there speeches on the part of the
16 majority?

17 The Chair recognizes
18 Councilwoman Blackwell.

19 COUNCILWOMAN BLACKWELL: Thank
20 you, Madam President.

21 Today we passed out copies of
22 the Daily News cartoon having the NRA as
23 the title --

24 COUNCIL PRESIDENT VERNA:
25 Councilwoman Blackwell, can you speak

1 9/28/06 - STATED - SPEECHES

2 closer into your microphone, please?

3 COUNCILWOMAN BLACKWELL: Sure.

4 And if you will notice the cartoons we
5 had, you will notice the bullet-proof
6 baby layette all the way down to the
7 stroller, a baby bonnet. You note that
8 we sent you this cartoon. We're very,
9 very upset that crime has reached such
10 proportions in our City. I wanted to
11 note it to say how bad I think it is.
12 And we did go to Harrisburg the other day
13 and that this Council is looking forward
14 to having hearings probably on the 17th
15 and 18th on our own Call to Action.

16 I also want to mention, there's
17 another article that was in the
18 Philadelphia Daily News on the 26th
19 saying, and I quote, "USA Today reports
20 that a growing number of troops are
21 returning from Iraq and Afghanistan with
22 severe brain damage, prompting the Army
23 to study whether living wills or other
24 directives from soldiers ought to be
25 available to battlefield doctors."

1 9/28/06 - STATED - SPEECHES

2 I was very, very upset. Is it
3 because people come back mentally
4 challenged that we want to leave them
5 over there with living wills? That bears
6 a lot of reading, and as one who has had
7 much experience with living wills with
8 four or five relatives, I think that
9 bears watching. It will be a disgrace to
10 decide because people have mental and
11 emotional problems we leave them over
12 there to die.

13 I also want to mention that
14 yesterday we visited the Pension Board.
15 This Council as recently as April '06
16 passed resolutions dealing with the
17 divestiture of pension funds because of
18 the Sudan, and I will note that it did
19 pass, the divestiture passed, five to
20 three, but unfortunately, the three
21 people who were against it work for our
22 City leadership. So we're grateful, but
23 disappointed that it wasn't 100 percent
24 passed and that City leadership didn't
25 support it.

1 9/28/06 - STATED - SPEECHES

2 And, finally, today, Madam
3 President, I promised Council that I
4 would continue to report on housing
5 reorganization. We're still in the
6 throes of that. It's a very, very
7 difficult battle. All of us know that we
8 formed in 1976 the Vacant Property Review
9 Board, but we have people who come here
10 every week, people who are now being
11 docked if they come to City Council to
12 deal with housing organization, people
13 who are being cut by \$8,000, \$10,000,
14 \$16,000 and \$42,000 when we said that we
15 would not have union busting and that we
16 would do what we can to relocate people.

17 Having said that, we have been
18 at regular meetings with Kevin Hanna. We
19 thank Shawn Fordham for his input, and we
20 will continue to report to you and hope
21 that we can somehow work this out so that
22 people who live and work and sacrifice
23 for our City are not punished for many,
24 many years of service and certainly have
25 a future to look forward to. The lady

1 9/28/06 - STATED - SPEECHES

2 who has been with us 36 years and who
3 will be 55 years old in May was given an
4 \$8,000 bump down. So we're concerned
5 about that and hopeful that as the union
6 meets and that as we meet with the
7 Administration, that we can keep hope
8 alive and do something to help these
9 people.

10 And, Madam President, finally,
11 I will only say that I welcome our
12 visitors, people who sing of love, and I
13 think people have a right to have their
14 voices heard in City Council, which is
15 the people's opportunity, the people's
16 place to be heard.

17 Thank you, Madam President.

18 COUNCIL PRESIDENT VERNA:

19 You're welcome.

20 Councilman Kenney, did you want
21 to be recognized?

22 COUNCILMAN KENNEY: No.

23 COUNCIL PRESIDENT VERNA: Thank
24 you.

25 Councilwoman Tasco.

1 9/28/06 - STATED - SPEECHES

2 COUNCILWOMAN TASC0: Thank you,
3 Madam President. I, too, join in with
4 Councilwoman Blackwell on the march on
5 Tuesday in Harrisburg lauding and
6 thanking those organizations that went to
7 Harrisburg to lobby the state
8 legislature. There was a special session
9 to talk about violence and to talk about
10 Philadelphia controlling its own
11 legislation around guns legislation.
12 While we know that it fell on deaf ears,
13 we appreciate our legislators in
14 Harrisburg who are continuing the fight,
15 along with the Councilmembers here in
16 City Council, especially Donna Miller and
17 Darrell Clarke, who are leading the fight
18 to deal with the gun issue.

