

COUNCIL OF THE CITY OF PHILADELPHIA
COMMITTEE OF THE WHOLE

Room 400, City Hall
Philadelphia, Pennsylvania
Monday, November 18, 2013
1:35 p.m.

PRESENT:

COUNCIL PRESIDENT DARRELL L. CLARKE
COUNCILWOMAN CINDY BASS
COUNCILWOMAN JANNIE BLACKWELL
COUNCILMAN WILLIAM K. GREENLEE
COUNCILMAN BOBBY HENON
COUNCILMAN CURTIS JONES, JR.
COUNCILMAN DENNIS O'BRIEN
COUNCILMAN DAVID OH
COUNCILMAN BRIAN J. O'NEILL
COUNCILWOMAN MARIA D. QUINONES-SANCHEZ
COUNCILWOMAN BLONDELL REYNOLDS BROWN
COUNCILMAN MARK SQUILLA
COUNCILWOMAN MARIAN B. TASCO

BILLS 130684 and 130691

RESOLUTIONS 130709, 130710, 130711, 130712,
and 130713

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COUNCIL PRESIDENT CLARKE: Good afternoon, everyone. We're going to start. Thank you.

This is a continuation of the Committee of the Whole to hear the demolition bills. I'd like to welcome everyone. Today the Committee will consider the following bills and resolutions relating to demolition practices: Bills No. 130684, 130691 and Resolutions 130709, 130710, 130711, 130712, and 130713.

Mr. Christmas, please read the titles of the bills and resolutions.

THE CLERK: Bill No. 130684, amending Title 4 "The Philadelphia Building Construction and Occupancy Code," by amending the Administrative Code and the Fire Code.

Bill No. 130691, amending Title 4 of "The Building Construction and Occupancy Code."

Resolution 130709, calling on the School District of Philadelphia, the

1 11/18/13 - WHOLE - BILL 130691, etc.
2 Community College of Philadelphia and all
3 regional school districts to provide
4 Occupational Safety and Health
5 Administration training; and

6 Resolution 130710, urging the
7 Commonwealth Review and Advisory
8 Committee, the State Legislature and the
9 Governor to support, review and alter the
10 codes adoption process; and

11 Resolution 130711, authorizing
12 the formation of a Hazardous Material
13 Policy Group; and

14 Resolution 130712, calling on
15 the Philadelphia Department of License
16 and Inspection to strengthen oversight
17 and enforcement; and

18 Finally, Resolution 130713,
19 calling on Mayor Nutter to immediately
20 issue an Executive Order to require
21 enforcement functions at the Department
22 of License and Inspection.

23 COUNCIL PRESIDENT CLARKE:

24 Thank you very much.

25 And for our first panel, the

1 11/18/13 - WHOLE - BILL 130691, etc.

2 Chair recognizes Nancy Winkler and John
3 Bryan and Rachel Shapiro. Please come
4 forward.

5 (Witnesses approached witness
6 table.)

7 MS. WINKLER: Good afternoon.

8 COUNCIL PRESIDENT CLARKE: Good
9 afternoon. You can proceed.

10 MS. WINKLER: I'm Nancy
11 Winkler, mother of Anne Bryan. Thank you
12 for the opportunity to testify this
13 afternoon. We deeply appreciate
14 Council's work and interest in
15 strengthening public safety by improving
16 the Department of License and Inspections
17 and the way in which it oversees
18 construction and demolition activities in
19 the City of Philadelphia. This is
20 important work, and it's clear you all
21 have done a tremendous amount of work,
22 and we thank you for it.

23 The death of our daughter, Anne
24 Bryan, and the five other innocent people
25 in the Salvation Army Thrift Store

1 11/18/13 - WHOLE - BILL 130691, etc.
2 collapse brings this issue before
3 Council. We never thought that we would
4 be testifying, but who could ever have
5 expected their 24-year-old child to leave
6 our house one bright sunny June morning
7 and then be killed under the rubble of a
8 collapsed store. For us, it's just three
9 blocks away from our home.

10 As you consider the proposed
11 legislation before you and the related
12 issues, we appeal to you to remember the
13 disturbing questions we ask ourselves
14 every minute of every day in an effort to
15 understand how this tragedy could have
16 occurred in our city.

17 How could L&I have granted a
18 demolition permit in this instance if it
19 had done the due diligence on those
20 involved? How could L&I have permitted
21 the demolition to continue up to and on
22 June 5th given the fact that the site had
23 previously been inspected and cited for
24 violations? How is it possible that a
25 catastrophe could be risked on Market

1 11/18/13 - WHOLE - BILL 130691, etc.
2 Street in plain view for weeks, of which
3 the City received repeated warnings and
4 there was no public safety response? How
5 could an excavator in broad daylight have
6 been allowed to operate on the site when
7 the permit application clearly did not
8 call for one given the nature of the
9 demolition project?

10 We need help in answering these
11 and other questions about what was
12 clearly an avoidable, preventable
13 building collapse. We know and you know
14 based on a mountain of evidence released
15 publicly, the most recent of which was
16 contained in the OSHA citations disclosed
17 last Thursday, that this was not a freak
18 accident. It was not an accident. It
19 was strictly a case of when that wall was
20 going to come crashing down, not if. It
21 was a case of who would be killed, not if
22 anyone would be killed.

23 I'm going to close and my
24 husband is going to give his own
25 testimony, but I would invite you all to

1 11/18/13 - WHOLE - BILL 130691, etc.
2 join us and many others at 22nd and
3 Market Streets on the evening of December
4 4th -- it's actually at Presbyterian
5 Church on 21st Street -- on the eve of
6 the six-month anniversary of the collapse
7 for a community memorial prayer vigil.
8 There's mounting support for declaring
9 the site a permanent memorial park, and
10 we would very much appreciate City
11 Council's support. As you consider
12 reforms, please do not lose sight of
13 everything that needs to be done to
14 ensure an unprecedented level of
15 construction and demolition oversight to
16 save any additional senseless loss of
17 life is avoided in the future.

18 Thank you.

19 COUNCIL PRESIDENT CLARKE:

20 Thank you for your testimony.

21 Please proceed.

22 MR. BRYAN: My name is John
23 Bryan. I'm Anne's father. I'm also a
24 licensed structural professional
25 engineer.

1 11/18/13 - WHOLE - BILL 130691, etc.

2 Philadelphia must not think
3 five months later that we're now immune
4 from another June 5th building collapse
5 disaster. Unless structural reforms are
6 made now, as memory fades, vigilance will
7 be relaxed. So we commend Council for
8 holding hearings and considering this
9 package of bills. They contain a number
10 of reforms that, when enacted and
11 diligently enforced, will help prevent
12 another catastrophe like the Salvation
13 Army collapse.

