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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, February 16, 2006
10:15 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

13

COUNCILMAN FRANK DiCICCO

14

COUNCILMAN W. WILSON GOODE, JR.

15

COUNCILMAN JACK KELLY

16

COUNCILMAN JAMES F. KENNEY

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COUNCILWOMAN JOAN L. KRAJEWSKI

18

COUNCILMAN RICHARD T. MARIANO

19

COUNCILWOMAN DONNA REED MILLER

20

COUNCILMAN MICHAEL A. NUTTER

21

COUNCILMAN BRIAN J. O'NEILL

22

COUNCILMAN JUAN RAMOS

23

COUNCILWOMAN BLONDELL REYNOLDS BROWN

24

COUNCILMAN FRANK RIZZO

25

COUNCILWOMAN MARIAN B. TASCO

26

PATRICIA RAFFERTY, CHIEF CLERK

27

- - -

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COUNCIL PRESIDENT VERNA: May I

3

have everyone's attention, please.

4

I note that the hour has come

5

and that a quorum of this Council is

6

present. The Council will please come to

7

order. Members will take their seats,

8

and visitors will retire to the seats

9

outside the rails.

10

To give our invocation this

11

morning, I would ask Councilwoman

12

Blackwell to please approach the podium.

13

COUNCILWOMAN BLACKWELL: Thank

14

you, Madam President.

15

COUNCIL PRESIDENT VERNA:

16

Members and guests will please rise.

17

(Everyone rises.)

18

COUNCILWOMAN BLACKWELL: Let us

19

pray.

20

Heavenly Father, we thank you

21

for bringing us here today. We ask that

22

you might bless those of us who have the

23

responsibility of deliberating on the

24

people's business and on issues that

25

affect the quality of life for people who

1 2/16/06 - STATED - INVOCATION

2 live, work and visit our City. We ask
3 that we may be committed to doing the
4 right thing, and give us the wisdom to
5 know what that is.

6 We ask that we may always keep
7 in mind what is right and what is
8 important and what is thy will for us as
9 we try to do the right thing to help
10 those in our City.

11 Father, we ask that you might
12 bless those who have illness in their
13 families. We ask that you may just lay
14 your hands on them and let them know
15 you're there.

16 Furthermore, we ask that you
17 bless those who are homeless, those who
18 are hungry, those who are ill, those who
19 are incarcerated.

20 All these blessings we ask in
21 thy name for thy sake. Amen.

22 COUNCIL PRESIDENT VERNA: Amen.

23 The Chair thanks the
24 Councilwoman.

25 The next order of business is

1 2/16/06 - STATED - APPROVAL OF JOURNAL
2 the approval of the Journal of the
3 meeting of Thursday, February 9, 2006,
4 and the Chair recognizes Councilwoman
5 Blackwell.

6 COUNCILWOMAN BLACKWELL: Thank
7 you, Madam President. I move that the
8 Journal of the meeting of Thursday,
9 February 9, 2006 stand approved.

10 (Duly seconded.)

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

15 All in favor will please
16 indicate by saying aye.

17 (Aye.)

18 COUNCIL PRESIDENT VERNA: Those
19 opposed?

20 (No response.)

21 COUNCIL PRESIDENT VERNA: The
22 ayes have it, and the Journal of the
23 meeting of Thursday, February 9, 2006 is
24 approved.

25 The next order of business is

1 2/16/06 - STATED - LEAVES

2 requests for leave of absence, and,
3 again, the Chair recognizes Councilwoman
4 Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank
6 you, Madam President. There are no
7 requests for leaves of absence on the
8 part of the Majority.

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

11 The Chair recognizes Councilman
12 Rizzo.

13 COUNCILMAN RIZZO: Good
14 morning, Madam President. Madam
15 President, there's no requests for leave
16 from the republicans.

17 COUNCIL PRESIDENT VERNA: The
18 Chair thanks the Councilman.

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

1 2/16/06 - STATED - COMMUNICATIONS

2 to the legislative affairs of our City.

3 We certainly invite you to come again.

4 Our next order of business is
5 communications. The Chair requests that
6 the Sergeant-At-Arms deliver the messages
7 from the Mayor to the Chief Clerk.

8 The Chief Clerk will please
9 read the messages from the Mayor.

10 CHIEF CLERK: To the President
11 and members of the Council of the City of
12 Philadelphia, I am pleased to advise you
13 that on February 16, 2006, I signed the
14 following bills that were passed by
15 Council at its session on February 9,
16 2006 --

17 COUNCIL PRESIDENT VERNA:
18 Excuse me. The noise level is much, much
19 too high. Anybody having private
20 conversations, I'd suggest you do it in
21 the corridor. Thank you.

