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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 30, 2004
10:15 a.m.

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PRESENT:

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1 09/30/04 - STATED - INVOCATION

2 COUNCIL PRESIDENT VERNA: Good
3 morning. I note that the hour has come and
4 that a quorum of this Council is present.

5 Council will please come to order.
6 Members will take their seats, and visitors
7 will retire to the seats outside the rails.

8 To give our invocation this morning,
9 the Chair welcomes Reverend Tim Soffard of
10 Christ Church. He is here today as the guest
11 of Councilman DiCicco.

12 All members and guests will please
13 rise.

14 REVEREND SOFFARD: Madam President
15 and Councilman DiCicco, thank you very much
16 for this honor. Christ Church has served the
17 City of Philadelphia now for 310 years.

18 The prayer I use this morning was
19 crafted in 1783 after the revolution, using
20 the prayers of William Penn and John Penn as
21 well as an emerging sense of praying no longer
22 under the authority of the sovereign in
23 England.

24 Let us pray.

25 Oh, Lord, our Governor whose glory

1 09/30/04 - STATED - INVOCATION

2 is in all the world, we commend this nation
3 and especially today this City Philadelphia to
4 thy merciful care, that being guided by thy
5 providence we may dwell secure in thy peace.
6 We pray that you grant to the President of the
7 United States, the Governor of this
8 Commonwealth and today to the Mayor of this
9 City and all in authority asking your grace
10 upon the members of this City Council, their
11 staffs and all in City government, wisdom and
12 strength to know and do thy will. Fill them
13 with the love of truth and righteousness and
14 make them ever mindful of their calling to
15 serve this people of Philadelphia in thy fear.
16 Send upon those who hold office here in this
17 City the spirit of wisdom, charity, and
18 justice that with steadfast purpose they may
19 faithfully serve in their offices to promote
20 the wellbeing of all people.

21 We lift these prayers to you,
22 Almighty God, asking your providence and grace
23 this day in this place. Amen.

24 COUNCIL PRESIDENT VERNA: The Chair
25 thanks Reverend Soffard for his very inspiring

1 09/30/04 - STATED - APPROVAL OF JOURNAL

2 invocation.

3 Council will be at ease.

4 (Council at ease.)

5 COUNCIL PRESIDENT VERNA: The next
6 order of business is the approval of the
7 Journal of the Meeting of Thursday, September
8 23, 2004.

9 And the Chair recognizes
10 Councilwoman Blackwell.

11 COUNCILWOMAN BLACKWELL: Thank you,
12 Madam President. I move that the Journal of
13 the Meeting of Thursday, September 23, 2004,
14 stand approved.

15 (Duly seconded.)

16 COUNCIL PRESIDENT VERNA: It has
17 been moved and properly seconded that the
18 Journal of the Meeting of Thursday, September
19 23, 2004, stand approved.

20 All in favor will indicate by saying
21 aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 09/30/04 - STATED - LEAVES OF ABSENCE

2 COUNCIL PRESIDENT Verna: The ayes
3 have it. The motion carries. The Journal of
4 the Meeting of Thursday, September 23, 2004,
5 is approved.

6 The next order of business is
7 requests for leaves of absence.

8 And the Chair again recognizes
9 Councilwoman Blackwell.

10 COUNCILWOMAN BLACKWELL: Thank you,
11 Madam President. There are no requests for
12 leaves of absence on the part of the Majority.

13 COUNCIL PRESIDENT Verna: The Chair
14 thanks the Councilwoman.

15 The Chair recognizes Councilman
16 O'Neill.

17 COUNCILMAN O'NEILL: Madam
18 President, on behalf of the Republicans, there
19 are no requests for leaves of absence.

20 COUNCIL PRESIDENT Verna: The Chair
21 thanks the gentleman.

22 The Chair will dispense with the
23 regular order of business to recognize the
24 guests and visitors joining us in Chambers
25 this morning.

1 09/30/04 - STATED - PRESENTATIONS

2 On behalf of all members of City
3 Council, I welcome you to our Council Session.
4 We appreciate your taking the time to join us
5 as we attend to the legislative affairs of our
6 City. We certainly invite you to come again.

7 At this time, the Chair recognizes
8 Councilwoman Reynolds Brown who will present a
9 resolution honoring Ione Nash and her dance
10 ensemble.

11 Will Ms. Nash and those accompanying
12 her please join the Councilwoman at the
13 podium.

14 The Chair recognizes Councilwoman
15 Brown.

16 COUNCILWOMAN BROWN: Thank you,
17 Madam President.

18 This morning we have the opportunity
19 to honor and commend Ione Nash for her decades
20 of dedication to Philadelphia's dance
21 community.