14 However, beyond the
15 prescriptive measures these bills
16 contain, there needs to be a
17 clarification of responsibilities of L&I
18 to vet contractors and to ensure public
19 safety. It is remarkable that although
20 six people died in an avoidable collapse,
21 of which the City was given repeated
22 warnings, nobody did anything to protect
23 the public safety.

24 Why was there no engineering
25 plan filed on a demolition that included

1 11/18/13 - WHOLE - BILL 130691, etc.
2 taking down a party wall right next to an
3 operating store that had been for days
4 pelted with construction debris?

5 The Mayor has created an
6 Independent Investigation Panel of safety
7 experts to evaluate the current L&I
8 practices. We have questions which we
9 hope it will address.

10 Given the increased building
11 activity and large inventory of
12 dilapidated buildings in the City and its
13 neighborhoods, what is the appropriate
14 level of staffing, training expertise,
15 and budget for L&I in order for it to
16 fully perform its duties, including
17 inspections and public safety? How do
18 you create a culture of responsibility
19 within L&I so there is accountability for
20 safety at the highest levels of the
21 organization? Is the L&I expediter
22 system necessary and consistent with best
23 safety practices? Does the City Code and
24 the requirements on L&I conform to the
25 best safety practices without imposing

1 11/18/13 - WHOLE - BILL 130691, etc.
2 unnecessary costs on building contractors
3 or the City? Can recordkeeping at L&I be
4 improved to identify incident patterns
5 and target oversight at those sites and
6 of those operations that are most likely
7 to cause injuries or death?

8 Council's Investigating
9 Committee recommends that L&I inspectors
10 should be trained to inspect in specific
11 areas of expertise rather than conducting
12 general inspections in all areas and
13 specialties. Do the inspectors currently
14 have the training, the time, and the
15 resources to adequately perform their
16 duties? In the eagerness to make L&I
17 developer friendly, was the
18 responsibility to ensure public safety
19 neglected?

20 Just as the Police Commissioner
21 is a law enforcement professional and the
22 Fire Commissioner is a firefighting
23 professional, the L&I Commissioner should
24 be a construction professional in order
25 to ensure an intimate knowledge of the

1 11/18/13 - WHOLE - BILL 130691, etc.
2 industry he's responsible for policing.
3 That is why it's imperative to have the
4 L&I Commissioner be a construction
5 professional and to sign off on
6 demolition permits in cases where a
7 demolition could endanger an adjacent
8 occupied building. Additionally, the
9 responsible Deputy Mayor should sign off
10 on "high value" demolition permits. This
11 will serve to remind these individuals
12 frequently of their duty to protect the
13 public safety.

14 Regarding the independent site
15 safety supervisor, who is ultimately
16 responsible for safety? Is it the site
17 safety supervisor or the contractor? We
18 would urge that the Independent
19 Investigation Panel examine how to best
20 ensure that all parties are aware of and
21 have the authority, experience, and
22 resources to perform their duties in this
23 regard. Perhaps in lieu of a site safety
24 supervisor, as part of the permit
25 application a contractor should have to

1 11/18/13 - WHOLE - BILL 130691, etc.
2 identify and submit the qualifications
3 for an experienced and safety-trained
4 supervisor who will be in charge on site
5 throughout the job.

6 Bill 130691 B3307.2 seems to
7 say that in cases where an adjoining
8 property owner denies access for
9 demolition operations and the building
10 targeted for demolition is an imminent
11 danger, the duty to protect his property
12 devolves onto the adjoining property
13 owner. How would this be applied in a
14 case such as the June 5th collapse where
15 the building targeted for demolition only
16 became an imminent danger as a result of
17 the demolition operation itself?

18 In addition to the reforms
19 contained in the bills currently before
20 Council, we would urge serious
21 consideration be given to the
22 recommendations of the upcoming
23 Independent Investigation Panel, and we
24 hope that you will work with the
25 Administration to provide a budgetary

1 11/18/13 - WHOLE - BILL 130691, etc.
2 reserve to L&I sufficient to implement
3 the Panel's recommendations in Fiscal
4 Year 2015.

5 We appreciate your serious and
6 thoughtful efforts in these matters. We
7 hope that the end result will not only be
8 that we never experience another collapse
9 disaster, but that Philadelphia will
10 become a national leader in construction
11 safety.

12 Thank you.

13 COUNCIL PRESIDENT CLARKE:

14 Thank you for your testimony. And,
15 again, please accept our condolences.

16 MS. WINKLER: Thank you.

17 COUNCIL PRESIDENT CLARKE:

18 Ms. Winkler, why don't you stay there.
19 There may be some questions for you.

20 Ms. Shapiro.

21 MS. SHAPIRO: Hello. My name
22 is Rachel Shapiro and I come to testify
23 before City Council today not
24 specifically with a topic having to do
25 with demolition, but more aimed towards

1 11/18/13 - WHOLE - BILL 130691, etc.
2 the lack of -- or the necessary
3 legislation needed to tighten up
4 oversight of L&I. Not just legislation
5 to tighten up the oversight, but also
6 what I'm hoping is that everyone within
7 L&I, from the Commissioner to the Deputy
8 Commissioner down to the inspectors, know
9 their own guidelines and rules in which
10 they operate under are.

11 The salient facts from which I
12 come to have the experience that I've had
13 with oversight of L&I in Philadelphia is,
14 briefly, I'll say I purchased a house in
15 the Italian Market neighborhood of
16 Philadelphia, which needed a significant
17 amount of renovations. I hired a
18 contractor, gave him \$53,000 and didn't
19 have a very tight contract, I have to
20 say.

21 The contractor was not licensed
22 to do anything other than to be a general
23 contractor. We had specific enumerated
24 areas of work he was to do, and as I
25 said, I didn't retain any money upon him

1 11/18/13 - WHOLE - BILL 130691, etc.
2 and I left him to it. I didn't live in
3 the house.

4 After the \$53,000 was gone and
5 the house was half complete, the work on
6 the contract, he left, and I was told
7 that I was paying him for his time, not
8 for the areas of work on the contract,
9 and that one of the areas he had to do
10 was rewire my entire house to get it up
11 to code. He said it was an electrical
12 mess. Well, he didn't pull any permits
13 for the electrical rewiring nor did he
14 possess the required license.

15 Under the law of Philadelphia,
16 you do need to have an electrical license
17 to completely rewire a house to get it up
18 to code.

