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COUNCIL OF THE CITY OF PHILADELPHIA

STATED MEETING

- - -

Room 696, City Hall
Philadelphia, Pennsylvania
Thursday, May 15, 2003
10:35 a.m.

- - -

PRESENT:

COUNCIL PRESIDENT ANNA C. VERNA

COUNCILWOMAN JANNIE BLACKWELL
COUNCILWOMAN BLONDELL REYNOLDS BROWN
COUNCILMAN DARRELL L. CLARKE
COUNCILMAN DAVID COHEN
COUNCILMAN FRANK J. DICICCO
COUNCILMAN W. WILSON GOODE, JR.
COUNCILMAN JAMES F. KENNEY
COUNCILWOMAN JOAN L. KRAJEWSKI
COUNCILMAN RICHARD T. MARIANO
COUNCILWOMAN DONNA REED MILLER
COUNCILMAN MICHAEL A. NUTTER
COUNCILMAN BRIAN J. O'NEILL
COUNCILMAN ANGEL L. ORTIZ
COUNCILMAN FRANK RIZZO
COUNCILWOMAN MARIAN B. TASCO

PATRICIA RAFFERTY, CHIEF CLERK

- - -

V A R A L L O, INCORPORATED
LITIGATION SUPPORT SERVICES
Eleven Penn Center
1835 Market Street, Suite 600
Philadelphia, Pennsylvania 19103
(215) 561-2220

1 05/15/03 - STATED - INVOCATION

2 COUNCILWOMAN Verna: Good morning,
3 everyone. I note that the hour has come and that a
4 quorum of this Council is present. Council will
5 come to order. Members will please take their
6 seats. I ask that the door be closed please.

7 To give our invocation this morning, the
8 Chair welcomes Reverend John Boabowitch, Pastor of
9 St. Barnabas Roman Catholic Church. Father is here
10 today at my invitation. Members and guests will
11 please rise.

12 FATHER BOABOWITCH: In the name the
13 Father and Son and Holy Spirit. A reading of the
14 words of the second letter of Paul to Timothy think.
15 "But you remain faithful to what you have learned
16 and believed because you know from whom you learned
17 t and that from infancy you have known the sacred
18 scriptures which are capable of giving you wisdom
19 for salvation through faith in Christ Jesus. All
20 scripture is inspired by God and is useful for
21 teaching, for correction, and for training and
22 righteousness, so that one who belongs to God may be
23 competent, equipped for every good work."

24 Let us pray. Almighty and eternal God,
25 you have revealed your glory to all nations. God of

1 05/15/03 - STATED - APPROVAL OF JOURNAL

2 power and might, wisdom and justice, through you,
3 authority is rightly administered, laws are enacted,
4 and judgment is decreed. Let the light of your
5 devine wisdom direct the deliberations of City
6 Council and shine forth in all the proceedings and
7 laws framed for our rule and government. May they
8 seek to preserve peace, promote happiness, and
9 continue to bring us the blessings of liberty and
10 equality. We likewise commend to your abounded
11 mercy all citizens of the City of Philadelphia that
12 we may be blessed in the knowledge and sanctified in
13 the observance of your holy law. May we be
14 preserved in union and that peace which the world
15 cannot give. And after enjoying the blessings of
16 this live, be admitted to those which are eternal.
17 We pray to you, our Lord and God, forever and ever.
18 Amen.

19 COUNCILWOMAN VERNA: The Chair thanks
20 Father Baobowitch for his very inspiring invocation.

21 (Council at ease.)

22 COUNCILWOMAN VERNA: The next order of
23 business is the approval of the Journal of the
24 meeting of May 8, 2003. And the Chair recognizes
25 Councilwoman Blackwell.

5 (Duly seconded.)

9 All in favor will indicate by saying
10 aye.

12 COUNCIL PRESIDENT VERA: Those opposed?

14 COUNCIL PRESIDENT VERA: The ayes have
15 it, and the Journal the meeting of Thursday May 8,
16 2003, has been approved.

20 COUNCILWOMAN BLACKWELL: Thank you,
21 Madam President. There are no requests for leaves
22 of absence on the part of the Majority.

25 The Chair recognizes Councilman O'Neill.

1 05/15/03 - STATED - LEAVES OF ABSENCE

2 COUNCILMAN O'NEILL: Madam President, on
3 behalf of the Republicans, we're both here. No
4 request for leave of absence on behalf of the
5 Republicans.

6 COUNCILWOMAN VERNA: Thank you.

7 The Chair will dispense with the regular
8 order of business to recognize the guests and
9 visitors joining us in Chambers this morning. On
10 behalf of all Members of City Council, I welcome you
11 to our Council Session today. We appreciate your
12 taking the time to join us as we attend to the
13 legislative affairs of our City. We certainly
14 invite you to come again.

15 At this time, the Chair recognizes
16 Blackwell.

17 COUNCILWOMAN BLACKWELL: Thank you,
18 Madam President. This morning we have some leaders
19 from my community. We have Thelma Peak who is
20 director owner of Peak's Little Angles, and they are
21 here this morning.

22 COUNCILWOMAN VERNA: If they would
23 stand, we would certainly like to recognize them.
24 Welcome.

25 (Applause.)

1 05/15/03 - STATED - COMMUNICATIONS

2 COUNCILWOMAN VERNA: The next order of
3 business is communications.

4 The Chair recognizes the
5 Sergeant-at-Arms for the purpose of delivering the
6 messages from the Mayor to the Chief Clerk.

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

9 THE CHIEF CLERK: To the President and
10 Members of the Council of the City of Philadelphia,
11 I am returning herewith as disapproved Bill No.
12 030163. Council passed this bill at its Session on
13 May 1, 2003.

14 And I am pleased to advise you that on
15 May 15, 2003, I signed all of the bills that were
16 passed by Council at its Session on May 1, 2003.

17 And I am transmitting for the
18 consideration of your Honorable Body resolution
19 entitled, a resolution appointing Tom Knox to the
20 Board of Directors of the Hospitals and Higher
21 Education Facilities Authority of Philadelphia.

22 And an ordinance authorizing the Mayor
23 on behalf of the City to file an application with
24 the United States Department of Housing and Urban
25 Development for the Community Block Grant, under

1 05/15/03 - STATED - COMMUNICATIONS

2 certain terms and conditions.

3 And an ordinance authorizing the
4 Commissioner of Public Property on behalf of the
5 City of Philadelphia to acquire from the Urban
6 Education Development Research and Retreat Center
7 titled known as 4601 Market Street.

8 And an ordinance authorizing the
9 Commission of Public Property on behalf of the City
10 of Philadelphia to acquire from the Philadelphia
11 Housing Development Corporation fee simple title to
12 a property located at 1208 Kater Street.

13 And an ordinance authorizing the
14 Commissioner of Public Property to enter into a
15 series of transactions whereby the City of
16 Philadelphia would sell to the Philadelphia
17 Authority for Industrial Development a certain
18 City-owned building located at 1901 Vine Street.

19 An and ordinance authorizing the
20 Commission of Public Property and Director of
21 Commerce on behalf of the City to exercise the
22 City's opinion under a lease agreement and enter
23 into agreement to acquire all right title interest
24 of the Philadelphia Parking Authority.

25 And an ordinance constituting the 5th

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 Supplemental Ordinance to the amended and restated
3 General Airport Revenue Bond Ordinance.

4 COUNCILWOMAN VERNA: The messages will
5 be printed in the Journal. The Chief Clerk will
6 please read any other communications in her
7 possession.

8 THE CHIEF CLERK: That's all I have,
9 Madam President.

10 COUNCILWOMAN VERNA: Thank you.

11 The next order of business is the
12 introduction of Bills and Resolutions.

13 The Chair recognizes Councilwoman
14 Blackwell.

15 COUNCILWOMAN BLACKWELL: Thank you,
16 Madam President. I move that the Rules of Council
17 be suspended so as to permit consideration of
18 Resolutions at their time of introduction.

19 (Duly seconded.)

20 COUNCILWOMAN VERNA: It has been moved
21 and properly seconded that the Rules of Council be
22 suspended so as to permit immediate consideration of
23 resolutions at the time of introduction.

24 All in favor of the motion will indicate
25 by saying aye.

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 (Aye.)

3 COUNCIL PRESIDENT VERNA: Those opposed?

4 (No response.)

5 COUNCIL PRESIDENT VERNA: The ayes have
6 it, and the motion carries.

7 The Chair recognizes Councilman Kenney.

8 COUNCILMAN KENNEY: Thank you, Madam
9 President. I offer two Resolutions which should be
10 referred to appropriate committee.

11 COUNCILWOMAN VERNA: Thank you.

12 The Clerk will please read the title of
13 the Resolutions.

14 THE CHIEF CLERK: A Resolution
15 appointing Jenny Newkirk to the Board of Directors
16 of the Southeastern Pennsylvania Transportation
17 Authority.

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

20 THE CHIEF CLERK: And a resolution
21 appointing Tom Knox to the to the Board of Directors
22 of the Hospitals and Higher Education Facilities
23 Authority of Philadelphia.

24 COUNCIL PRESIDENT VERNA: This
25 Resolution will be referred to the appropriate

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 committee.

3 The Chair recognizes Councilwoman
4 Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you,
6 Madam President. This morning I introduce three
7 Bills. Also, I introduce five Bills on your behalf
8 and two Resolutions.

9 COUNCILWOMAN VERNA: Thank you. The
10 Clerk read the title of the first Bill.

11 THE CHIEF CLERK: An ordinance
12 authorizing the Commissioner of Public Property on
13 behalf of the City of Philadelphia to acquire from
14 the Urban Education Development Research and Retreat
15 Center fee simple title to the property of 4601
16 Market Street.

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

19 THE CHIEF CLERK: And an ordinance
20 authorizing the Mayor on City to file an application
21 with the United States Department of Housing and
22 Urban Development for a Community Development Block
23 Grant.

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

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 THE CHIEF CLERK: And an ordinance
3 amending Chapter 19-200 of the Philadelphia Code,
4 entitled "City Funds Deposits Investments,
5 Disbursements," by adding Hudson United Bank to the
6 list of City depositories.

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

9 THE CHIEF CLERK: And an ordinance
10 authorizing the Commissioner of Public Property and
11 Director of Commerce on behalf of the City to
12 exercise the City's opinion under lease agreement
13 and enter into an agreement to acquire all right,
14 title, and interest to the Philadelphia Parking
15 Authority.

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

18 THE CHIEF CLERK: And an ordinance
19 constituting the 5th Supplemental Ordinance to the
20 amended and restated General Airport Revenue Bond
21 Ordinance.

22 COUNCIL PRESIDENT VERNA: The Bill will
23 be referred to the appropriate committee.

24 THE CHIEF CLERK: And an ordinance
25 authorizing revision of lines and grades on a

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 portion of City Plan No. 17S by striking from the
3 City Plan and vacating Oakford Street from 30th
4 Street to 31st Street.

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

7 THE CHIEF CLERK: And an ordinance
8 authorizing the Philadelphia Phillies, Broad Street
9 and Pattison Avenue, Philadelphia, its successors
10 and assigns to construct, own, maintain a total of
11 55 street light poles with luminaries and 27
12 pedestrian light poles.

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

15 THE CHIEF CLERK: And an ordinance
16 granting permission to Poppy's Enterprise, located
17 3120 South 20th Street to construct, use, and
18 maintain a building encroachment entrance addition
19 north and south roof embellishments.

20 COUNCIL PRESIDENT Verna: The Bill will
21 be referred to the appropriate committee.

22 THE CHIEF CLERK: And a Resolution also
23 naming the 1800 block of Webster Street, known as
24 Marian Anderson Place.

25 COUNCIL PRESIDENT Verna: The Resolution

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 will be referred to the appropriate committee.