22 Whereas, Ione Shirley Osborne was
23 born on October 1, 1923, and due to a medical
24 condition was unable to walk until the age of
25 four; and

1 09/30/04 - STATED - PRESENTATIONS

2 Whereas, married to Archie Lee Nash
3 in 1944, she had been dissuaded from pursuing
4 dance in her youth, for early in her marriage
5 decided that it was the dream that she wanted
6 to chase; and

7 Whereas, Mrs. Nash began with the
8 discipline of ballet but soon moved to the
9 modern jazz, tap and interoperative forms; and

10 Whereas, in an effort to expand
11 opportunities for dancers, she opened her own
12 dance school in Germantown in 1960, which was
13 trailblazing, for it was the first African
14 American owned business operating on
15 Germantown Avenue; and

16 Whereas, the Ione Nash Dance
17 Ensemble was established in 1960, as well has
18 gone on to perform and produce over 600
19 wonderful pieces, including Dance of the Witch
20 Doll, Dances of the Sacred Skull, Fire Dance,
21 War and the Panther, and African Stool Dance;
22 and

23 Whereas, Ms. Nash has developed her
24 own technic which she describes as BBACCAJHT,
25 which is a meshing of Brazilian ballet,

1 09/30/04 - STATED - PRESENTATIONS

2 African, Cuban, Caribbean, Modern, African
3 Jazz, Haitian and Tap; and

4 Whereas, Ione Nash is still going
5 strong today, as she is teaching a master's
6 class in her technic; and

7 Whereas, there is little doubt that
8 she has touched almost everyone in the dance
9 community in our City through her
10 extraordinary works and deeds; now, therefore

11 Resolved by the City Council of
12 Philadelphia that we hereby honor and commend
13 Ione Nash for her decades of dedication to the
14 Philadelphia dance community;

15 Further resolved that an engrossed
16 copy of this resolution be presented to you,
17 Ms. Nash, to express the sincere sentiments of
18 this legislative body.

19 Certified by President of City
20 Council, our own Anna C. Verna; introduced by
21 Blondell Reynolds Brown and cosponsored by all
22 Members of the Philadelphia City Council.

23 Congratulations.

24 (Applause.)

25 COUNCIL PRESIDENT VERNA: The Chair

1 09/30/04 - STATED - PRESENTATIONS

2 recognizes Ms. Nash for remarks.

3 MS. NASH: Really this is beyond
4 anything that I could ever consider, that I
5 would be recognized for this because I love
6 dance so much that you don't think about the
7 outcome of how you touch people. I have
8 dancers who started when they were little. I
9 have taught their children and I have also
10 taught their children's children. So a lot of
11 times the children and their parents are both
12 in the same class.

13 I really appreciate you recognizing
14 me. Like I said before, I had no idea that
15 this was really happening. And I have gotten
16 a lot out of Philadelphia because there's so
17 many areas in Philadelphia with different
18 nationalities that you take different cultures
19 and you put them together, and I think that if
20 the world itself would concentrate on dance,
21 dancing together, we wouldn't have so much
22 conflict. Thank you.

23 (Applause.)

24 COUNCIL PRESIDENT VERNA: Thank you.

25 Council will be at ease.

1 09/30/04 - STATED - PRESENTATIONS

2 (Council at ease.)

3 COUNCIL PRESIDENT Verna: The Chair
4 now recognizes Councilman Kenney who will
5 present a resolution honoring the Salvation
6 Army on it's 125 anniversary.

7 Will Major Diaz and those
8 accompanying him please join the Councilman at
9 the podium?

10 Councilman Kenney is joined by
11 Councilman Clarke.

12 COUNCILMAN KENNEY: Thank you, Madam
13 President.

14 This a resolution commending the
15 Salvation Army on the occasion of its 125
16 anniversary in Philadelphia and proclaiming
17 October 5, 2004, as Salvation Army Day.

18 Whereas, the Salvation Army began
19 its US mission in Philadelphia in 1879 by
20 16-year-old Eliza Shirley who courageously
21 established the Salvation Army's work of
22 reaching out to people in need and
23 transforming their lives; and

24 Whereas, the Salvation Army, from
25 these humble beginnings, now operates more

1 09/30/04 - STATED - PRESENTATIONS

2 than 9400 service centers across the country
3 through which 42 million hurting people were
4 served last year; and

5 Whereas, the Salvation Army of
6 Greater Philadelphia administers to children,
7 teens, adults, families and senior citizens
8 through hundreds of year-round supportive
9 services that you touch the lives of hundreds
10 of thousands of people each year;

11 COUNCILMAN CLARKE: Whereas, the
12 Salvation Army of Greater Philadelphia
13 operates 16 community centers throughout the
14 region, providing outreach services such as
15 drug and alcohol rehabilitation programs, food
16 pantries, clothing assistance and GED classes;
17 and

18 Whereas, the Salvation Army of
19 Greater Philadelphia each year provides more
20 than 1 million meals, nearly 400,000 nights of
21 lodging, and 14,000 visits to shut-ins; and

22 Whereas, the Salvation Army of
23 Greater Philadelphia spends 91 cents of every
24 dollar raised on programs and services that
25 change people's lives every single day of the

1 09/30/04 - STATED - PRESENTATIONS

2 year; and

3 Whereas, the Salvation Army of
4 Greater Philadelphia continues to reach out to
5 those in the depths of despair with a strong
6 belief that no matter whom the people or what
7 their need, the deliverance of hope gives them
8 the strength needed to thrive; now, therefore
9 been it

10 Resolved by the Council of the City
11 of Philadelphia that Council does hereby honor
12 and commend the Salvation Army on the occasion
13 of their 125th anniversary in Philadelphia;

14 Further resolved that City Council
15 proclaim October 5, 2004, as Salvation Army
16 Day;

17 Further resolved that an engrossed
18 copy of this resolution be presented to the
19 Salvation Army as a token of this legislative
20 body's sincere appreciation for its dedication
21 to providing physical, emotional, and
22 spiritual support to the people of
23 Philadelphia. Sponsored by all Members of
24 Council.