19 But the important part is that
20 L&I was in my house. He didn't pull any
21 permits for any of the work at all, the
22 demolition, the reframing, and everything
23 that he did. But an L&I inspector did
24 come by due to a neighbor complaint, and
25 he saw the rewiring taking place. And he

1 11/18/13 - WHOLE - BILL 130691, etc.
2 knew that there was not a subcontractor
3 with a licensed permit and he let it go,
4 and he testified as to this later when I
5 brought this to court. He just let it
6 go. And I was left with a nightmare of a
7 house that was rewired by someone who was
8 not licensed. I had to get three
9 licensed electricians to correct and
10 repair and finish up the work that he
11 did. It took over a year, because
12 licensed contractors do not want to come
13 in after unlicensed contractors that
14 don't pull permits. It cost me probably
15 everything that I had left to fix, but I
16 did.

17 Everything that laid behind the
18 walls, nobody would look at. All the
19 electrical rewiring that this person, who
20 actually later admitted didn't own a code
21 book, didn't know the name of the code
22 that Philadelphia abided by, had never
23 done this work before, had no experience
24 in the City of Philadelphia. That's what
25 he admitted to. Everything that lies

1 11/18/13 - WHOLE - BILL 130691, etc.
2 behind the walls is an electrical
3 nightmare. It happened right before the
4 nose of an L&I inspector.

5 Later upon final inspection, it
6 was found that none of the hard-wired
7 fire alarms that this non-licensed
8 non-electrician put in operated. I later
9 had a fire in my house. The Fire
10 Department comes. None of the fire
11 alarms were operating, and they donated
12 fire alarms.

13 I brought this case to court on
14 my own, one of the dumbest things I've
15 ever done in my life, before a judge who
16 didn't want to hear it from a person who
17 was not represented. I lost. Not only
18 did I lose my case against the
19 contractor, but he was successful in
20 maintaining a contract action against me
21 for work that was illegal to perform.

22 I later found out that
23 everything that the City allowed to
24 happen wasn't supposed to happen. I
25 called someone named Terrence Reilly, who

1 11/18/13 - WHOLE - BILL 130691, etc.
2 was the sole electrical inspector for the
3 City of Philadelphia in 2009, and he
4 said, It's buyer beware in this city,
5 lady. You shouldn't have hired an
6 unlicensed person.

7 And I said, I did not hire an
8 unlicensed person. It happened right
9 before your very eyes. I hired him to do
10 work that was on the contract. He did
11 this work. Not agreed to. Took money
12 for it.

13 And he said, What do you want
14 me to do about it, lady? They've laid
15 off all the plumbing inspectors in this
16 city. They're overworked. It's not our
17 problem. And I continued on my own and I
18 tried my case before a judge, like I
19 said, who didn't want to hear it.

20 And then one year later, I
21 called Michael Fink, Deputy Commissioner
22 of L&I, and I told him that I didn't
23 believe it was correct that it was "buyer
24 beware in the City, lady," because there
25 are rules and there's a municipal code,

1 11/18/13 - WHOLE - BILL 130691, etc.
2 E-101, that says you may not do this work
3 without a license. And he told me, he
4 said, What do you want me to do about it
5 now? It's the homeowner's
6 responsibility.

7 I said, Well, isn't it L&I's
8 duty to tell the homeowner what they
9 need? I would have kept it up to code
10 and I would have done everything proper
11 and hired a licensed person, had I been
12 cited with a violation. You have someone
13 in your house doing work he's not
14 licensed to perform. We do not allow
15 this in the City. However, that never
16 happened.

17 So that was Michael Fink in
18 2012. Fast forward to August 2013, I
19 testified before City Council the same
20 exact testimony. I later got a call from
21 Michael Fink, who said send me over the
22 deposition transcript of his L&I
23 inspector who testified -- the trial
24 testimony and the underlying electrician,
25 the non-licensed person. Then he called

1 11/18/13 - WHOLE - BILL 130691, etc.
2 me back and he said, We don't have anyone
3 we can send to your house still. You
4 need to hire somebody on your own to get
5 this all corrected, and there's nothing
6 we can do against the contractor. We can
7 go through the City Law Department. He
8 can blow us off, and at the end of the
9 day, all there is is a thousand dollar
10 fine. And so nothing happened.

11 And I still to this day, I had
12 asked him, I said, Send me over someone
13 right now. Tell me whether I need to
14 tear down these walls. I've got sockets
15 blowing out, melting down. I've got
16 lights blowing out of their -- I don't
17 even know what you call it -- because he
18 crammed too many wires in too small of a
19 place without a calculator to do it.
20 It's a fire hazard now. And I'm still
21 told by L&I it's on me to figure out
22 what's wrong, what should have been done,
23 had an inspector done the right thing
24 three years ago. I said, Cite me for
25 what I should have done and I will do it.

1 11/18/13 - WHOLE - BILL 130691, etc.

2 If it costs me a hundred thousand, if it
3 costs me 200,000, tell me what to do and
4 I'll do it. And Michael Fink said, It's
5 on you. You find out what you need and
6 you get it fixed.

7 That's not oversight by L&I.
8 They're not abiding by any rules. My
9 entire row is in danger.

10 And that's my testimony.

11 COUNCIL PRESIDENT CLARKE:

12 Thank you. Thank you for your testimony.

13 The Chair recognizes Councilman
14 Jones.

15 COUNCILMAN JONES: Thank you,
16 Mr. President.

17 There are no words that we can
18 figure to say to make what happened on
19 Market Street any easier to bear for not
20 just you but all of us. The only thing
21 that we can say that will have meaning
22 going forward is that we will do our
23 level best and then beyond to make sure
24 no one else has to experience it.

25 I think I can speak safely for

1 11/18/13 - WHOLE - BILL 130691, etc.
2 all of the members of Council and the
3 members of the Demolition Committee by
4 saying that we view this not as a
5 one-time project. We view this as an
6 ongoing mission to make the public safe.

7 We've had over eight hearings
8 now, Mr. President, over a dozen side
9 meetings, and we view this in phases. So
10 step one was the hearings. Step two is
11 the legislation before us, the package of
12 legislation before us today. Step three
13 will be the budget when we go into
14 January to make sure that we put our
15 money where our mouth is. I'll say it
16 again. Our money where our mouth is.
17 And then number four, the important work
18 of that Task Force to make sure that all
19 of those ingredients merge together to
20 make substantial change within the
21 Department internally, but as important
22 out in the field, so that citizens of
23 this city have a degree of confidence
24 that its government is looking out for
25 their interest even above that of our

1 11/18/13 - WHOLE - BILL 130691, etc.
2 development community.

