

1

2 COUNCIL OF THE CITY OF PHILADELPHIA

3 STATED MEETING

4 - - -

5 Room 400, City Hall
6 Philadelphia, Pennsylvania
7 Thursday, October 8, 2009
8 10:10 a.m.

9 - - -

10

11

PRESENT:

12 COUNCIL PRESIDENT ANNA C. VERNA
13 COUNCILWOMAN JANNIE BLACKWELL
14 COUNCILMAN DARRELL L. CLARKE
15 COUNCILMAN FRANK DiCICCO
16 COUNCILMAN W. WILSON GOODE, JR.
17 COUNCILMAN BILL GREEN
18 COUNCILMAN WILLIAM GREENLEE
19 COUNCILMAN CURTIS JONES, JR.
20 COUNCILMAN JACK KELLY
21 COUNCILMAN JAMES F. KENNEY
22 COUNCILWOMAN JOAN L. KRAJEWSKI
23 COUNCILMAN BRIAN J. O'NEILL
24 COUNCILWOMAN MARIA QUINONES-SANCHEZ
25 COUNCILWOMAN BLONDELL REYNOLDS BROWN
COUNCILMAN FRANK RIZZO
COUNCILWOMAN MARIAN B. TASCO

18

19 MICHAEL A. DECKER, CHIEF CLERK

20

21 - - -

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23 V A R A L L O Incorporated
24 Litigation Support Services
Eleven Penn Center
25 1835 Market Street, Suite 600
Philadelphia, Pennsylvania 19103
215.561.2220 215.567.2670

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

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

9 To give our invocation this
10 morning, the Chair welcomes Bishop Audrey
11 Bronson of the Sanctuary Church of the
12 Open Door. She is here today as the
13 guest of -- I'm sorry. She's also the
14 President of the Black Clergy of
15 Philadelphia. She is here today as the
16 guest of Councilwoman Tasco.

17 I would ask all members and
18 guests to please rise.

19 (Members and guests rise.)

20 BISHOP BRONSON: Shall we pray.

21 Our God and our Father Creator,
22 you have always invited us to your
23 throne, in good times, in bad times.

24 Allow me first to thank you for
25 your goodness and mercy toward us. You

1 10/8/09 - STATED - INVOCATION

2 have given us another day full of
3 opportunities.

4 I ask that you endure our
5 Mayor, Michael Nutter, with strength,
6 wisdom and favor, to realize his vision
7 of prosperity, equality and peace for
8 this great metropolis.

9 I ask that you give strength
10 and wisdom to the members of this Council
11 that they may serve those who they
12 represent with righteousness so that our
13 city will be truly a city of brotherly
14 love. I ask that your spirit will guide
15 their deliberations so that peace and
16 prosperity can reign in Philadelphia.

17 I pray for our Senators and
18 Representatives in Harrisburg, that they
19 will cease their bickering and come to an
20 agreement of the too long-awaited budget
21 that is an economic lifeline for so many
22 of our citizens.

23 Lord, thou knowest that we are
24 living in troubled times when our most
25 vulnerable citizens, our children and

1 10/8/09 - STATED - APPROVAL OF JOURNAL
2 senior citizens, are being killed and
3 brutally attacked. And in this prayer I
4 remember the homeless, the helpless, the
5 jobless, the disenfranchised, the
6 discouraged, the downtrodden and those
7 without access to good health. But we
8 may be troubled on every side, yet not
9 distressed. We are perplexed, but not in
10 despair; persecuted, but not forsaken;
11 cast down, but not destroyed, because
12 with your help, we shall overcome.

13 I pray this in the name of the
14 father and the son and the holy ghost.

15 Amen.

16 (Amen.)

17 COUNCIL PRESIDENT Verna: The
18 Chair thanks Bishop Bronson for her very
19 inspiring invocation.

20 Council will be at ease.

21 (Council at ease.)

22 COUNCIL PRESIDENT Verna: The
23 next order of business is the approval of
24 the Journal of the meeting of Thursday,
25 October 1st, 2009, and the Chair

1 10/8/09 - STATED - LEAVES

2 recognizes Councilwoman Tasco.

3 COUNCILWOMAN TASCO: Madam

4 President, I move that the Journal of the

5 meeting of Thursday, October the 1st,

6 2009 stand approved.

7 (Duly seconded.)

8 COUNCIL PRESIDENT VERNA: It

9 has been moved and properly seconded that

10 the Journal of the meeting of Thursday,

11 October 1st, 2009 stand approved.

12 All in favor will indicate by

13 saying aye.

14 (Aye.)

15 COUNCIL PRESIDENT VERNA: Those

16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT VERNA: The

19 ayes have it and the Journal is approved.

20 The next order of business is

21 requests for leave of absence, and,

22 again, the Chair recognizes Councilwoman

23 Tasco.

24 COUNCILWOMAN TASCO: Madam

25 President, on behalf of the majority, a

1 10/8/09 - STATED - LEAVES

2 leave of absence is requested for

3 Councilwoman Donna Reed Miller.

4 COUNCIL PRESIDENT VERNA: Thank

5 you. Leave will be granted.

6 The Chair recognizes Councilman

7 O'Neill.

8 COUNCILMAN O'NEILL: Madam

9 President, on behalf of the republicans,

10 there are no requests for leave of

11 absence.

12 COUNCIL PRESIDENT VERNA: The

13 Chair thanks the gentleman.

14 The Chair will dispense with

15 the regular order of business to

16 recognize the guests and visitors joining

17 us in Chambers this morning. On behalf

18 of all members of City Council, I welcome

19 you to our Council session. We

20 appreciate your taking the time to join

21 us as we attend to the legislative

22 affairs of our city. We certainly invite

23 you to come again.

24 At this time, the Chair

25 recognizes Councilman Rizzo, who will

1 10/8/09 - STATED - PRESENTATIONS

2 present a resolution recognizing Frank
3 Punzo on the occasion of his retirement
4 from the City of Philadelphia.

5 Would Mr. Punzo and those
6 accompanying him please join the
7 Councilman at the podium.

8 I see the Councilman is being
9 joined by Councilmembers O'Neill and
10 Clarke.

11 COUNCILMAN RIZZO: We're not
12 starting until the family comes up here.
13 If you don't come up here, he still knows
14 the codes to shut the radio off.

15 Again, good morning, everyone.
16 A guy that's really contributed a lot in
17 his short time here with the City of
18 Philadelphia and today we're going to
19 recognize and thank Frank Punzo on the
20 occasion of his retirement after five
21 years of dedicated and excellent service
22 to the people and the City of
23 Philadelphia.

24 Whereas, Frank Punzo began his
25 City of Philadelphia public service

1 10/8/09 - STATED - PRESENTATIONS

2 career as a Communications Superintendent
3 on January 5th, 2004; and

4 COUNCILMAN CLARKE: Whereas,
5 Mr. Punzo received an exempt appointment
6 to the position of Deputy Commissioner of
7 Communications on February 1, 2007; and

8 Whereas, Mr. Punzo was
9 responsible during his tenure for the
10 Switchboard, Municipal Radio, the 800
11 Megahertz System, the Telephone/Wireless
12 Phone Unit and the Radio Shop; and

13 Whereas, Mr. Punzo demonstrated
14 great vision, leadership and commitment
15 in carrying out his responsibilities; and

16 COUNCILMAN O'NEILL: Whereas,
17 Mr. Punzo, having come from a position of
18 great authority in the private sector,
19 used that experience to help make City
20 government work efficiently, economically
21 and effectively; and

22 Whereas, Mr. Punzo was much
23 admired and respected for his
24 professionalism and dedication to
25 personal service by his superiors and

1 10/8/09 - STATED - PRESENTATIONS

2 subordinates, clients and vendors and the
3 many friends that he made in City
4 government;

5 COUNCILMAN RIZZO: Whereas, the
6 Council of the City of Philadelphia
7 wishes Frank Punzo the very best in his
8 next and undoubtedly exciting venture.