25 (Applause.)

1 09/30/04 - STATED - PRESENTATIONS

2 COUNCIL PRESIDENT VERNA: I am
3 delighted to recognize Major Diaz for remarks,
4 and I want to thank him for the wonderful job
5 they do in my district. Thank you so much.

6 MAJOR DIAZ: Madam President,
7 Councilmembers, it is truly a privilege for us
8 to be here today and for you to take time from
9 your busy agenda and schedules to honor the
10 Salvation Army and the work that it has done
11 in the past 125 years.

12 How fitting it was that my colleague
13 started with a prayer from the founding
14 fathers of our nation recognizing and
15 demonstrating the passion that they had to
16 work within community.

17 Many of you here in this room have
18 worked with the Salvation Army on different
19 occasions for reasons and for different
20 programs, and we want to thank you from our
21 bottom of our hearts for your support. And
22 all we can say to you is that we look towards
23 the next 125 years of serving in our
24 communities.

25 May God richly bless each one of

1 09/30/04 - STATED - COMMUNICATIONS

2 you.

3 (Applause.)

4 COUNCIL PRESIDENT Verna: Council
5 will be at ease:

6 (Council at ease.)

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

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

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

14 THE CHIEF CLERK: Madam President, I
15 have no messages today.

16 COUNCIL PRESIDENT Verna: Thank you.

17 Do you have any communications
18 whatsoever in your possession?

19 THE CHIEF CLERK: None, Madam
20 President.

21 COUNCIL PRESIDENT Verna: Thank you.

22 The next order of business is the
23 introduction of bills and resolutions.

24 The Chair recognizes Councilwoman
25 Blackwell for a motion.

1 09/30/04 - STATED - INTRO. OF BILLS

2 COUNCILWOMAN BLACKWELL: Thank you,
3 Madam President. I move that the Rules of
4 Council be suspended so as to permit immediate
5 consideration of resolutions at their time of
6 introduction.

7 (Duly seconded.)

8 COUNCIL PRESIDENT Verna: It has
9 been moved and properly seconded that the
10 Rules of Council be suspended so as to permit
11 immediate consideration of resolutions at the
12 time of introduction.

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

15 (Aye.)

16 COUNCIL PRESIDENT Verna: Those
17 opposed?

18 (No response.)

19 COUNCIL PRESIDENT Verna: The ayes
20 have it, and the motion carries.

21 The Chair recognizes Councilman
22 Kenney.

23 COUNCILMAN KENNEY: Thank you, Madam
24 President. I offer two resolutions.

25 COUNCIL PRESIDENT Verna: The Clerk

1 09/30/04 - STATED - INTRO. OF BILLS

2 will please read the title of the first
3 resolution.

4 THE CHIEF CLERK: A resolution
5 honoring Donald A. Cramp on the occasion of
6 his retirement as President and Chief
7 Executive Officer of the Hospitals and Higher
8 Education Facilities Authority of
9 Philadelphia.

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

12 COUNCILMAN KENNEY: I move the
13 adoption of the resolution.

14 (Duly seconded.)

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

18 All in favor will indicate by saying
19 aye.

20 (Aye.)

21 COUNCIL PRESIDENT VERNA: Those
22 opposed?

23 (No response.)

24 COUNCIL PRESIDENT VERNA: The ayes
25 have it, and the resolution is adopted.

1 09/30/04 - STATED - INTRO. OF BILLS

2 THE CHIEF CLERK: And a resolution
3 proclaiming the week of October 4, 2004, as
4 Financial Planning Awareness Week.

5 COUNCIL PRESIDENT Verna: The Chair
6 recognizes Councilman Kenney.

7 COUNCILMAN KENNEY: Move the
8 adoption.

9 (Duly seconded.)

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

13 All in favor will signify by saying
14 aye.

15 (Aye.)

16 COUNCIL PRESIDENT Verna: Those
17 opposed?

18 (No response.)

19 COUNCIL PRESIDENT Verna: The ayes
20 have it, and the resolution is adopted.

21 The Chair recognizes Councilwoman
22 Blackwell.

23 COUNCILWOMAN BLACKWELL: Thank you,
24 Madam President. Today I introduce one bill
25 and two resolutions, one resolutions signed by

1 09/30/04 - STATED - INTRO. OF BILLS

2 every member of Council.