3 We view it as important work,
4 but none more important than public
5 safety. And I think if anything that we
6 take away from these hearings is that
7 maybe for too long we've not put those
8 kinds of resources that say beyond our
9 words, say beyond our words that this
10 is -- public safety is job one. And we
11 hope that the sacrifice that your
12 daughter made is never repeated, never
13 repeated, and that it stands for
14 something that future citizens can say
15 and feel safer because of it.

16 So on behalf of all of us,
17 again, like the President said, our
18 sincere condolences.

19 MS. WINKLER: Thank you.

20 COUNCIL PRESIDENT CLARKE:

21 Thank you, Councilman.

22 I want to thank you very much
23 for your testimony today. Thank you.

24 I'm sorry. Can you hold on one
25 second.

1 11/18/13 - WHOLE - BILL 130691, etc.

2 Councilman O'Brien.

3 COUNCILMAN O'BRIEN: Again, I
4 would like to thank you for coming here
5 under a difficult circumstance. If the
6 Investigatory Panel comes up with a
7 different set of recommendations than the
8 grand jury comes up with, will you come
9 back and testify professionally and
10 personally as to where you think this
11 Council should come down on those
12 recommendations?

13 MR. BRYAN: Yes.

14 COUNCILMAN O'BRIEN: Thank you.

15 COUNCIL PRESIDENT CLARKE:

16 Thank you. Thank you so much again.

17 The next panel will be Barbara
18 Rahke, Lorenzo Gallo, Joseph Albunio, and
19 Scott Caruthers.

20 (Witnesses approached witness
21 table.)

22 COUNCIL PRESIDENT CLARKE: Good
23 afternoon.

24 (Good afternoon.)

25 COUNCIL PRESIDENT CLARKE:

1 11/18/13 - WHOLE - BILL 130691, etc.

2 Thank you for being here. And we will
3 have ladies first.

4 MS. RAHKE: Thank you. My name
5 is Barbara Rahke. I'm the Director of an
6 organization most commonly known as
7 PhilaPOSH, but it stands for the
8 Philadelphia Area Project on Occupational
9 Safety and Health. I've asked to sit
10 with me Javier Hernandez, who is on our
11 staff. He's an OSHA outreach trainer
12 extraordinaire, and a lot of what I'll be
13 talking about he's responsible for. So I
14 wanted him here with me.

15 Just a minute about -- well,
16 first let me say the last time I
17 testified before this Council, it was
18 after the death of Jeffrey Martin, who
19 had fallen at the Symphony House
20 construction site and died when he was
21 impaled on an I-beam. And there was a
22 lot of investigation into that, but
23 nothing really changed after those
24 hearings. And so I'm really heartened
25 and encouraged and excited by the work

1 11/18/13 - WHOLE - BILL 130691, etc.
2 the Subcommittee on Demolition has done
3 and these full hearings that are being
4 held.

5 PhilaPOSH is a non-profit
6 organization founded in 1975 whose sole
7 mission is in fact to fight for work
8 towards the reduction of injury and
9 illness on the job through education,
10 through training, and through advocacy,
11 and every year on Workers Memorial Day, a
12 day which is honored on April 28th, we
13 hold a program to honor those workers who
14 have been killed on the job the previous
15 year. We have many family members
16 included. And I listened to Nancy
17 Winkler and John Bryan's testimony, and I
18 thought about the 50 family members that
19 were with us this past year through the
20 death of a loved one. This year, in
21 fact, we had a ten-year-old boy whose
22 father was killed on the job in our area.
23 He was the youngest family member we ever
24 had join us.

25 So this is something we are

1 11/18/13 - WHOLE - BILL 130691, etc.
2 passionate about, and I hope in my
3 testimony I bring to you how urgent this
4 situation is and how important this
5 legislation is.

6 In 2005 -- Councilman Clarke is
7 my representative. I live in the City.
8 And I'm sort of in a key area of
9 construction, and every day when I leave
10 my house, I saw what was going on, and I
11 thought, This is the Wild West. This is
12 crazy what's happening. I live on Poplar
13 Street. And so we applied for a Susan
14 Harwood Training Grant from OSHA to do
15 fall protection training for residential
16 construction. Since then, since 2005,
17 we've been awarded that grant from OSHA
18 four different times. We currently have
19 a grant from them. And we have trained
20 nearly 2,000 workers and contractors and
21 potential workers in workforce
22 development programs in the Greater
23 Philadelphia area and also in New Jersey
24 under that grant.

25 We were a little disappointed,

1 11/18/13 - WHOLE - BILL 130691, etc.
2 because when we first got that grant, we
3 thought there would be a lot of interest
4 in the City to take advantage of that
5 grant, and, in fact, let me just call it
6 like it is. I saw in the paper one day
7 the head at that time of the RDA talking
8 about stimulus money that had been used
9 to save neighborhoods that were in a
10 downward spiral by buying homes,
11 renovating homes, and turning it around.
12 And I went to her with information about
13 our program, saying the City should be
14 taking advantage of this. We have all
15 this federal money coming into the area
16 to do a free training for contractors.
17 Hey, you know. And to make a long story
18 short, I was told, Well, contractors
19 can't afford that.

20 I said, It's free.

21 Well, they have to pay lost
22 time to send people to it. I'll look
23 into this. And that was the last we ever
24 heard.

25 The City has been asleep on

1 11/18/13 - WHOLE - BILL 130691, etc.
2 this issue for a very, very long time
3 and, sadly, too many people have died in
4 the process.

5 Let me get a little more
6 passion into this to tell you our
7 experience and why we feel so strongly
8 about this.

9 We work with OSHA very closely,
10 and they understand that when we see an
11 imminent danger, we know what we're
12 talking about and, therefore, when we
13 call them, there is a very strong
14 response. I every day from my
15 neighborhood was driving by a site at
16 20th and Parrish freaking out, and one
17 morning I pulled over, called over and I
18 said, You've got to get here. This is a
19 catastrophe waiting to happen.

20 They said, Barbara, do you have
21 a camera? Did you get a picture?

22 I said, My camera just got
23 stolen. I'll try to get one this
24 afternoon. Two hours later, Andres
25 Connor was dead, first electrocuted and

1 11/18/13 - WHOLE - BILL 130691, etc.
2 then he fell. And the scaffolding that
3 he fell off of was energized such that
4 for six hours he had to lay on the
5 street, with a corner store with
6 six-year-olds and seven-year-olds
7 watching him die and then watching him
8 lay there, his family members having to
9 leave quickly, because they couldn't be
10 at the site when all of this was
11 happening. And Javier, who has been
12 working with us, was able to make contact
13 with his family. We were able to get
14 OSHA the family information so that that
15 family could get some peace from that
16 situation.