19 I understand that our
20 legislators will not give up the fight.
21 While they did not necessarily win, but
22 they won in a way by having the special
23 session and having the discussion and the
24 debate.

25 I want to thank Bilal Qayyum

1 9/28/06 - STATED - SPEECHES

2 for marching across part of the state to
3 talk to those individuals throughout the
4 state to let them know what the plight is
5 going on in Philadelphia and also, to
6 some measure, in the suburban areas about
7 the violence. It was a worthwhile
8 effort.

9 To that end, we're still
10 continuing our fight here in Philadelphia
11 to address the issue of violence and on
12 Monday night, October the 2nd, we will
13 have the City Council public hearing.
14 The Public Safety and Public Health and
15 Human Service Committees will convene our
16 hearing on the Blueprint for a Safer
17 Philadelphia at West Philadelphia High
18 School at 7 o'clock, and we invite all
19 the public to come to offer their
20 suggestions or recommendations to how we
21 can stem the tide of violence in the City
22 of Philadelphia, and thank you for your
23 leadership in this and also my colleagues
24 on City Council.

25 Thank you.

1 9/28/06 - STATED - SPEECHES

2 COUNCIL PRESIDENT VERNA: Thank
3 you.

4 The Chair recognizes Councilman
5 Ramos.

6 COUNCILMAN RAMOS: Madam
7 President, I'll reserve my comments on
8 worker safety for another occasion
9 because I don't want the Lord to scold me
10 tonight for speaking over a beautiful,
11 angelic and holy hymn.

12 COUNCIL PRESIDENT VERNA: You
13 all sound beautiful. Maybe we could join
14 you after Council sessions, but we are
15 trying to conduct business, and I really
16 wish you would recognize that and respect
17 the body.

18 All right. Councilwoman Brown,
19 I doubt that you're going to be heard, so
20 if you think that you can talk above the
21 crowd, fine. If not, I would ask that
22 you save your remarks for another time.

23 COUNCILWOMAN BROWN: I will add
24 my voice with regards to Council's
25 commitment to the issue of violence at

1 9/28/06 - STATED - SPEECHES

2 another time, Madam President. All of us
3 in this legislative body have an interest
4 in the issue of violence against our
5 children.

6 Thank you, Madam President.

7 COUNCIL PRESIDENT VERNA:

8 You're welcome.

9 Councilwoman Miller.

10 COUNCILWOMAN MILLER: I will do
11 the same. I'll save my comments
12 regarding the march on Tuesday that we
13 did in Harrisburg. I'll save it for
14 another time.

15 Thank you.

16 COUNCIL PRESIDENT VERNA: Thank
17 you.

18 Are there any other speeches on
19 the part of the majority?

20 (No response.)

21 COUNCIL PRESIDENT VERNA:

22 Councilwoman Tasco, would you suggest
23 that we join the group in praising the
24 Lord? I'm ready. I'm ready.

25 (Council President Verna

1 9/28/06 - STATED - ADJOURNMENT

2 singing with audience.)

3 (Applause.)

4 COUNCIL PRESIDENT VERNA:

5 Councilwoman Tasco, I would ask you to
6 make a motion to adjourn.

7 COUNCILWOMAN TASCO: Madam
8 President, I move that Council stand
9 adjourned until Thursday, October the 5th
10 at 10:00 a.m.

11 (Duly seconded.)

12 COUNCIL PRESIDENT VERNA: It
13 has been moved and properly seconded that
14 Council stand adjourned until October
15 5th.

16 All in favor will say aye.

17 (Aye.)

18 COUNCIL PRESIDENT VERNA: Those
19 opposed?

20 (No response.)

21 COUNCIL PRESIDENT VERNA:

22 Council will stand adjourned until
23 Thursday, October 5th.

24 Thank you very much.

25 (Stated Meeting adjourned at

1 9/28/06 - STATED - ADJOURNMENT
2 11:00 a.m.)
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CERTIFICATE

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I HEREBY CERTIFY that the

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proceedings, evidence and objections are

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contained fully and accurately in the

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stenographic notes taken by me upon the

7

foregoing matter on September 28, 2006, and

8

that this is a true and correct transcript of

9

same.

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MICHELE L. MURPHY

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RPR-Notary Public

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