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COUNCIL OF THE CITY OF PHILADELPHIA

3

PUBLIC HEARING

4

COMMITTEE ON APPROPRIATIONS

5

'03 OPERATING BUDGET TRANSFER ORDINANCES

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Room 696, City Hall
Philadelphia, Pennsylvania
Wednesday, February 19, 2003
10:35 a.m.

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- 10 BILL 030007 - An Ordinance authorizing transfers in
appropriations from the General Fund...
11 BILL 030069 - An Ordinance authorizing transfers in
appropriations for Fiscal Year 2003 within the
12 Grants Revenue Fund from the Director of Finance...
BILL 030070 - An Ordinance authorizing transfers in
13 appropriations for Fiscal Year 2003 within the Water
Fund...
14 BILL 030071 - An Ordinance authorizing transfers in
appropriations for Fiscal Year 2003 within the
15 Grants Revenue Fund...
BILL 030072 - An Ordinance authorizing transfers in
16 appropriations for Fiscal Year 2003 within the
Aviation Fund...

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PRESENT:

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COUNCILWOMAN JOAN KRAJEWSKI, Chairperson

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COUNCILMAN MICHAEL NUTTER

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COUNCILWOMAN DONNA REED MILLER

22

COUNCILMAN BRIAN O'NEILL

23

COUNCILMAN FRANK DICICCO

24

COUNCILMAN FRANK RIZZO

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COUNCILMAN DARRELL CLARKE

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V A R A L L O, INCORPORATED

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LITIGATION SUPPORT SERVICES

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1835 Market Street, Suite 600

Philadelphia, Pennsylvania 19103

(215) 561-2220

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2 COUNCILWOMAN KRAJEWSKI: Good morning.

3 I want to thank you all for being patient. The
4 Committee on Appropriations is now in session.

5 Will the Clerk please read the title of
6 the bills?

7 THE CLERK: Bill No. 030007, an
8 Ordinance authorizing transfers in appropriations
9 for Fiscal Year 2003 from the General Fund, certain
10 or all City offices, departments, boards and
11 commissions and from the Grants Revenue Fund, the
12 Director of Finance - Provision for Other Grants and
13 from the Community Development Fund, the Director of
14 Finance - Community Development Block Grant - To Be
15 Allocated to the General Fund, certain or all City
16 offices, departments, boards and commissions.

17 And Bill No. 030069, an Ordinance
18 authorizing transfers in appropriations for Fiscal
19 Year 2003 within the Grants Revenue Fund from the
20 Director of Finance - Provision for Other Grants to
21 the District Attorney.

22 And Bill No. 030070, an Ordinance
23 authorizing transfers in appropriations for Fiscal
24 Year 2003 within the Water Fund from certain or all
25 City offices, departments, boards and commissions to

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2 certain or all City offices, departments, boards and
3 commissions.

4 And Bill No. 030071, an Ordinance
5 authorizing transfers in appropriations for Fiscal
6 Year 2003 within the Grants Revenue Fund from the
7 Department of Licenses and Inspections to the Mayor
8 Office of Housing and Community Development, the
9 Director of Finance and the Mayor's Office of
10 Information Services.

11 And Bill No. 030072, an Ordinance
12 authorizing transfers in appropriations for Fiscal
13 Year 2003 within the Aviation Fund from certain or
14 all City offices, departments, boards and
15 commissions to certain or all City offices,
16 departments, boards and commissions.

17 COUNCILWOMAN KRAJEWSKI: Is someone from
18 the Administration here?

19 MR. DUBOW: Good morning, Councilwoman
20 Krajewski and Members of the Appropriations
21 Committee. My name is Rob Dubow, and I serve as the
22 Budget Director for the City of Philadelphia.

23 I appear today to offer testimony on
24 Bills No. 030007, 030069, 030070, 030071 and 030072,
25 which make Fiscal 2003 budget appropriations

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2 transfers between and among classes and departments
3 in the City's General Fund, Grants Revenue Fund,
4 Water Fund, and Aviation Fund.

5 I'll start with 030007, which is the
6 Fiscal Year 2003 General Fund mid-year transfer
7 ordinance.

8 As shown in Exhibit A which is attached
9 to the testimony, there are a total of 25 transfers
10 requests in this bill, including 18 that involve a
11 net change in departmental appropriations and 7 that
12 are transfers between classes within a department
13 but don't result in any net change in
14 appropriations.

15 The largest increase in appropriation is
16 19.3 in Class 100 for fringe benefit funds to the
17 Director of Finance to cover the increased costs of
18 employee benefits as a result of arbitration.

19 The Administration also requests an
20 increase of 15.9 million in Class 100 appropriation
21 and an increase of 700,000 in the Class 200
22 appropriation for the Police Department to cover
23 overtime and meal expenses resulting from special
24 events and homeland defense. Of the requested Class
25 200 increase, 100,000 is an internal transfer from

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2 the Department's Class 300 and 400 appropriations.

3 The Administration also requests an
4 increase of 18.2 million for the Department of Human
5 Services Class 200 appropriation of which about
6 4 million is an internal transfer from the
7 Department's Class 100, 300 and 400 appropriations.
8 The increase is to reflect a change in the method of
9 state payment for transitional placement of
10 delinquent youth. Rather than paying for the beds
11 directly, the State will fully reimburse the City
12 for the cost of the service.