17 That should have never
18 happened, and part of the biggest problem
19 was trying to find out who he worked for,
20 because the sub of the sub of the sub,
21 who has changed their name five different
22 times, et cetera, is not obvious. And so
23 there are challenges in enforcing this
24 sometimes because of the Wild West nature
25 of what is going on.

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2 There was a developer in my
3 neighborhood who one day she was sitting
4 on the steps and I saw one of her workers
5 turn a corner with one handle -- he was
6 eating a sandwich driving a large
7 excavator. And I said, What are you
8 doing?

9 And she laughed. She said,
10 That's why I have insurance.

11 This is the attitude that we're
12 dealing with.

13 Now, we as -- let me now get to
14 the legislation and what you're proposing
15 and why we are very supportive. First of
16 all, as I said, in the last couple of
17 years, we have increasingly been doing
18 OSHA 10 and 30-hour classes for
19 contractors. Let me say, when OSHA cites
20 a contractor now on fall protection,
21 they're sent to us for training as part
22 of the settlement of their citation. But
23 we found there was great interest by some
24 of them for 10 and 30-hour trainings, and
25 so we've been doing that. We're the only

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2 one who also does it in English, Spanish,
3 and Portuguese now to represent the --
4 reflect the workforce and the need to do
5 things in a language that they
6 understand.

7 So as we've increased our OSHA
8 10 and 30-hour training, we have found
9 that there is really good results between
10 strong enforcement coupled with available
11 and effective training, and the result of
12 it is, we do see changes, and part of the
13 way we know that is, contractors then
14 call us back. They have new subs coming
15 in. They've got some new employees.
16 They actually come back looking for more
17 of that training.

18 Unlike without enforcement -- I
19 remember we sent a flyer out to a
20 thousand contractors that we had pulled
21 together through L&I lists, et cetera,
22 and we got two responses back. So to say
23 that this would be voluntary, that people
24 are interested in this voluntarily is
25 totally contrary to our experience on

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2 that topic. That's why this legislation,
3 which mandates as a minimum OSHA 10-hour
4 and 30-hour classes in construction for
5 contractors and subcontractors working in
6 our city, is really necessary and
7 important.

8 Now, some would say that the
9 OSHA training, there can be better
10 training developed. We say no. The OSHA
11 10 and 30-hour training is used across
12 the country. Workers can take it from
13 worksite to worksite where it is clearly
14 recognized. There's stringent
15 requirements in who does that training to
16 make sure that they come out of the kind
17 of background that would allow them to be
18 an effective trainer; namely, a strong
19 construction background, and it provides
20 a standard which can be monitored and is
21 very important.

22 Maybe the other most
23 important -- there are two other things
24 about the OSHA 10 and 30-hour. One is,
25 there's a two-hour mandatory component

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2 about workers' rights and contractors'
3 responsibilities. That's very important,
4 because most workers, and let me say
5 primarily on non-union worksites, because
6 on large union construction sites,
7 through their union, through the
8 contractor who may mandate a 10 and
9 increasingly 30-hour cards, people have
10 gotten that training, but in the work
11 we're doing out on the street in the
12 field, workers have never been trained.
13 They don't know what OSHA is, except that
14 they hear their boss say they're bad
15 guys; if they come around, let me know.
16 They do not know their rights. They do
17 not know they have the right to identify
18 a hazard and to call, known as
19 whistleblower protection, and that is a
20 mandatory part of OSHA training and, to
21 me, one of the most important parts of
22 OSHA training.

23 Similarly, the OSHA 10 and
24 30-hour have a flexibility to them where
25 there's mandatory topics, but there's

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2 also elective topics. In the 10-hour,
3 you have at least four hours of that.
4 And with that, you can customize. In
5 other words, if it was a demolition
6 contractor, you might want to do more on
7 utilities and fire escape information.
8 If it's a construction contractor that's
9 working with highly hazardous materials,
10 you might want to do some extra electives
11 on health hazard protection. So the
12 curriculum gives you the flexibility to
13 customize to what you want to do.

14 We also think that the card
15 that's going to be issued is a good
16 thing. We would even suggest at
17 worksites that you might want to actually
18 post them, so it will be easy for someone
19 to see if people have been certified. We
20 support that. We would just caution that
21 we have to be careful that whatever we
22 do, it doesn't unnecessarily or
23 unintentionally, I should say,
24 discriminate against workers whose status
25 may be questionable. And let me say in

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2 my neighborhood where there are lots of
3 people who have been unemployed for a
4 long time, who -- I call it the folks in
5 our city who live under the radar screen,
6 and there are a whole lot of them,
7 whether they're an immigrant worker,
8 whether they're an ex-offender, whether
9 they're someone who is just coming out of
10 a program, they've been on the street.
11 Anything that's going to make them feel
12 some attention brought to them, which has
13 nothing to do with what we're trying to
14 accomplish, which is being sure that
15 people have had safety training, et
16 cetera, would be, I think, an unfortunate
17 and bad unintended consequence.

18 Let me just try to bring this
19 to an end.

20 Collaboration. Part of the
21 testimony calls for more collaboration
22 between departments. We feel that that
23 cannot be emphasized enough, and I'll
24 give you an example. We found that there
25 was a lot of misunderstanding between

1 11/18/13 - WHOLE - BILL 130691, etc.
2 PECO and contractors, for instance, and
3 we've been very proactive. In fact,
4 Javier -- we got the Hispanics
5 Contractors Association to meet with
6 PECO, and it was a very heated, hot
7 meeting where tons of advanced notice --
8 you know, smaller construction jobs, they
9 move quickly. You don't have long-term
10 planning. And so they often would not go
11 to PECO because they hadn't given proper
12 notice, et cetera. Those things need to
13 be worked out. And so we'd say not only
14 discussion, continuing interactive
15 discussion, between departments, but I
16 would say bring some contractors into the
17 mix too so that there can be better
18 understanding of need sometimes on both
19 counts and a better understanding of how
20 to adhere to the rules as they stand.

21 In terms of -- one question I
22 have. The legislation calls for more
23 than three-story demolition. Shortly
24 after I purchased my house, the two
25 houses next door to me collapsed. That

1 11/18/13 - WHOLE - BILL 130691, etc.
2 was one of the scariest things I've ever
3 been through, because it sounded like a
4 train was going through my house. And
5 after running outside and the smoke
6 clearing, L&I was out and began bidding
7 on a contractor. I couldn't go back into
8 my house until the houses were brought
9 down to a safe level. And, you know, the
10 brick facing was like teetering out on
11 both houses. And a contractor first came
12 with equipment, a lot of experience and
13 knowledge. The L&I, to his credit, he
14 was out there every day with me, I will
15 say, and that was a great thing. And
16 then he disappeared and a new contractor
17 came, where the equipment they had was an
18 ax, knit gloves. They put a ladder up,
19 scaled it, scaled -- sat on top of the
20 brick walls and started bringing them
21 down with an ax, and that was because it
22 was the lowest bid. It was the cheapest
23 bid.