3 COUNCIL PRESIDENT Verna: Thank you.

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

6 THE CHIEF CLERK: An ordinance
7 permitting three traffic lanes on Walnut
8 Street between 40th and Cobbs Creek Parkway
9 and requiring that the lane markers on Walnut
10 Street be changed to reflect this change.

11 COUNCIL PRESIDENT Verna: The bill
12 will be referred to the appropriate committee.

13 THE CHIEF CLERK: And a resolution
14 authorizing the Commissioner of Public
15 Property to execute and deliver to the
16 Redevelopment Authority deeds located in the
17 51st Ward of the City of Philadelphia.

18 COUNCIL PRESIDENT Verna: The Chair
19 recognize Councilwoman Blackwell.

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

23 (Duly seconded.)

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

1 09/30/04 - STATED - INTRO. OF BILLS

2 resolution be adopted.

3 All in favor will say aye.

4 (Aye.)

5 COUNCIL PRESIDENT VERNA: Those
6 opposed?

7 (No response.)

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

10 THE CHIEF CLERK: And a resolution
11 calling on the Southeastern Pennsylvania
12 Transit Authority and its Board of Directors
13 to keep the level of service by maintaining
14 weekend City services.

15 COUNCIL PRESIDENT VERNA: The Chair
16 again recognizes Councilwoman Blackwell.

17 COUNCILWOMAN BLACKWELL: Thank you,
18 Madam President. I move for the adoption.

19 (Duly seconded.)

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

23 All in favor will say aye.

24 (Aye.)

25 COUNCIL PRESIDENT VERNA: Those

1 09/30/04 - STATED - INTRO. OF BILLS

2 opposed?

3 (No response.)

4 COUNCIL PRESIDENT Verna: The ayes
5 have it, and the resolution is adopted.

6 The Chair recognizes Councilman
7 Cohen.

8 COUNCILMAN COHEN: Madam President,
9 I have no bills or resolutions.

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

12 The Chair recognizes Councilwoman
13 Krajewski.

14 COUNCILWOMAN KRAJEWSKI: Madam
15 President, I have no bills or resolutions.

16 COUNCIL PRESIDENT Verna: Thank you.

17 The Chair recognizes Councilman
18 Mariano.

19 COUNCILMAN MARIANO: I have no bills
20 or resolutions today.

21 COUNCIL PRESIDENT Verna: Thank you.

22 The Chair recognizes Councilwoman
23 Miller.

24 COUNCILWOMAN MILLER: Thank you,
25 Madam President. I have no bills or

1 09/30/04 - STATED - INTRO. OF BILLS
2 resolutions.

3 COUNCIL PRESIDENT VERNA: Thank you.
4 The Chair recognizes Councilman
5 Nutter.

6 COUNCILMAN NUTTER: Thank you, Madam
7 President. I offer one resolution on behalf
8 of myself and Councilwoman Reynolds Brown and
9 signed all Members of Council.

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

13 THE CHIEF CLERK: A resolution
14 congratulating the Mural Arts Program on the
15 occasion of its 20th anniversary.

16 COUNCIL PRESIDENT VERNA: The Chair
17 recognizes Councilman Nutter.

18 COUNCILMAN NUTTER: Thank you, Madam
19 President. I move the adoption of the
20 resolution.

21 (Duly seconded.)

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

25 All in favor will say aye.

1 09/30/04 - STATED - INTRO. OF BILLS

2 (Aye.)

3 COUNCIL PRESIDENT Verna: Those
4 opposed?

5 (No response.)

6 COUNCIL PRESIDENT Verna: The ayes
7 have it, and the resolution is adopted.

8 The Chair recognizes Councilwoman
9 Tasco.

10 COUNCILWOMAN TASCOW: Madam
11 President, I offer one resolution.

12 COUNCIL PRESIDENT Verna: Thank you.
13 The Clerk will please read the title
14 of the resolution.

15 THE CHIEF CLERK: A resolution
16 declaring Alzheimer's Memory Walk Days in the
17 month of November as Alzheimer's Awareness
18 Month.

19 COUNCIL PRESIDENT Verna: The Chair
20 again recognizes Councilwoman Tasco.

21 COUNCILWOMAN TASCOW: I move for the
22 adoption of the resolution.

23 (Duly seconded.)

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

1 09/30/04 - STATED - INTRO. OF BILLS

2 resolution be adopted.

3 All in favor will say aye.

4 (Aye.)

5 COUNCIL PRESIDENT Verna: Those
6 opposed?

7 (No response.)

8 COUNCIL PRESIDENT Verna: The ayes
9 have it, and the resolution is adopted.

10 The Chair recognizes Councilwoman
11 Brown.

12 COUNCILWOMAN BROWN: Thank you,
13 Madam Chair. I offer two resolutions this
14 morning.

15 COUNCIL PRESIDENT Verna: Thank you.

16 The Clerk will please read the title
17 of the first resolution.

18 THE CHIEF CLERK: A resolution
19 urging the Pennsylvania General Assembly and
20 Governor Edward Rendell to set higher energy
21 standards for common products sold in
22 Pennsylvania.