9 Now, therefore, be it resolved,
10 by the Council of the City of
11 Philadelphia, that it is pleased and
12 proud to hereby recognize and thank Frank
13 Punzo on the occasion of his retirement
14 after five years of dedicated and
15 excellent service to the people of the
16 City of Philadelphia.

17 Further resolved, that an
18 engrossed copy of this resolution be
19 presented to Frank further evidencing the
20 admiration and gratitude of this
21 legislative body.

22 Congratulations, Frank.

23 (Applause.)

24 COUNCIL PRESIDENT VERNA: The
25 Chair recognizes Mr. Punzo for remarks.

1 10/8/09 - STATED - PRESENTATIONS

2 COUNCILMAN RIZZO: Madam

3 President, before that, could I please

4 ask Commissioner Schlotterbeck, who Frank

5 worked with for all time.

6 Commissioner.

7 COMMISSIONER SCHLOTTERBECK:

8 Thank you, Madam President and Councilman

9 Rizzo. It's my honor and privilege, on

10 behalf of the Mayor of the City of

11 Philadelphia, the Managing Director but,

12 more important, my department, to thank

13 Frank for the amazing service for the

14 last five and a half years. His

15 dedication is to be commended, admired

16 and also repeated by many. It's a great

17 loss to my department, but he's made a

18 personal decision that it was time for

19 him to move on, and we support him 100

20 percent. I thank him for everything.

21 (Applause.)

22 COUNCILMAN RIZZO: Another dear

23 colleague is Chief Inspector Feeney of

24 the Philadelphia Police Department. He

25 would just like to also thank Frank.

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2 CHIEF FEENEY: Police Radio

3 9-1-1 is really the linchpin for public
4 safety in this city. The safety of all
5 the police officers and all the citizens
6 are dependent on that, and it goes
7 through times of crisis, and those times
8 you really need someone who you can
9 depend on. Frank Punzo was the guy we
10 always depended on. He never let us
11 down. He always came through. Whenever
12 there was a problem in Radio, the first
13 guy you called was Frank Punzo.

14 We're going to miss him
15 personally, and for the entire Police
16 Department, I just want to tell him thank
17 you.

18 (Applause.)

19 COUNCILMAN RIZZO: Chief
20 Inspector Feeney, I thank you for that.

21 And also we have a
22 representative of the Philadelphia Fire
23 Department that would again like to say
24 thanks to Frank.

25 ASSISTANT CHIEF IMSZENNIK:

1 10/8/09 - STATED - PRESENTATIONS

2 Good morning, everyone. My name is Steve
3 Imszennik. I'm Assistant Chief in the
4 Fire Communications Center, which handles
5 Fire and EMS 9-1-1 calls, and I'm here on
6 behalf of Commissioner Ayers, and I just
7 want to say, kind of piggybacking on what
8 Chief Feeney said, some of Frank's best
9 work is realized on a daily basis in the
10 Fire Communications Center. We deal with
11 the 800 megahertz radio system and our
12 Vesta 9-1-1 system.

13 Frank seemed to have a knack
14 for unraveling the largest tangles of red
15 tape that you can believe and he seemed
16 to make everyone happy, from the vendors
17 to the Fire Department, to the Police
18 Department and, yes, even Councilman
19 Rizzo.

20 So Commissioner Ayers asked me
21 to pass this on to Frank: Philadelphia
22 Fire Department salutes Frank Punzo,
23 Deputy Commissioner, Public Property, for
24 your commitment of dedication and service
25 to the improvement of our 800 megahertz

1 10/8/09 - STATED - PRESENTATIONS

2 system and citywide emergency service
3 communications, which has enhanced the
4 safety of our firefighters, paramedics
5 and citizens, on this day, the 8th of
6 October 2009.

7 Frank, thank you.

8 (Applause.)

9 COUNCILMAN RIZZO: And also I'd
10 like to thank the representatives of
11 Motorola and Verizon that are here today
12 acknowledging also and the respect they
13 have for Frank Punzo. So everyone
14 involved with Frank's life here with the
15 City of Philadelphia for the five years
16 that he was here, you touched a lot of
17 people, Frank, and thanks for helping us
18 out.

19 (Applause.)

20 MR. PUNZO: Thank you very
21 much, everybody who participated today.
22 I'd like to especially thank Councilman
23 Rizzo and this legislative body, all the
24 Councilmembers, for this resolution, the
25 Fire Department, Police Department.

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2 They, quite honestly, were the teams that
3 I worked with on a day-in-and-day-out
4 basis. I would have liked to have had
5 less work on the outages, but I was glad
6 to help when that occurred.

7 I'd like to thank the
8 Department of Public Property and
9 especially Commissioner Schlotterbeck,
10 who you've heard from today, for her
11 support and the department's support
12 throughout the five years that I spent
13 with the City, and I'm sure many times
14 people are up here spending a lot more
15 time than I.

16 I'd also like to thank my
17 family for their support. Finally, I
18 think my grandchildren and my children
19 recognize me without a cell phone up to
20 my ear, so that is good as well.

21 All of the departments and all
22 of the people that I have worked with
23 with the City in this short period of
24 time, I thank you all. It was a true
25 team effort. This wasn't one guy running

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2 the show. It was everybody
3 participating. So I'd like to thank
4 everyone that I have touched and who has
5 touched me.

6 I wish the City the best. I'm
7 still a resident, as are most of my
8 family. In fact, all of my family. And,
9 again, thanks to City Council, Councilman
10 Rizzo. And let's go Phillies.

11 Thank you.

12 (Applause.)

13 COUNCIL PRESIDENT Verna:

14 Council will be at ease.

15 (Council at ease.)

16 COUNCIL PRESIDENT Verna: The
17 Chair now recognizes Councilwoman Brown,
18 who will present a resolution recognizing
19 October as Parent Appreciation Month at
20 the School District of Philadelphia.

21 Will Ms. Divine and those
22 accompanying her please join the
23 Councilwoman.

24 I see that Councilwoman Brown
25 is being accompanied by Councilwoman

1 10/8/09 - STATED - PRESENTATIONS

2 Blackwell.

3 COUNCILWOMAN BROWN: To my
4 colleagues and Madam President, we know
5 that research tells us that a child's or
6 a student's academic success is
7 intimately linked to the extent to which
8 that parent is actively engaged in the
9 life of that student. And long before
10 our children see or know what a school
11 door is, learning is taking place, and
12 that's because a child's first teacher is
13 their parent. And so I am thrilled that
14 Dr. Ackerman, Ms. Divine and all the
15 staff here today recognize and appreciate
16 the enormous, enormous contribution and
17 impact parents can make in the lives of
18 their students.

19 Under the new leadership there
20 at the School District, for the first
21 time, if we recall, in the Imagine 2014
22 plan, there is actually a strategic
23 component devoted to parental
24 involvement. And so we want to salute
25 these folks who get that and who have

1 10/8/09 - STATED - PRESENTATIONS

2 made that a tangible piece of that
3 document and, again, want to go on record
4 to salute the leadership in Dr. Ackerman,
5 Ms. Devine and all of those who are
6 joined with us today who are now about
7 the business of being responsive to the
8 issues and concerns raised through those
9 parent roundtables and outreach efforts
10 going on at the School District. When
11 parents are embraced, they can make a
12 difference in the lives of our students.

13 To that end, we want to
14 recognize October as Parent Appreciation
15 Month at the School District of
16 Philadelphia.