22 Please proceed.

23 CHIEF CLERK: I am pleased to
24 advise you on February 16th, I signed the
25 following bills that were passed by

1 2/16/06 - STATED - COMMUNICATIONS
2 Council at its session on February 9,
3 2006: Bill No. 051231, 051232, 051233
4 and 051234, and I am transmitting for the
5 consideration of your honorable body an
6 ordinance approving the first amendment
7 of the redevelopment proposal for the
8 West Fairhill/East Tioga/Hunting Park
9 Urban Renewal Area; and

10 An ordinance authorizing and
11 directing the revision of lines and
12 grades on a portion of City Plan Nos. 240
13 and 295 by striking from the City Plan
14 Bigonet Lane from Spring Lane to the
15 Philadelphia-Montgomery County Line; and

16 An ordinance authorizing the
17 Commissioner of Public Property, on
18 behalf of the City of Philadelphia, to
19 enter into a lease agreement with the
20 Philadelphia Municipal Authority for
21 further sublease to Philadelphia
22 Biosolids Services; and

23 An ordinance authorizing the
24 Commissioner of Public Property to
25 execute and deliver to the Philadelphia

1 2/16/06 - STATED - INTRO. OF BILLS

2 the introduction of bills and
3 resolutions, and the Chair recognizes
4 Councilwoman Blackwell for a motion.

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

11 (Duly seconded.)

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

17 All in favor will indicate by
18 saying aye.

19 (Aye.)

20 COUNCIL PRESIDENT VERNA: Those
21 opposed?

22 (No response.)

23 COUNCIL PRESIDENT VERNA: The
24 ayes have it and the motion carries.

25 The Chair recognizes Councilman

1 2/16/06 - STATED - INTRO. OF BILLS

2 Kenney.

3 COUNCILMAN KENNEY: Thank you,
4 Madam President. I offer three
5 resolutions.

6 COUNCIL PRESIDENT VERNA: Thank
7 you.

8 The Chief Clerk will please
9 read the title of the first resolution.

10 CHIEF CLERK: A resolution
11 urging the United States Senate to oppose
12 and defeat the Board of Protection
13 Anti-Terrorism and Illegal Immigration
14 Control Act of 2005 drafted by United
15 States Representative James Sensenbrenner
16 and Peter King.

17 COUNCIL PRESIDENT VERNA: The
18 Chair again recognizes Councilman Kenney.

19 COUNCILMAN KENNEY: I move the
20 adoption of the resolution and request to
21 speak on it, please.

22 (Duly seconded.)

23 COUNCIL PRESIDENT VERNA: The
24 Chair recognizes Councilman Kenney.

25 COUNCILMAN KENNEY: Thank you,

1 2/16/06 - STATED - INTRO. OF BILLS

2 Madam President. I offer today a
3 resolution on behalf of myself and
4 Councilman Ramos.

5 On December 6, 2005, the U.S.
6 House of Representatives passed HR 4437
7 known as the Board of Protection
8 Anti-Terrorism and Illegal Immigration
9 Control Act, which is a terrible title to
10 begin with, linking anti-terrorism and
11 immigration, of 2005.

12 This bill is expected to be
13 considered in the U.S. Senate within the
14 next month. If enacted and fully
15 enforced, this legislation would turn
16 undocumented immigrants into felons and
17 fine or jail countless employers. It
18 would also expand the definition of an
19 alien smuggler to include churches,
20 charities, lawyers, doctors and anyone
21 else who helps undocumented immigrants,
22 knowingly or not.

23 Furthermore, the bill would
24 hold those who arrange or support or
25 facilitate two or more marriages designed

1 2/16/06 - STATED - INTRO. OF BILLS

2 or intended to invade any provision of
3 the immigration laws legally accountable
4 and subject to a fine and a term of
5 imprisonment.

6 While supporters of this bill
7 proclaim it to be legislation aimed at
8 preventing illegal immigration by gaining
9 control of the borders and holding people
10 accountable, I see it as a piece of
11 legislation that would militarize our
12 borders, harm our economy and conflict
13 the very thing our country was founded
14 on: Liberty, freedom and opportunity.

15 As the Statue of Liberty
16 states, "Give me your tired, your poor,
17 your huddled masses yearning to breathe
18 free" -- not your wealthy, educated or
19 politically connected -- "send these, the
20 homeless, tempest-tost to me, I lift my
21 lamp beside the golden door," so, too,
22 should our immigration laws reflect this
23 message.

24 Rather than this punitive
25 legislation, we need comprehensive

1 2/16/06 - STATED - INTRO. OF BILLS
2 immigration reform that would allow
3 undocumented immigrants to become legal
4 residents with certain conditions. It is
5 virtually impossible to gain a legal visa
6 without a ridiculously long wait. This
7 forces many people to enter the country
8 illegally.