13 An additional 8.6 million is requested
14 for the Philadelphia Prison System's Class 100 and
15 200 appropriations to cover overtime expenses
16 resulting from record inmate population levels and
17 to cover the cost of the new medical services
18 contract.

19 The Administration also requests an
20 increase of 2.6 million to the Fire Department's
21 appropriation for increased Class 100 costs,
22 \$255,000 for increased payments to the City's EMS
23 fee collection fender resulting from record
24 collections, and about 800,000 for the increased
25 water bill costs.

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2 The Administration also requests a net
3 increase of 1.9 million for the Managing Director's
4 Office, Class 100 and 200 appropriations for
5 increased graffiti removal, lot cleaning, code
6 enforcement, and tree maintenance activities as part
7 of the Neighborhood Transformation Initiative.

8 In the bill, as originally proposed, we
9 were asking for \$1.3 million for Streets
10 Department's Class 200, 300 and 400 appropriations
11 to cover contractor of costs and purchases of salt
12 and equipment incurred in snow removal efforts.
13 We're asking today to increase the allocation for
14 the Streets Department by an additional
15 \$3.7 million. Of that 3.7 million, 400,000 is for
16 overtime costs, 500,000 is for salt, and 2.8 million
17 is for contracted plows, front-end loaders, lifting
18 sets and a melter. Those costs are related to the
19 storm that the Streets Department has been fighting
20 for the last few days.

21 We are also requesting an increase of
22 1.1 million in Class 200, 300, and 400
23 appropriations for automation and system improvement
24 projects for the Department of Records. And the
25 costs of those improvements will be completely

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2 offset by fees that the Council increased recently.

3 Additionally, the Administration
4 requests an increase of 900,000 in the Class 200
5 appropriation for the Office of Emergency Shelter
6 and Services to provide additional shelter beds as a
7 result of the harsh winter.

8 The Sheriff requests an additional
9 885,000 in Class 100, 200, 300 and 400 for overtime,
10 outside legal counsel and increase materials
11 supplies and equipment.

12 The District Attorney requests an
13 increase of \$679,212 in Class 100 appropriation to
14 fully fund uniformed police officers detailed to the
15 District Attorney's Office.

16 An increase of 195,000 is requested for
17 the Clerk of Quarter Sessions to fully fund personal
18 service requirements for the Fiscal Year.

19 An increase of \$123,992 is requested for
20 Director of Finance Legal Services to provide the
21 Defender Association in order to achieve
22 Administrative staff salary parity with the District
23 Attorney.

24 Additionally, an increase of \$120,000 is
25 requested for the Register of Wills to fully fund

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2 personal service requirements for the Fiscal Year
3 and to fund the purchase of computer software.

4 The Atwater Kent Museum requests an
5 increase appropriation of \$38,626 for executive
6 salary and other personnel costs.

7 These increases in appropriation are
8 made possible in part through appropriations of 48.9
9 million from Director of Finance-Provision for Other
10 Grants and 15 million in appropriations from the
11 Director of Finance-Community Development Block
12 Grant.

13 As part of the increase for the Streets
14 Department, we're increasing that request for both
15 the Provision for Other Grants and the Community
16 Development Block Grant.

17 Additionally, funds from the Department
18 of Revenue Sinking Fund Commission in the amount of
19 5.75 million are available because interest rates
20 have been lower than expected and because some
21 services that were expected to be funded through the
22 proceeds of the Neighborhood Transformation
23 Initiative bonds have been provided by the Managing
24 Director's Office and citizen service departments
25 with General Fund money.

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2 Internal transfers with no net change in
3 appropriation level include a little over 111,000
4 from 100 to 200 within the Department of Revenue to
5 cover the increased cost of postage. Other internal
6 transfers include the Mayor's Office Information
7 Services for 45,000 to be transferred from 200 to
8 300 and 400; the Commission on Human Relations for
9 33,000 from 100 to 200; the Department of
10 Recreation-Board of Trustees of William Penn for
11 29,985 and 100 to 200; and the City Representative
12 for 28,000 from 200 to 100, and that's the Civic
13 Center.

14 That concludes my testimony on that
15 bill. We can move on to the other ordinances.

16 Bill 030069 is Fiscal Year 2003 Grants
17 Revenue Fund mid-year transfer ordinance. There are
18 two transfers in here totaling 4.4 million. We
19 request an increase in the appropriation in the
20 amount of 4.4 million to the DA Class 100 and 200
21 appropriations for increases in confidential
22 investigations. The increase is available due to
23 increased revenue as an increase in drug enforcement
24 forfeitures.

25 Now, the next bill is 030070, it's a

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2 Water Fund mid-year transfer in the amount of
3 \$1.54 million. That is to the Department of Revenue
4 Sinking Fund Commission to cover the cost of
5 arbitrage payments to the federal government related
6 to Water Fund debt. An additional increase of
7 \$40,259 in Class 100 and Class 200 appropriation is
8 requested the Mayor's Office of Information Service
9 for the transfer of one employee from the Water
10 Revenue Bureau to increase support of the Bureau's
11 website. This increase is made possible in large
12 part by savings of 1.5 million from the Water
13 Department due to lower-than-expected personnel
14 expenditures. The Administration also requests
15 transfers of \$38,259 in excess Class 200
16 appropriation from the Revenue Department and \$2,000
17 of excess Class 200 from the Mayor's Office of
18 Information Service.