17 Whereas, according to the
18 National Committee for Citizens in
19 Education, students with parents who are
20 involved and, I would add, actively
21 engaged in their school have fewer
22 behavioral problems, better academic
23 performance and are more likely to
24 complete secondary school than students
25 whose parents are not on the scene at

1 10/8/09 - STATED - PRESENTATIONS

2 all; and

3 Whereas, research continues to
4 show that parents get involved in their
5 children's education for a variety of
6 reasons, but they do so especially when
7 schools reach out to them and invite them
8 to participate; and

9 Whereas, parents are a child's
10 first and most influential teacher and
11 most often have high hopes and dreams for
12 their children's future; and

13 COUNCILWOMAN BLACKWELL:

14 Whereas, the most accurate predictor of
15 student achievement in school is the
16 extent to which their families are able
17 to create a home environment that
18 encourages learning and advocate for
19 their children's achievement in both
20 school and community; and

21 Whereas, the importance of
22 parent engagement in education requires
23 not only recognition but a firm
24 commitment to School District of
25 Philadelphia policies and practices; and

1 10/8/09 - STATED - PRESENTATIONS

2 Whereas, the Office of Family,
3 Parent, Community Engagement and
4 Faith-Based Partnerships, on behalf of
5 the School District of Philadelphia, has
6 scheduled a month of activities to show
7 appreciation for parents and their
8 contributions as members of school-based
9 and District teams.

10 Now, therefore, be it

11 COUNCILWOMAN BROWN: Resolved,
12 by the Council of the City of
13 Philadelphia, that we hereby recognize
14 and celebrate October 2009 as Parent
15 Appreciation Month in Philadelphia.

16 Let me just parenthetically say
17 that's a first.

18 Further resolved, that an
19 engrossed copy of this resolution be
20 presented to the professionals of the
21 School District of Philadelphia as
22 evidence of the sincere sentiments of
23 this legislative body.

24 Introduced by Council
25 colleagues Jannie Blackwell, Bill Green

1 10/8/09 - STATED - PRESENTATIONS

2 and Marian Tasco and signed by, supported
3 by, celebrated by all the members of the
4 Philadelphia City Council.

5 Congratulations to the
6 Philadelphia School District.

7 (Applause.)

8 COUNCIL PRESIDENT VERNA: The
9 Chair recognizes Ms. Divine for remarks.

10 MS. DIVINE: Good morning and
11 thank you to City Council. On behalf of
12 Dr. Ackerman, I would like to recognize
13 our parent leaders who are here. We have
14 Delores Solomon and Rose Lintz from the
15 Philadelphia Home and School Council,
16 Cecilia Thompson from the Right to
17 Education Task Force, Sylvia Simms from
18 Title I and also staff member Ludy
19 Soderman from the Office of Parent,
20 Family and Community Engagement.

21 We truly appreciate your
22 support and look forward to great things
23 in the future.

24 COUNCIL PRESIDENT VERNA: Thank
25 you.

1 10/8/09 - STATED - COMMUNICATIONS

2 (Applause.)

3 COUNCIL PRESIDENT Verna:

4 Council will be at ease.

5 (Council at ease.)

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

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

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

13 CHIEF CLERK: To the President
14 and members of the Council of the City of
15 Philadelphia, I am transmitting herewith
16 for the consideration of your honorable
17 body a resolution approving certain
18 agreements between various taxpayers and
19 the Department of Revenue providing for
20 payments to the City relating to the
21 establishment or extension of certain
22 Keystone Opportunity Zones; and

23 An ordinance amending Bill No.
24 090325, entitled "An ordinance approving
25 the Fiscal Year 2010 Capital Budget

1 10/8/09 - STATED - COMMUNICATIONS

2 providing for expenditures for the
3 capital purposes of the Philadelphia Gas
4 Works"; and

5 An ordinance authorizing the
6 Commissioner of the Department of Parks
7 and Recreation to enter into a license
8 agreement between PECO Energy Company and
9 the City for a certain strip of land
10 located near the intersection of Nixon
11 Street and Port Royal Avenue to be used
12 as a connector for the Schuylkill River
13 recreational trail; and

14 An ordinance authorizing the
15 Water Commissioner, on behalf of the
16 City, to enter into an agreement for a
17 license from the Pennsylvania Department
18 of Environmental Protection to occupy
19 certain submerged lands of the
20 Commonwealth in the Schuylkill River; and

21 An ordinance authorizing Mick
22 Hally, owner and operator of Devil's Den,
23 to operate and maintain an open-air
24 sidewalk cafe located at 1148 through
25 1150 South 11th Street; and

1 10/8/09 - STATED - COMMUNICATIONS

2 An ordinance authorizing John
3 Kile, owner and operator of Yesterday's
4 Tavern, to operate and maintain an
5 open-air sidewalk cafe located at 2448
6 East Huntingdon Street; and

7 An ordinance authorizing Frank
8 and Ritamarie Olivieri to own and
9 maintain various sidewalk encroachments;
10 and

11 An ordinance authorizing the
12 University of Pennsylvania Health System
13 to own and maintain various sidewalk
14 encroachments, all under certain terms
15 and conditions.

16 COUNCIL PRESIDENT Verna: Thank
17 you. The messages will be printed in the
18 Journal.

19 The Chief Clerk will please
20 read any other communications in his
21 possession.

22 CHIEF CLERK: I have none,
23 Madam President.

24 COUNCIL PRESIDENT Verna: Thank
25 you.

1 10/8/09 - STATED - INTRO. OF BILLS

2 Councilman Jones, I see that
3 your light is on. Did you want to be
4 recognized?

5 COUNCILMAN JONES: Thank you,
6 Madam President. I'd like to recognize
7 the principal, CEO and students of the
8 Bread of Life Academy, which is from the
9 4th Councilmanic District but is
10 temporarily being housed in the 5th
11 Councilmanic District until we can find
12 them a reuniting home in the 4th. And
13 I'd like them to stand and be recognized.
14 They're down here today to see how city
15 government works. And can we give them a
16 warm welcome.

17 (Applause.)

18 COUNCILMAN JONES: Thank you,
19 Madam President.

20 COUNCIL PRESIDENT VERA:

21 You're welcome.

22 The next order of business is
23 the introduction of bills and
24 resolutions, and the Chair recognizes
25 Councilman Kenney.

1 10/8/09 - STATED - INTRO. OF BILLS

2 COUNCILMAN KENNEY: Thank you,
3 Madam President. I have no bills or
4 resolutions today.

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

7 The Chair recognizes
8 Councilwoman Blackwell.

9 COUNCILWOMAN BLACKWELL: Thank
10 you, Madam President. Today I introduce
11 one bill and one resolution.

12 COUNCIL PRESIDENT Verna: Thank
13 you.

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

16 CHIEF CLERK: An ordinance
17 granting permission to the trustees of
18 the University of Pennsylvania Health
19 System, 3624 Market Street, for the
20 installation of information signs and
21 planters on the public sidewalk located
22 on the 3400 block of Civic Center
23 Boulevard.

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

1 10/8/09 - STATED - INTRO. OF BILLS

2 committee.

3 CHIEF CLERK: And a resolution

4 calling on the U.S. Congress and the

5 Department of Agriculture to investigate

6 the practice of slaughterhouse operators

7 prohibiting ground beef manufacturers

8 from testing for E. Coli contamination

9 ingredients supplied by the

10 slaughterhouse operators.

11 COUNCIL PRESIDENT VERNA: The

12 Chair recognizes Councilwoman Blackwell

13 for a motion.

14 COUNCILWOMAN BLACKWELL: Thank

15 you, Madam President. I move for the

16 adoption of the resolution.

17 (Duly seconded.)

18 COUNCIL PRESIDENT VERNA: It

19 has been moved and properly seconded that

20 the resolution be adopted.

21 All in favor will say aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those

24 opposed?

25 (No response.)

1 10/8/09 - 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 Greenlee.

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

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

12 The Chair recognizes
13 Councilwoman Krajewski.

14 COUNCILWOMAN KRAJEWSKI: Thank
15 you, Madam President. I offer one
16 resolution on behalf of Councilman Rizzo
17 and myself.

18 COUNCIL PRESIDENT Verna: The
19 Chief Clerk will please read the title.

20 CHIEF CLERK: A resolution
21 honoring Dietz & Watson on their 70th
22 anniversary.

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

25 COUNCILWOMAN KRAJEWSKI: I move

1 10/8/09 - STATED - INTRO. OF BILLS

2 for the adoption of the resolution.

3 (Duly seconded.)