9 Let me add that it is totally
10 unfair and appalling to link immigration
11 control and anti-terrorism tactics
12 together in one piece of legislation. It
13 seems rather ironic that while members of
14 the Bin Laden family living in the United
15 States were allowed to leave the U.S. on
16 the days following September 11, 2001
17 with their assets and personal documents
18 without being interviewed by the FBI or
19 the CIA and to subject a working
20 undocumented immigrant, may soon become a
21 felon and subject to imprisonment in an
22 effort to fight terrorism -- the man that
23 we see on the bicycle riding from his
24 lawn care job to his restaurant job is no
25 threat to the security of this country.

1 2/16/06 - STATED - INTRO. OF BILLS

2 I thank you all in advance for
3 your support in urging the U.S. Senate to
4 oppose this ridiculous and unfair bill.

5 Thank you.

6 COUNCIL PRESIDENT VERNA: Thank
7 you.

8 It has been moved and seconded
9 that the resolution be adopted.

10 All in favor will signify by
11 saying aye.

12 (Aye.)

13 COUNCIL PRESIDENT VERNA: Those
14 opposed?

15 (No response.)

16 COUNCIL PRESIDENT VERNA: The
17 ayes have it and the resolution has been
18 adopted.

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

21 CHIEF CLERK: A resolution
22 proposing an amendment to Bill No.
23 060003, which provides for the Operating
24 Budget for Fiscal Year 2007, and a
25 corresponding amendment to Resolution No.

1 2/16/06 - STATED - INTRO. OF BILLS
2 060019, which provides for the Five-Year
3 Financial Plan, to establish a 2.5
4 million fund dedicated to a Witness
5 Protection and Relocation Program on
6 behalf of the District Attorney's office.

7 COUNCIL PRESIDENT VERNA: The
8 Chair again recognizes Councilman Kenney.

9 COUNCILMAN KENNEY: On behalf
10 of myself and Councilwoman Miller, I
11 think this resolution should be sent to
12 the appropriate committee, or no? It's a
13 budget amendment.

14 COUNCIL PRESIDENT VERNA: It
15 will be referred to the appropriate
16 committee.

17 COUNCILMAN KENNEY: Thank you,
18 Madam President.

19 COUNCIL PRESIDENT VERNA: Thank
20 you.

21 CHIEF CLERK: And a resolution
22 honoring the historic Borough of Bristol
23 on the occasion of its 325th birthday
24 celebration.

25 COUNCIL PRESIDENT VERNA: The

1 2/16/06 - STATED - INTRO. OF BILLS

2 Chair recognizes Councilman Kenney.

3 COUNCILMAN KENNEY: I move the
4 adoption of the resolution.

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 please say
10 aye.

11 (Aye.)

12 COUNCIL PRESIDENT VERNA: Those
13 opposed?

14 (No response.)

15 COUNCIL PRESIDENT VERNA: The
16 ayes have it and the motion carries.

17 The Chair recognizes
18 Councilwoman Blackwell.

19 COUNCILWOMAN BLACKWELL: Thank
20 you, Madam President. Today I introduce
21 four bills and two resolutions, three
22 bills and one resolution on your behalf
23 and one bill and one resolution on my
24 own.

25 COUNCIL PRESIDENT VERNA: Thank

1 2/16/06 - STATED - INTRO. OF BILLS

2 you.

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

5 CHIEF CLERK: An ordinance
6 approving the extension of the term of
7 existence of the Philadelphia Municipal
8 Authority and authorizing the Authority
9 to design, build, finance, own, operate,
10 maintain and lease facilities and
11 equipment.

12 COUNCIL PRESIDENT VERNA: The
13 bill will be referred to the appropriate
14 committee.

15 CHIEF CLERK: And an ordinance
16 authorizing the Water Commissioner and
17 Procurement Commissioner, on behalf of
18 the City of Philadelphia, to enter into a
19 Service Contract with the Philadelphia
20 Municipal Authority.

21 COUNCIL PRESIDENT VERNA: This
22 bill will be referred to the appropriate
23 committee.

24 CHIEF CLERK: And an ordinance
25 authorizing George Wake, doing business

1 2/16/06 - STATED - INTRO. OF BILLS

2 as Big George's Diner, to construct,
3 operate and maintain an existing
4 one-story building addition located at
5 285 South 52nd Street.

6 COUNCIL PRESIDENT VERNA: This
7 bill will also be referred to the
8 appropriate committee.

9 CHIEF CLERK: And an ordinance
10 authorizing the Commissioner of Public
11 Property, on behalf of the City of
12 Philadelphia, to enter into a lease
13 agreement with the Philadelphia Municipal
14 Authority for further sublease to the
15 Philadelphia Biosolids Services.

16 COUNCIL PRESIDENT VERNA: The
17 bill will be referred to the appropriate
18 committee.

19 CHIEF CLERK: And a resolution
20 recognizing Acting Health Commissioner
21 Joanne Godley's service to the City and
22 citizens and offering City Council's
23 profound best wishes to her in her future
24 endeavors.