24 So, you know, whether it's
25 included in this legislation or not, let

1 11/18/13 - WHOLE - BILL 130691, etc.
2 me say that there's no reason for that
3 kind of thing to happen. It's shameful.
4 I sat there with my tongue in my throat
5 for five days until the building finally
6 came down. And that shouldn't be
7 happening.

8 Also regarding public safety,
9 just my final point, we hardly applaud
10 the inclusion of that. When the
11 Sustainability Workshop was having
12 meetings at the Art Museum, we went to
13 many of them with the flyer that said
14 that safety includes our children. And
15 when we have scaffolding that is
16 completely unsafe and children walking
17 under it or by it to the corner store
18 every day, this is another disaster just
19 waiting to happen. And so the public
20 safety component, I love the warning
21 signs. I know New York has been doing
22 this with great success, but there is a
23 large community out there that daily is
24 affected by unsafe construction going on
25 in our city, and I think that we should

1 11/18/13 - WHOLE - BILL 130691, etc.
2 be expanding our scope to look at that a
3 lot. Let me say when I was at those
4 meetings, I was bombarded with people
5 coming up to me about what was going on
6 in their block and what could they do
7 about it, because they felt very unsafe.

8 So in conclusion, we are hardly
9 in support of this legislation, as was
10 mentioned earlier. We know that there
11 has to be funding to make enforcement
12 real, and we will work with the Council.
13 We will work with the departments. We
14 will work with the City in any way we
15 can. We're a tried and trued advocacy
16 group. We know how to do it on the
17 street and we know how to do it
18 legislatively. So we are with you on
19 this.

20 We thank you very much.

21 COUNCILMAN JONES: Thank you so
22 much for your testimony.

23 Why don't we hear all testimony
24 and then hold for questions.

25 Welcome back.

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2 MR. ALBUNIO: Hello,
3 Councilman. My name is Joseph Albunio.
4 I'm the Managing Director of The Safety
5 Group out of New York City, and we came
6 just to lend our support and see if there
7 was any questions that the Council had
8 for us.

9 We have been reading over some
10 of the proposals that have been put out.
11 And I just wanted to let you know that
12 this year in New York, we had two
13 construction fatalities, two. We're
14 going for zero, but we got two. So
15 that's a very, very big step, and we
16 knock wood and pray that we get through
17 the rest of the year without any more.
18 And it's taken a long road to get there,
19 a very long road to get there, and as
20 you, we do a lot of training and we know
21 what the training aspect brings into the
22 field, what's needed.

23 What I would like to comment,
24 though, is on some of the proposals that
25 were written where you have

1 11/18/13 - WHOLE - BILL 130691, etc.
2 superintendents and safety person all in
3 one. You are going to have problems with
4 that, and it's going to be very, very
5 difficult with the insurance companies,
6 with your investigators, with anything
7 going on.

8 What happens is, when you have
9 people doing dual duty, my job as a
10 superintendent is to take that building
11 down and get it done. His job as a
12 safety person is to make sure that they
13 do it safely. Now, if I'm wearing both
14 hats, my responsibility is to the
15 company. That's the guy who is paying my
16 paycheck every week. And when he tells
17 me he wants this done, that's where the
18 problems start. Unless you're going to
19 bring in third-party oversight, people to
20 oversee for L&I or for whatever else you
21 deem it, it's not going to work.

22 When you have people checking
23 yourselves, it becomes a conflict of
24 interest, and it definitely is a conflict
25 of interest having the person sit and

1 11/18/13 - WHOLE - BILL 130691, etc.
2 wear both hats. It's going to be a
3 problem.

4 I mean, we've gone through a
5 lot of the different proposals here.
6 There are things I'll hand in to the
7 Council on paper, but we have trained
8 probably about 10,000 people a year. And
9 with the cards that you talk about, you
10 can't discriminate. We don't ask for
11 green cards. We don't ask for -- we just
12 ask for the proper name, because what
13 happens, when you get an ID card issued
14 for the class that we have taught you, we
15 keep a record of that, and if anyone from
16 the city calls, we will tell them that
17 number, that person's name, what classes
18 they have taken. The City of New York
19 has designated the Department of
20 Investigation from the New York City
21 Police Department. They go out and check
22 those cards. If those cards are phonies,
23 which they had a very big investigation
24 last year because the safety cards were
25 being made just as much as our driver's

1 11/18/13 - WHOLE - BILL 130691, etc.
2 licenses were being made, and they did a
3 very big investigation. Homeland
4 Safety -- Homeland Security rather was
5 involved, Secret Service, because they
6 found a lot of different ID cards,
7 passports, whatever. They've locked
8 these people up. The Department of
9 Investigation will come to a job site and
10 will only -- they'll check your ID cards.
11 You got a good ID card, you have nothing
12 to worry about, but if you have a phony
13 ID card, you do have a problem. Now,
14 you're up hanging scaffold. That
15 requires a 16-hour course, completely
16 separate from the 30-hour OSHA, because
17 that's not going to be designated -- you
18 can't teach everything you need to know
19 about being on a hung scaffold, something
20 that's on a suspended scaffold, you can't
21 do that in a few hours. You need to get
22 that down. People have got to know the
23 dangers that they are going to face.

24 We just wanted to come in, tell
25 you that everything -- I mean, you're in

1 11/18/13 - WHOLE - BILL 130691, etc.
2 the right direction, definitely going in
3 the right direction. There's a lot of
4 work to do, and I applaud you for what
5 you're doing. And if we can be of any
6 assistance, we're more than happy to
7 help.