19 Bill 030071 is a Grants Revenue Fund
20 transfer for \$14.5 million. The money was placed in
21 Class 200 in the budget of the Department of
22 Licenses and Inspections but will be expended in
23 other departments as part of NTI.

24 The Administration requests an increase
25 of 10 million in Class 200 appropriation for the

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2 Office of Housing and Community Development for NTI
3 related housing preservation and development
4 programs and for lot stabilization initiatives.

5 An increase of 2.4 million in Class 200
6 appropriations is requested for the Office of
7 Director of Finance for wrap-around insurance on
8 demolition projects.

9 The Administration also requests an
10 increase of 2.1 million in Class 200 appropriation
11 for the Mayor's Office of Information Services to
12 fund the development of Unified Land Records
13 Management System and Vacant Property Management
14 System.

15 And finally, Bill 030072 is an Aviation
16 Fund mid-year transfer of \$1,165,490. That request
17 is for increases in 100, 200, 300 and 400
18 appropriations for the Police Department to cover
19 the costs of additional police officers at
20 Philadelphia International Airport due to
21 anti-terrorism preparedness measures.

22 An increase of \$55,000 is requested for
23 Fire Department to cover increased Class 100 costs
24 and 4,850 is requested to pay for increased water
25 bill costs as a result of a rate increase.

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2 The transfer is possible because of
3 savings from the City Representative Director of
4 Commerce's Class 800 appropriation.

5 I hope these comments have been helpful
6 in describing the content of the ordinances before
7 you. I respectfully request your favorable
8 consideration of the bill. I also request
9 suspension of the rules for the General Fund
10 ordinance 030007.

11 I'd be happy to answer any questions you
12 have.

13 The representatives are various
14 departments are here if you have questions of them,
15 and I'd also ask that we read their testimony into
16 the record.

17 COUNCILWOMAN KRAJEWSKI: Thank you. I
18 would just like to recognize Councilwoman Blackwell,
19 Councilwoman Miller, Councilman DiCicco, and
20 Councilman O'Neill, Councilman Nutter, Councilman
21 Rizzo, and myself.

22 Thank you very much. Under bill 030071,
23 the testimony is as submitted by Ms. McColloch.
24 There is funding listed for vacant property
25 stabilization. How many properties can be

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2 stabilized for \$2 million?

3 Please give your name for the record.

4 MS. SMITH: Patricia Smith, Director of
5 Neighborhood Transformation, Office of the Mayor.

6 COUNCILWOMAN KRAJEWSKI: Thank you. I
7 also have another question with the first question.
8 What is it included in the stabilization? Is it a
9 new roof, doors, windows?

10 My office has gotten a number of
11 different answers, and I would like to know what
12 will be involved in stabilization.

13 MS. SMITH: With respect to the budget
14 for Fiscal Year '03, we allocated \$2 million out of
15 bond proceeds to support stabilization activities
16 citywide. And that was based on a general estimate
17 of spending approximately 10,000 per house.

18 What I really think is important to note
19 is that in the program statement that was approved
20 by City Council last June, we allocated different
21 amounts of monies to each district. And if I
22 remember correctly, for example, we would allocate
23 approximately, say, 250,000 on average to some of
24 the districts. So when we say what can be covered
25 with that, I really think it's a case-by-case basis.

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2 What we're attempting to do, as a Redevelopment
3 Authority sits down with each District Councilperson
4 to identify properties that are going to be
5 stabilized. I think that's when we have to talk
6 about which ones would make sense to put on a new
7 roof, a window, doors, and the like. The more
8 improvements we make, the larger cost that could be.
9 So I really see it as a give and take type of
10 situation on a case-by-case basis, where the
11 property is located in terms of the neighborhood and
12 what make sense for that community. So I really see
13 it working that way. So I'm saying there's no hard
14 and fast rule on that.

15 COUNCILWOMAN KRAJEWSKI: Well, could you
16 tell me how the block surveys are done? Over 60
17 percent of the homes on the list that I received for
18 stabilization recommendations are occupied. In
19 fact, out of 207 properties on the list, my
20 inspector only agreed with 12. That's quite a
21 difference.

22 MS. SMITH: One of the things that we've
23 done in order to sort of like move forward the
24 stabilization property selection was to bring on
25 board members from the Redevelopment Authority to

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2 serve as a point person. The Council liaison for
3 the program is Jay McCalla. And one of the things
4 that they did as a starting point is just identify
5 from our records and other records all the
6 outstanding requests around stabilization. We
7 didn't go out and re-inspect. So after doing that,
8 they then will meet with each District
9 Councilperson.

10 Apparently, a number of properties that
11 have been kind of like hanging around in the system
12 were, in fact, occupied properties. Since then,
13 what we've done is, I believe, narrowed down a list
14 of approximately 32 properties which we reviewed
15 with members of your office which includes
16 properties that the District Council brought to
17 light as well as ones that we identified as vacant
18 on blocks where there was only one or two
19 properties.