3 THE Chief Clerk: And a Resolution
4 authorizing the Commissioner of Public Property to
5 execute and deliver to the Redevelopment Authority
6 deeds located in the 40th Ward of the City of
7 Philadelphia.

8 COUNCILWOMAN Verna: Thank you.

9 The Chair recognizes Councilwoman
10 Blackwell.

11 COUNCILWOMAN BLACKWELL: Madam
12 President, I move for the adoption of the
13 Resolution.

14 (Duly seconded.)

15 COUNCILWOMAN Verna: It has been moved
16 and seconded that the Resolution be adopted.

17 All in favor will signify by saying aye.

18 (Aye.)

19 COUNCIL PRESIDENT Verna: Those opposed?

20 (No response.)

21 COUNCIL PRESIDENT Verna: The ayes have
22 it, and the motion carries.

23 The Chair recognizes Councilman Cohen.

24 COUNCILMAN COHEN: I have no Bills or
25 Resolutions this morning.

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCILWOMAN VERNA: The Chair thanks
3 the gentleman.

4 The Chair recognizes Councilwoman
5 Krajewski.

6 COUNCILWOMAN KRAJEWSKI: Madam
7 President, I have four Bills.

8 COUNCILWOMAN VERNA: Thank you. The
9 Clerk will please read the title of the Bills.

10 THE CHIEF CLERK: An ordinance granting
11 permission to Coleman Properties, a Pennsylvania
12 partnership, its successors and assigns, to
13 maintain, operate, replace and remove duct bank for
14 telecommunication purposes under the Delaware River.

15 COUNCIL PRESIDENT VERNA: The Bill will
16 be referred to the appropriate committee.

17 THE CHIEF CLERK: And an ordinance
18 amending Section 10-717 of Chapter 10-700 of the
19 Philadelphia Code entitled "Store, Separation,
20 Collection and Disposal of Refuse," to provide for
21 the allowable times for setting our refuse for
22 certain collections.

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

25 THE CHIEF CLERK: And an ordinance

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 authorizing the Commissioner of Public Property on
3 behalf of the City to acquire from the Consolidated
4 Rail Corporation, all its rights, title and
5 interest, if any, and to certain real property
6 comprised of parcels of real estate known as part of
7 the Kensington and Tacony Industrial Tract.

8 COUNCIL PRESIDENT VERNA: This Bill will
9 be referred to the appropriate committee.

10 THE CHIEF CLERK: And an ordinance
11 authorizing the revision of lines and grades on a
12 portion of City Plan No. 197 by narrowing Delaware
13 Avenue from Tioga street to have Wheatsheaf Lane.

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

16 The Chair recognizes Councilman Mariano.

17 COUNCILMAN MARIANO: Madam President, I
18 have one Bill and one Resolution.

19 COUNCILWOMAN VERNA: Thank you. The
20 Clerk will please read the title of the Bill.

21 THE CHIEF CLERK: An ordinance amending
22 Title 14 of the Philadelphia Code, entitled "Zoning
23 and Planning," by adding a new section requiring a
24 Zoning Board of Adjustment certificate for any new
25 construction of a commercial or retail building of a

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 certain size, all under certain terms and
3 conditions.

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

6 THE CHIEF CLERK: And a Resolution
7 authorizing public hears of the Committee of Public
8 Safety regarding the proliferation of motorized
9 scooters in the City of Philadelphia.

10 COUNCILWOMAN VERNA: The Chair
11 recognizes Councilman Mariano.

12 COUNCILMAN MARIANO: Move for the
13 adoption of the Resolution.

14 (Duly seconded.)

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

18 All in favor will signify by saying aye.

19 (Aye.)

20 COUNCIL PRESIDENT VERNA: Those opposed?

21 (No response.)

22 COUNCIL PRESIDENT VERNA: The ayes have
23 it, and the Resolution will be referred to the
24 Committee on Public Safety.

25 The Chair recognizes Councilwoman Tasco.

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCILWOMAN TASCO: Madam President, I
3 offer one Resolution.

4 COUNCIL PRESIDENT Verna: Thank you.

5 The Clerk will please read the title of the

6 Resolution.

7 THE CHIEF CLERK: A Resolution declaring
8 May 24th to 26, 2000, Cherokee Heritage Weekend in
9 the celebration of the 10th Annual Cherokee Indian
10 Festival.

11 COUNCIL PRESIDENT Verna: The Chair
12 recognizes Councilwoman Tasco.

13 COUNCILWOMAN TASCO: I move for the
14 adoption of the Resolution.

15 (Duly seconded.)

16 COUNCILWOMAN Verna: It has been moved
17 and seconded that the Resolution be adopted.

18 All in favor will signify by saying aye.

19 (Aye.)

20 COUNCIL PRESIDENT Verna: Those opposed?

21 (No response.)

22 COUNCIL PRESIDENT Verna: The ayes have
23 it and the motion carries.

24 The Chair recognizes Councilwoman
25 Miller.

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCILWOMAN MILLER: Thank you, Madam
3 President. I offer one Bill and one Resolution.

4 COUNCIL PRESIDENT VERNA: The Clerk will
5 please read the title of the Bill.

6 THE CHIEF CLERK: An ordinance providing
7 for the submission to the qualified electors of the
8 City of Philadelphia of an amendment to Section
9 8-200 of the Philadelphia Home Rule Charter by
10 permitting the use of electronic submission to
11 improve the bidding process, as approved by
12 Resolution of the City Council.

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

15 THE CHIEF CLERK: And a Resolution
16 proposing an amendment to the Section 8-200 of the
17 Philadelphia Home Rule Charter permitting the use of
18 electronic submission to improve the bidding process
19 and providing for the submission of the amendment to
20 the electors of Philadelphia.

21 COUNCILWOMAN VERNA: The Chair
22 recognizes Councilwoman Miller.

23 COUNCILWOMAN MILLER: Thank you, Madam
24 President. I move for the adoption of the
25 Resolution.

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCILMAN NUTTER: Madam President.

3 COUNCILWOMAN VERNA: I'm sorry.

4 COUNCILMAN NUTTER: Madam President,
5 these are Councilwoman Miller's Charter amendments?

6 COUNCILWOMAN VERNA: They are. They
7 will be referred to the appropriate committee.
8 Thank you.

9 The Chair recognizes Councilman Nutter.

10 COUNCILMAN NUTTER: Thank you, Madam
11 President. I offer two Bills.

12 COUNCILWOMAN VERNA: The Clerk will
13 please read the title of the Bill.

14 THE CHIEF CLERK: An ordinance amending
15 Section 4 of and ordinance, Bill No. 010381,
16 approved June 14, 2001, entitled an ordinance
17 authorizing Edward Philippine, owner of the property
18 located 5651 Lansdowne Avenue to construct, use, and
19 maintain a one-story building addition on and over
20 east footway of 57th Street.

21 COUNCIL PRESIDENT VERNA: The Bill will
22 be referred to the appropriate committee.

23 THE CHIEF CLERK: And an ordinance
24 regulating the direction of the movement of traffic
25 on Haddington Lane from 59th Street to Felton

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 Street.

3 COUNCIL PRESIDENT Verna: This Bill will
4 be referred to the appropriate committee.

5 The Chair recognizes Councilwoman Brown.

6 COUNCILWOMAN BROWN: Thank you, Madam
7 President. I have offer no Bills OR Resolutions
8 this morning.

9 COUNCIL PRESIDENT Verna: Thank you.

10 The Chair recognizes Councilman Goode.

11 COUNCILMAN GOODE: Thank you, Madam
12 President. I have no Bills or Resolutions.

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

15 The Chair recognizes Councilman Ortiz..

16 COUNCILMAN ORTIZ: Thank you, Madam
17 Chair. I have no Bills or Resolutions today.

18 COUNCIL PRESIDENT Verna: Thank you.

19 The Chair recognizes Councilman DiCicco.

20 COUNCILMAN DICICCO: Thank you, Madam
21 Chair. I offer eight Bills and one Resolution.

22 COUNCILWOMAN Verna: Thank you.

23 The Clerk will please read the title of
24 the first Bill.

25 THE CHIEF CLERK: An ordinance amending

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 Chapter 11-300 of the Philadelphia, entitled "Board
3 of Surveyors," by amending Section 11-301, entitled
4 "Street Improvements."

5 COUNCIL PRESIDENT VERNA: The Bill will
6 be referred to the appropriate committee.

7 THE CHIEF CLERK: And an ordinance
8 authorizing the Commissioner of Public Property on
9 behalf of the City of Philadelphia to acquire from
10 the Philadelphia Housing Development Corporation fee
11 simple title to the area located at 1208 Kater
12 Street.

13 COUNCIL PRESIDENT VERNA: This Bill will
14 be referred to the appropriate committee.

15 THE CHIEF CLERK: And an ordinance
16 authorizing the revision of lines and grades on a
17 portion of City Plan No. 26S by striking from the
18 City Plan Porter Street from Christopher Columbus
19 Boulevard.

20 COUNCIL PRESIDENT VERNA: The Bill will
21 be referred to the appropriate committee.

22 THE CHIEF CLERK: And an ordinance
23 granting permission to Sun Guard Availability
24 Services, 401 North Broad Street to construct, own,
25 use, and maintain a concrete conduit bank housing

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 electrical cables.

3 COUNCIL PRESIDENT Verna: The Bill will
4 be referred to the appropriate committee.

5 THE CHIEF CLERK: And an ordinance
6 amending Title 14 of the Philadelphia Code relating
7 to zoning and planning by amending Section 14-1612,
8 entitled "South Street Head House Square Special
9 Service District Controls," by extending the said
10 controls to conform with the City Council ordinance.

11 COUNCIL PRESIDENT Verna: This Bill will
12 be referred to the appropriate committee.

13 THE CHIEF CLERK: And an ordinance
14 authorizing Trigent Philadelphia Energy Corporation,
15 2600 Christian Street, its successors and assigns,
16 to construct, own and maintain underground chilled
17 water distribution system.

18 COUNCIL PRESIDENT Verna: The Bill will
19 be referred to the appropriate committee.

20 THE CHIEF CLERK: And an ordinance
21 authorizing the installation of stop signs on Second
22 Street at the intersection of Poplar Street.

23 COUNCIL PRESIDENT Verna: The Bill will
24 be referred to the appropriate committee.

25 THE CHIEF CLERK: And an ordinance

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS
2 amending Title 14 of the Philadelphia Code relating
3 to zoning planning by amending Chapter 14-1600,
4 entitled "Miscellaneous," by amending 14-1610
5 entitled, "Old City Residential Special District
6 Controls."

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

9 The Clerk will please read the title of
10 the Resolution.

11 THE CHAIRMAN: A Resolution authorizing
12 the Commissioner of Public Property to execute and
13 deliver to the Redevelopment Authority of the City
14 deeds located in the 5th Ward of the City of
15 Philadelphia.

16 COUNCILWOMAN VERNA: The Chair
17 recognizes Councilman DiCicco.

18 COUNCILMAN DICICCO: Thank you, Madam
19 President. I move for the adoption of the
20 Resolution.

21 (Duly seconded.)

22 COUNCILWOMAN VERNA: It has been moved
23 and seconded that the Resolution be adopted.

24 All in favor will signify by saying aye.

25 (Aye.)

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCIL PRESIDENT Verna: Those opposed?

3 (No response.)

4 COUNCIL PRESIDENT Verna: The ayes have
5 it, and the motion carries.

6 The Chair recognizes Councilman O'Neill.

7 COUNCILMAN O'NEILL: Madam President, I
8 offer two Bills by request.

9 COUNCILWOMAN Verna: The Clerk will
10 please read the title of the Bill.

11 THE CHIEF CLERK: An ordinance
12 authorizing the installation of all way stop signs
13 at the intersection of Cable road and Lester Road.

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

16 THE CHIEF CLERK: And an ordinance to
17 amend the Philadelphia zoning maps by changing the
18 zoning designations of certain areas of land located
19 within an area bounded by Roosevelt Boulevard, Grand
20 Avenue, and Blue Grass Road.