25 COUNCIL PRESIDENT VERNA: The

1 2/16/06 - STATED - INTRO. OF BILLS

2 Chair recognizes Councilwoman Blackwell.

3 COUNCILWOMAN BLACKWELL: Thank
4 you, Madam President. I move for the
5 adoption of the resolution.

6 (Duly seconded.)

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

10 All in favor will signify by
11 saying aye.

12 (Aye.)

13 COUNCIL PRESIDENT VERNA: Those
14 opposed?

15 (No response.)

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

19 CHIEF CLERK: And a resolution
20 adopting findings of fact and conclusions
21 of law with respect to certain appeals
22 filed in the Philadelphia Court of Common
23 Pleas regarding Council's decision
24 disapproving applications to sell malt
25 and brewed beverages for consumption off

1 2/16/06 - STATED - INTRO. OF BILLS

2 premises.

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 Mariano.

23 COUNCILMAN MARIANO: Madam
24 President, I have one resolution.

25 COUNCIL PRESIDENT VERNA: Thank

1 2/16/06 - 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 encouraging Philadelphia to join the
7 National Law Enforcement Officers
8 Memorial Fund protest of the video game
9 "25 to Life."

10 COUNCIL PRESIDENT VERNA: The
11 Chair again recognizes Councilman
12 Mariano.

13 COUNCILMAN MARIANO: Madam
14 President, I move for the adoption of
15 this resolution.

16 (Duly seconded.)

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

20 All in favor will indicate by
21 saying aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 2/16/06 - STATED - INTRO. OF BILLS

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

5 The Chair recognizes
6 Councilwoman Tasco.

7 COUNCILWOMAN TASC0: I offer
8 one resolution on behalf of Councilwoman
9 Blackwell and Marian Tasco.

10 COUNCIL PRESIDENT VERNA: The
11 Chief Clerk will please read the title of
12 the resolution.

13 CHIEF CLERK: A resolution
14 honoring the career of Charles W. Bowser,
15 Esquire.

16 COUNCIL PRESIDENT VERNA: The
17 Chair recognizes Councilwoman Tasco.

18 COUNCILWOMAN TASC0: I move for
19 the adoption of the resolution.

20 (Duly seconded.)

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

24 All in favor will say aye.

25 (Aye.)

1 2/16/06 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: Those
3 opposed?

4 (No response.)

5 COUNCIL PRESIDENT VERNA: The
6 ayes have it and the resolution is
7 adopted.

8 The Chair recognizes
9 Councilwoman Miller.

10 COUNCILWOMAN MILLER: Thank
11 you, Madam President. Today I offer two
12 resolutions and one bill.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 The Chief Clerk will please
16 read the title of the bill.

17 CHIEF CLERK: An ordinance
18 authorizing the Commissioner of Public
19 Property to execute and deliver to the
20 Philadelphia Authority for Industrial
21 Development a deed located at 5928 to 30
22 Germantown Avenue.

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

1 2/16/06 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: And a resolution
3 recognizing Mrs. Ella Brown as proprietor
4 and owner of Ella's House of Beauty for
5 her outstanding years of business
6 operation and ownership.

7 COUNCIL PRESIDENT VERNA: The
8 Chair recognizes Councilwoman Miller.

9 COUNCILWOMAN MILLER: I move
10 for the adoption of the resolution.

11 (Duly seconded.)

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

15 All in favor will signify by
16 saying 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 CHIEF CLERK: And a resolution
24 authorizing the Commissioner of Public
25 Property to execute and deliver to the

1 2/16/06 - STATED - INTRO. OF BILLS

2 Redevelopment Authority of the City of
3 Philadelphia deeds located in the 17th
4 Ward of the City of Philadelphia.

5 COUNCIL PRESIDENT VERNA: The
6 Chair recognizes Councilwoman Miller.

7 COUNCILWOMAN MILLER: I move
8 for the 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 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 resolution is
21 adopted.

22 The Chair recognizes Councilman
23 Nutter.

24 COUNCILMAN NUTTER: Thank you,
25 Madam President. I offer one bill and

1 2/16/06 - STATED - INTRO. OF BILLS

2 two resolutions. One of the resolutions
3 is co-sponsored by all members of City
4 Council.

5 COUNCIL PRESIDENT VERNA: Thank
6 you.

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

9 CHIEF CLERK: An ordinance
10 authorizing and directing the revision of
11 lines and grades on a portion of City
12 Plan Nos. 240 and 295 by striking from
13 the City Plan Bigonet Lane from Spring
14 Lane to the Philadelphia-Montgomery
15 County Line.

16 COUNCIL PRESIDENT VERNA: The
17 bill will be referred to the appropriate
18 committee.

19 CHIEF CLERK: And a resolution
20 authorizing the Commissioner of Public
21 Property to execute and deliver to the
22 Redevelopment Authority deeds located in
23 the 4th and 38th Wards of the City of
24 Philadelphia.