8 COUNCILMAN JONES: Thank you
9 for your testimony.

10 Please state your name for the
11 record and begin.

12 MR. CARUTHERS: Yes, sir. My
13 name is Scott Caruthers. I'm the
14 Director of Training and Community
15 Partnerships for The Safety Group, and I
16 wanted specifically to applaud the
17 Council for its efforts on implementing
18 this preliminary OSHA training into the
19 school system, because I think that is
20 really key to it all. If we try and play
21 catchup when a person is already in
22 adulthood and trying to manage all the
23 things that we as adults attempt to
24 manage, it's just another thing to heap
25 onto the huge pile. But if we can, much

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2 like we are attempting to do with CPR and
3 the use of defibrillators, if we can
4 begin to teach these very basic, very
5 important and critical skills in the
6 course of the normal educational process
7 when prior to people reaching adulthood,
8 then they will refresh that throughout
9 their vocational careers every two years,
10 four years, six years depending on the
11 credential, but it won't be they got it
12 once when they were 30 and started from
13 there. They got it when they were 13 and
14 they started from there. So much like
15 our children can utilize computers like
16 wizards to us because they have been
17 doing it all of their lives, if we can
18 begin the Occupational Safety and Health
19 Training and awareness when children are
20 just getting started, then this will
21 become part of their lives, much like
22 their aptitudes with technology.

23 So, again, to echo the comments
24 of my panel here, we're all very, very
25 appreciative of the evolution of the

1 11/18/13 - WHOLE - BILL 130691, etc.
2 concept. Obviously long overdue, and we
3 look forward to the next steps, and
4 certainly we're here if we can be of any
5 assistance.

6 Thank you.

7 COUNCILMAN JONES: First of
8 all, you have been of assistance. You
9 guys have been kind enough to lend your
10 expertise in varying ways, sometimes on
11 the camera, sometimes off the camera.
12 And, again, the learning curve that we as
13 a body and we as a city to make us more
14 safe is immense. So without standing on
15 the shoulders of giants and seeing how
16 it's done, I mean, we would stumble in
17 the dark and bump our heads as well.

18 When the cranes fell in New
19 York, you guys kicked into gear and
20 started to regulate a Wild West industry
21 that you had. We are a little behind in
22 that curve and it took the fatalities to,
23 as you say, wake us up, but I can assure
24 you we're awake now.

25 A couple of things, and I'll

1 11/18/13 - WHOLE - BILL 130691, etc.
2 open it up to my colleagues if they have
3 questions. Particularly Councilwoman
4 Blackwell agrees with you that separation
5 of church and state, if you would, an
6 independent monitor is key, and she had
7 the vision to include that in her piece
8 of the legislation to make sure that the
9 people that were guarding the henhouse
10 weren't the foxes. So she's ahead of the
11 curve on that.

12 The interdependent
13 communications between departments just
14 makes sense, but it also keeps us safe.
15 Whether it's the electric company, gas
16 company, water utility, all of them need
17 to be a part of this process so that they
18 know what -- the left hand knows what the
19 right hand is doing, because if you don't
20 turn off a gas meter, if electric is
21 still on and it gets into a pool of
22 water, we all know what a catastrophe
23 that could be.

24 By way of demand for the OSHA
25 training, somehow I sense that when this

1 11/18/13 - WHOLE - BILL 130691, etc.
2 legislation is passed, there will be
3 plenty of demand for that service. The
4 schools are already teaching it.
5 Overbrook High School, my alma mater,
6 there is now a home repair class that
7 begins with OSHA 10 now. That was
8 something that before these hearings,
9 that wasn't there, and now they're
10 incorporating that into the school
11 curriculum.

12 So one of the things that we
13 are really scared about -- and I know
14 Councilwoman Blackwell also gets this and
15 I'm assuming other members of Council get
16 it -- we're getting these photos now of
17 Wild West Saturday demolitions trying to
18 get in before these regulations actually
19 kick in. And on the 5400 block of
20 Wyalusing, I had to call Commissioner
21 Williams to stop a wildcat demolition,
22 and the guys are operating with no safety
23 for themselves, but not to mention
24 others.

25 So I know we're getting a lot

1 11/18/13 - WHOLE - BILL 130691, etc.
2 of these kinds of quick demos, trying to
3 get in under the wire of this legislation
4 and, more importantly, the monitoring in
5 the field. So we appreciate what you've
6 had.

7 Are there any questions for
8 this group to testify?

9 I see Councilwoman Sanchez.

10 COUNCILWOMAN SANCHEZ: Thank
11 you all for testifying, particularly the
12 folks for coming from New York. We often
13 try to model ourselves, and I know
14 Councilman Kenney has done a lot of work
15 on crane legislation and some other stuff
16 based on the work of New York. So I
17 appreciate you coming down and
18 testifying.

19 Barbara, I wanted to ask you,
20 one of the issues -- and we've heard
21 different testimony from different folks
22 about whether OSHA 10 was enough, was it
23 comprehensive, and in your testimony you
24 talked a little bit about tailor-making
25 it.

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2 If you had an opportunity to do
3 two hours in light of everything that
4 we've heard and what happened on Market,
5 what we're trying to do, if you had the
6 opportunity to create a training just to
7 address this issue, one, do you have the
8 expertise to do that, and can you share
9 what are some of the key components on a
10 demolition site that you don't think are
11 highlighted enough in OSHA? Some people
12 said OSHA 10 was enough; others said it
13 wasn't. Others said it didn't have
14 enough as it related to demolition site.
15 So just your insight on that.

16 MS. RAHKE: Well, again, you
17 know, I see two different levels, because
18 you assume that the demolition site has
19 the proper engineering survey, there is a
20 program already in place. So the
21 training for the workers who aren't
22 responsible for actually developing the
23 plan, the demolition plan, does not need
24 to be as extensive, and obviously there's
25 certifications that are required for the

1 11/18/13 - WHOLE - BILL 130691, etc.
2 use of doing certain -- using certain
3 equipment that are separate and apart
4 from the issue of what is an OSHA -- in
5 an OSHA 10-hour training. So just to be
6 sure that it's clear what its purpose is,
7 right? It's not to make them a site
8 manager and it's not to make them a crane
9 operator, for example.

10 So, you know, within the OSHA
11 10-hour, let's say the construction
12 10-hour, as I said, there's a mandatory
13 two hours of that 10 that's on knowing
14 your rights and responsibilities, which
15 is really critical. There are different
16 topics that are mandatory in
17 construction. It's commonly referred to
18 as the Focus Four, which would be fall
19 protection, which would be caught in
20 between, electrical, and --

21 MR. ALBUNIO: Struck by.

22 MS. RAHKE: Struck by. Thank
23 you. And then you've got four hours of
24 electives. And that's why I was
25 mentioning earlier on a demolition site,

1 11/18/13 - WHOLE - BILL 130691, etc.
2 you know, the issue of being clear about
3 what utilities that need to be shut off,
4 have they been shut off, the risk of
5 fire, access issues in the case of all of
6 that would be really, I think, critical
7 for a frontline worker in a demolition
8 site versus a construction site where,
9 again, if there was excavation, you know,
10 that might be a component. So you kind
11 of look at -- I would say -- I mean, what
12 we generally do when we're doing a
13 10-hour class is, we look at what kind of
14 contractor it is and what they're doing,
15 and then we put together components
16 specific to that job.