23 COUNCIL PRESIDENT Verna: The Chair
24 recognizes Councilwoman Brown.

25 COUNCILWOMAN BROWN: I move for the

1 09/30/04 - STATED - INTRO. OF BILLS

2 adoption.

3 (Duly seconded.)

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

7 All in favor will say aye.

8 (Aye.)

9 COUNCIL PRESIDENT Verna: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT Verna: The ayes
13 have it, and the resolution is adopted.

14 THE CHIEF CLERK: And a resolution
15 honoring the Philadelphia Dance Company for 35
16 years of producing thousands of extraordinary
17 dancers, remarkable sold-out shows, and
18 service to the City of Philadelphia.

19 COUNCIL PRESIDENT Verna: The Chair
20 recognizes Councilwoman Brown.

21 COUNCILWOMAN BROWN: Thank you,
22 Madam President. I move for the adoption.

23 (Duly seconded.)

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

1 09/30/04 - STATED - INTRO. OF BILLS

2 resolution be adopted.

3 All in favor will say aye.

4 (Aye.)

5 COUNCIL PRESIDENT Verna: Those
6 opposed?

7 (No response.)

8 COUNCIL PRESIDENT Verna: The ayes
9 have it, and the resolution is adopted.

10 The Chair recognizes Councilman
11 Goode.

12 COUNCILMAN Goode: Thank you, Madam
13 President. I have no bills or resolution.

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

16 The Chair recognizes Councilman
17 Ramos.

18 COUNCILMAN RAMOS: Madam President,
19 I offer resolution today cosponsored by
20 Councilwoman Tasco, Councilman Mariano, and
21 Councilman Clarke.

22 COUNCIL PRESIDENT Verna: The Clerk
23 will please read the title of the resolution.

24 THE CHIEF CLERK: A resolution
25 authorizing the Committee on Public Health and

1 09/30/04 - STATED - INTRO. OF BILLS
2 Human Services to hold public hearings to
3 investigate the operations of City-owned
4 Philadelphia Nursing Home and the events that
5 occurred at said nursing home on Saturday,
6 September 23, 2004, wherein six infirm
7 patients of the Philadelphia Nursing Home had
8 their feeding tubes cut thereby putting their
9 lives at risk, and requesting that the Office
10 of the District Attorney of Philadelphia
11 initiate a full investigation of this
12 incident.

13 COUNCIL PRESIDENT VERNA: The Chair
14 recognizes Councilman Ramos.

15 COUNCILMAN RAMOS: I move for the
16 adoption of the resolution.

17 (Duly seconded.)

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

21 All in favor will say aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 09/30/04 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT Verna: The ayes
3 have it, and the resolution will be referred
4 to the Committee on Public Health and Human
5 Services.

6 The Chair recognizes Councilman
7 DiCicco.

8 COUNCILMAN DICICCO: Thank you,
9 Madam President. I offer one bill and two
10 resolutions.

11 COUNCIL PRESIDENT Verna: The Clerk
12 will please read the title of the bill.

13 THE CHIEF CLERK: An ordinance
14 authorizing and directing the installation of
15 traffic control devices at the intersection of
16 Lombard Street and Sixth Street.

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

19 THE CHIEF CLERK: And a resolution
20 authorizing the Philadelphia City Council's
21 Committee on Streets and Service to hold
22 public hearings and investigating the City
23 recycle and sanitation programs.

24 COUNCIL PRESIDENT Verna: The Chair
25 recognizes Councilman DiCicco.

1 09/30/04 - STATED - INTRO. OF BILLS

2 COUNCILMAN DICICCO: Thank you,
3 Madam President. I move for the adoption of
4 the resolution.

5 (Duly seconded.)

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

9 All in favor will say aye.

10 (Aye.)

11 COUNCIL PRESIDENT Verna: Those
12 opposed?

13 (No response.)

14 COUNCIL PRESIDENT Verna: The ayes
15 have it. The resolution has been adopted and
16 will be referred to the Committee on Streets
17 and Services.

18 THE CHIEF CLERK: And a resolution
19 commending the Friends of William Penn, a
20 non-profit education society dedicated to
21 reaffirming his holy experiment on the
22 occasion of William Penn's birthday, October
23 24th.

24 COUNCIL PRESIDENT Verna: The Chair
25 again recognizes Councilman DiCicco.

1 09/30/04 - STATED - INTRO. OF BILLS

2 COUNCILMAN DICICCO: Thank you,
3 Madam President. I move for the adoption of
4 the resolution.

5 (Duly seconded.)

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

9 All in favor will indicate by saying
10 aye.

11 (Aye.)

12 COUNCIL PRESIDENT VERNA: Those
13 opposed?

14 (No response.)