4 COUNCIL PRESIDENT Verna: It

5 has been moved and properly seconded that

6 the resolution be adopted.

7 All in favor will say aye.

8 (Aye.)

9 COUNCIL PRESIDENT Verna: Those

10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT Verna: The

13 ayes have it and the resolution is

14 adopted.

15 The Chair recognizes

16 Councilwoman Tasco.

17 COUNCILWOMAN TASCO: Okay. I

18 have two resolutions and one ordinance --

19 I have one resolution and an ordinance

20 and I have one resolution co-sponsored by

21 Councilwomen Blackwell and Sanchez. Then

22 I have two bills and I have -- two bills

23 on behalf of the Administration. That's

24 it.

25 COUNCIL PRESIDENT Verna: Thank

1 10/8/09 - 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 amending Section 9-213 of The
7 Philadelphia Code, entitled "Farmers'
8 Markets," by adding as a permissible
9 location the west side of Wadsworth
10 Avenue between Bayard Street and
11 Pickering Street.

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

15 CHIEF CLERK: And an ordinance
16 establishing a neighborhood improvement
17 district in an area that generally
18 includes Cheltenham Avenue with
19 boundaries of Wadsworth Avenue on the
20 west and Broad Street on the east, Ogontz
21 Avenue with boundaries of Cheltenham
22 Avenue on the north and 67th Avenue on
23 the south, and Wadsworth Avenue with
24 boundaries of Cheltenham Avenue on the
25 northeast and Michener Avenue on the

1 10/8/09 - STATED - INTRO. OF BILLS

2 southwest, to be known as The Greater
3 Cheltenham Avenue Business Improvement
4 District.

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

8 CHIEF CLERK: And an ordinance
9 amending Bill No. 090325, entitled "An
10 ordinance approving the Fiscal Year 2010
11 Capital Budget providing for expenditures
12 for the capital purposes of the
13 Philadelphia Gas Works.

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

17 CHIEF CLERK: And a resolution
18 approving certain agreements by the
19 Department of Revenue, the Department of
20 Commerce or both with various taxpayers
21 providing for payments to the City
22 relating to the establishment or
23 extension of certain Keystone Opportunity
24 Zones.

25 COUNCIL PRESIDENT Verna: The

1 10/8/09 - STATED - INTRO. OF BILLS

2 Chair recognizes Councilwoman Tasco.

3 COUNCILWOMAN TASCO: I move for
4 the 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 say aye.

10 (Aye.)

11 COUNCIL PRESIDENT Verna: Those
12 opposed?

13 (No response.)

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

17 CHIEF CLERK: And a resolution
18 recognizing and honoring Rebuilding
19 Together Philadelphia.

20 COUNCIL PRESIDENT Verna:
21 Again, the Chair recognizes Councilwoman
22 Tasco.

23 COUNCILWOMAN TASCO: I move for
24 the adoption of the resolution.

25 (Duly seconded.)

1 10/8/09 - STATED - INTRO. OF BILLS

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

5 All in favor will say aye.

6 (Aye.)

7 COUNCIL PRESIDENT Verna: Those
8 opposed?

9 (No response.)

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

13 The Chair recognizes
14 Councilwoman -- read the resolution,
15 please.

16 CHIEF CLERK: A resolution
17 initiating action to establish a
18 neighborhood improvement district in an
19 area that generally includes Cheltenham
20 Avenue with boundaries of Wadsworth
21 Avenue on the west and Broad Street on
22 the east, to be known as The Greater
23 Cheltenham Avenue Business Improvement
24 District.

25 COUNCIL PRESIDENT Verna: The

1 10/8/09 - STATED - INTRO. OF BILLS

2 Chair recognizes Councilwoman Tasco.

3 COUNCILWOMAN TASCO: I move for
4 the 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 say aye.

10 (Aye.)

11 COUNCIL PRESIDENT VERNA: Those
12 opposed?

13 (No response.)

14 COUNCIL PRESIDENT VERNA: The
15 ayes have it, and the Chair recognizes
16 Councilwoman Tasco.

17 COUNCILWOMAN TASCO: Madam
18 President, I forgot to introduce a
19 resolution on behalf of Councilwoman
20 Donna Reed Miller.

21 COUNCIL PRESIDENT VERNA: Thank
22 you.

23 The Chief Clerk will please
24 read the title.

25 CHIEF CLERK: A resolution

1 10/8/09 - STATED - INTRO. OF BILLS

2 recognizing, honoring and celebrating the
3 Business Center for Entrepreneurship and
4 Social Enterprise for its ten years of
5 success and achievement.

6 COUNCIL PRESIDENT Verna: The
7 Chair again recognizes Councilwoman
8 Tasco.

9 COUNCILWOMAN TESCO: Madam
10 President, I move for the adoption of the
11 resolution.

12 (Duly seconded.)

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

16 All in favor will say aye.

17 (Aye.)

18 COUNCIL PRESIDENT Verna: Those
19 opposed?

20 (No response.)

21 COUNCIL PRESIDENT Verna: The
22 ayes have it and the resolution is
23 adopted.

24 The Chair recognizes
25 Councilwoman Sanchez.

1 10/8/09 - STATED - INTRO. OF BILLS

2 COUNCILWOMAN SANCHEZ: Thank
3 you, Madam President. I offer one
4 privileged resolution.

5 COUNCIL PRESIDENT Verna: Thank
6 you.

7 The Chief Clerk will please
8 read the title.

9 CHIEF CLERK: A resolution
10 authorizing the Commissioner of Public
11 Property to execute and deliver to the
12 Redevelopment Authority of the City of
13 Philadelphia, without consideration,
14 deeds conveying conditional fee simple
15 title to certain City-owned lots or
16 pieces of grounds with the buildings and
17 improvements thereon, situate in the 33rd
18 Ward of the City of Philadelphia.

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

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

24 (Duly seconded.)

25 COUNCIL PRESIDENT Verna: It

1 10/8/09 - STATED - INTRO. OF BILLS

2 has been moved and properly seconded that
3 the resolution be adopted.

4 All in favor will say aye.

5 (Aye.)

6 COUNCIL PRESIDENT Verna: Those
7 opposed?

8 (No response.)

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

12 The Chair recognizes Councilman
13 Green.

14 COUNCILMAN GREEN: Thank you,
15 Madam President. Today City Council is
16 taking bold, decisive and forward-looking
17 action to bring fundamental change to
18 Philadelphia's property tax system. The
19 reform legislation introduced today,
20 which was sponsored by 14 Councilmembers,
21 will bring accountability,
22 professionalism and transparency to a
23 broken assessment and appeals process.

24 There are instances when reform
25 can be accomplished through minor repairs

1 10/8/09 - STATED - INTRO. OF BILLS

2 and there are times when it is better to
3 just raise the structure and start fresh.
4 With this bill, Council has fired up its
5 bulldozer.

6 This bill will abolish the BRT,
7 create two new agencies to take over
8 property tax assessment and appeals - the
9 new Office of Property Assessment and the
10 new Board of Property Assessment Appeals.
11 In designing this new structure, City
12 Council, working together, has focused on
13 ensuring that the citizens of
14 Philadelphia will have a property tax
15 system that they can trust, that adheres
16 to the highest standards of
17 professionalism and under which all
18 citizens are treated equally. I
19 introduce this Council BRT bill today,
20 Madam President.

21 COUNCIL PRESIDENT VERA: Thank
22 you.

23 I would ask the Chief Clerk to
24 please read the title.

25 CHIEF CLERK: An ordinance

1 10/8/09 - STATED - INTRO. OF BILLS
2 amending Title 2 of The Philadelphia
3 Code, entitled "City-County
4 Consolidation," by abolishing the Board
5 of Revision of Taxes, by creating an
6 Office of Property Assessment which shall
7 have the powers, functions and duties of
8 the Board of Revision of taxes with
9 respect to the initial making of property
10 assessments; by assigning certain duties
11 to the Department of Records (as the
12 successor to the Recorder of Deeds) with
13 respect to filing certain information
14 with the new Office of Property
15 Assessment.