20 Once that process is finalized, before
21 any stabilization work can start, there's a field
22 inspection, just to make sure that the property
23 remains vacant, a primary cost write-up of what it
24 will cost to stabilize the property, and then a
25 final submission to the Council office with

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2 signature. Under the ordinance, we're required to
3 have Council's signature for any properties to be
4 stabilized or demolished.

5 COUNCILWOMAN KRAJEWSKI: Well, I still
6 don't understand where you came up with the figure
7 207 in my district.

8 MS. SMITH: If I may, I would like to
9 bring Mr. McCalla to the table because he's been
10 coordinating this work for us.

11 MR. MCCALLA: Good morning. For the
12 record, I'm Jay McCalla with the Redevelopment
13 Authority. The total number of 207 properties came
14 in almost like lint from all the different places in
15 government, L&I, MOCS, and maybe properties that
16 were in the system waiting to be cleaned and sealed
17 for a long time. But the process began to really
18 get down to hard targets when we met with members of
19 your staff and the staff at Ganet Flemming. They
20 have data that might be two or three years old now,
21 and so the purpose was to sit down and meet and find
22 out, one, what your exact priorities are, what your
23 hot buttons in your district, where your problems
24 are, how well they fit in the overall criteria for
25 encapsulation or stabilization and that is most

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2 cases and hopefully in all cases there will be one
3 property on an otherwise good block that's vacant.
4 So if we fix that one property, we've helped out
5 that whole block.

6 COUNCILWOMAN KRAJEWSKI: That's quite a
7 difference from 207.

8 MR. MCCALLA: Yeah, it really is. It's
9 a terrible difference. But again, a lot of those
10 addresses that were on this original list came in
11 from old L&I requests for clean and seal. You know,
12 if they don't get dealt with, they don't disappear,
13 so sometimes they wind up on other lists. But
14 that's why we sat down to have a zero base and a
15 clean data on exactly what you need, exactly what
16 fits the criterion in our district and we came up
17 with 32 candidates.

18 COUNCILWOMAN KRAJEWSKI: I beg your
19 pardon?

20 MR. MCCALLA: We came up in the end with
21 a list of 32 candidates in your district, of 32
22 properties. Now, we're going to go out and OHCD is
23 going to do a block survey to make sure that our
24 data is still right. And once you sign off on
25 this -- we'll do our normal stuff, take a look at

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2 the property, find out how much it will cost to fix,
3 how likely that is to fit into our HRP program which
4 gives money. And if it fits neatly in the program,
5 then we know we can rehab it. And we know that you
6 are very much in touch with the groups in your
7 district and you may well have people to whom you'd
8 like to give these properties, some CDC, some
9 private developer. So once we've done our due
10 diligence, you'll then have a property either one or
11 two in an otherwise good block, you'll know what it
12 will cost to rehab, you'll have a strong likelihood
13 that we'll have the money to rehab it. And if all
14 our jobs are done right, in the end we'll have a
15 sense as to who these properties can be disposed to
16 in the end. But what we've got now is a list of 32
17 properties in your district that are going to be
18 surveyed very, very shortly by the Office of Housing
19 and Community Development, and then the process
20 begins. We're trying to target and schedule the
21 actual encapsulations of the properties in your
22 district right now.

23 COUNCILWOMAN KRAJEWSKI: When will you
24 have this?

25 MR. MCCALLA: Based on our conversation

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2 today, let me tell you we'll have it fast. Probably
3 in the middle of the next week.

4 COUNCILWOMAN KRAJEWSKI: I just get
5 upset when I see that it was over 200 when in fact
6 my inspector said it was 12, 12 from 207. I just
7 can't imagine where those figures came from.

8 MR. MCCALLA: I agree. But again, a lot
9 of these requests are left around from old clean and
10 seal requests. We have a lot of systems whereby
11 properties that need to be boarded up get fed into
12 the system, maybe the local police district MOCS. A
13 lot of people call in, citizens who call in and say,
14 "Hey, would you clean and seal that property?" And
15 those requests accumulate like lint.

16 COUNCILWOMAN KRAJEWSKI: What role does
17 L&I play in the stabilization? Do they help to
18 determine --

19 MS. SMITH: The Department of Licenses
20 and Inspections, in fact, have to inspect and cite
21 the property before we can officially do any work to
22 it so that we can then register a lien against that
23 property. They're a part of the team that would do
24 the field survey when people go out to check the
25 condition of the property.

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2 The reason why we've moved appropriation
3 authority over to OHCD is that we really wanted this
4 to be seen, not just as a code enforcement program,
5 we're a program where we also coordinate funding for
6 rehab as well as moving forward with the
7 acquisition. So it's treated as a whole property.
8 But they're part of the team. We meet on a weekly
9 basis to review the status of projects.

10 COUNCILWOMAN KRAJEWSKI: Does L&I have
11 the manpower to do all this?

12 MS. SMITH: Yes, I believe they do. I
13 know there were some additional inspectors on top of
14 this. And again, we're augmented, where possible,
15 with representatives from the Redevelopment
16 Authority and OHCD to do the actual initial survey
17 work. But they're a critical part of the program
18 because of the code enforcement powers of L&I.

19 COUNCILWOMAN KRAJEWSKI: Well, who will
20 make the decision of what homes will be stabilized?

21 MS. SMITH: The District City
22 Councilperson because they have to sign a form that
23 approves their list of properties to be stabilized,
24 and that's required by the ordinance authorizing the
25 NTI bond program.