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

17 The Chair recognizes Councilman
18 O'Neill.

19 COUNCILMAN O'NEILL: Madam
20 President, I have no bills or resolutions.

21 COUNCIL PRESIDENT VERNA: The Chair
22 thanks the gentleman.

23 The Chair recognizes Councilman
24 Clarke.

25 COUNCILMAN CLARKE: Madam President,

1 09/30/04 - STATED - INTRO. OF BILLS

2 I have one bill and one resolution.

3 COUNCIL PRESIDENT Verna: The Clerk
4 will please read the title of the bill.

5 THE CHIEF CLERK: An ordinance
6 amending Section 9-204 of The Philadelphia
7 Code relating to sidewalk vendors in Center
8 City to prohibit propulsion of growers and
9 producer stands by internal combustion engine
10 at farmers markets, all under certain terms
11 and conditions.

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

14 THE CHIEF CLERK: And a resolution
15 authorizing the Commissioner of Public
16 Property to execute and deliver to the
17 Redevelopment Authority deeds located in the
18 18th, 28th, 29th, 32nd and 37th Wards of the
19 City of Philadelphia.

20 COUNCIL PRESIDENT Verna: The Chair
21 recognizes Councilman Clarke.

22 COUNCILMAN CLARKE: Move for the
23 adoption.

24 (Duly seconded.)

25 COUNCIL PRESIDENT Verna: It has

1 09/30/04 - STATED - INTRO. OF BILLS
2 been moved and properly seconded that the
3 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 ayes
10 have it, and the resolution is adopted.

11 The Chair recognizes Councilman
12 Kelly.

13 COUNCILMAN KELLY: Madam President,
14 I have no bills or resolutions today.

15 COUNCIL PRESIDENT VERNA: Thank you.

16 The Chair recognizes Councilman
17 Rizzo.

18 COUNCILMAN RIZZO: No bills or
19 resolutions today, Madam President.

20 COUNCIL PRESIDENT VERNA: Thank you.

21 There are no reports from
22 committees; therefore, the next order of
23 business will be the consideration of the
24 Calendar.

25 There are no bills on the First

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2 Reading Calendar.

3 The Chair recognizes Councilwoman
4 Blackwell for the purpose of calling up bills
5 on the Second Reading and Final Passage
6 Calendar to be considered today.

7 COUNCILWOMAN BLACKWELL: Thank you,
8 Madam President. Today Bill No. 040328-A is
9 being called up for second reading and final
10 passage. Bill 040640 will be amended and Bill
11 No. 040611 is being called up for second
12 reading and final passage. All other bills
13 are being held.

14 COUNCIL PRESIDENT VERNA: Thank you.

15 The Chief Clerk will please read the
16 title of Bill No. 040328-A.

17 THE CHIEF CLERK: An ordinance
18 authorizing the creation of a loan or loans to
19 provide funds for and toward various capital
20 municipal purposes, authorizing the Mayor,
21 City Controller, and City Solicitor or a
22 majority of them to sell bonds at a public or
23 private negotiated sale and fixing a day for
24 holding the election for obtaining such
25 consent and providing for the arrangements for

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2 providing such election.

3

4 COUNCIL PRESIDENT VERNA: This bill
5 having been read on two different days, the
6 question now is shall the bill pass finally.

7 The Clerk will please call the roll.

8 THE CHIEF CLERK: Councilwoman
9 Blackwell.

10 COUNCILWOMAN BLACKWELL: Aye.

11 THE CHIEF CLERK: Councilman Clarke.

12 COUNCILMAN CLARKE: Aye.

13 THE CHIEF CLERK: Councilman Cohen.

14 COUNCILMAN COHEN: Aye.

15 THE CHIEF CLERK: Councilman

16 DiCicco.

17 COUNCILMAN DICICCO: Aye.

18 THE CHIEF CLERK: Councilman Goode.

19 COUNCILMAN GOODE: Aye.

20 THE CHIEF CLERK: Councilman Kelly.

21 COUNCILMAN KELLY: Aye.

22 THE CHIEF CLERK: Councilman Kenney.

23 COUNCILMAN KENNEY: Aye.

24 THE CHIEF CLERK: Councilwoman

25 Krajewski.

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2 COUNCILWOMAN KRAJEWSKI: Aye.
3 THE CHIEF CLERK: Councilman
4 Mariano.
5 COUNCILMAN MARIANO: Aye.
6 THE CHIEF CLERK: Councilwoman
7 Miller.
8 COUNCILWOMAN MILLER: Aye.
9 THE CHIEF CLERK: Councilman Nutter.
10 COUNCILMAN NUTTER: Aye.
11 THE CHIEF CLERK: Councilman
12 O'Neill.
13 COUNCILMAN O'NEILL: Aye.
14 THE CHIEF CLERK: Councilman Ramos.
15 COUNCILMAN RAMOS: Aye.
16 THE CHIEF CLERK: Councilwoman
17 Reynolds Brown.
18 COUNCILWOMAN REYNOLDS BROWN: Aye.
19 THE CHIEF CLERK: Councilman Rizzo.
20 COUNCILMAN RIZZO: Aye.
21 THE CHIEF CLERK: Councilwoman
22 Tasco.
23 COUNCILWOMAN TASCO: Aye.
24 THE CHIEF CLERK: Council President
25 Verna.