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

23 The Chair recognizes Councilman Clarke.

24 COUNCILMAN CLARKE: Thank you, Madam
25 President. I have three Bills and one Resolution.

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 COUNCIL PRESIDENT VERNA: The Clerk will
3 please read the title of the first Bill.

4 THE CHIEF CLERK: An ordinance
5 authorizing the Center City District, 917 Filbert
6 Street, its successors and assigns to construct, own
7 and maintain a total of 27 pedestrian scale light
8 polls.

9 COUNCIL PRESIDENT VERNA: The Bill will
10 be referred to the appropriate committee.

11 THE CHIEF CLERK: And an ordinance
12 authorizing the Commissioner of Public Property to
13 enter into a series of transaction whereby the City
14 of Philadelphia would sell to the Philadelphia
15 Authority for Industrial Development a certain
16 City-owned building located at 1901 Vine Street.

17 COUNCIL PRESIDENT VERNA: This Bill will
18 be referred to the appropriate committee.

19 THE CHIEF CLERK: And an ordinance
20 authorizing G2S2 Associates, owner of the property
21 1605-1627 Sansom Street to construct, own, and
22 maintain building encroachment over and above the
23 north footway of the 1600 block of Sansom Street.

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

1 05/15/03 - STATED - INTRO. OF BILLS AND RESOLUTIONS

2 The Clerk will please read the title of
3 the Resolution.

4 THE CHIEF CLERK: A Resolution
5 authorizing the Commissioner of Property to execute
6 and deliver to the Redevelopment Authority of the
7 City deeds located in 15th, 16th and 28th Wards of
8 the City of Philadelphia.

9 COUNCIL PRESIDENT Verna: The Chair
10 recognizes Councilman Clarke.

11 COUNCILMAN CLARKE: Move for the
12 adoption.

13 (Duly seconded.)

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

16 All in favor will signify by saying aye.

17 (Aye.)

18 COUNCIL PRESIDENT Verna: Those opposed?

19 (No response.)

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

22 The Chair recognizes Councilman Rizzo.

23 COUNCILMAN RIZZO: Madam President, no
24 Bills or Resolutions today.

25 COUNCIL PRESIDENT Verna: The Chair

1 05/15/03 - STATED - REPORTS

2 thanks the gentleman.

3 Our next order of business is reports
4 from committees.

5 The Chair recognizes Councilwoman
6 Blackwell for a report from the Committee of the
7 Whole.

8 COUNCILWOMAN BLACKWELL: Thank you,
9 Madam President. The Committee of the Whole reports
10 11 Bills out with a favorable recommendation.

11 COUNCIL PRESIDENT Verna: The Chief
12 Clerk will please read the report.

13 THE CHIEF CLERK: To the President and
14 Members of the Council of the City of Philadelphia,
15 the Committee of the Whole to which was referred
16 Bill No. 030002, entitled an ordinance to adopt a
17 Capital Program for six Fiscal Years 2004-2009,
18 inclusive;

19 And Bill No. 030003, entitled an
20 ordinance to adopt a Fiscal 2004 Capital Budget;

21 And Bill No. 030004, entitled an
22 ordinance adopting an Operating Budget for Fiscal
23 Year 2004;

24 And Bill No. 030005, entitled an
25 ordinance amending an ordinance approved May 15,

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2 2002, Bill No. 020028 relating to Fiscal 2003
3 Capital Budget by increasing and adding projects and
4 amounts in certain departments;

5 And Bill No. 030006, entitled an
6 ordinance amending an ordinance approved May 15,
7 2002, Bill No 020029, relating to the Capital
8 Program for six Fiscal Years 2003-2008;

9 And Bill No. 032008, entitled an
10 ordinance amending Section 19-2604 of the
11 Philadelphia Code relating to tax rates, credits and
12 alternate tax computation for the business privilege
13 tax;

14 And Bill No. 030009, entitled an
15 ordinance amending Chapter 19-1800 of the
16 Philadelphia Code, entitled "School Tax
17 Authorization," by amending Section 19-1804,
18 entitled "Authorization of Net Income Tax";

19 And Bill No. 030010, entitled an
20 ordinance amending Section 19-1301 of the
21 Philadelphia Code, entitled "Real Estate Taxes";.

22 And Bill No. 030012, entitled an
23 ordinance amending Chapter 19-1800 of the
24 Philadelphia Code, entitled "School Tax
25 Authorization";

And Bill No. 030222, entitled an ordinance creating the Progress Plaza Tax Increment Financing District, being the area generally bounded by Broad Street on the west, Oxford Street on the north, 13th Street on the east, and Jefferson Street on the south;

Respectfully reports it has considered and amended the same and returns the attached Bills to Council with a favorable recommendation.

COUNCILWOMAN VERA: It has been moved and properly seconded that the Rules of Council be suspended so as to permit first reading this day of Bill Nos. 030002, 030003, 030004, 030005, 030006, 030008, 030009, 030010, 030012, and 030013.

All those in favor will indicate by saying aye.

(Aye.)

COUNCIL PRESIDENT VERA: Those opposed?

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2 (No response.)

3 COUNCIL PRESIDENT Verna: The ayes have
4 it and the Bills just read will be placed on today's
5 First Reading Calendar.

6 Bill 030222 will be placed on the First
7 Reading Calendar for our next Session of Council.

8 At this time, the Chair again recognizes
9 Councilwoman Blackwell for a report from the
10 Committee on Finance.

11 COUNCILWOMAN BLACKWELL: Thank you,
12 Madam President. The Committee on Finance reports
13 out one Bill with a favorable recommendation.

14 COUNCILWOMAN Verna: The Chief Clerk
15 will please read the report.

16 THE CHIEF CLERK: To the President and
17 Members of the Council of the City of Philadelphia,
18 the Committee on Finance to which was referred Bill
19 No. 030215, entitled an ordinance authorizing the
20 Philadelphia Authority for Industrial Development to
21 file an application with the Office of Budget
22 Commonwealth of Pennsylvania under the Redevelopment
23 Assistance Capital Program in an aggregate amount
24 not to exceed \$76,092,000; respectfully reports it
25 has considered the same and returns the attached

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2 Bill to Council with a favorable recommendation.

3 COUNCILWOMAN VERNA: Thank you. The
4 Chair recognizes Councilwoman Blackwell.

5 COUNCILWOMAN BLACKWELL: Thank you,
6 Madam President. I move that the Rules of Council
7 be suspended so as to permit first reading this day
8 of Bill No. 030215.

9 (Duly seconded.)

10 COUNCILWOMAN VERNA: It has been moved
11 and properly seconded that the Rules of Council be
12 suspended so as to permit first reading this day of
13 Bill No. 030215.

14 All in favor will indicate by saying
15 aye.

16 (Aye.)

17 COUNCIL PRESIDENT VERNA: Those opposed?

18 (No response.)

19 COUNCIL PRESIDENT VERNA: The ayes have
20 it, and Bill 030215 will be placed on today's First
21 Reading Calendar.

22 The Chair recognizes Councilwoman
23 Krajewski for a report from the Committee on
24 Appropriations.

25 COUNCILWOMAN KRAJEWSKI: Madam Chair,

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2 the Committee on Appropriations reports four Bills
3 out with a favorable recommendation.

4 COUNCILWOMAN VERA: The Chief Clerk
5 will please read the report.

6 THE CHIEF CLERK: To the President and
7 Members of the Council of the City of Philadelphia,
8 the Committee on Appropriations to which was
9 referred Bill No. 030069, entitled an ordinance
10 authorizing transfers in appropriation for Fiscal
11 Year 2003 within the Grants Revenue Fund from the
12 Director of Finance;

13 And Bill No. 030070, entitled an
14 ordinance authorizing transfers in appropriation for
15 Fiscal Year 2003 within the Water Fund and certain
16 or all City offices, departments, boards and
17 commissions;

18 And Bill No. 030071, entitled, an
19 ordinance authorizing transfers in appropriation for
20 Fiscal Year 2003 within the Grants Revenue Fund from
21 the Department of License and Inspection to the
22 Mayor's Office of Housing and Community Development;

23 And Bill No. 030072, entitled an
24 ordinance authorizing transfers in appropriation for
25 Fiscal Year 2003 within the Aviation Fund from

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2 certain or all offices, departments, boards and
3 commissions to certain or all City offices,
4 departments, boards and commissions;

5 Respectfully reports it has considered
6 the same and returns the attached Bills to Council
7 with a favorable recommendation.

8 COUNCIL PRESIDENT VERNA: The Chair
9 recognizes Councilwoman Krajewski.

10 COUNCILWOMAN KRAJEWSKI: Madam
11 President, I move that the Rules of Council be
12 suspended so as to permit first reading this day of
13 Bills No. 030069, 030070, 030071, and 030072.

14 (Duly seconded.)

15 COUNCILWOMAN VERNA: It has been moved
16 and properly seconded that the Rules of council be
17 suspended so as to permit first reading this day of
18 Bill Nos. 030069, 030070, 030071, 030072.

19 All in favor will indicate by saying
20 aye.

21 (Aye.)

22 COUNCIL PRESIDENT VERNA: Those opposed?

23 (No response.)

24 COUNCIL PRESIDENT VERNA: The ayes have
25 it, and the Bills just read will be placed on

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2 today's First Reading Calendar.

3 At this time, the Chair recognizes
4 Councilman Nutter for a report on the Committee of
5 Fiscal Stability and Intergovernmental Cooperation.

6 COUNCILMAN NUTTER: Thank you, Madam
7 Chair. The Committee on Fiscal Stability reports
8 one Resolution with a favorable recommendation.

9 COUNCIL PRESIDENT VERNA: The Chief
10 Clerk will please read the report.

11 THE CHIEF CLERK: To the President and
12 Members of the Council of the City of Philadelphia,
13 the Committee on Fiscal Stability to which was
14 referred Resolution No. 030030, entitled a
15 Resolution providing for approval by the Council of
16 the City of Philadelphia of a revised Five-Year
17 Financial Plan for the City of Philadelphia,
18 covering Fiscal Years 2003-2008; respectfully
19 reports it has considered the same and returns the
20 attached Resolution to Council with a favorable
21 recommendation.

22 COUNCIL PRESIDENT VERNA: Thank you.
23 Resolution No. 030030 will be placed at the end of
24 today's Calendar.

25 We will now have special business. Can

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2 I have Councilmembers attention, please. Council
3 will now proceed under a special order of business
4 to the reconsideration of Bill 030163. The Bill was
5 passed by City Council at its May 1, 2003 Session
6 and was returned disapproved by the Mayor at today's
7 Council Session.

8 At this time the Chair recognizes
9 Councilman Cohen.

10 COUNCILMAN COHEN: Madam President, I
11 move that the Council reconsider Bill No. 030163,
12 which was approved by Council on May 1, 2003.

13 (Duly seconded.)

14 All in favor, let it be known by saying
15 aye.

16 (Aye.)

17 COUNCIL PRESIDENT Verna: Those opposed?

18 (No response.)

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

21 Council will now reconsider the vote by
22 which Bill No. 030163 was passed.

23 The Chief Clerk will please read the
24 title of the Bill.

25 THE CHIEF CLERK: An ordinance

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2 amending --

3 COUNCILWOMAN VERNA: I'm sorry.

4 Councilman Cohen wants to speak. I didn't see his
5 light on.

6 Councilman Cohen.

7 COUNCILMAN COHEN: Thank you, Madam
8 President. It's with a heavy heart and a kind of
9 quixotic note that I choose to speak at this time on
10 this motion.

11 COUNCILMAN NUTTER: Point of order.

12 COUNCILWOMAN VERNA: Point of order by
13 Councilman Nutter.

14 COUNCILMAN NUTTER: Thank you, Madam
15 President. We know that Councilman Cohen is about
16 to take us into a new realm. I just wanted to point
17 out for the record, I think we need the reading of
18 the title of the Bill in order to allow for the
19 discussion to take place.