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2 COUNCILWOMAN KRAJEWSKI: Are there any
3 other questions?

4 Councilwoman Miller.

5 COUNCILWOMAN MILLER: I have questions
6 about the retaining wall. Are you testifying for
7 Deborah McColloch, Pat?

8 MS. SMITH: Deborah can come, but I
9 think I know most of the details.

10 COUNCILWOMAN MILLER: Just a follow-up
11 on Councilwoman Krajewski's question before I leave
12 there. The stabilization activities for this year
13 or the one that we're talking about now per council
14 district over year one, each year there will be
15 additional stabilizations, correct?

16 MS. SMITH: That's correct.

17 COUNCILWOMAN MILLER: For the retaining
18 wall, in regards to the retaining wall, in the
19 testimony it states that 3 of the 45 walls submitted
20 have been selected for treatment and repair. My
21 question is, how were they selected and which three
22 are they, and what's going to happen to the other 42
23 or how many are we actually going to do?

24 MS. SMITH: With respect to the
25 retaining walls, we budgeted \$1 million in the

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2 FY '03 budget to do repair of what we call private
3 infrastructure. One of the things that we wanted to
4 do and we talked about with respect to that budget
5 was to identify three walls that we could test out
6 new resources in way of repairing a retaining wall
7 to lower the cost. So three walls were selected
8 that were longstanding dangerous walls. They went
9 out and I believe they did field surveys, came up
10 with specs, and the cost to repair those three walls
11 would be approximately a little more than \$400,000.

12 Now, in addition to that, they, again,
13 went through the existing list of all the retaining
14 walls for which there were complaints, and I believe
15 the Streets Department has recently completed a
16 survey to determine which of those walls are
17 imminently dangerous. And once we complete the
18 three, then they were going to go back and start
19 doing cost estimates on the remaining walls that are
20 imminently dangerous. Because we're using our
21 police power, the walls do have to be considered
22 dangerous.

23 COUNCILWOMAN MILLER: So those walls,
24 the three you've identified will be completed by
25 June. When will the survey be completed by the

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2 Streets Department, did you say, on some of the
3 other remaining walls?

4 MS. SMITH: I know I went to one meeting
5 where they had the additional 45. I'm not sure what
6 the status of that is. I can go back and check with
7 the Managing Director's Office because they were
8 convening those meetings. I do know it's probably
9 well underway, if not completed.

10 COUNCILWOMAN MILLER: So that means that
11 by June, three walls will be completed; the other
12 ones are still being surveyed and assessed and
13 analyzed.

14 MS. SMITH: And a cost estimate put
15 together. And that was part of our commitment for
16 this year in the budget was to select three pilot
17 walls that were very dangerous, using new
18 technologies and methods of repair and then to begin
19 to do a more comprehensive analysis of how to treat
20 the remaining ones that were considered dangerous.

21 COUNCILWOMAN MILLER: So the 600,000
22 will sit there -- you said the cost for repairing
23 those walls would be about 400,000?

24 MS. SMITH: That was the number that I
25 was given.

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2 COUNCILWOMAN MILLER: Where are the
3 walls, where are the three walls located?

4 MS. SMITH: I don't know the exact
5 address. But in districts where there was a large
6 number of retaining walls, I believe there was one
7 in the 4th, one in the 9th and one in the eighth.

8 COUNCILWOMAN MILLER: Well, we'd like to
9 know. I know that our office submitted a list. I'm
10 sure most Council offices did submit a list of
11 retaining walls and we just need to have information
12 back.

13 MS. SMITH: And I'll provide you a
14 updated status on the remainder of the list and
15 whether or not they're completed cost estimates on
16 the remainder of the list.

17 COUNCILWOMAN MILLER: Okay. I have one
18 more question for OHCD concerning the development of
19 an employer assisted housing program. We understand
20 that four people responded the RFP for assisted
21 housing programs. Who are four and are you
22 currently negotiating and who are you currently
23 negotiated with for this contract?

24 MS. SMITH: I'll bring Deborah to talk
25 about the details because we've just finished that

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2 process.

3 MS. MCCOLLOCH: Good morning. My name
4 is Deborah McColloch, I'm the Director of Housing.

5 We received four proposals. One was
6 from Greater Philadelphia Urban Affairs Coalition,
7 GPUAC, one was from the University of Pennsylvania,
8 one David Feldman and Associates, and one was from
9 Robert Brans (ph) organization that the name of
10 which is escaping me at this moment. That's it,
11 Solutions for Progress. And we're in the midst of
12 negotiating with GPUAC.

13 COUNCILWOMAN MILLER: All right. Thank
14 you.

15 COUNCILWOMAN KRAJEWSKI: Councilman
16 Nutter.

17 COUNCILMAN NUTTER: Thank you, Madam
18 Chair.

19 Ms. Smith, I'm sorry I missed most of
20 the retaining wall discussion, and please don't go
21 over anything that you may have covered with
22 Councilwoman Miller. The one question I did want to
23 ask is, do you have any sense of the timetable in
24 terms of the start of the work on the three walls?
25 And your information was correct, there's one in the

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2 4th, one in the 8th, and one in the 9th.