17 COUNCILWOMAN SANCHEZ: So if
18 you have anything specific to demolition
19 that you can share with the Chair, that
20 would be greatly appreciated.

21 MS. RAHKE: Yeah.

22 COUNCILWOMAN SANCHEZ: And
23 we'll circulate it to the members of the
24 Committee.

25 MS. RAHKE: We could do that.

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2 And I presume you're talking about
3 30-hour as well as 10-hour?

4 COUNCILWOMAN SANCHEZ: Yes.
5 Anything that's specific to demolition
6 that gets taught as part of your elective
7 but that you've tailor made that you can
8 share with us, that would be great.

9 MS. RAHKE: And we didn't get
10 into a lot of talk, but one of the public
11 safety hazards as well as the hazards to
12 the workers are health-related issues,
13 which do kill also. It just takes
14 longer. I don't know if you know this,
15 but statistically ten times the number of
16 workers die from health-related illnesses
17 than they do from actual safety site
18 issues, and that's -- the up-and-coming
19 improvements in the silica standard is a
20 perfect example. And I did a little
21 occupy on my block where they were
22 grinding right by a bus stop and, I mean,
23 the air was just full of silica right by
24 where people were standing and waiting
25 for the bus.

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2 So in demolition, where you
3 have buildings with lots of asbestos and
4 all kinds of issues, obviously that
5 becomes a bigger issue in terms of being
6 sure the protections are in place there,
7 both for the workers and for the public
8 in terms of keeping the dust down, et
9 cetera. But anyway after this hearing,
10 we can get back to the Council.

11 COUNCILWOMAN SANCHEZ: Any
12 information you can share with the Chair,
13 that would be greatly appreciated as we
14 look -- obviously we're doing the
15 legislative side. The Mayor's panel is
16 going to look at how some of that gets
17 operationalized. So any assistance with
18 what you already have would be greatly
19 appreciated.

20 MS. RAHKE: Yeah.

21 COUNCILWOMAN SANCHEZ: Thank
22 you.

23 COUNCILMAN JONES: Thank you,
24 Councilwoman.

25 Sometimes in this job the more

1 11/18/13 - WHOLE - BILL 130691, etc.
2 you know, the less you sleep, and this is
3 one of those types of situations.

4 Are there any other questions
5 for this panel that's testifying?

6 (No response.)

7 COUNCILMAN JONES: Seeing none,
8 thank you so much for your testimony.

9 Are there any others to testify
10 on these bills?

11 (No response.)

12 THE CLERK: No, Chair.

13 COUNCILMAN JONES: Seeing none,
14 this concludes our public hearing, and we
15 will now begin our public meeting.

16 The Chair recognizes
17 Councilwoman Sanchez for a motion to
18 amend Bill No. 130691.

19 COUNCILWOMAN SANCHEZ: Thank
20 you, Mr. Chairman. I offer an amendment
21 to Bill No. 130691. A copy of the
22 amendment has been circulated at our
23 previous hearing to all members of the
24 Committee, and I move that the amendment
25 be approved.

1 11/18/13 - WHOLE - BILL 130691, etc.

2 (Duly seconded.)

3 COUNCILMAN JONES: It has been
4 moved and properly seconded that the
5 amendments to Bill No. 130691 be
6 approved.

7 All those in favor of the
8 motion will signify by saying aye.

9 (Aye.)

10 COUNCILMAN JONES: All those
11 opposed?

12 (No response.)

13 COUNCILMAN JONES: The ayes
14 have it and the motion carries, and the
15 amendments to Bill No. 130691 have been
16 approved.

17 The Chair again recognizes
18 Councilwoman Sanchez for a motion on Bill
19 No. 130691, as amended.

20 COUNCILWOMAN SANCHEZ: Thank
21 you, Mr. Chairman. I move that Bill No.
22 130691, as amended, be reported out of
23 committee with a favorable recommendation
24 and further move that the rules of
25 Council be suspended to permit first

1 11/18/13 - WHOLE - BILL 130691, etc.
2 reading of this bill at our next Council
3 session.

4 (Duly seconded.)

5 COUNCILMAN JONES: It has been
6 moved and properly seconded that Bill No.
7 130691, as amended, be reported from this
8 committee with a favorable recommendation
9 and further moved that the rules of
10 Council be suspended to permit first
11 reading of this bill at our next session
12 of Council.

13 All those in favor of this
14 motion will signify by saying aye.

15 (Aye.)

16 COUNCILMAN JONES: All those
17 opposed?

18 (No response.)

19 COUNCILMAN JONES: The ayes
20 have it and the motion carries. Bill No.
21 130691, as amended, will be reported from
22 this committee with a favorable
23 recommendation with a request that the
24 rules of Council be suspended to permit
25 first reading at our next session of

1 11/18/13 - WHOLE - BILL 130691, etc.
2 Council.

3 The Chair now recognizes
4 Councilman Greenlee for a single motion
5 on Resolutions No. 130709, 130710,
6 130711, 130712, and 130713.

7 COUNCILMAN GREENLEE: Thank
8 you, Mr. Chairman. I move that
9 Resolution Nos. 130709, 130710, 130711,
10 130712, and 130713 be reported from this
11 committee with a favorable
12 recommendation.

13 (Duly seconded.)

14 COUNCILMAN JONES: It has been
15 moved and properly seconded that
16 Resolutions No. 130709, 130710, 130711,
17 130712, and 130713 be reported from this
18 committee with a favorable
19 recommendation.

20 All those in favor of this
21 motion will signify by saying aye.

22 (Aye.)

23 COUNCILMAN JONES: All those
24 opposed?

25 (No response.)

1 11/18/13 - WHOLE - BILL 130691, etc.

2 COUNCILMAN JONES: The ayes
3 have it. The motion carries.

4 Resolutions No. 130709, 130710, 130711,
5 130712, and 130713 will be reported from
6 this committee with a favorable
7 recommendation.

8 The public hearings and
9 meetings on Bill No. 130684 will stand in
10 recess until Thursday, November 21st,
11 2013 at noon.

12 This concludes the business of
13 this committee for today. Thank you all
14 very much for your participation.

15 (Committee of the Whole
16 adjourned at 2:35 p.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, and that this is a true and
correct transcript of same.

MICHELE L. MURPHY
RPR-Notary Public

(The foregoing certification of this
transcript does not apply to any reproduction
of the same by any means, unless under the
direct control and/or supervision of the
certifying reporter.)

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