20 COUNCILWOMAN VERNA: The Chief Clerk
21 will please read the title of the Bill.

22 THE CHIEF CLERK: An ordinance amending
23 Chapter 19-1500 of the Philadelphia Code, entitled
24 "Wage and Net Profits Tax," by decreasing in stages
25 the rates of the tax imposed upon certain low income

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2 persons and providing for refunds of excess taxes
3 paid, all under certain terms and conditions.

4 COUNCIL PRESIDENT VERNA: Councilman
5 Cohen.

6 COUNCILMAN COHEN: Thank you. The title
7 doesn't do all that Councilman Nutter properly
8 wished that it might do. But this is the Bill that
9 would for the first time in the history of
10 Philadelphia bring Philadelphia into conformity with
11 fairness and equity in its tax policy. The reason I
12 said I speak with a heavy heart and somewhat
13 quixotically is that this illustrates what often is
14 referred to as the bankruptcy of the political
15 system in which topsy-turvy seems to be the rule.
16 Everybody knows, and I proclaim whenever I can that
17 I'm a very partisan Democrat. But at the same time,
18 I look for ways always to in find a bipartisan
19 approach to problems because I respect the
20 Republicans as much as I respect the Democrats.
21 It's that we have different ideas, and on the
22 economics of life, we often differ. This happens to
23 be an area where the Democratic Party has spoken out
24 in its program very clearly. It says that tax cuts
25 ought to be targeted to the working poor to people

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2 whose income is so low that they don't pay state or
3 federal income tax. Everybody knows the state and
4 federal government is controlled today by the
5 Republican Party. And they have a policy of
6 fairness and equity when it comes not to the tax
7 cuts that President Bush wants where he robs the
8 poor to pay the rich, but their income tax policies
9 are very fair. They make exemption for low-income
10 working people. For example, a family of four with
11 four dependents altogether, including the
12 wage-earners, does not pay income tax to the state
13 or the federal government. If that family in
14 income is \$32,000 or less a year. And if it turns
15 out that they have a fifth dependent it \$7500 is
16 added for each dependent. That's a fair policy. As
17 a good Democrat, I'm envious. The Republicans stole
18 a good proposal from the Democrats, and I've often
19 complicated the Republicans for their fair policy on
20 income tax.

21 And then we come to this lovely City of
22 Philadelphia, long known as a friend of labor, long
23 known for its strong democratic leanings where we've
24 had Democratic Mayors year after year, and we find a
25 most regressive tax structure when it comes to the

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2 wage tax. No matter how little you earn, as long as
3 it's in the form of wages, you pay a wage tax.
4 There's no exemption. Maybe you'll freeze because
5 you can't pay the gas Bill. Maybe you won't be able
6 to take your medicine because you can't afford to
7 take the prescriptions that the doctor wants you to
8 take. Maybe you won't eat three meals a day. Maybe
9 you'll choose which kid goes to school this week.
10 Maybe some weeks no children will go to school
11 because in this very Democratic City of
12 Philadelphia, education is not free if the distance
13 has to be travel by public transportation. Because
14 Philadelphia is one of the few cities that has no
15 system other than charging people, families,
16 low-income families to pay tokens in order to send
17 their kids to school. So public schools in
18 Philadelphia are not free if you have to travel by
19 public transportation to get there. And so I try to
20 right some wrongs. I try to make the Democratic
21 Party live up to its program because its program
22 calls for free public education. All schools ought
23 to give special consideration to the problems of
24 working people.

25 We have a huge costly NTI Program. The

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2 Mayor the Mayor brags about -- this Democratic Mayor
3 that we have brags about he is trying to revitalize
4 the neighborhoods. So what does he do? In
5 neighborhoods that have been stripped of most retail
6 businesses because there is insufficient income in
7 the neighborhood to support a shoe repair shop, a
8 tailor shop, a baby's clothing store, a men's
9 clothing store, a women's clothing store, modest
10 means, not the rich department stores but just
11 ordinary stores, they've left the neighborhoods
12 because there isn't enough purchasing power.

13 Now, the Mayor is a very intelligent
14 person. He knows that when you put money into a
15 worker's pocket, that money is spent right in the
16 neighborhood. That money is not invested in
17 long-term notions about building retirement plans.
18 Because that family doesn't know whether it's going
19 to survive to ever retire. That family has to live
20 from day-to-day. Maybe they don't eat three meals
21 every day. Maybe they keep the heat off on a cold
22 day or may they keep it focused at 55 degrees
23 instead of the 70 or 72 that's necessary for health
24 reasons.

25 My Bill offers the opportunity for this

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2 Democratic City to live up to its promise to people,
3 saying "We are friendly to working people." So this
4 Democratic Mayor in the face of the fact that the
5 Republican candidate for Mayor in this year's
6 election testified here in City Council that he
7 supports this Bill. This Democratic Mayor turns his
8 back on the people of Philadelphia and says no.

9 There's money for lots of things. The
10 Mayor finds money everywhere for things he wants;
11 but for what the people need, there is no money.
12 That's why my heart is heavy today.

13 I hope this Council takes action today
14 to override the Mayor. Council is elected to
15 represent the point of view of the people, not the
16 point of view of the Mayor. Let the Mayor handle
17 the Mayor's business; and let the Council handle the
18 people's business. That's what we are elected to
19 do. And I'm urging all my members in City Council,
20 both Democratic and Republican to support and
21 override the veto, bringing fairness and equity.
22 Let the little old woman, as Councilman Lucien
23 Blackwell spoke for the poor in connection with the
24 20 percent senior discount or for fair wages for
25 working people, in the words of Councilman

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2 Blackwell, he would talk about the little old women
3 in gray sneakers who have to supplement their small
4 social security income, or the couple 75 years old
5 who have to supplement their earnings. Don't take
6 the wage tax cut from them. Don't take wage tax
7 from the people in the service industries. Don't
8 add to the burden of women of being underpaid and
9 discriminated by further insulting them to pay wage
10 tax. Fight for fairness. Fairness so the American
11 people have some confidence in the political system
12 and political parties they will live up to their
13 programs. I urge all of my colleagues without
14 exception voting in support to override of the
15 Mayor's veto. Or you stand in front of your
16 constituents and say you think they don't deserve
17 the attention of the Mayor, that only campaign
18 donors deserve the attention of the Mayor and
19 Administration. Fight for fair play and tax
20 structure. I urge all members to vote yes when it
21 comes to overriding the Mayor. Let's have a fair
22 tax system in Philadelphia. Thank you very much.

23 COUNCILWOMAN VERNA: The Chair
24 recognizes Councilman Ortiz.

25 COUNCILMAN ORTIZ: My frail colleague

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2 who does not understand the issues of budget
3 economics of the City of Philadelphia, Councilman
4 David Cohen has just spoken very eloquently about
5 the needs of people in this City.

6 Not too long ago we had what the Daily
7 News and the Inquirer and other newspapers called
8 "the briefcase brigade" filled this Council. They
9 filled this Council in their pin-striped suits,
10 briefcases, very elegantly dressed, asking for a cut
11 in the wage tax. A cut in the wage tax. And they
12 said that at that time that the progress we have
13 seen would be halted in its tracks if we were not
14 continuing those wage tax cuts that Mayor Rendell
15 had put into place. And they said that we would
16 revert back to the days in which bankruptcy,
17 unemployment, jobs would not come into the City of
18 Philadelphia unless we handled the dreaded wage tax
19 of the City of Philadelphia. It is the magic
20 bullet. It is the magic mantra for economic
21 development of the City. Everywhere you go, from
22 the Pennsylvania Economic League and so on down the
23 line, you've got to deal with the wage tax cut. But
24 only if you deal with the wage tax cut that impacts
25 on those individuals at the upper economic level of

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2 the ladder, individuals that itemize their federal
3 income tax and are able to write off the taxes they
4 paid on wages to the City of Philadelphia.

5 The family of four that makes \$32,000
6 and less usually doesn't itemize. Usually that
7 family is too busy taking care of the daily aspects
8 of life, such as taking care of their kids,
9 sickness, seeing that the rent is paid, seeing
10 there's food on the table. They don't itemize.
11 They just pay the wage tax. And they live from
12 check to check. You miss a check, you could find
13 yourself homeless. You miss a check, you may not
14 have enough food for your kids.

15 What does this mean? The wage tax cut
16 that we're talking about would impact those Puerto
17 Ricans who make less than \$32,000; the African
18 Americans in North Central Philly and West
19 Philadelphia that are the working poor of this City.
20 It would mean for a family like that around \$900.
21 That's not a pittance when you're living from check
22 to check. That's not chump change when you don't
23 have a lot of change to begin with. It means quite
24 a lot.

25 We give here tax breaks for the rich

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2 every Session that we have. We're building stadiums
3 and going into debt. We're not building schools and
4 going into debt. We're building stadiums for very
5 rich owners and very rich ball players, stadiums
6 that the working poor would never be able to afford
7 the tickets into because they're too expensive,
8 games that they will only be able to watch on TV if
9 they have the money to pay for cable.

10 We give tax breaks to people in this
11 Council. We give enormous tax breaks to people.
12 Somebody comes in here, said he wants to build a
13 parking lot, a building to park cars, but he can't
14 do it without having a 20-year tax break. Doesn't
15 want to pay the taxes to the City, taxes that would
16 go to fund our schools, taxes that would go to buy
17 books, taxes that would go to buy computers, taxes
18 that would go to hire and pay teachers a good
19 salary. And with very little discussion, we usually
20 say yes. I say yes. David Cohen has said. Every
21 one of my colleagues has said yes. We give it.

22 When it comes to poor people, though,
23 when it comes to poor people, we ring our hands, "Oh
24 God, what is going to be the impact on the overall
25 economy?" We don't look at what's going to be the

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2 impact on that family of four that may have some
3 money to buy some shoes and good clothing.

4 It's a good Bill. It's a fair Bill.

5 It's a Bill that we should have passed a long time
6 ago. It's a Bill that its time has come. It's an
7 equitable, fair Bill. We stand here -- and David
8 spoke about the memory of Lu Blackwell. Lu
9 Blackwell would be standing up and waving his arms
10 about this time. I think the poor people of this
11 people deserve this tax break. I think we should
12 vote to override. Thank you, Madam Chair.

13 COUNCILWOMAN VERNA: Thank you.

14 Councilman Cohen, did you want to be recognized
15 again?

16 COUNCILMAN COHEN: Yes. Let's talk
17 about economic impact. This Bill is so fair, so
18 considerate of the City's needs, that it doesn't
19 cost the City a penny until late in Year 6 or Year
20 7, up to the City to decide. It feeds the tax cut
21 in a half percent a year over a six-year period.
22 Because we heard the Mayor -- I didn't believe a
23 word he said about the need. But we wanted to deal
24 because we know people are concerned about services
25 so we did it gradually. But the Mayor doesn't care

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2 about that because he needs money apparently for the
3 campaign contributors. He needs to have a
4 300 million NTI program to transform the
5 neighborhoods that can't be transformed until you
6 make the inhabitants of that neighborhood have more
7 money so they can support retail businesses. A
8 store owner moves out of North Philadelphia, moves
9 out of residential areas generally because he can't
10 manage to make a living, there isn't enough income.

11 This Bill puts income. It's a Bill that
12 calls for economic development because it enables
13 these little retail businesses to exist. This is a
14 Bill that gives the promise that in the future
15 employers won't immediately have complaints from
16 employees who say, "If we move to Philadelphia,
17 we're going to get a wage cut immediately as a
18 result of the wage tax." This gives the promise of
19 a bright future for Philadelphia where employers can
20 bring their people in without adding 3 or 4 or 5
21 percent immediately to their wages in order to make
22 up for the wage tax to the City.