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

19 The Chair recognizes Councilman
20 Jones.

21 COUNCILMAN JONES: Thank you,
22 Madam President. I have two bills on
23 behalf of the Administration and two
24 resolutions.

25 COUNCIL PRESIDENT Verna: Thank

1 10/8/09 - 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 authorizing the Water Commissioner, on
7 behalf of the City, to enter into an
8 agreement for a license from the
9 Pennsylvania Department of Environmental
10 Protection to occupy certain submerged
11 lands of the Commonwealth in the
12 Schuylkill River.

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

16 CHIEF CLERK: And an ordinance
17 authorizing the Commissioner of the
18 Department of Parks and Recreation to
19 enter into a license agreement between
20 PECO and the City for a certain strip of
21 land located near the intersection of
22 Nixon Street and Port Royal Avenue.

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

1 10/8/09 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: And a resolution
3 honoring the Pennsylvania National Guard
4 members of the 56th Striker Brigade
5 Combat Team upon their safe return to
6 their families from their deployment to
7 Iraq.

8 COUNCIL PRESIDENT Verna: The
9 Chair recognizes Councilman Jones.

10 COUNCILMAN JONES: I move for
11 the adoption of the resolution.

12 (Duly seconded.)

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

16 All in favor will say aye.

17 (Aye.)

18 COUNCIL PRESIDENT Verna: Those
19 opposed?

20 (No response.)

21 COUNCIL PRESIDENT Verna: The
22 ayes have it and the resolution is
23 adopted.

24 CHIEF CLERK: And a resolution
25 authorizing City Council's Committees on

1 10/8/09 - STATED - INTRO. OF BILLS
2 Licenses and Inspections and Public
3 Health and Human Services to hold public
4 hearings to investigate the state of
5 intergovernmental and intergovernmental
6 cooperation between the Philadelphia
7 Department of Licenses and Inspections,
8 the Pennsylvania Game Commission, the
9 Pennsylvania Society for the Prevention
10 of Cruelty to Animals.

11 COUNCIL PRESIDENT Verna: The
12 Chair recognizes Councilman Jones.

13 COUNCILMAN JONES: Thank you,
14 Madam President. I move for the
15 adoption.

16 (Duly seconded.)

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

20 All in favor will say aye.

21 (Aye.)

22 COUNCIL PRESIDENT Verna: Those
23 opposed?

24 (No response.)

25 COUNCIL PRESIDENT Verna: The

1 10/8/09 - STATED - INTRO. OF BILLS

2 ayes have it and the resolution will be
3 referred to the appropriate committees.

4 The Chair recognizes Councilman
5 Goode.

6 COUNCILMAN GOODE: Thank you,
7 Madam President. I am pleased to offer
8 one resolution co-introduced by every
9 member of Council on behalf of the low
10 wage workers of the Philadelphia School
11 District, who we are proud to represent
12 and were elected to represent.

13 COUNCIL PRESIDENT VERNA: The
14 Chief Clerk will please read the title of
15 the resolution.

16 CHIEF CLERK: A resolution
17 calling on the School Reform Commission
18 to adopt the principles of the
19 Philadelphia 21st Century Minimum Wage
20 and Benefit Standard.

21 COUNCIL PRESIDENT VERNA: The
22 Chair recognizes Councilman Goode.

23 COUNCILMAN GOODE: Thank you,
24 Madam President. I move for the
25 adoption.

1 10/8/09 - STATED - INTRO. OF BILLS

2 (Duly seconded.)

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

6 All in favor will say aye.

7 (Aye.)

8 COUNCIL PRESIDENT Verna: Those
9 opposed?

10 (No response.)

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

14 (Applause.)

15 COUNCIL PRESIDENT Verna: The
16 Chair recognizes Councilwoman Brown.

17 COUNCILWOMAN BROWN: Thank you,
18 Madam President. No bills or resolutions
19 this morning.

20 COUNCIL PRESIDENT Verna: Thank
21 you.

22 The Chair recognizes Councilman
23 DiCicco.

24 COUNCILMAN DiCICCO: Thank you,
25 Madam President. I offer four bills and

1 10/8/09 - STATED - INTRO. OF BILLS

2 one resolution.

3 COUNCIL PRESIDENT Verna: Thank
4 you.

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

7 CHIEF CLERK: An ordinance
8 authorizing Frank and Ritamarie Olivieri,
9 owners of the property Pat's King of
10 Steaks, 901-03 Wharton Street, to
11 legalize various existing sidewalk
12 encroachments.

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

16 CHIEF CLERK: And an ordinance
17 authorizing John Kile to construct, own
18 and maintain an open-air sidewalk cafe at
19 2448 East Huntingdon Street.

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

23 CHIEF CLERK: And an ordinance
24 authorizing Mick Hally to construct, own
25 and maintain an open-air sidewalk cafe at

1 10/8/09 - STATED - INTRO. OF BILLS

2 1148 to 1150 South 11th Street.

3 COUNCIL PRESIDENT VERNA: The
4 bill will be referred to the appropriate
5 committee.

6 CHIEF CLERK: And an ordinance
7 amending Section 9-211 of The
8 Philadelphia Code, entitled "Boxes for
9 the Distribution of News and Printed
10 Material," by amending certain
11 specifications for publishers' boxes.

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

15 CHIEF CLERK: And a resolution
16 authorizing the Commissioner of Public
17 Property to execute and deliver to the
18 Redevelopment Authority of the City of
19 Philadelphia, without consideration,
20 deeds conveying conditional fee simple
21 title to certain City-owned lots or
22 pieces of ground, situate in the 45th
23 Ward of the City of Philadelphia.

24 COUNCIL PRESIDENT VERNA: The
25 Chair recognizes Councilman DiCicco for a

1 10/8/09 - STATED - INTRO. OF BILLS

2 motion on the resolution.

3 COUNCILMAN DiCICCO: Thank you,
4 Madam President. I move for the adoption
5 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 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 The Chair recognizes Councilman
19 O'Neill.

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

23 COUNCIL PRESIDENT Verna: Thank
24 you.

25 The Chair recognizes Councilman

1 10/8/09 - STATED - INTRO. OF BILLS

2 Clarke.

3 COUNCILMAN CLARKE: Thank you,
4 Madam President. Madam President, I'm
5 holding the resolution, so I only have
6 two bills.

7 COUNCIL PRESIDENT VERNA: Thank
8 you.

9 The Chief Clerk will please
10 read the title of the first bill.

11 CHIEF CLERK: An ordinance
12 granting permission to Bharat Patel,
13 owner of the newsstand at the southwest
14 corner of Broad and Arch Street, to
15 construct, use and maintain an electrical
16 conduit.

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

20 CHIEF CLERK: And an ordinance
21 amending Section 9-605 of The
22 Philadelphia Code, entitled "Towing," and
23 Chapter 12-2400 of The Philadelphia Code,
24 entitled "Towing and Immobilizing of
25 Parked or Abandoned Vehicles," by

1 10/8/09 - STATED - REPORTS

2 reducing the amount towing companies can
3 charge owners of recovered, stolen or
4 illegally used vehicles.

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

8 The Chair recognizes Councilman
9 Kelly.

10 COUNCILMAN KELLY: Madam
11 President, I have no bills or
12 resolutions.

13 COUNCIL PRESIDENT Verna: Thank
14 you.

15 The Chair recognizes Councilman
16 Rizzo.

17 COUNCILMAN RIZZO: Madam
18 President, no bills or resolutions.

19 COUNCIL PRESIDENT Verna: The
20 next order of business is reports from
21 committees.

22 The Chair recognizes Councilman
23 Goode for a report from the Committee on
24 Commerce and Economic Development.

25 COUNCILMAN GOODE: Thank you,

1 10/8/09 - STATED - REPORTS

2 Madam President. The Committee on
3 Commerce and Economic Development reports
4 one bill with a favorable recommendation.