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2 COUNCIL PRESIDENT Verna: Aye.

3 The ayes are 17, the nays are 0. A
4 majority of all Members having voted in the
5 affirmative, the bill passes.

6 The next bill to be called for
7 consideration is Bill No. 040640.

8 THE CHIEF CLERK: An ordinance
9 amending Chapter 19-2600 of the Philadelphia
10 Code entitled "Business Privilege Taxes" by
11 establishing a program under which a job
12 creation tax credit will be given to a certain
13 business for creating new jobs in the City of
14 Philadelphia, all under certain terms and
15 conditions.

16 COUNCIL PRESIDENT Verna: Thank you.

17 Councilman Goode, did you want to be
18 recognized at this time.

19 COUNCILMAN GOODE: Yes, Madam
20 President. The proposed amendments have been
21 circulated to all members of Council. They
22 are a combination of technical amendments
23 offered by the Administration and amendments
24 offered by myself. The technical amendments,
25 most of them deal with changing definition of

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2 average wage earnings which the tax credit is
3 based upon to be based purely on new jobs that
4 are created rather than average wage earnings
5 on the entire payroll. There are also some
6 other cost-cutting amendments offered by the
7 Administration. I also chose to change the
8 effective dates and to direct the school
9 District grant specifically for career
10 vocational programs.

11 And while I'm calling it up to amend
12 the bill and clean it up, I have no intention
13 of asking for final consideration of the bill
14 next week but wanted to be part of a broader
15 discussion that deals with job creation
16 incentives. So I move for the adoption of the
17 amendments.

18 (Duly seconded.)

19 COUNCIL PRESIDENT Verna: It has
20 been moved and properly seconded that the
21 amendments be adopted.

22 All in favor will say aye.

23 (Aye.)

24 COUNCIL PRESIDENT Verna: Those
25 opposed?

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2 (No response.)

3 COUNCIL PRESIDENT VERNA: The ayes
4 have it, and the amendments are adopted.

5 The final bill to be considered is
6 Bill 040611.

7 THE CHIEF CLERK: An ordinance to
8 amend the Philadelphia Zoning Map by changing
9 the zoning designations of certain areas of
10 land located within an area bonded by Lawrence
11 Street, Green Street, Fourth Street, Fairmount
12 Avenue, Galloway Street, Green Street, Bodine
13 Street, Fairmount Avenue, front street, and
14 Spring Garden Street.

15 COUNCIL PRESIDENT VERNA: This bill
16 having been read on two different days, the
17 question now is shall the bill pass finally.

18 The Clerk will please call the roll.

19 THE CHIEF CLERK: Councilwoman
20 Blackwell.

21 COUNCILWOMAN BLACKWELL: Aye.

22 THE CHIEF CLERK: Councilman Clarke.

23 COUNCILMAN CLARKE: Aye.

24 THE CHIEF CLERK: Councilman Cohen.

25 COUNCILMAN COHEN: Aye.

1 09/30/04 - STATED - 2ND READING
2 THE CHIEF CLERK: Councilman
3 DiCicco.
4 COUNCILMAN DICICCO: Aye.
5 THE CHIEF CLERK: Councilman Goode.
6 COUNCILMAN GOODE: Aye.
7 THE CHIEF CLERK: Councilman Kelly.
8 COUNCILMAN KELLY: Aye.
9 THE CHIEF CLERK: Councilman Kenney.
10 COUNCILMAN KENNEY: Aye.
11 THE CHIEF CLERK: Councilwoman
12 Krajewski.
13 COUNCILWOMAN KRAJEWSKI: Aye.
14 THE CHIEF CLERK: Councilman
15 Mariano.
16 COUNCILMAN MARIANO: Aye.
17 THE CHIEF CLERK: Councilwoman
18 Miller.
19 COUNCILWOMAN MILLER: Aye.
20 THE CHIEF CLERK: Councilman Nutter.
21 COUNCILMAN NUTTER: Aye.
22 THE CHIEF CLERK: Councilman
23 O'Neill.
24 COUNCILMAN O'NEILL: Aye.
25 THE CHIEF CLERK: Councilman Ramos.

1 09/30/04 - STATED - SPEECHES
2 COUNCILMAN RAMOS: Aye.
3 THE CHIEF CLERK: Councilwoman
4 Reynolds Brown.
5 COUNCILWOMAN REYNOLDS BROWN: Aye.
6 THE CHIEF CLERK: Councilman Rizzo.
7 COUNCILMAN RIZZO: Aye.
8 THE CHIEF CLERK: Councilwoman
9 Tasco.
10 COUNCILWOMAN TASCO: Aye.
11 THE CHIEF CLERK: Council President
12 Verna.
13 COUNCIL PRESIDENT VERNA: Aye.
14 The ayes are 17, the nays are 0. A
15 majority of all Members having voted in the
16 affirmative, this bill passes.
17 That concludes our Calendar for
18 today.
19 Are there speeches on the part of
20 the Minority?
21 (No response.)
22 COUNCIL PRESIDENT VERNA: Are there
23 speeches on the part of the Majority?
24 The Chair recognizes Councilman
25 Goode.