23 What the Mayor's message does when it
24 says -- Governor Rendell is making a proposal to the
25 State Legislature for some form of assistance. The

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2 Mayor says, "Let's wait until we see what happens to
3 the Governor." We saw what happened to the Governor
4 on the budget. He killed the people with his
5 budget. And I believe the Governor knew the
6 Republicans were going to accept the budget when he
7 proposed it, a budget that cut human services, that
8 eliminated funds for drug care, that hurt welfare
9 people, that hurt all social services for ordinary
10 people.

11 We can't afford to take further gambles.
12 We've got to begin building a City of Philadelphia
13 that takes care of its people. This Bill is good
14 for working people, it's good for business. It will
15 restore the neighborhoods because it will make them
16 viable. It will make businesses able -- the small
17 retail stores will be able to survive. That's why
18 this Bill is such a good Bill. Fairness and equity
19 in taxes always benefits the government. That's why
20 the Republicans learned that so much better than the
21 Democrats. That's why people are cynical about
22 government, because they find government tends only
23 to help the rich. And every time, as Councilman
24 Ortiz just pointed out, whenever you try to build
25 something and give something to the working people

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2 or to poor people a benefit of government, it's as
3 if the rains are going to fall forever, it's going
4 to create a 40-day rainfall like the Bible
5 threatens, or it's like the parting of the Red Sea.

6 Giving neighborhood people fairness in
7 their tax structure should be the first
8 consideration of the City Council. It ought to be
9 our obligation to see to it that government is fair
10 to ordinary people.

11 Once more, I ask that every member of
12 this Council, whether Democrat or Republican support
13 this Bill because it's the decent thing to do, it's
14 required to do. You're helping to build
15 Philadelphia instead of waisting a lot of money.

16 Thank you, Madam President.

17 COUNCILWOMAN VERNA: You're welcome.

18 COUNCILMAN COHEN: Just this issue will
19 never die. It will either pass today or it will
20 continually be presented in City Council until every
21 Member of City Council has to address this issue at
22 every community Session when they're asked "How
23 could you possibly have voted against this Bill?"
24 So let's do it now and do it at a time when fairness
25 and equity will shine brightly. Thank you.

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2 COUNCILWOMAN VERNA: You're welcome.

3 This Bill having been read on two
4 different days, was duly approved by City Council at
5 its Session of May 1, 2003, the question is shall
6 this Bill No. 030163 pass notwithstanding the
7 Mayor's disapproval? Please note that a vote of aye
8 is a vote to override the Mayor's veto, and a vote
9 of no is to sustain the Mayor's veto.

10 The Clerk will please call the roll.

11 THE CHIEF CLERK: Councilwoman
12 Blackwell.

13 COUNCILWOMAN BLACKWELL: No.

14 THE CHIEF CLERK: Councilman Clarke.

15 COUNCILMAN CLARKE: No.

16 THE CHIEF CLERK: Councilman Cohen.

17 COUNCILMAN COHEN: Aye.

18 THE CHIEF CLERK: Councilman DiCicco.

19 COUNCILMAN DICICCO: Aye.

20 THE CHIEF CLERK: Councilman Goode.

21 COUNCILMAN GOODE: Aye.

22 THE CHIEF CLERK: Councilman Kenney.

23 COUNCILMAN KENNEY: Aye.

24 THE CHIEF CLERK: Councilwoman
25 Krajewski.

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2 COUNCILWOMAN KRAJEWSKI: No.

3 THE CHIEF CLERK: Councilman Mariano.

4 COUNCILMAN MARIANO: Aye.

5 THE CHIEF CLERK: Councilwoman Miller.

6 COUNCILWOMAN MILLER: Aye.

7 THE CHIEF CLERK: Councilman Nutter.

8 COUNCILMAN NUTTER: Aye.

9 THE CHIEF CLERK: Councilman O'Neill.

10 COUNCILMAN O'NEILL: No.

11 THE CHIEF CLERK: Councilman Ortiz.

12 COUNCILMAN ORTIZ: Aye.

13 THE CHIEF CLERK: Councilwoman

14 Reynolds Brown.

15 COUNCILWOMAN BROWN: No.

16 THE CHIEF CLERK: Councilman Rizzo.

17 COUNCILMAN RIZZO: No.

18 THE CHIEF CLERK: Councilwoman Tasco.

19 COUNCILWOMAN TASCO: Aye.

20 THE CHIEF CLERK: Council President

21 Verna.

22 COUNCIL PRESIDENT VERNA: Aye.

23 The ayes are 10, the nays are 6. A

24 two-thirds majority of all Members of Council having

25 voted in the negative, the Mayor's veto is

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2 sustained.

3 I would ask the Chief Clerk to please
4 read the Bills on the First Reading Calendar.

5 THE CHIEF CLERK: Bill No. 030002, an
6 ordinance to adopt a Capital Program for the six
7 Fiscal Years 2004-2009, inclusive.

8 COUNCIL PRESIDENT Verna: The Chair
9 agrees.

10 THE CHIEF CLERK: Bill No. 030003, an
11 ordinance to adopt a Fiscal 2003 Capital Budget.

12 COUNCIL PRESIDENT Verna: The Chair
13 agrees.

14 THE CHIEF CLERK: Bill No. 030004, an
15 operating adopting an Operating Budget for Fiscal
16 Year 2004.

17 COUNCIL PRESIDENT Verna: The Chair
18 agrees.

19 THE CHIEF CLERK: Bill No. 030005, an
20 ordinance amending an ordinance approved May 15,
21 2002, Bill No. 020028, relating to the Fiscal 2003
22 Capital Budget by increasing and adding projects and
23 amounts in certain departments.

24 COUNCIL PRESIDENT Verna: The Chair
25 agrees.

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2 THE CHIEF CLERK: Bill No. 030006, an
3 ordinance amending an ordinance approved May 15,
4 2002 relating to the Capital Program for six Fiscal
5 Years 2003-2008.

6 COUNCIL PRESIDENT Verna: The Chair
7 agrees.

8 THE CHIEF CLERK: Bill No. 030008, an
9 ordinance amending Section 19-2604 of the
10 Philadelphia Code relating to tax rates, credits,
11 and alternate tax computation for the business
12 privilege tax.

13 COUNCIL PRESIDENT Verna: The Chair
14 agrees.

15 THE CHIEF CLERK: Bill No. 030009, an
16 ordinance amending Chapter 19-1800 of the
17 Philadelphia Code, entitled "School Tax
18 Authorization.

19 COUNCIL PRESIDENT Verna: The Chair
20 agrees.

21 THE CHIEF CLERK: And Bill No. 030010,
22 an ordinance amending Section 19-1301 of the
23 Philadelphia Code, entitled "Real Estate Taxes," by
24 restating the rates of tax in tabular form.

25 COUNCIL PRESIDENT Verna: The Chair

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2 agrees.

3 THE Chief Clerk: And Bill No. 030012,
4 an ordinance amending Chapter 19-1800 of the
5 Philadelphia Code, entitled "School Tax
6 Authorization."

7 COUNCIL PRESIDENT Verna: The Chair
8 agrees.

9 THE CHIEF CLERK: And Bill No. 030013,
10 an ordinance amending Section 19-1801 of the
11 Philadelphia Code entitled "Authorization of Tax."

12 COUNCIL PRESIDENT Verna: The Chair
13 agrees.

14 THE CHIEF CLERK: Bill No. 030215,
15 entitled an ordinance authorizing the Philadelphia
16 Authority for Industrial Development to file an
17 application with the Office of Budget Commonwealth
18 of Pennsylvania under the Redevelopment Assistance
19 Capital Program in an aggregate amount not to exceed
20 \$76,092,000 .

21 COUNCIL PRESIDENT Verna: The Chair
22 agrees. 69 transfers appropriation for Fiscal Year
23 2003 within the grants revenue Director of Finance.

24 COUNCIL PRESIDENT Verna: The Chair
25 agrees.

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2 THE CHIEF CLERK: And Bill No. 030069,
3 an ordinance authorizing transfers in appropriation
4 for Fiscal Year 2003 within the Grants Revenue Fund
5 from the Director of Finance.

6 COUNCIL PRESIDENT VERNA: The Chair
7 agrees.

8 THE CHIEF CLERK: And Bill No. 030070,
9 an ordinance authorizing transfers in appropriation
10 for Fiscal Year 2003 within the Water Fund from
11 certain or all City offices, departments, boards and
12 commissions.

13 COUNCIL PRESIDENT VERNA: The Chair
14 agrees.

15 THE CHIEF CLERK: And Bill No. 030071,
16 an ordinance authorizing transfers in appropriation
17 for Fiscal Year 2003 within the Grants Revenue Fund
18 from the Department of Licenses and Inspections.

19 COUNCIL PRESIDENT VERNA: The Chair
20 agrees.

21 THE CHIEF CLERK: And Bill No. 030072,
22 an ordinance authorizing transfers in appropriation
23 for Fiscal Year 2003 within the Aviation Fund from
24 certain or all offices, departments, boards and
25 commissions to certain or all City offices,

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2 departments, boards, and commissions.

3 COUNCIL PRESIDENT VERA: The Chair
4 agrees.

5 The Bills just read by the Chief Clerk
6 will be placed on the second reading and Final
7 Passage Calendar for our next Session.

8 That concludes our First Reading
9 Calendar.

10 The Chair now recognizes Councilwoman
11 Blackwell for the purpose of calling up Bills on the
12 Second Reading and Final Passage Calendar.

13 COUNCILWOMAN BLACKWELL: Thank you,
14 Madam President. Today Bill Nos. 030016A, 030141,
15 030161, 030162, 030164, 030217, 030219, 030078,
16 030242, 030252, 030122, and 000682 are being called
17 up for second reading and final passage. All other
18 Bills are being held.

19 COUNCILWOMAN VERA: Thank you. The
20 Clerk will please read the title of Bill No.
21 030016A.

22 THE CHIEF CLERK: An ordinance providing
23 for the submission to the qualified electors of the
24 city of Philadelphia of an amendment to the
25 Philadelphia Home Rule Charter relating to the

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2 composition of the Board of Pensions and Retirement,
3 as approved by Resolution of the City Council.

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

7 The Clerk will please call the roll.

8 THE CHIEF CLERK: Councilwoman
9 Blackwell.

10 COUNCILWOMAN BLACKWELL: Aye.

11 THE CHIEF CLERK: Councilman Clarke.

12 COUNCILMAN CLARKE: Aye.

13 THE CHIEF CLERK: Councilman Cohen.

14 COUNCILMAN COHEN: Aye.

15 THE CHIEF CLERK: Councilman DiCicco.

16 COUNCILMAN DICICCO: Aye.

17 THE CHIEF CLERK: Councilman Goode.

18 COUNCILMAN GOODE: Aye.

19 THE CHIEF CLERK: Councilman Kenney.

20 COUNCILMAN KENNEY: Aye.

21 THE CHIEF CLERK: Councilwoman
22 Krajewski.

23 COUNCILWOMAN KRAJEWSKI: Aye.

24 THE CHIEF CLERK: Councilman Mariano.

25 COUNCILMAN MARIANO: Aye.

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2 THE CHIEF CLERK: Councilwoman Miller.

3 COUNCILWOMAN MILLER: Aye.

4 THE CHIEF CLERK: Councilman Nutter.

5 COUNCILMAN NUTTER: Aye.

6 THE CHIEF CLERK: Councilman O'Neill.

7 COUNCILMAN O'NEILL: Aye.

8 THE CHIEF CLERK: Councilman Ortiz.

9 COUNCILMAN ORTIZ: Aye.

10 THE CHIEF CLERK: Councilwoman

11 Reynolds Brown.

12 COUNCILWOMAN BROWN: Aye.

13 THE CHIEF CLERK: Councilman Rizzo.

14 COUNCILMAN RIZZO: Aye.

15 THE CHIEF CLERK: Councilwoman Tasco.

16 COUNCILWOMAN TASCO: Aye.

17 THE CHIEF CLERK: Council President

18 Verna.

19 COUNCIL PRESIDENT VERNA: Aye.

20 The ayes are 16, the nays are 0. A

21 majority of all Members of Council having voted in
22 the affirmative, the Bill passes.