5 COUNCIL PRESIDENT VERA: Thank
6 you.

7 The Chief Clerk will please
8 read the report.

9 CHIEF CLERK: To the President
10 and members of the Council of the City of
11 Philadelphia, the Committee on Commerce
12 and Economic Development, to which was
13 referred Bill No. 090579, entitled "An
14 ordinance amending Chapter 17-1300 of The
15 Philadelphia Code, entitled 'Philadelphia
16 21st Century Minimum Wage and Benefit
17 Standard,' by providing that those who
18 violate the Chapter may be suspended from
19 receiving financial assistance from the
20 City or from bidding or participating in
21 future City contracts for a period of
22 time," respectfully reports it has
23 considered and amended the same and
24 returns the attached bill to Council with
25 a favorable recommendation.

1 10/8/09 - STATED - REPORTS

2 COUNCIL PRESIDENT Verna: The
3 Chair recognizes Councilman Goode.

4 COUNCILMAN GOODE: Thank you,
5 Madam President. I move that the rules
6 of Council be suspended so as to permit
7 first reading this day of Bill No.
8 090579.

9 (Duly seconded.)

10 COUNCIL PRESIDENT Verna: It
11 has been moved and properly seconded that
12 the rules of Council be suspended so as
13 to permit first reading this day of the
14 bill just reported from committee.

15 All in favor will say aye.

16 (Aye.)

17 COUNCIL PRESIDENT Verna: Those
18 opposed?

19 (No response.)

20 COUNCIL PRESIDENT Verna: The
21 ayes have it, and the bill just read will
22 be placed on our First Reading Calendar
23 for today.

24 The Chair recognizes
25 Councilwoman Krajewski for a report from

1 10/8/09 - STATED - REPORTS

2 the Committee on Public Safety.

3 COUNCILWOMAN KRAJEWSKI: Thank
4 you, Madam President. The Committee on
5 Public Safety reports one bill out with a
6 favorable recommendation.

7 COUNCIL PRESIDENT VERNA: Thank
8 you.

9 The Chief Clerk will please
10 read the report.

11 CHIEF CLERK: The Committee on
12 Public Safety, to which was referred Bill
13 No. 090577, entitled "An ordinance
14 authorizing the Mayor, on behalf of the
15 City, to execute the 'Southeastern
16 Pennsylvania Mutual Aid and
17 Intergovernmental Cooperation Agreement'
18 by and between the City of Philadelphia
19 and Bucks, Chester, Delaware and
20 Montgomery Counties," respectfully
21 reports it has considered the same and
22 returns the attached bill to Council with
23 a favorable recommendation.

24 COUNCIL PRESIDENT VERNA: Thank
25 you.

1 10/8/09 - STATED - REPORTS

2 The Chair recognizes

3 Councilwoman Krajewski.

4 COUNCILWOMAN KRAJEWSKI: Thank
5 you. I move that the rules of Council be
6 suspended so as to permit first reading
7 on Bill No. 090577.

8 (Duly seconded.)

9 COUNCIL PRESIDENT VERNA: It
10 has been moved and properly seconded that
11 the rules of Council be suspended so as
12 to permit first reading this day of the
13 bill just reported from committee.

14 All in favor will indicate by
15 saying aye.

16 (Aye.)

17 COUNCIL PRESIDENT VERNA: Those
18 opposed?

19 (No response.)

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

24 The next order of business is
25 the consideration of the Calendar. I

1 10/8/09 - STATED - 2ND READING

2 note that the bills just reported from
3 committees, with a suspension of the
4 rules, have been deemed to have had a
5 first reading. The bills will be placed
6 on the Second Reading and Final Passage
7 Calendar for our next session of Council.

8 There are no additional bills
9 on the First Reading Calendar today.

10 Therefore, the Chair recognizes
11 Councilwoman Tasco for the purpose of
12 calling up the bills to be considered on
13 the Second Reading and Final Passage
14 Calendar.

15 COUNCILWOMAN TASCO: Thank you,
16 Madam President. Bill No. 090123-AAA and
17 Bill 090520 are being called up for
18 Second Reading and Final Passage Calendar
19 today. All other bills will be held.

20 COUNCIL PRESIDENT VERNA: Thank
21 you.

22 The Chief Clerk will please
23 read the title of Bill No. 090123-AAA.

24 CHIEF CLERK: An ordinance
25 amending the provisions of The

1 10/8/09 - STATED - 2ND READING

2 Philadelphia Code regulating dumpsters;
3 in particular, repealing and reenacting
4 the provisions of Section 10-722,
5 entitled "Use of Dumpsters."

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

10 The Chair recognizes Councilman
11 O'Neill.

12 COUNCILMAN O'NEILL: Yes, Madam
13 Chair. Councilman Green and I have
14 already had this discussion privately,
15 but for the record I would like to ask
16 him to hold this until our next meeting
17 in two weeks.

18 COUNCILMAN GREEN: Madam
19 President, I said everything I have to
20 say on this bill and I'm not going to
21 hold it.

22 COUNCILMAN O'NEILL: That's his
23 prerogative. I'd like to speak on the
24 bill for a second.

25 COUNCIL PRESIDENT VERNA:

1 10/8/09 - STATED - 2ND READING

2 Please do.

3 COUNCILMAN O'NEILL: There is a
4 clear problem with dumpsters that the
5 Councilman is addressing in this
6 legislation. I know it sat for the
7 summer, and when we see a bill with three
8 capital A's next to it, it's been through
9 a lot of amendments. But it doesn't
10 change the fact that there are serious
11 problems in certain areas that have been
12 beyond L&I's ability apparently to
13 enforce, and this program of medallions
14 is, while untried, certainly better than
15 anything that is or has been tried so
16 far, and from what I can glean, the
17 Administration didn't come up with
18 anything better than it to deal with. So
19 I'm not arguing with the potential of the
20 medallion program.

21 My opposition to the bill is
22 geographical and from a fairness
23 standpoint to people and businesses that
24 don't have any dumpster violations, don't
25 cause dumpster violations and yet are

1 10/8/09 - STATED - 2ND READING

2 going to pay a price for those that do.

3 And I think there may be other ways of

4 having the medallion program but not

5 hurting large areas, like my district,

6 that really don't present dumpster

7 problems and are now being asked to pay

8 for those that do, and I just think it's

9 wrong not to try to find some way. We

10 may not be able to find some way in the

11 next two weeks, but from what I

12 understand, the dates of implementation

13 aren't that close to us.

14 But I want to vote no on it as

15 is, because -- I haven't gotten any calls

16 on this bill, but I should get calls once

17 those bills go out to small businesses

18 that are doing the right thing, have been

19 doing the right thing and will be now hit

20 with a punitive charge because some other

21 people are not only doing the wrong

22 thing, but have been doing it so wrong

23 that the City hasn't been able to

24 effectively deal with it.

25 So it's not the medallion

1 10/8/09 - STATED - 2ND READING

2 program. It's just I'm trying to think
3 of maybe a medallion area or something
4 like that, but I don't have the solution
5 today, but I can't vote for it in its
6 present form.

7 Thank you.

8 COUNCIL PRESIDENT Verna: Thank
9 you.

10 The Chair recognizes Councilman
11 Rizzo.

12 COUNCILMAN RIZZO: Madam
13 President, I'm one of the co-sponsors of
14 this legislation, and, again, I appeal to
15 the sponsor to be considerate of the
16 request from a District Councilperson on
17 this particular issue. Again, the
18 timeline isn't that tight that that
19 request cannot be honored.

20 Thank you.

21 COUNCIL PRESIDENT Verna:
22 Councilman Green.

23 COUNCILMAN GREEN: Madam
24 President, this bill has been on our
25 Calendar, has been before Council for

1 10/8/09 - STATED - 2ND READING

2 seven months. With respect to Councilman

3 O'Neill, he spoke to me this morning.

4 I'm not inclined to change the bill this

5 week, next week or six months from now.

6 Everybody knows the merits of this bill.

7 We've been discussing it a long time.

8 I'm not even going to respond to

9 Councilman O'Neill. Let's just call the

10 vote.