3 MS. SMITH: What I will do is go back
4 and get the most recent information. The last
5 meeting that I personally attended was prior to the
6 Christmas holidays. And I'm quite sure they made
7 progress. They were in the process of doing specs
8 at that point. I don't know if they bidded it out,
9 you know, the whole the procurement process. We'll
10 provide you that information.

11 COUNCILMAN NUTTER: That would be
12 helpful for all of us to know an estimated start and
13 completion date.

14 Lastly, in that same area, the other --
15 and I heard the Councilwoman make reference to the
16 balance of probably the million dollars. Can you
17 tell us or give us any update on the study that was
18 supposed to take place on the other public
19 infrastructure items, curb sides, walks, alleys and
20 driveways?

21 MS. SMITH: With respect to the
22 remaining of the retaining walls, I know they've
23 completed the survey and they were trying to
24 prioritize based on dangerous condition. And what I
25 will do is provide an update as to where they are

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2 with respect to that.

3 With respect to issues like the repair
4 of curbs and sidewalks and driveways, one of the
5 concerns the Administration has historically had was
6 the source of funding for that type of private
7 infrastructure. And what we're doing is exploring
8 various options, including looking at whether, for
9 example, federal iced tea money could be used to
10 support that type of private infrastructure. We
11 would like to have conversations with the Governor
12 about funding a state program for which -- we call
13 it private infrastructure because technically the
14 property owner is supposed to be responsible for it.
15 So for us, the important thing was looking for other
16 funding sources to support that type of work.

17 COUNCILMAN NUTTER: I understand. I
18 think all I'm really trying to ask you is what's the
19 status of the study that was to be conducted as a
20 part of the funding that was provided?

21 MS. SMITH: For the retaining walls.

22 COUNCILMAN NUTTER: We know what we're
23 doing on retaining walls.

24 MS. SMITH: For the remainder, our focal
25 point has been trying to -- the study is focusing on

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2 other sources of funding for this type of work.

3 COUNCILMAN NUTTER: So there is a study
4 underway?

5 MS. SMITH: Yes. There have been people
6 looking into it from both my office, we've made
7 inquiries about federal sources and we're also going
8 to explore, with the new Governor coming on board,
9 the state. So that's been the focus of our work.

10 COUNCILMAN NUTTER: But I think I
11 also --

12 MS. SMITH: And we haven't identified a
13 source at this point.

14 COUNCILMAN NUTTER: My understanding of
15 identifying the funding side of the discuss, but I
16 think, again, at that time my recollection was also
17 that the study was going to look at both the scope
18 and magnitude of the issue and the problem. I mean,
19 it seems a little difficult to try to figure out how
20 you get funding for something if you haven't
21 quantified what you need the funding for. So do we
22 know what the issue is?

23 MS. SMITH: Yes, I understand. And
24 again, what our priority was -- in terms of
25 Administration capacity, we focused on retaining

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2 walls, getting that moving forward, updating that
3 list. And I will go back with the Streets
4 Department and the Managing Director's Office and
5 look at how we can start quantifying the other work.
6 But we did give priority to the retaining walls
7 because they did, in some instances, present
8 dangerous conditions.

9 COUNCILMAN NUTTER: I know. I'm well
10 aware of that.

11 Thank you, Madam Chair.

12 COUNCILWOMAN KRAJEWSKI: Are there any
13 other questions?

14 (No response.)

15 COUNCILWOMAN KRAJEWSKI: Mr. Dubow, back
16 to you again. Under Bill 030072, we're transferring
17 money to cover costs associated with an increased
18 police present at the airport.

19 MR. DUBOW: Yes.

20 COUNCILWOMAN KRAJEWSKI: I'm a little
21 confused by this testimony. Is this transfer to
22 cover overtime or is it to be used for the cost of
23 hiring 15 new officers assigned to the new terminal?

24 MR. DUBOW: It's for both. The cost of
25 the 15 police officers for 2003 is about 525,000 and

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2 then the overtime cost is about 557,000, so that
3 combines for the total Class 100 cost of slightly
4 over a million dollars.

5 COUNCILWOMAN KRAJEWSKI: How many police
6 officers are currently assigned to the airport full
7 time and how much overtime accrued by these
8 officers?

9 MR. DUBOW: I think the total overtime
10 for this year is about 4.2 million, but the total
11 number, I'll have to ask Deputy Nestel to give us.

12 MR. NESTEL: Good morning. Tom Nestel,
13 Deputy Police Commissioner.

14 There are 159 sworn personnel assigned
15 to the airport.

16 COUNCILWOMAN KRAJEWSKI: 159?

17 MR. NESTEL: Yes, ma'am.

18 COUNCILWOMAN KRAJEWSKI: Thank you.

19 Are there any other questions?

20 (No response.)

21 COUNCILWOMAN KRAJEWSKI: Regarding Bill
22 030069, if I understand this ordinance correctly, it
23 seems as though the DA's Office is bringing in more
24 revenue than originally thought. Could you explain
25 to me this bill in further detail?

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2 MR. DUBOW: I'm going to ask Al
3 Toczydlowski from the District Attorney's Office to
4 explain that bill.

5 MR. TOCZYDLOWSKI: Good morning,
6 Councilwoman. Albert Toczydlowski from the DA's
7 Office, Deputy District Attorney. With me is Ed
8 Flood, our Director of Administration.