23 The next Bill to be called for

24 consideration is Bill No. 030141.

25 THE CHIEF CLERK: An ordinance amending

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2 Chapter 9-700 of the Philadelphia Code entitled
3 "Amusement Businesses," by amending Section 9-703 to
4 prohibit the use of pyrotechnic devices, fireworks,
5 explosive or similar materials within dance halls,
6 all under certain terms conditions.

7 COUNCILWOMAN VERNA: Councilman Clarke.

8 COUNCILMAN CLARKE: Madam President, I
9 got a late request from Department of Licenses and
10 Inspections to hold the Bill. There's still some
11 information that needs to come as a result of a
12 study, so I'd like to hold that.

13 COUNCILWOMAN VERNA: Thank you.

14 Bill No. 030141 will be held at the
15 request of the sponsor.

16 The Clerk will please read the title of
17 Bill No. 030161.

18 THE CHIEF CLERK: An ordinance
19 authorizing the paving of Markoe Street, Aspen
20 Street 45th Street, and portions of 47th Street.

21 COUNCIL PRESIDENT VERNA: This Bill
22 having been read on two different days, the question
23 now is shall the Bill pass finally?

24 The Clerk will please call the roll.

25 THE CHIEF CLERK: Councilwoman

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2 Blackwell.
3 COUNCILWOMAN BLACKWELL: Aye.
4 THE CHIEF CLERK: Councilman Clarke.
5 COUNCILMAN CLARKE: Aye.
6 THE CHIEF CLERK: Councilman Cohen.
7 COUNCILMAN COHEN: Aye.
8 THE CHIEF CLERK: Councilman DiCicco.
9 COUNCILMAN DICICCO: Aye.
10 THE CHIEF CLERK: Councilman Goode.
11 COUNCILMAN GOODE: Aye.
12 THE CHIEF CLERK: Councilman Kenney.
13 COUNCILMAN KENNEY: Aye.
14 THE CHIEF CLERK: Councilwoman
15 Krajewski.
16 COUNCILWOMAN KRAJEWSKI: Aye.
17 THE CHIEF CLERK: Councilman Mariano.
18 COUNCILMAN MARIANO: Aye.
19 THE CHIEF CLERK: Councilwoman Miller.
20 COUNCILWOMAN MILLER: Aye.
21 THE CHIEF CLERK: Councilman Nutter.
22 COUNCILMAN NUTTER: Aye.
23 THE CHIEF CLERK: Councilman O'Neill.
24 COUNCILMAN O'NEILL: Aye.
25 THE CHIEF CLERK: Councilman Ortiz.

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2 COUNCILMAN ORTIZ: Aye.

3 THE CHIEF CLERK: Councilwoman

4 Reynolds Brown.

5 COUNCILWOMAN BROWN: Aye.

6 THE CHIEF CLERK: Councilman Rizzo.

7 COUNCILMAN RIZZO: Aye.

8 THE CHIEF CLERK: Councilwoman Tasco.

9 COUNCILWOMAN TASCO: Aye.

10 THE CHIEF CLERK: Council President

11 Verna.

12 COUNCIL PRESIDENT VERNA: Aye.

13 The ayes are 16, the nays are 0. A
14 majority of all Members of Council having voted in
15 the affirmative, the Bill passes.

16 The next Bill to be called for
17 consideration is Bill No. 030164.

18 THE CHIEF CLERK: An ordinance
19 authorizing the revision of lines and grades on a
20 portion of City Plan No. 55 by striking from the
21 City Plan and vacating the legally open portions of
22 Bermuda Street from Adams Avenue to Church Street.

23 COUNCIL PRESIDENT VERNA: This Bill
24 having been read on two different days, the question
25 now is shall the Bill pass finally?

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE
2 The Clerk will please call the roll.
3 THE CHIEF CLERK: Councilwoman
4 Blackwell.
5 COUNCILWOMAN BLACKWELL: Aye.
6 THE CHIEF CLERK: Councilman Clarke.
7 COUNCILMAN CLARKE: Aye.
8 THE CHIEF CLERK: Councilman Cohen.
9 COUNCILMAN COHEN: Aye.
10 THE CHIEF CLERK: Councilman DiCicco.
11 COUNCILMAN DICICCO: Aye.
12 THE CHIEF CLERK: Councilman Goode.
13 COUNCILMAN GOODE: Aye.
14 THE CHIEF CLERK: Councilman Kenney.
15 COUNCILMAN KENNEY: Aye.
16 THE CHIEF CLERK: Councilwoman
17 Krajewski.
18 COUNCILWOMAN KRAJEWSKI: Aye.
19 THE CHIEF CLERK: Councilman Mariano.
20 COUNCILMAN MARIANO: Aye.
21 THE CHIEF CLERK: Councilwoman Miller.
22 COUNCILWOMAN MILLER: Aye.
23 THE CHIEF CLERK: Councilman Nutter.
24 COUNCILMAN NUTTER: Aye.
25 THE CHIEF CLERK: Councilman O'Neill.

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2 COUNCILMAN O'NEILL: Aye.

3 THE CHIEF CLERK: Councilman Ortiz.

4 COUNCILMAN ORTIZ: Aye.

5 THE CHIEF CLERK: Councilwoman

6 Reynolds Brown.

7 COUNCILWOMAN BROWN: Aye.

8 THE CHIEF CLERK: Councilman Rizzo.

9 COUNCILMAN RIZZO: Aye.

10 THE CHIEF CLERK: Councilwoman Tasco.

11 COUNCILWOMAN TASCO: Aye.

12 THE CHIEF CLERK: Council President

13 Verna.

14 COUNCIL PRESIDENT VERNA: Aye.

15 The ayes are 16, the nays are 0. A
16 majority of all Members of Council having voted in
17 the affirmative, the Bill passes.

18 The next Bill to be called for
19 consideration is Bill 030162.

20 THE CHIEF CLERK: An ordinance
21 authorizing the revision of lines and grades on a
22 portion of City Plan No. 107 within an area bounded
23 by Fairmount Avenue, 47th Street, Brown Street, and
24 44th Street.

25 COUNCIL PRESIDENT VERNA: This Bill

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2 having been read on two different days, the question
3 now is shall the Bill pass finally?
4 The Clerk will please call the roll.
5 THE CHIEF CLERK: Councilwoman
6 Blackwell.
7 COUNCILWOMAN BLACKWELL: Aye.
8 THE CHIEF CLERK: Councilman Clarke.
9 COUNCILMAN CLARKE: Aye.
10 THE CHIEF CLERK: Councilman Cohen.
11 COUNCILMAN COHEN: Aye.
12 THE CHIEF CLERK: Councilman DiCicco.
13 COUNCILMAN DICICCO: Aye.
14 THE CHIEF CLERK: Councilman Goode.
15 COUNCILMAN GOODE: Aye.
16 THE CHIEF CLERK: Councilman Kenney.
17 COUNCILMAN KENNEY: Aye.
18 THE CHIEF CLERK: Councilwoman
19 Krajewski.
20 COUNCILWOMAN KRAJEWSKI: Aye.
21 THE CHIEF CLERK: Councilman Mariano.
22 COUNCILMAN MARIANO: Aye.
23 THE CHIEF CLERK: Councilwoman Miller.
24 COUNCILWOMAN MILLER: Aye.
25 THE CHIEF CLERK: Councilman Nutter.

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2 COUNCILMAN NUTTER: Aye.

3 THE CHIEF CLERK: Councilman O'Neill.

4 COUNCILMAN O'NEILL: Aye.

5 THE CHIEF CLERK: Councilman Ortiz.

6 COUNCILMAN ORTIZ: Aye.

7 THE CHIEF CLERK: Councilwoman

8 Reynolds Brown.

9 COUNCILWOMAN BROWN: Aye.

10 THE CHIEF CLERK: Councilman Rizzo.

11 COUNCILMAN RIZZO: Aye.

12 THE CHIEF CLERK: Councilwoman Tasco.

13 COUNCILWOMAN TASCO: Aye.

14 THE CHIEF CLERK: Council President

15 Verna.

16 COUNCIL PRESIDENT VERNA: Aye.

17 The ayes are 16, the nays are 0. A
18 majority of all Members of Council having voted in
19 the affirmative, the Bill passes.

20 The next Bill to be called for
21 consideration is Bill No. 030217.

22 THE CHIEF CLERK: An ordinance
23 establishing a no truck parking regulation on
24 Whitaker Avenue, from Adams Avenue to Godfrey
25 Avenue, both sides.

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2 COUNCIL PRESIDENT VERNA: This Bill
3 having been read on two different days, the question
4 now is shall the Bill pass finally?

5 The Clerk will please call the roll.

6 THE CHIEF CLERK: Councilwoman
7 Blackwell.

8 COUNCILWOMAN BLACKWELL: Aye.

9 THE CHIEF CLERK: Councilman Clarke.

10 COUNCILMAN CLARKE: Aye.

11 THE CHIEF CLERK: Councilman Cohen.

12 COUNCILMAN COHEN: Aye.

13 THE CHIEF CLERK: Councilman DiCicco.

14 COUNCILMAN DICICCO: Aye.

15 THE CHIEF CLERK: Councilman Goode.

16 COUNCILMAN GOODE: Aye.

17 THE CHIEF CLERK: Councilman Kenney.

18 COUNCILMAN KENNEY: Aye.

19 THE CHIEF CLERK: Councilwoman

20 Krajewski.

21 COUNCILWOMAN KRAJEWSKI: Aye.

22 THE CHIEF CLERK: Councilman Mariano.

23 COUNCILMAN MARIANO: Aye.

24 THE CHIEF CLERK: Councilwoman Miller.

25 COUNCILWOMAN MILLER: Aye.

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2 THE CHIEF CLERK: Councilman Nutter.

3 COUNCILMAN NUTTER: Aye.

4 THE CHIEF CLERK: Councilman O'Neill.

5 COUNCILMAN O'NEILL: Aye.

6 THE CHIEF CLERK: Councilman Ortiz.

7 COUNCILMAN ORTIZ: Aye.

8 THE CHIEF CLERK: Councilwoman

9 Reynolds Brown.

10 COUNCILWOMAN BROWN: Aye.

11 THE CHIEF CLERK: Councilman Rizzo.

12 COUNCILMAN RIZZO: Aye.

13 THE CHIEF CLERK: Councilwoman Tasco.

14 COUNCILWOMAN TASCO: Aye.

15 THE CHIEF CLERK: Council President

16 Verna.

17 COUNCIL PRESIDENT VERNA: Aye.

18 The ayes are 16, the nays are 0. A
19 majority of all Members of Council having voted in
20 the affirmative, the Bill passes.

21 The next Bill to be called for
22 consideration is Bill No. 030219.

23 THE CHIEF CLERK: An ordinance
24 establishing a no truck parking regulation on the
25 800 block of Foulkrod Street, from Whitaker Avenue

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2 COUNCILWOMAN MILLER: Aye.

3 THE CHIEF CLERK: Councilman Nutter.

4 COUNCILMAN NUTTER: Aye.

5 THE CHIEF CLERK: Councilman O'Neill.

6 COUNCILMAN O'NEILL: Aye.

7 THE CHIEF CLERK: Councilman Ortiz.

8 COUNCILMAN ORTIZ: Aye.

9 THE CHIEF CLERK: Councilwoman
10 Reynolds Brown.

11 COUNCILWOMAN BROWN: Aye.

12 THE CHIEF CLERK: Councilman Rizzo.

13 COUNCILMAN RIZZO: Aye.

14 THE CHIEF CLERK: Councilwoman Tasco.

15 COUNCILWOMAN TASCO: Aye.

16 THE CHIEF CLERK: Council President

17 Verna.

18 COUNCIL PRESIDENT VERNA: Aye.

19 The ayes are 16, the nays are 0. A
20 majority of all Members of Council having voted in
21 the affirmative, the Bill passes.