25 COUNCIL PRESIDENT VERNA: The

1 2/16/06 - STATED - INTRO. OF BILLS

2 Chair recognizes Councilman Nutter.

3 COUNCILMAN NUTTER: Thank you,
4 Madam President. I move the adoption of
5 the resolution.

6 (Duly seconded.)

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

10 All in favor will say 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 CHIEF CLERK: And a resolution
19 honoring and commending Frank L. Oliver
20 for his 33 years of service as the State
21 Representative for the 195th District.

22 COUNCIL PRESIDENT VERNA: The
23 Chair recognizes Councilman Nutter.

24 COUNCILMAN NUTTER: Thank you,
25 Madam President. I move the adoption of

1 2/16/06 - STATED - INTRO. OF BILLS
2 the resolution and I'd like to speak
3 briefly.

4 (Duly seconded.)

5 COUNCIL PRESIDENT VERNA: The
6 Chair recognizes Councilman Nutter.

7 COUNCILMAN NUTTER: Thank you,
8 Madam President.

9 As I mentioned, Madam
10 President, this resolution is
11 co-sponsored by all members of City
12 Council. There is a spectacular event
13 taking place tomorrow night in honor of
14 Representative Frank Oliver, a bipartisan
15 tribute dinner in his honor. I'm serving
16 as the General Chair of that event. It
17 is hosted by the African-American
18 Democratic Ward Leaders and a host of
19 elected officials from the City and the
20 Commonwealth of Pennsylvania. The
21 Executive Chairperson of the entire event
22 is the Secretary of the Democratic party,
23 Ms. Carol Ann Campbell.

24 It is a fitting tribute to
25 Representative Oliver for all of his

1 2/16/06 - STATED - INTRO. OF BILLS
2 years of service and continued service to
3 Philadelphia and the Commonwealth of
4 Pennsylvania, and so I ask my colleagues
5 to support this resolution.

6 Thank you.

7 COUNCIL PRESIDENT VERNA: The
8 recognition is well deserved.

9 It has been moved and seconded
10 that the resolution be adopted.

11 All in favor will please say
12 aye.

13 (Aye.)

14 COUNCIL PRESIDENT VERNA: Those
15 opposed?

16 (No response.)

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

20 The Chair recognizes
21 Councilwoman Brown.

22 COUNCILWOMAN BROWN: Thank you,
23 Madam President. I offer one resolution
24 co-sponsored by Councilmembers W. Wilson
25 Goode, Councilman DiCicco and Councilman

1 2/16/06 - STATED - INTRO. OF BILLS

2 Frank Rizzo.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 The Chief Clerk will please
6 read the title.

7 CHIEF CLERK: A resolution
8 honoring the African-American Museum in
9 Philadelphia on the occasion of both
10 Black History Month and the 30th
11 anniversary of the Museum.

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

14 COUNCILWOMAN BROWN: I move for
15 the adoption.

16 (Duly seconded.)

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

20 All in favor will indicate by
21 saying aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 2/16/06 - 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: Thank you,
15 Madam President. I have no bills or
16 resolutions today.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 The Chair recognizes Councilman
20 DiCicco.

21 COUNCILMAN DiCICCO: Thank you,
22 Madam President. I offer two bills.

23 COUNCIL PRESIDENT VERNA: The
24 Chief Clerk will please read the title of
25 the first bill.

1 2/16/06 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: An ordinance
3 approving the third amendment of the
4 redevelopment proposal for the Convention
5 Center Renewal Area.

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

9 CHIEF CLERK: And an ordinance
10 amending Section 14-1610 of The
11 Philadelphia Code, entitled "Old City
12 Residential Area Special District
13 Controls."

14 COUNCIL PRESIDENT VERNA: This
15 bill will be referred to the appropriate
16 committee.

17 The Chair recognizes Councilman
18 O'Neill.

19 COUNCILMAN O'NEILL: Madam
20 President, I offer one bill.

21 COUNCIL PRESIDENT VERNA: The
22 Clerk will please read the title of the
23 bill.

24 CHIEF CLERK: An ordinance to
25 amend the Philadelphia Zoning Maps by

1 2/16/06 - STATED - INTRO. OF BILLS

2 changing the zoning designations of
3 certain areas of land located within an
4 area bounded by Bustleton Avenue, Fulmer
5 Street, a railroad and Grant Avenue.

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

9 The Chair recognizes Councilman
10 Clarke.

11 COUNCILMAN CLARKE: Madam
12 President, I have one bill and one
13 resolution.

14 COUNCIL PRESIDENT VERNA: Thank
15 you.

16 The Clerk will please read the
17 title of the bill.

18 CHIEF CLERK: An ordinance
19 approving the first amendment of the
20 redevelopment proposal for the West
21 Fairhill/East Tioga/Hunting Park Urban
22 Renewal Area.