9 Basically, the way the Forfeiture Act
10 works is the Police Department and the DA's Office,
11 Philadelphia's Housing Authority, various agencies
12 make seizures in enforcement of the Drug Act. They
13 can take the form of cash; property, including
14 automobiles and houses. That money is then -- we
15 file petitions in court to forfeit that money.
16 Those monies are then deposited with the City. And
17 under the State Forfeiture Act, the money is then to
18 be released back to the District Attorney's Office
19 for use in enforcing the Drug Act.

20 Over the past three or four years, I'd
21 say, the average total amount of forfeit of proceeds
22 was between 3 and 3 and a half million dollars. And
23 that money is, by the City, put in the Grant Revenue
24 Fund, which is why this is coming up under the
25 Grants Revenue Fund.

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2 This year, I think mostly because of
3 Operation Safe Streets, the amount of monies seized
4 has increased to, we project, close to \$8 million.
5 And we do not have sufficient appropriation power in
6 the Grant Revenue Fund to expend those proceeds if
7 we choose to do so, so we're asking for an increase
8 in appropriation power.

9 COUNCILWOMAN KRAJEWSKI: Is this just
10 used for Safe Streets?

11 MR. TOCZYDLOWSKI: It's used for any
12 enforcement of the Drug Act, not just Safe Streets.

13 COUNCILWOMAN KRAJEWSKI: Thank you.
14 We'll go to Bill 03007. I believe it's the Police
15 Department. Is the Commissioner here?

16 MR. DUBOW: Deputy Commissioner Nestel
17 is here.

18 COUNCILWOMAN KRAJEWSKI: I understand
19 the cost of overtime associated with special events
20 is mentioned. Do we provide policing free of charge
21 to all these events? Do other cities provide free
22 policing to various events?

23 MR. NESTEL: There are some events where
24 we do receive reimbursement, however, in many cases
25 that does not cover all of the resources that we are

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2 required to put there. But there are some events
3 where if it is determined that the City is going to
4 benefit with that event, then we may not be
5 reimbursed in that case. But it really varies from
6 City to City on how that funding is done. Some
7 cities will insist upon reimbursement prior to
8 making a commitment.

9 We are in the process of developing a
10 procedure for that for many of the smaller details.

11 COUNCILWOMAN KRAJEWSKI: Could you
12 explain the overtime meal expenditures? And how
13 much money are we talking? How does this work?

14 MR. NESTEL: By contract, if an officer
15 works in excess of 11 consecutive hours, that
16 officers receives \$7 in meal money.

17 COUNCILWOMAN KRAJEWSKI: Maybe you can
18 tell me the status of the bike patrols. The last
19 time we spoke, there were 15 new bike patrols ready
20 to go. Some of these patrols were to be deployed in
21 the Northeast. Really, I haven't seen any. Should
22 I assume you are waiting to deploy them until the
23 spring or they went to Safe Streets or what?

24 MR. NESTEL: There are now over a
25 hundred bicycle officers who have been added to the

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2 narcotics division alone. They are predominately
3 working at this present time in East Division. It
4 is my understanding there are some in Northeast. I
5 will get that information for you.

6 COUNCILWOMAN KRAJEWSKI: I haven't seen
7 any of them. We were promised 15 some time back in
8 the summer. I'm still waiting.

9 MR. NESTEL: The Commissioner will be
10 addressing Council tomorrow, and I believe that's
11 one of the topics he's going to discuss. But I'll
12 also look into it for you.

13 COUNCILWOMAN KRAJEWSKI: Fine.

14 Any questions?

15 Councilwoman Miller.

16 COUNCILWOMAN MILLER: I just wanted to
17 make mention -- I know that we're meeting with
18 Commission Johnson tomorrow, but the spring is
19 coming and we're going to need to have those bike
20 officers in other parts of the City. I understand
21 the 25th or East Division is high-crime division,
22 but we also need them. I have residents and
23 actually some police officers that have really
24 missed having the bike patrols.

25 MR. NESTEL: Councilwoman, and we are

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2 looking at that. I do believe there are still some
3 bike officers in most of the districts. When we
4 talk about an additional 100, the majority of those
5 were not bicycle officers. They had been trained.
6 So this is in addition to our normal complement.

7 COUNCILWOMAN MILLER: Didn't Citizens
8 Bank donate 100 bikes?

9 MR. NESTEL: Yes.

10 COUNCILWOMAN MILLER: Where are those
11 bikes?

12 MR. NESTEL: I believe they're the ones
13 that are being utilized with the civilian patrols
14 throughout the City.

15 COUNCILWOMAN MILLER: Well, I have
16 further questions. I have questions that I will ask
17 tomorrow in the briefing with Commissioner Johnson.
18 Thank you.

19 COUNCILWOMAN KRAJEWSKI: Are there any
20 other questions?

21 (No response.)

22 COUNCILWOMAN KRAJEWSKI: I'd like to
23 mention Councilman Clarke is also here.

24 Are there any other questions from
25 Members of the Committee regarding any of the bills?

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2 (No response.)