22 The next Bill to be called for
23 consideration is Bill No. 030078.

24 THE CHIEF CLERK: An ordinance naming
25 and designating the West Philadelphia Regional

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE
2 COUNCILMAN MARIANO: Aye.
3 THE CHIEF CLERK: Councilwoman Miller.
4 COUNCILWOMAN MILLER: Aye.
5 THE CHIEF CLERK: Councilman Nutter.
6 COUNCILMAN NUTTER: Aye.
7 THE CHIEF CLERK: Councilman O'Neill.
8 COUNCILMAN O'NEILL: Aye.
9 THE CHIEF CLERK: Councilman Ortiz.
10 COUNCILMAN ORTIZ: Aye.
11 THE CHIEF CLERK: Councilwoman
12 Reynolds Brown.
13 COUNCILWOMAN BROWN: Aye.
14 THE CHIEF CLERK: Councilman Rizzo.
15 COUNCILMAN RIZZO: Aye.
16 THE CHIEF CLERK: Councilwoman Tasco.
17 COUNCILWOMAN TASCO: Aye.
18 THE CHIEF CLERK: Council President
19 Verna.
20 COUNCIL PRESIDENT VERNA: Aye.
21 The ayes are 16, the nays are 0. A
22 majority of all Members of Council having voted in
23 the affirmative, the Bill passes.
24 The next Bill to be called for
25 consideration is Bill No. 030242.

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE

2 THE CHIEF CLERK: An ordinance providing
3 for the contingent exemption, abatement, or credit
4 of certain taxes with the specified geographic
5 areas, including by amending Bill No. 970788A,
6 relating to the boundaries of the Keystone
7 Opportunity Zone.

8 COUNCIL PRESIDENT VERNA: This Bill
9 having been read on two different days, the question
10 now is shall the Bill pass finally?

11 The Clerk will please call the roll.

12 THE CHIEF CLERK: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 THE CHIEF CLERK: Councilman Clarke.

16 COUNCILMAN CLARKE: Aye.

17 THE CHIEF CLERK: Councilman Cohen.

18 COUNCILMAN COHEN: Aye.

19 THE CHIEF CLERK: Councilman DiCicco.

20 COUNCILMAN DICICCO: Aye.

21 THE CHIEF CLERK: Councilman Goode.

22 COUNCILMAN GOODE: Aye.

23 THE CHIEF CLERK: Councilman Kenney.

24 COUNCILMAN KENNEY: Aye.

25 THE CHIEF CLERK: Councilwoman

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE
2 Krajewski.
3 COUNCILWOMAN KRAJEWSKI: Aye.
4 THE CHIEF CLERK: Councilman Mariano.
5 COUNCILMAN MARIANO: Aye.
6 THE CHIEF CLERK: Councilwoman Miller.
7 COUNCILWOMAN MILLER: Aye.
8 THE CHIEF CLERK: Councilman Nutter.
9 COUNCILMAN NUTTER: Aye.
10 THE CHIEF CLERK: Councilman O'Neill.
11 COUNCILMAN O'NEILL: Aye.
12 THE CHIEF CLERK: Councilman Ortiz.
13 COUNCILMAN ORTIZ: Aye.
14 THE CHIEF CLERK: Councilwoman
15 Reynolds Brown.
16 COUNCILWOMAN BROWN: Aye.
17 THE CHIEF CLERK: Councilman Rizzo.
18 COUNCILMAN RIZZO: Aye.
19 THE CHIEF CLERK: Councilwoman Tasco.
20 COUNCILWOMAN TASCO: Aye.
21 THE CHIEF CLERK: Council President
22 Verna.
23 COUNCIL PRESIDENT VERNA: Aye.
24 The ayes are 16, the nays are 0. A
25 majority of all Members of Council having voted in

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE

2 the affirmative, the Bill passes.

3 Bill No. 030252 is to be called next.

4 THE CHIEF CLERK: An ordinance removing
5 the properties generally known as the Brewertown
6 Development for the Philadelphia Keystone
7 Opportunity Zone.

8 COUNCIL PRESIDENT Verna: This Bill
9 having been read on two different days, the question
10 now is shall the Bill pass finally?

11 The Clerk will please call the roll.

12 THE CHIEF CLERK: Councilwoman
13 Blackwell.

14 COUNCILWOMAN BLACKWELL: Aye.

15 THE CHIEF CLERK: Councilman Clarke.

16 COUNCILMAN CLARKE: Aye.

17 THE CHIEF CLERK: Councilman Cohen.

18 COUNCILMAN COHEN: Aye.

19 THE CHIEF CLERK: Councilman DiCicco.

20 COUNCILMAN DICICCO: Aye.

21 THE CHIEF CLERK: Councilman Goode.

22 COUNCILMAN GOODE: Aye.

23 THE CHIEF CLERK: Councilman Kenney.

24 COUNCILMAN KENNEY: Aye.

25 THE CHIEF CLERK: Councilwoman

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE
2 Krajewski.
3 COUNCILWOMAN KRAJEWSKI: Aye.
4 THE CHIEF CLERK: Councilman Mariano.
5 COUNCILMAN MARIANO: Aye.
6 THE CHIEF CLERK: Councilwoman Miller.
7 COUNCILWOMAN MILLER: Aye.
8 THE CHIEF CLERK: Councilman Nutter.
9 COUNCILMAN NUTTER: Aye.
10 THE CHIEF CLERK: Councilman O'Neill.
11 COUNCILMAN O'NEILL: Aye.
12 THE CHIEF CLERK: Councilman Ortiz.
13 COUNCILMAN ORTIZ: Aye.
14 THE CHIEF CLERK: Councilwoman
15 Reynolds Brown.
16 COUNCILWOMAN BROWN: Aye.
17 THE CHIEF CLERK: Councilman Rizzo.
18 COUNCILMAN RIZZO: Aye.
19 THE CHIEF CLERK: Councilwoman Tasco.
20 COUNCILWOMAN TASCO: Aye.
21 THE CHIEF CLERK: Council President
22 Verna.
23 COUNCIL PRESIDENT VERNA: Aye.
24 The ayes are 16, the nays are 0. A
25 majority of all Members of Council having voted in

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE

2 the affirmative, the Bill passes.

3 The next Bill to be called for
4 consideration is Bill No. 030122.

5 THE CHIEF CLERK: An ordinance amending
6 Title 14 of the Philadelphia Code, entitled "Zoning
7 and Planning," by amending Chapter 14-1600, entitled
8 "Miscellaneous," by adding a new section prohibiting
9 or regulating the conducting of licensed gambling
10 operations within certain or all zoning districts of
11 the City.

12 COUNCILWOMAN VERNA: The Chair
13 recognizes Councilman Kenney.

14 COUNCILMAN KENNEY: Thank you, Madam
15 President. I'll be brief. As we've seen in the
16 media in the last week or so, there's been a flurry
17 of activity in Harrisburg relative to gaming ranging
18 from slots at race tracks to full-blown casinos at
19 some point in time and everything in between. I
20 just want through this Bill District Councilpeople
21 to have the ability to be at the table, determining
22 locations and operation for any facilities that are
23 designated in their districts. And I look at
24 districts along the Delaware river from South
25 Philadelphia up into the Northeast, almost Bucks

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2 County, that have been talked about as possible
3 locations. I do believe that the District
4 Councilperson through their constituents should have
5 some say in what goes in any location in their
6 district.

7 There is a possibility that once State
8 Legislation passes, they may try to exempt this Bill
9 from their legislation, but I do believe if they do
10 that, that we still have the ability to go into
11 court on an issue to try to determine our ability to
12 control activities and uses for our property located
13 in the City of Philadelphia. I think this is a Bill
14 that brings communities to the table when it comes
15 to gaming. We don't know what form it's going to
16 take, how extensive it's going to be, or what impact
17 it's going to have. And the only way to have some
18 ability to control that is to make sure that the
19 District Councilperson is there and has something to
20 say about it.

21 I trust our Legislators and Senators in
22 Harrisburg. I think they do a good job. But
23 having that additional on the ground information and
24 input from the District Councilpeople, I think is
25 appropriate, and I would urge the passage of the

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE

2 Bill. Thank you.

3 COUNCIL PRESIDENT Verna: Thank you.

4 This Bill having been read on two different days,
5 the question now is shall the Bill pass finally?

6 The Clerk will please call the roll.

7 THE CHIEF CLERK: Councilwoman
8 Blackwell.

9 COUNCILWOMAN BLACKWELL: Aye.

10 THE CHIEF CLERK: Councilman Clarke.

11 COUNCILMAN CLARKE: Aye.

12 THE CHIEF CLERK: Councilman Cohen.

13 COUNCILMAN COHEN: Aye.

14 THE CHIEF CLERK: Councilman DiCicco.

15 COUNCILMAN DICICCO: Aye.

16 THE CHIEF CLERK: Councilman Goode.

17 COUNCILMAN GOODE: Aye.

18 THE CHIEF CLERK: Councilman Kenney.

19 COUNCILMAN KENNEY: Aye.

20 THE CHIEF CLERK: Councilwoman

21 Krajewski.

22 COUNCILWOMAN KRAJEWSKI: Aye.

23 THE CHIEF CLERK: Councilman Mariano.

24 COUNCILMAN MARIANO: Aye.

25 THE CHIEF CLERK: Councilwoman Miller.

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2 COUNCILWOMAN MILLER: Aye.

3 THE CHIEF CLERK: Councilman Nutter.

4 COUNCILMAN NUTTER: Aye.

5 THE CHIEF CLERK: Councilman O'Neill.

6 COUNCILMAN O'NEILL: Aye.

7 THE CHIEF CLERK: Councilman Ortiz.

8 COUNCILMAN ORTIZ: Aye.

9 THE CHIEF CLERK: Councilwoman
10 Reynolds Brown.

11 COUNCILWOMAN BROWN: Aye.

12 THE CHIEF CLERK: Councilman Rizzo.

13 COUNCILMAN RIZZO: Aye.

14 THE CHIEF CLERK: Councilwoman Tasco.

15 COUNCILWOMAN TASCO: Aye.

16 THE CHIEF CLERK: Council President
17 Verna.

18 COUNCIL PRESIDENT VERNA: Aye.

19 The ayes are 16, the nays are 0. A
20 majority of all Members of Council having voted in
21 the affirmative, the Bill passes.

22 COUNCILWOMAN VERNA: The last Bill to be
23 called for consideration Bill No. 000682.

24 THE CHIEF CLERK: An ordinance providing
25 for the civil liability for violation of certain

1 05/15/03 - STATED - 2ND READING & FINAL PASSAGE
2 provisions of the Pennsylvania Motor Vehicle Code
3 relating to obedience to steady red light signals
4 and stopping at an intersection or crossing and
5 establishing an administrative system for
6 adjudicating liability in connection with such
7 violations, all under certain terms and conditions.

8 COUNCIL PRESIDENT VERNA: This Bill
9 having been read on two different days, the question
10 now is shall the Bill pass finally?

11 The Clerk will please call the roll --
12 I'm sorry. One moment, please.

13 The Chair recognizes Councilman Cohen.

14 COUNCILMAN COHEN: Thank you, Madam
15 President. I rise to speak in opposition to this
16 Bill, although I do commend my colleagues for having
17 amended it to give us a second crack if ever there
18 is effort to expand this program. Before, the State
19 had the authority to expand the program, but City
20 Council, following my objections, did put in a
21 safeguard saying that before the program can be
22 expanded from its original nine locations, City
23 Council will consider it. And at that time, we will
24 have some basis for experience.