23 COUNCIL PRESIDENT VERNA: This
24 bill will be referred to the appropriate
25 committee.

1 2/16/06 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: And a resolution
3 authorizing the Commissioner of Public
4 Property to execute and deliver to the
5 Redevelopment Authority deeds located in
6 the 14th, 16th, 29th and 32nd Wards of
7 the City of Philadelphia.

8 COUNCIL PRESIDENT VERNA: The
9 Chair recognizes Councilman Clarke.

10 COUNCILMAN CLARKE: I move for
11 the adoption.

12 (Duly seconded.)

13 COUNCIL PRESIDENT VERNA: It
14 has been moved and seconded that the
15 resolution be adopted.

16 All in favor will indicate by
17 saying aye.

18 (Aye.)

19 COUNCIL PRESIDENT VERNA: Those
20 opposed?

21 (No response.)

22 COUNCIL PRESIDENT VERNA: The
23 ayes have it and the resolution is
24 adopted.

25 The Chair recognizes Councilman

1 2/16/06 - STATED - INTRO. OF BILLS

2 Kelly.

3 COUNCILMAN KELLY: Madam

4 President, I have no bills or resolutions
5 today.

6 COUNCIL PRESIDENT Verna: Thank
7 you.

8 The Chair recognizes Councilman
9 Rizzo.

10 COUNCILMAN RIZZO: Madam
11 President, no bills or resolutions today.

12 COUNCIL PRESIDENT Verna: Thank
13 you.

14 As there are no reports from
15 committees, the next order of business
16 will be the consideration of the
17 Calendar.

18 I would ask the Chief Clerk to
19 please read -- oh, I'm sorry.

20 Councilwoman Krajewski, I
21 neglected to recognize you. Do you have
22 any bills or resolutions today?

23 COUNCILWOMAN KRAJEWSKI: Thank
24 you. Yes, Madam President. I have one
25 resolution and one ordinance, one bill.

1 2/16/06 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: Thank
3 you.

4 The Chief Clerk will please
5 read the title of the bill.

6 CHIEF CLERK: An ordinance
7 amending Section 2 of an ordinance, Bill
8 No. 040763, approved October 27, 2004,
9 entitled "An ordinance authorizing the
10 revision of lines and grades on a portion
11 of City Plan No. 187."

12 COUNCIL PRESIDENT VERNA: The
13 bill will be referred to the appropriate
14 committee.

15 CHIEF CLERK: And a resolution
16 memorializing Council's opposition to the
17 proposed project to expand PGW's Port
18 Richmond liquefied natural gas, the LNG
19 facility, into an import terminal
20 facility, and expressing Council's
21 intention not to enact any legislation
22 needed to implement that project, and
23 further expressing Council's unqualified
24 opposition to any project that would
25 create an LNG shipping terminal with the

1 2/16/06 - STATED - INTRO. OF BILLS

2 City of Philadelphia or that would cause
3 loaded LNG tankers to regularly traverse
4 the Delaware River alongside the City of
5 Philadelphia.

6 COUNCIL PRESIDENT VERNA: The
7 Chair recognizes Councilwoman Krajewski.

8 COUNCILWOMAN KRAJEWSKI: I move
9 for the adoption of the resolution.

10 (Duly seconded.)

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

14 All in favor will indicate by
15 saying aye.

16 (Aye.)

17 COUNCIL PRESIDENT VERNA: Those
18 opposed?

19 COUNCILMAN NUTTER: No.

20 COUNCIL PRESIDENT VERNA: I'm
21 sorry. The Chair recognizes Councilman
22 Ramos.

23 COUNCILMAN RAMOS: Thank you,
24 Madam President. As you well know,
25 because you approved my appointment to

1 2/16/06 - STATED - INTRO. OF BILLS

2 the Philadelphia Gas Commission, because
3 I'm a member of the Commission, it is
4 appropriate for me at this time to recuse
5 myself from the voting, because this is a
6 matter that will come before the
7 Commission as well.

8 COUNCIL PRESIDENT VERNA: Thank
9 you.

10 The Chair recognizes
11 Councilwoman Tasco.

12 COUNCILWOMAN TASCO: Ditto.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 The Chair recognizes Councilman
16 Goode.

17 Your light was on, sir. You
18 don't want to be recognized?

19 COUNCILMAN GOODE: No.

20 COUNCIL PRESIDENT VERNA: Okay.

21 Those in favor of the adoption
22 of the resolution will indicate by saying
23 aye.

24 (Aye.)

25 COUNCIL PRESIDENT VERNA: Those

1 2/16/06 - STATED - INTRO. OF BILLS

2 opposed?

3 COUNCILMAN NUTTER: No.

4 COUNCIL PRESIDENT VERNA: The
5 ayes have it. The record will reflect
6 that Councilman Nutter voted negative and
7 Councilwoman Tasco and Councilman Ramos
8 are not voting.