11 COUNCIL PRESIDENT Verna: Thank

12 you.

13 The Chief Clerk will please

14 read the title of the bill.

15 CHIEF CLERK: An ordinance

16 amending the provisions of The

17 Philadelphia Code regulating dumpsters;

18 in particular, repealing and reenacting

19 the provisions of Section 10-722,

20 entitled "Use of Dumpsters."

21 COUNCIL PRESIDENT Verna: This

22 bill having been read on two different

23 days, the question now is shall the bill

24 pass finally.

25 The Chief Clerk will please

1 10/8/09 - STATED - 2ND READING
2 call the roll.
3 CHIEF CLERK: Councilwoman
4 Blackwell.
5 COUNCILWOMAN BLACKWELL: Aye.
6 CHIEF CLERK: Councilman
7 Clarke.
8 COUNCILMAN CLARKE: Aye.
9 CHIEF CLERK: Councilman
10 DiCicco.
11 COUNCILMAN DiCICCO: Aye.
12 CHIEF CLERK: Councilman Goode.
13 COUNCILMAN GOODE: Aye.
14 CHIEF CLERK: Councilman Green.
15 COUNCILMAN GREEN: Aye.
16 CHIEF CLERK: Councilman
17 Greenlee.
18 COUNCILMAN GREENLEE: Aye.
19 CHIEF CLERK: Councilman Jones.
20 COUNCILMAN JONES: Aye.
21 CHIEF CLERK: Councilman Kelly.
22 COUNCILMAN KELLY: Aye.
23 CHIEF CLERK: Councilman
24 Kenney.
25 COUNCILMAN KENNEY: Aye.

1 10/8/09 - STATED - 2ND READING

2 CHIEF CLERK: Councilwoman

3 Krajewski.

4 COUNCILWOMAN KRAJEWSKI: Aye.

5 CHIEF CLERK: Councilman

6 O'Neill.

7 COUNCILMAN O'NEILL: No.

8 CHIEF CLERK: Councilwoman

9 Reynolds Brown.

10 COUNCILWOMAN BROWN: Aye.

11 CHIEF CLERK: Councilman Rizzo.

12 COUNCILMAN RIZZO: No.

13 CHIEF CLERK: Councilwoman

14 Sanchez.

15 COUNCILWOMAN SANCHEZ: Aye.

16 CHIEF CLERK: Councilwoman

17 Tasco.

18 COUNCILWOMAN TASCO: Aye.

19 CHIEF CLERK: Council President

20 Verna.

21 COUNCIL PRESIDENT VERNA: Aye.

22 The ayes are 14; the nays are

23 two. A majority of all members having

24 voted in the affirmative, the bill

25 passes.

1 10/8/09 - STATED - 2ND READING

2 We will now consider Bill No.
3 090520.

4 CHIEF CLERK: An ordinance
5 amending Chapter 17-1600 of The
6 Philadelphia Code, entitled "Economic
7 Opportunity Plans," by providing that
8 Council may by resolution determine that
9 there are reasonable grounds to believe
10 that a participant, contractor, project
11 developer, or applicant for or recipient
12 of financial assistance has failed to
13 comply with the provisions of that
14 Chapter and should be subject to
15 debarment.

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

20 The Chief Clerk will please
21 call the roll.

22 CHIEF CLERK: Councilwoman
23 Blackwell.

24 COUNCILWOMAN BLACKWELL: Aye.

25 CHIEF CLERK: Councilman

1 10/8/09 - STATED - 2ND READING
2 Clarke.
3 COUNCILMAN CLARKE: Aye.
4 CHIEF CLERK: Councilman
5 DiCicco.
6 COUNCILMAN DiCICCO: Aye.
7 CHIEF CLERK: Councilman Goode.
8 COUNCILMAN GOODE: Aye.
9 CHIEF CLERK: Councilman Green.
10 COUNCILMAN GREEN: Aye.
11 CHIEF CLERK: Councilman
12 Greenlee.
13 COUNCILMAN GREENLEE: Aye.
14 CHIEF CLERK: Councilman Jones.
15 COUNCILMAN JONES: Aye.
16 CHIEF CLERK: Councilman Kelly.
17 COUNCILMAN KELLY: Aye.
18 CHIEF CLERK: Councilman
19 Kenney.
20 COUNCILMAN KENNEY: Aye.
21 CHIEF CLERK: Councilwoman
22 Krajewski.
23 COUNCILWOMAN KRAJEWSKI: Aye.
24 CHIEF CLERK: Councilman
25 O'Neill.

1 10/8/09 - STATED - SPEECHES

2 COUNCILMAN O'NEILL: Aye.

3 CHIEF CLERK: Councilwoman

4 Reynolds Brown.

5 COUNCILWOMAN BROWN: Aye.

6 CHIEF CLERK: Councilman Rizzo.

7 COUNCILMAN RIZZO: Aye.

8 CHIEF CLERK: Councilwoman

9 Sanchez.

10 COUNCILWOMAN SANCHEZ: Aye.

11 CHIEF CLERK: Councilwoman

12 Tasco.

13 COUNCILWOMAN TASCO: Aye.

14 CHIEF CLERK: Council President

15 Verna.

16 COUNCIL PRESIDENT VERNA: Aye.

17 The ayes are 16; the nays are

18 zero. A majority of all members having

19 voted in the affirmative, the bill

20 passes.

21 That concludes our Calendar for

22 today.

23 Are there speeches on the part

24 of the minority?

25 (No response.)

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2 COUNCIL PRESIDENT Verna: Are
3 there speeches on the part of the
4 majority?

5 The Chair recognizes Councilman
6 Jones.

7 COUNCILMAN JONES: Thank you,
8 Madam President. Last week I rose to
9 speak to lighting a candle and cursing
10 the darkness. On the lighting the candle
11 part was about MED Week, and I want to
12 thank my colleagues for coming out and
13 supporting, particularly Councilwoman
14 Blondell Reynolds Brown. We had over 200
15 active businesses come out and support
16 that effort. The Water Department,
17 SEPTA, PECO and the Gas Works all
18 participated, and we thank them. A lot
19 of information on the green procurement
20 opportunities was exchanged, and I
21 believe we set in motion a great deal of
22 activity by way of contract opportunities
23 for women and minority. So thank you for
24 lighting that candle.

25 I also rose to speak to the

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2 impasse of the state budget and I cited
3 that an inaction was in fact an action,
4 and I have to tell you that I received a
5 number of angry and concerned and not so
6 well-wishing phone calls from parts west
7 in Harrisburg and in between, and I
8 wanted to say today on the record that if
9 I offended any of them in any way, that
10 after soul searching and sincere
11 consideration, I really don't care. I
12 really don't care, because people in my
13 district are suffering. People aren't
14 being paid. Businesses aren't opening.
15 Senior citizens aren't getting their
16 proper services. And I understand that
17 progress has been made, and I applaud the
18 State House for doing the people's
19 business. I applaud them for that. But
20 I also say that even though the war is
21 winding to an end, many casualties are
22 still falling. Businesses are closing.
23 People have lost their jobs. Every day
24 that we do not pass that budget, people
25 are suffering.

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2 So it's my understanding that
3 today at, I believe, 12 o'clock noon,
4 high noon, there will be a rally to talk
5 about the 100 different ways the state
6 budget is hurting Philadelphians. So,
7 again, I join you to listen, because just
8 because our work was done, there's
9 another shoe to fall, and we should
10 support all of the people that are
11 depending on the people up in the
12 Commonwealth to do what the people sent
13 them there to do, which is pass a budget.

14 Thank you, Madam President.

15 COUNCIL PRESIDENT VERNA:

16 You're welcome.

17 The Chair recognizes Councilman
18 DiCicco.

19 COUNCILMAN DiCICCO: Thank you,
20 Madam President. I want to quickly thank
21 Councilman Green for his introduction of
22 the BRT reform legislation, and although
23 I wish this bill had been introduced last
24 week, as most of us had expected it
25 would, I appreciate his efforts and look

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2 forward to the legislative process. And
3 during that process, I'm certain that
4 many of us will raise questions, concerns
5 and amendments. I'm also certain that
6 we'll be able to work through the process
7 cooperatively, as all of us have done in
8 the past.