25 My opposition to the Bill is not based

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2 on a lack of knowledge about the dangers that exist
3 in the running of red lights. What I'm concerned
4 about is more and more there is Big Brother present
5 watching us and that there is going to be sooner or
6 later the technology to take the pictures of the
7 drivers and you're going to find that people are
8 complaining bitterly about mistakes that are made.
9 The government is very bad at making mistake. They
10 make them all the time, because as we talked in the
11 wage tax problem, government does not seem to be at
12 all interested in the welfare of the average
13 citizen. And who's going to suffer? The
14 overwhelming number are going to be poor working
15 people who need their cars for driving. They're
16 going to get letter. They're not going to know they
17 were ever at the street corner.

18 It's a Bill aimed at compelling a family
19 to have a parent testify against a child when the
20 parent says, "I didn't drive the car." And they'll
21 say, "Do you have any child that drives the car?"

22 "Oh, yes, my 18-year-old son."

23 And that's going to frighten parents.
24 Nobody wants to get their kids in trouble.

25 Why the City doesn't use common sense

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2 and apply a strong educational program which it says
3 its going to do now in connection with this Bill,
4 why don't they do it without the threat of hundred
5 dollar fines?

6 I think this is an effort to raise money
7 either for the City or the State. It's not clear
8 which because we don't know where the money is
9 going, whether the money's going to be kept by the
10 State which took over the Parking Authority, in my
11 judgment, illegally. And that court fight is still
12 pending. Or the money will go to the City. And the
13 Parking Authority is well known for using a lot of
14 money to dump it into the ground. Witness Eighth
15 and Market where the Parking Authority has built a
16 very expensive garage. It's in the process of
17 building it. For what? For nothing. Because
18 Disney Land did not occur. We don't need the waste
19 of that kind of money digging holes. I'm why sure
20 the Parking Authority ought to be anything more.
21 Why don't they do something about the exorbitant
22 parking rates in Philadelphia instead of building
23 structure for empty lots.

24 In any event, it's just that I know
25 government cannot be trusted. If you have any

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2 in privacy. And we're told that this act is for our
3 safety, yet it takes away our basic rights. Well,
4 the same way we can't afford to have our basic can
5 rights infringed and, therefore, I say go slow. I
6 think it was good what City Council did to amend
7 this Bill, but I think I'm still very worried to
8 death about improper usage.

9 People who drive -- why the \$100 fine?
10 Why isn't it enough to have the usual fine? Who are
11 they going after? I think they're going after the
12 working poor; that's who they're going after. Give
13 working poor benefits? Oh, no, no. Give working
14 poor fair tax structure? Oh, no, no. But if we
15 can, we'll penalize you and we'll even cause you in
16 your own defense to be threatened with having to
17 give the name of your daughter or your son or maybe
18 your wife, or maybe the wife will be threatened to
19 give the name of the husband as the driver of the
20 car in order to avoid that fine.

21 I think they ought to do away with the
22 fine. I think they ought to have a great
23 educational program, because it is important to have
24 safety, it is important to have people obey the red
25 light laws. But the way to do it is not with hammer

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2 COUNCILMAN RIZZO: Thank you, Madam
3 President. I'd like to thank my colleagues for
4 their support of this legislation that will save
5 lives and reduce injuries.

6 Thank you, Madam President.

7 COUNCILWOMAN VERNA: Thank you. The
8 Chair recognizes Councilman Nutter.

9 COUNCILMAN NUTTER: Thank you, Madam
10 President. Madam President, I wish to point out
11 today that we have all shared an incredible
12 experience in two different matters. Our colleague
13 Councilman Cohen in own unique style has been able
14 to meld a variety of topics together, all coherent,
15 all cogent, in an incredible fashion. And I'd just
16 like to point out that I met a young man earlier
17 today, he's here with his dad. He came to City
18 Council for a civics lesson. I assured him in the
19 Caucus room that he would not read anything like
20 this in his civics book at school. And what we
21 heard with regard to the discussion on 000682,
22 Councilman Cohen was able to talk about in one Bill
23 the wage tax, the Patriot Act, the War on Iraq,
24 libraries, Big Brother in general, parking garages,
25 family members potentially testifying against other

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2 COUNCILMAN DICICCO: Aye.
3 THE CHIEF CLERK: Councilman Goode.
4 COUNCILMAN GOODE: Aye.
5 THE CHIEF CLERK: Councilman Kenney.
6 COUNCILMAN KENNEY: Aye.
7 THE CHIEF CLERK: Councilwoman
8 Krajewski.
9 COUNCILWOMAN KRAJEWSKI: Aye.
10 THE CHIEF CLERK: Councilman Mariano.
11 COUNCILMAN MARIANO: Aye.
12 THE CHIEF CLERK: Councilwoman Miller.
13 COUNCILWOMAN MILLER: Aye.
14 THE CHIEF CLERK: Councilman Nutter.
15 COUNCILMAN NUTTER: Aye.
16 THE CHIEF CLERK: Councilman O'Neill.
17 COUNCILMAN O'NEILL: Aye.
18 THE CHIEF CLERK: Councilman Ortiz.
19 COUNCILMAN ORTIZ: Aye.
20 THE CHIEF CLERK: Councilwoman
21 Reynolds Brown.
22 COUNCILWOMAN BROWN: Aye.
23 THE CHIEF CLERK: Councilman Rizzo.
24 COUNCILMAN RIZZO: Aye.
25 THE CHIEF CLERK: Councilwoman Tasco.

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2 COUNCILWOMAN TASCO: Aye.

3 THE CHIEF CLERK: Council President
4 Verna.

5 COUNCIL PRESIDENT VERNA: Aye.

6 The ayes are 15, the nays are 1. A
7 majority of all Members of Council having voted in
8 the affirmative, the Bill passes.

9 The Chair recognizes Councilman Nutter
10 for a motion on Resolution 020084.

11 COUNCILMAN NUTTER: Thank you, Madam
12 President. I move that Resolution 020084 be
13 approved.

14 (Duly seconded.)

15 COUNCILWOMAN VERNA: It has been moved
16 and properly seconded that Resolution No. 020084 be
17 adopted. Since Resolution No. 020084 proposes an
18 amendment to the Home Rule Charter --

19 COUNCILMAN NUTTER: Madam President,
20 that was on the hold Calendar. I thought this was a
21 Resolution that went with the earlier Bill.

22 COUNCILWOMAN VERNA: I'm sorry. What is
23 the Resolution?

24 COUNCILMAN NUTTER: The Resolution that
25 was attached to the Board of Pensions and Retirement

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2 Charter change, we actually voted last week.

3 COUNCILWOMAN VERNA: Okay. We don't
4 have another Resolution for you to be approved?

5 COUNCILMAN NUTTER: No. I withdraw the
6 motion, Madam President.

7 COUNCILWOMAN VERNA: Thank you.
8 That concludes Calendar.

9 Are there speeches on the part of the
10 Minority?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: Are there
13 speeches on the part of the Majority?

14 The Chair recognizes Councilwoman Tasco.

15 COUNCILWOMAN TASCO: Madam Chair, I'd
16 just like a very, very brief announcement. We read
17 a Resolution this morning on behalf of the Cherokee
18 Indian Festival. I'd just like to note that this
19 festival will be hosted by the Southeastern Cherokee
20 Confederacy of Pennsylvania at Temple University,
21 Ambler Campus on May 24th, 25th, 26th, 2003; three
22 full days from 10:00 a.m. until dusk. And we ask
23 our colleagues and listening audience and citizens
24 to participate in this wonderful festival. Thank
25 you very much.

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2 COUNCILWOMAN VERNA: Thank you. The
3 Chair recognizes Councilman Cohen.

4 COUNCILMAN COHEN: Thank you, Madam
5 President. I wanted, in reply to Councilman
6 Nutter's comment about lesson, to establish a fact
7 that civic lessons are practical lessons.

8 For example, just a short time ago, I
9 introduced a Resolution which this City Council
10 passed unanimously because they thought it was a
11 good way to quiet me, but Councilmembers had
12 privately said, "What, is Councilman running for
13 Congress? What's he doing dealing with a federal
14 matter?" It involved how the Environmental
15 Protection Administration makes its rules. And what
16 was at issue is something known as a cost benefit
17 factor. Now, government always wants to keep
18 everybody lacking knowledge. Nobody knows what cost
19 benefit factor means. So we don't say anything and
20 government gets away with everything. But cost
21 benefit factor happens to be a technique that the
22 current Republican Administration in Washington uses
23 to decide whether the benefits of an environmental
24 requirement are worth the cost. And how do they
25 figure out the cost? Well, what good will that

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2 protection be for people? How long will they be
3 able to live. And the government said, "Well,
4 senior citizens, they're at the end of their career,
5 therefore, we won't count them as a whole person,
6 we'll only count them as two-thirds of a person. So
7 I introduced a Resolution saying that's wrong. We
8 who are senior citizens demand the right to be
9 considered a whole person, not a partial person. So
10 one of my good colleagues, whom I will not refer to
11 buy name, said "Are you running for federal office?"
12 And I said, "Not at all. I'm running because I
13 don't trust Congress to act sensibly without hearing
14 from the people." Let people in Philadelphia let
15 the Congress know and that will help them come to a
16 correct decision.

17 I want you to know that Philadelphia was
18 one of the few cities that adopted that Resolution
19 and in the course of hearings on whether or not that
20 rule should be changed to eliminate counting a
21 senior citizen as only two-thirds. The federal
22 government exceeding to Philadelphia and I think one
23 other City's request has changed the rule, and
24 senior citizens everywhere, at least for
25 environmental purposes, are now considered as full

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2 people. Therefore, it shows how Congress reacts
3 when people locally show an interest, show an
4 understanding of the issue.

5 So to the young man that Councilman
6 Nutter invited, civics lessons are not academic
7 issues alone. They're very practical and they
8 affect the way we live. And the environment will be
9 improved by the fact that this City Council overcame
10 its view or at least had the strong desire to shut
11 me up and decided that day the best way to do it was
12 to support the Resolution. Thank you very much.
13 For everybody for tolerating this understanding.

14 (Applause.)

15 COUNCILMAN COHEN: The Inquirer
16 incidentally ran the headline yesterday saying that
17 the government has decided to reevaluate senior
18 citizen and treat them as whole persons. I think
19 that's great for all senior citizens. Thank you.

20 COUNCILWOMAN VERNA: Thank you.

21 I think we've been referring to the
22 young student. Perhaps he can stand so we can
23 recognize him.

24 (Applause.)

25 COUNCILWOMAN VERNA: Welcome. I hope

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2 you enjoyed your visit with us.

3 Any there any other speeches on the part
4 of the Majority?

5 (No response.)

6 COUNCIL PRESIDENT Verna: Seeing none,
7 the Chair recognizes Councilwoman Tasco.

8 COUNCILWOMAN TASCO: Thank you, Madam
9 President. I move that Council stand adjourned
10 until Thursday, May 29, 2003, at 10:00 a.m.

11 (Duly seconded.)

12 COUNCILWOMAN Verna: It has been moved
13 properly seconded that Council stand adjourned until
14 Thursday May 29, 2003, at 10:00 a.m.

15 All in favor will say aye.

16 (Aye.)

17 COUNCIL PRESIDENT Verna: Those opposed?

18 (No response.)

19 COUNCIL PRESIDENT Verna: The ayes have
20 it, and Council will be adjourned until Thursday,
21 May 29th.

22 (Council adjourned at 12:05 p.m.)

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

I HEREBY CERTIFY that the foregoing
proceedings of the Council of the City of
Philadelphia of May 15, 2003, were reported fully
and accurately by me, and that this is a correct
transcript of the same.

RE: STATED MEETING

Lisa C. Bradley, RPR
and Notary Public