9 COUNCILMAN MARIANO: I'm with
10 Nutter.

11 COUNCIL PRESIDENT VERNA: I beg
12 your pardon?

13 COUNCILMAN MARIANO: I'm with
14 Nutter.

15 COUNCIL PRESIDENT VERNA: Yes.

16 So the resolution is adopted.

17 Since we do not have any
18 reports from committees, the next order
19 of business will be the consideration of
20 the Calendar.

21 The Chief Clerk will please
22 read the bills on the First Reading
23 Calendar.

24 CHIEF CLERK: Bill No. 060010,
25 an ordinance amending Subcode "PM" of

1 2/16/06 - STATED - 1ST READING

2 Title 4 of The Philadelphia Code of the
3 Philadelphia Building Construction and
4 Occupancy Code, by providing for a
5 Certificate of Rental Suitability to be
6 provided by the owner of any rental
7 property, all under certain terms and
8 conditions.

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 The Chair recognizes Councilman
12 Mariano.

13 COUNCILMAN MARIANO: Thank you,
14 Madam President. At this time, if I
15 could ask for a suspension of the rules
16 because I want to offer an amendment and
17 have the first reading. Is that the
18 proper protocol?

19 COUNCIL PRESIDENT VERNA: Yes.

20 COUNCILMAN MARIANO: I would
21 like to do that, please.

22 COUNCIL PRESIDENT VERNA: Is
23 there a second?

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 2/16/06 - STATED - 1ST READING

2 has been moved and seconded that the
3 rules of Council be suspended so as to
4 permit an amendment to be introduced.

5 All in favor?

6 (Aye.)

7 COUNCIL PRESIDENT VERNA: Those
8 opposed?

9 (No response.)

10 COUNCIL PRESIDENT VERNA: The
11 ayes have it. And I would now ask the
12 sponsor to please offer his amendment.

13 COUNCILMAN MARIANO: I just
14 gave it to the court reporter. I'm
15 embarrassed.

16 You can explain it.

17 COUNCIL PRESIDENT VERNA: Just
18 say you're introducing it.

19 COUNCILMAN MARIANO: I'm
20 introducing the amendment. I'm sorry. I
21 introduce the amendments to this bill.

22 COUNCIL PRESIDENT VERNA: And
23 I'm assuming that all of the members have
24 received a copy?

25 COUNCILMAN MARIANO: Yes. All

1 2/16/06 - STATED - 1ST READING

2 members have received a copy, and I'm
3 asking for a suspension of the rules to
4 have the first reading today after we
5 amend it.

6 COUNCIL PRESIDENT VERNA: Move
7 for the adoption.

8 COUNCILMAN MARIANO: I move for
9 the adoption.

10 (Duly seconded.)

11 COUNCIL PRESIDENT VERNA: It
12 has been moved and seconded that the
13 amendment be adopted.

14 All in favor?

15 (Aye.)

16 COUNCIL PRESIDENT VERNA: Those
17 opposed?

18 (No response.)

19 COUNCIL PRESIDENT VERNA: The
20 ayes have it and the amendment has been
21 adopted.

22 We do not have, believe it or
23 not, a Second Reading Calendar for today.

24 I'm sorry. I must stand
25 corrected. On the Second Reading

1 2/16/06 - STATED - 2ND READING

2 Councilwoman Miller, whose district is
3 literally across the street from mine in
4 the general area of where an applicant
5 has expressed interest with regard to a
6 gaming facility.

7 I appreciate Councilman
8 DiCicco's flexibility with regard to this
9 particular matter. I can go into what
10 the amendment is about, if it's
11 appropriate, if we're at that point,
12 Madam President. Has the title been
13 read?

14 COUNCIL PRESIDENT VERNA: I'm
15 sorry. I didn't hear what you last said.

16 COUNCILMAN NUTTER: I said I
17 could go into what this amendment is
18 about. Because I was talking, I'm not
19 sure what point we're at in the bill
20 order and whether the title has been read
21 or not.

22 COUNCIL PRESIDENT VERNA: The
23 title has not been read.

24 COUNCILMAN NUTTER: I'll wait.

25 COUNCIL PRESIDENT VERNA: Okay.

1 2/16/06 - STATED - 2ND READING
2 have 45 days to take action, and at least
3 for myself, I would be very concerned
4 about imposing that kind of time deadline
5 with regard to any potential application
6 coming into the Fourth District. And so
7 this amendment removes that requirement
8 solely for the Fourth Councilmanic
9 District.

10 As I indicated, the site is in
11 the Fourth District. Councilwoman
12 Miller's district is literally across the
13 street and has many constituents who live
14 around the site in the Eighth
15 Councilmanic District.

16 So we will certainly deliberate
17 appropriately and in a timely fashion,
18 but I do not wish to be subject to the
19 45-day time limitation. So my request is
20 to have this amendment approved, and then
21 subsequently I assume Councilman DiCicco
22 will call the bill up at the next
23 session.