9 To ask the sponsor to create
10 consensus prior to introduction I believe
11 is unrealistic, and in the future, I hope
12 we all trust in the legislative process
13 that guarantees all of us our voices are
14 heard and maintains an openness and
15 transparency.

16 Thank you, Madam President.

17 COUNCIL PRESIDENT Verna: Thank
18 you.

19 The Chair recognizes Councilman
20 Green.

21 COUNCILMAN GREEN: Thank you,
22 Madam Chair, Madam President. With the
23 passage of the dumpster bill,
24 Philadelphia has moved one step closer to
25 shedding the unflattering moniker

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2 "Philthadelphia." This bill addresses
3 serious quality of life issues in both
4 Center City and the neighborhoods, the
5 scourge of dumpsters that line our
6 streets and alleys. This legislation
7 provides the City with increased
8 enforcement powers necessary to clean up
9 the City streets.

10 As importantly, this
11 legislation implements technology that
12 streamlines the inspection and
13 ticket-writing process. Instead of four
14 City workers being involved in issuing a
15 ticket, only one City worker will be
16 involved in issuing a ticket.

17 I'd like to thank all of my
18 colleagues who co-sponsored this bill and
19 who stuck with me for seven months on
20 this bill. I had to miss two hearings,
21 and Councilman DiCicco stood up for me
22 and represented me at the hearings on my
23 own bill, as did my colleagues Maria
24 Quinones-Sanchez and Curtis Jones and
25 Bill Greenlee, and I really want to thank

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2 them all for shepherding this in my
3 absence.

4 Finally, I'd like to thank my
5 staffer Seth Levi. Seth has put
6 countless hours into this legislation,
7 going as far to get up before dawn and
8 photograph illegal hauling of dumpster
9 practices. The reason we amended this
10 bill so many times is because Seth
11 recently informed me that he was leaving
12 City Council and my employ, and he said
13 he wanted to wait to get the dumpster
14 legislation passed before he left. So I
15 figured the longer it took, the longer I
16 could keep him with us. But Seth has
17 accepted a job with the Southern Poverty
18 Law Center in Montgomery, Alabama, so his
19 public service will continue, and I would
20 just like to publicly thank Seth for all
21 he's done for me during the campaign and
22 in City Council.

23 (Applause.)

24 COUNCILMAN GREEN: And we wish
25 him luck on the important work of the

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2 Southern Poverty Law Center.

3 Thank you, Madam President.

4 COUNCIL PRESIDENT VERNA: Thank
5 you.

6 The Chair recognizes
7 Councilwoman Tasco.

8 COUNCILWOMAN TASCO: Thank you,
9 Madam President. I want to thank
10 Councilman Green for the introduction of
11 the BRT bill today, and I just want to
12 give a little history around the strategy
13 on how we got here today.

14 He had a bill that he wanted to
15 introduce last week. We suggested, after
16 a long discussion, that he wanted -- and
17 he kept saying he wanted it to be a
18 Council bill. So we said if it's a
19 Council bill, then there should be input
20 by the Councilmembers.

21 The Councilmembers were
22 invited. He agreed. Councilmembers were
23 invited to participate in the drafting
24 session. Those who were not at the table
25 the day before met the next day. And

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2 through the discussion with all of the
3 Councilmembers who were interested in
4 participating in that discussion came out
5 ideas and recommendations that are part
6 of this bill today. So I want to thank
7 Councilman Green for his cooperation.
8 And there's also some concern whether it
9 should be introduced last week, this
10 week, next week. At the end of the day,
11 we can't do anything about it until May.
12 So the opportunity to have Councilmembers
13 participate does nothing to delay the
14 passage of this bill, because what we
15 were trying to do is to have the bill
16 prepared and ready prior to our starting
17 our budget process and after the first of
18 the year.

19 So I think we have accomplished
20 that goal, and we'll proceed to have a
21 hearing on the bill. Individuals will
22 have additional input into the
23 legislation. I think everybody who had
24 been here before and had voted on
25 legislation that was hastily drafted,

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2 particularly the legislation that had to
3 do with Charter changes, made a comment
4 and were determined that they would not
5 be in that predicament again where we
6 have legislation that we passed in haste
7 and then we regret it after it is done.

8 We wanted to be deliberative
9 about this piece of legislation. We
10 wanted to have input by those
11 Councilmembers who wanted to have input,
12 and we were able to do that. But at the
13 end of the day, as Councilman Green said,
14 it is the citizens of this city who want
15 to know that the process is fair, that
16 their assessments are correct, and that
17 is -- at the end of the day, that is what
18 our goal should be, to make sure that our
19 citizens have confidence in what we pass
20 and that the new entity will be something
21 that they can have confidence in.

22 So I thank all of my colleagues
23 for their patience. I thank all of the
24 Councilmembers who participated and gave
25 their ideas. And certainly there can

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2 still be changes made as we discuss this
3 during public hearings. We will hear
4 from the public. We will hear from
5 experts, and we will continue to
6 deliberate that. And so I think at the
7 end of the day, by the time we have to
8 have this bill done for the ballot, for
9 the May 18th ballot, we will have it done
10 in time.

11 So thank you, my colleagues, on
12 behalf of --

13 COUNCIL PRESIDENT VERNA: And I
14 share your comments.

15 COUNCILWOMAN TASCO: Thank you.

16 COUNCIL PRESIDENT VERNA: I
17 certainly share your comments.

18 The Chair recognizes Councilman
19 O'Neill.

20 COUNCILMAN O'NEILL: Thank you,
21 Madam President. First, I would like to
22 wish Seth Levi well and acknowledge that
23 there was a ton of staff work involved in
24 that bill. I wish I had known about
25 Councilman Green wanting to keep him as

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2 long as possible. I may have had a
3 better chance if I had framed it in those
4 terms, that would you like to give Seth
5 two more weeks, I think I can figure out
6 a way. But we didn't have that
7 conversation, unfortunately.

8 But the other matter I wanted
9 to just mention is that I signed on to
10 the BRT bill after I got here this
11 morning and I also want to recognize
12 Councilman Green's efforts in
13 collaboration and just hard work. There
14 are some things I may disagree with, but
15 I'll support them if they are in the
16 final bill. And I think what's really
17 amazing is that after decades of mayors,
18 going back to the '50s, calling for the
19 reform of the BRT, the Council is united
20 with the Mayor to fundamentally reform
21 the BRT, professionalize it, split the
22 appeals from the assessments, and
23 everything else after that is details.
24 And I'm sure we'll have a lot of
25 discussion about the details, but the

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2 toughest part is already behind us.

3 Everyone has agreed on the basic

4 fundamental reform.

5 Thank you.

6 COUNCIL PRESIDENT Verna:

7 You're welcome.

8 Are there any other speeches?

9 (No response.)

10 COUNCIL PRESIDENT Verna:

11 Anyone else want to be recognized?

12 (No response.)

13 COUNCIL PRESIDENT Verna:

14 Seeing no one, the Chair recognizes

15 Councilman Clarke for a motion to

16 adjourn.

17 COUNCILMAN CLARKE: Thank you,

18 Madam President. I move that Council

19 stand adjourned until Thursday, October

20 22nd, 10:00 a.m., 2009.

21 (Duly seconded.)

22 COUNCIL PRESIDENT Verna: It

23 has been moved and seconded that Council

24 stand adjourned until Thursday, October

25 22nd.

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2 All in favor will say aye.

3 (Aye.)

4 COUNCIL PRESIDENT Verna: Those
5 opposed?

6 (No response.)

7 COUNCIL PRESIDENT Verna: The
8 ayes have it and the motion carries.

9 (Stated Meeting adjourned at
10 11:15 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 October 8, 2009, and that
this is a true and correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

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