3 COUNCILWOMAN KRAJEWSKI: Hearing none,
4 that completes our committee on appropriations.

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COUNCIL OF THE CITY OF PHILADELPHIA

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PUBLIC MEETING

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COMMITTEE ON APPROPRIATIONS

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February 19, 2003

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Public Meeting conducted by the
Committee on Appropriations, held in Room 696, City
Hall, Philadelphia, Pennsylvania, on the above date,
to consider action on the following:

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BILLS - 030007, 030069, 030070,
030071, 030072.

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PRESENT:

14

COUNCILWOMAN JOAN KRAJEWSKI, Chairperson

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COUNCILMAN MICHAEL NUTTER

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COUNCILWOMAN DONNA REED MILLER

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COUNCILMAN BRIAN O'NEILL

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COUNCILMAN FRANK DICICCO

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COUNCILMAN FRANK RIZZO

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COUNCILMAN DARRELL CLARKE

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1 2/19/03 - APPROPRIATIONS - PUBLIC MEETING

2 COUNCILWOMAN KRAJEWSKI: Now we'll go
3 into our special meeting. I believe that we'll
4 report one bill out.

5 The Chair recognizes Councilman Nutter
6 with respect to 030007.

7 COUNCILMAN NUTTER: Thank you, Madam
8 Chair. Madam Chair, I wish to put forward an
9 amendment to Bill 030007. In a conversation with
10 Sheriff Green earlier this morning, the Sheriff
11 indicates that he is in need of an additional
12 \$25,000 to cover unanticipated costs from the tax
13 lien sale management as well as additional
14 sheriff-related service provision. And so I believe
15 the current amount in that particular bill for the
16 sheriff is \$65,000.

17 (Pause.)

18 COUNCILWOMAN KRAJEWSKI: The Chair
19 recognizes Councilman Nutter for the purpose of Bill
20 030007.

21 COUNCILMAN NUTTER: Thank you, Madam
22 Chair. There are two sets of amendments. One is to
23 the Streets Department, and the second is to the
24 Sheriff's Office. I'm going to start on Page 2 with
25 Line 248, Department of Revenue Sinking Fund

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2 Commission. The debt service line is being
3 increased by \$15,000. That number will change from
4 3,750,001 to 3,765,001, making the total of that
5 item 5,765,001.

6 In the Grants Revenue Fund on Page 3 of
7 the bill, Item No. 9.21, Director of Finance
8 Provision for Other Grants. The present number is
9 48,884,404. That number will change to 49,584,404.
10 The total number will be the same. The total from
11 Grants Revenue Fund is the same, 49,584,404.

12 Under the Director of Finance number,
13 11.4, presently the bill reads advance and other
14 miscellaneous payments, \$15 million. That number is
15 changing to \$18 million. The total is 18 million.
16 The total from on the Community Development Fund is
17 \$18 million. And the total "from" number is now
18 77,690,254.

19 In the 2 section. Line Item 2.13,
20 Department of Streets, there appears to be a new
21 line called "Personal Services," the total of which
22 is \$400,000 -- I'm sorry, that was a mistake. The
23 line should read personal service of \$400,000. The
24 next line is item purchase of services. The present
25 line reads \$800,000. That number is being change to

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2 \$3,600,000.

3 The next line is materials, supplies,
4 and equipment present reads \$500,000. That number
5 is being changed to \$1 million. The total for that
6 2.13 line item is being changed from \$1.3 million
7 to a total of \$5 million.

8 Page 6 of the bill, line item 2.66,
9 Sheriff, in the line that purchase of service,
10 presently it's \$65,000. That is being changed to
11 \$80,000. The total for that section will then
12 change from \$900,000 from previously reading
13 \$885,000. The total of the 2 section is now
14 \$77,690,254 which should be the same as the "from"
15 section in the previous part of the bill.

16 Those are the amendments, Madam Chair.
17 I move the adoption of those amendments.

18 COUNCILWOMAN KRAJEWSKI: All those in
19 favor?

20 (Aye.)

21 COUNCILWOMAN KRAJEWSKI: Opposed?

22 (No response.)

23 COUNCILWOMAN KRAJEWSKI: The ayes have
24 it.

25 The Chair recognizes Councilman Nutter

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2 for the purpose of calling Bill 030007, as amended.

3 COUNCILMAN NUTTER: Thank you, Madam
4 Chair. I move that Bill 030007, as amended, be
5 reported out of this committee with a favorable
6 recommendation and further recommendation that the
7 Rules of Council be suspended so as to permit first
8 reading at our next session.

9 COUNCILWOMAN KRAJEWSKI: All those in
10 favor?

11 (Aye.)

12 COUNCILWOMAN KRAJEWSKI: Opposed?

13 (No response.)

14 COUNCILWOMAN KRAJEWSKI: Therefore, Bill
15 030007 will be reported out of this committee with a
16 favorable recommendation with a suspension of rules
17 as to permit first reading at the next Session of
18 Council.

19 Therefore, Bill 030069 will be held, as
20 well as 030070, 030071, 030072.

21 We stand in recessed at the call of the
22 Chair.

23 (Council adjourned at 11:35 a.m.)

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

I HEREBY CERTIFY that the foregoing
proceedings of the Council of the City of
Philadelphia of February 19, 2003, were reported
fully and accurately by me, and that this is a
correct transcript of the same.

RE: COMMITTEE ON APPROPRIATIONS

Lisa C. Bradley, RPR
and Notary Public