24 COUNCIL PRESIDENT VERNA: All
25 right. Would you move for the --

1 2/16/06 - STATED - 2ND READING

2 Councilman Clarke, did you want to be
3 recognized, sir?

4 COUNCILMAN CLARKE: Yes, Madam
5 President.

6 Madam President, I just want to
7 ask the Councilman to clarify one issue.

8 Is the only portion of the bill
9 being amended to reflect only the 45-day
10 time limit, but all other parameters of
11 the bill would take effect if in fact the
12 Trump site were to come into play?

13 COUNCILMAN NUTTER: Yes.

14 COUNCILMAN CLARKE: It's just
15 the 45-day time limit?

16 COUNCILMAN NUTTER: Yes. It's
17 just the 45-day with regard to Council's
18 requirement to take some action, whether
19 it's approval, disapproval or tabling.
20 All of the other provisions of the bill
21 stay in place. There are other time
22 frames for departmental actions. Those
23 are not affected by this.

24 COUNCILMAN CLARKE: Okay.

25 Thank you.

1 2/16/06 - STATED - 2ND READING

2 COUNCIL PRESIDENT VERNA: Thank
3 you.

4 Councilman Nutter, would you
5 make a motion for the adoption, please.

6 COUNCILMAN NUTTER: Yes, Madam
7 President. I move the adoption of the
8 amendment.

9 (Duly seconded.)

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

13 All in favor will indicate by
14 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 amendment has been
21 adopted.

22 That concludes our Calendar for
23 today.

24 Are there any speeches on the
25 part of the Minority?

1 2/16/06 - STATED - SPEECHES

2 (No response.)

3 COUNCIL PRESIDENT VERNA: Are
4 there any speeches of the part of the
5 Majority?

6 The Chair recognizes Councilman
7 Goode.

8 COUNCILMAN GOODE: Thank you,
9 Madam President.

10 On the front page of the Sunday
11 Tribune February 12th, we find an article
12 titled "People's Emergency Center: Help
13 or Hustle." The article focuses on
14 whether the neighborhood surrounding
15 People's Emergency Center is benefiting
16 nearly as much as PEC, its community
17 development corporation or the
18 organization's hierarchy.

19 I took particular interest in
20 the Tribune article because it appeared
21 two days after a letter to the editor
22 from People's Emergency Center was
23 printed in the Philadelphia Inquirer.
24 The letter from the People's Emergency
25 Center took exception to the claim that

1 2/16/06 - STATED - SPEECHES

2 Wachovia Bank has not performed well in
3 its minority banking practices. The
4 letter noted \$3 million that People's
5 Emergency Center received from Wachovia,
6 but offered no statistics on lending to
7 neighborhood residents, but, of course, I
8 have the numbers.

9 In a study commissioned by this
10 Council, the National Community
11 Reinvestment Coalition examined nine
12 neighborhoods, including the People's
13 Emergency Center service area. NCRC
14 found that of the 14,519 home purchase
15 loans made in Philadelphia, only 16 were
16 made in the PEC service area and only one
17 home mortgage from Wachovia.

18 Of the 32,638 home refinance
19 loans made in Philadelphia, only 86 were
20 made in the PEC service area and only one
21 home refinance loan from Wachovia.

22 Of the 5,511 home improvement
23 loans made in Philadelphia, only 11 were
24 made in the PEC service area and zero
25 came from Wachovia. In fact, of the

1 2/16/06 - STATED - SPEECHES

2 52,668 total home loans made in
3 Philadelphia, Wachovia only made two home
4 loans to the PEC service area, one home
5 mortgage, one home refinance and zero
6 home improvement loans.

7 PEC should focus a bit more on
8 neighborhood lending rather than just its
9 own organizational interest. In the end,
10 PEC's letter to the editor didn't help.
11 It was just hustle.

12 Thank you.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 Are there any other speeches on
16 the part of the Majority?

17 (No response.)

18 COUNCIL PRESIDENT VERNA:
19 Seeing none, the Chair recognizes
20 Councilwoman Tasco for a motion.

21 COUNCILWOMAN TASCO: Madam
22 President, I move that Council stand
23 adjourned until Thursday, February 23,
24 2006 at 10:00 a.m.

25 (Duly seconded.)

1 2/16/06 - STATED - ADJOURNMENT

2 COUNCIL PRESIDENT Verna: It
3 has been moved and seconded that Council
4 stand adjourned until Thursday, February
5 23rd at 10:00 a.m.

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 motion carries.

13 Thank you very much.

14 (Stated Meeting adjourned at
15 10:40 a.m.)

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CERTIFICATE

I HEREBY CERTIFY that the
proceedings, evidence and objections are
contained fully and accurately in the
stenographic notes taken by me upon the
foregoing matter on February 16, 2006, and
that this is a true and correct transcript of
same.

MICHELE L. MURPHY
RPR-Notary Public

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