1 09/30/04 - STATED - SPEECHES

2 COUNCILMAN GOODE: Thank you, Madam
3 President.

4 In my hand is a list of 35
5 recommendations from the Mayor's Economic
6 Development Summit. These recommendations
7 from the 150 participants were conceived,
8 transcribed, and distributed at the summit.
9 On the second day of the summit, there was
10 also a new set of recommendations conceived,
11 transcribed, and presented on large flat
12 screen TVs, but not distributed.

13 On Monday, I requested a copy of the
14 second set of recommendations from both the
15 Commerce Department and Mayor's Office. The
16 first response was, "Okay, we'll send them
17 right over." The next response was, "The
18 recommendations actually don't exist." So my
19 response was a subpoena.

20 I am not requesting at this time a
21 report from the Commerce Department on the
22 summit, but a document that does, in fact,
23 exist. In fact, the Commerce Director told me
24 yesterday in discussion about the subpoena
25 that she had a copy of what I requested in her

1 09/30/04 - STATED - SPEECHES

2 hand.

3 There are 35 final recommendations
4 made by the summit participants. I actually
5 handwrote one of them. It was transcribed and
6 presented at the summit along with 34 other
7 recommendations.

8 I believe we are entitled to have a
9 copy of all 35 final recommendations as a
10 standalone document before a report is
11 actually issued.

12 We're also entitled to conduct our
13 own process. I believe that's actually our
14 job.

15 Thank you.

16 COUNCIL PRESIDENT VERNA: Thank you.

17 The Chair recognizes Councilwoman
18 Blackwell.

19 COUNCILWOMAN BLACKWELL: Thank you,
20 Madam President. It has been requested by
21 Alex Wright and the United Block Captains of
22 Philadelphia that we let you know they're
23 holding a rally at 12 o'clock in Love Park to
24 announce the United Block Captains of
25 Philadelphia's concerns, their community

1 09/30/04 - STATED - SPEECHES

2 issues.

3 COUNCIL PRESIDENT VERA: Thank you.

4 The Chair recognizes Councilman
5 Ramos.

6 COUNCILMAN RAMOS: Thank you, Madam
7 President. I want to take this opportunity to
8 thank the Philadelphia Police Department for a
9 job well done and the cooperation of the
10 Philadelphia Nursing Home and its contractors
11 for the apprehension of a person that is now
12 being accused of cutting the feeding tubes of
13 seven of our very ill people out of
14 Philadelphia Nursing Home.

15 I think we all have an obligation,
16 or at least I see it as such, that we have to
17 pay special attention to those in our City who
18 are very poor, frail, elderly and defenseless.

19 I have requested to hold public
20 hearings and I have asked my dear colleague
21 Marian Tasco who chairs the Committee on
22 Public Health to work with me, and she has
23 agreed at an appropriate time to call for
24 public hearings.

25 I just want for the record to

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2 indicate that this is not a witch hunt to try
3 to find or to stigmatize the Philadelphia
4 Nursing Home, but there have been other
5 complaints in the Chambers today. We have the
6 son of a patient who had her feeding tube cut.
7 Mr. Nieves is sitting right behind me, and
8 he's the person that called me in distress and
9 asking for help. His mother not only had her
10 feeding tube cut, but she had bruises on the
11 side of her face in the ear area.

12 We just want to make sure that the
13 people of our City, that when they get to that
14 point of their life with a loved one and they
15 want to send their loved one to a nursing home
16 that they can think that the Philadelphia
17 Nursing Home is a good place to have their
18 loved one, that they will be treated and that
19 they will be cared for, that there will be
20 security and that they will be treated with
21 dignity.

22 Thank you, Madam Chair.

23 COUNCIL PRESIDENT VERNA: Thank you.

24 I would certainly hope that the
25 gentleman that's in the audience whose mother

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2 found that she was abused certainly has
3 reported that to the appropriate authorities
4 so that action can be taken. Has he?

5 COUNCILMAN RAMOS: Yes, he has,
6 Madam President.

7 COUNCIL PRESIDENT Verna: Thank you.
8 Are there any other speeches on the
9 part of the majority?

10 (No response.)

11 COUNCIL PRESIDENT Verna: Seeing
12 none, the Chair recognizes Councilwoman Tasco.

13 COUNCILWOMAN TASCO: Madam
14 President, I move that Council stand adjourned
15 until Thursday, October 7th at 10 a.m., 2004.

16 COUNCIL PRESIDENT Verna: All in
17 favor will say aye.

18 (Aye.)

19 COUNCIL PRESIDENT Verna: Those
20 opposed?

21 (No response.)

22 COUNCIL PRESIDENT Verna: The ayes
23 have it. Council will stand adjourned until
24 Thursday, October 7th at 10:00 a.m. Thank
25 you.

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2 (Council adjourned at 10:50 a.m.)
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C E R T I F I C A T I O N

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RE: STATED MEETING

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Lisa C. Bradley, RPR

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