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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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Room 696, City Hall
Philadelphia, Pennsylvania
Thursday, May 9, 2002
10:15 a.m.

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PRESENT:

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COUNCIL PRESIDENT ANNA C. VERNA

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COUNCILWOMAN JANNIE BLACKWELL
COUNCILWOMAN BLONDELL REYNOLDS BROWN

12

COUNCILMAN DARRELL L. CLARKE
COUNCILMAN DAVID COHEN

13

COUNCILMAN FRANK J. DI CICCIO
COUNCILMAN WILSON W. GOODE, JR.

14

COUNCILMAN JAMES F. KENNEY
COUNCILWOMAN JOAN L. KRAJEWSKI

15

COUNCILMAN W. THACHER LONGSTRETH
COUNCILMAN RICHARD T. MARIANO

16

COUNCILWOMAN DONNA REED MILLER
COUNCILMAN MICHAEL A. NUTTER

17

COUNCILMAN BRIAN J. O'NEILL
COUNCILMAN ANGEL L. ORTIZ

18

COUNCILMAN FRANK RIZZO

19

COUNCILWOMAN MARIAN B. TASCO

20

PATRICIA RAFFERTY, CHIEF CLERK

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1 5/9/02 - STATED - INVOCATION

2 COUNCIL PRESIDENT 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 please come to order. Members will take their
6 seats.

7 To give our invocation this morning, the
8 Chair welcomes Thomas J. Ritter, Pastor of the
9 Second Macedonia Baptist Church. He is here today
10 as the guest of Councilwoman Tasco. All members and
11 guests will please rise.

12 REV. RITTER: With your permission,
13 Madam Chairlady, let me first thank my long-time
14 friend Councilwoman Tasco for inviting me, and thank
15 you and all in City Council to allowing me to come.

16 Let us look to the Lord in prayer. Our
17 God and our father, in your word you reminded us, if
18 my people who are called by my name will humble
19 themselves and pray, turn from their wicked ways and
20 seek my face, then will I hear from heaven and I
21 will heal their land.

22 We ask you, oh, God, to come and heal
23 the land where City Council resides. Heal the land
24 where the Mayor resides. Heal the land where the
25 Governor and the President resides. Heal the land

1 5/9/02 - STATED - INVOCATION

2 in Palestine, in Bosnia, and all over the world.

3 Let the people know that you are present, busy
4 healing the land.

5 As we come, oh, God, we realize that we
6 can do nothing without you. We offer ourselves to
7 you and thank you for this City Council for the
8 sacrifice they make in time and energy resolving the
9 problems of this City. Continue to let them know
10 that you are able to do all things and do all things
11 well. And, oh, God, we pray for each neighborhood
12 in this City. We ask that thou would wipe this City
13 of drugs, crime, and violence. Continue to use this
14 Council to improve the land and bless your people.
15 We ask, oh, God, that you will be with them not only
16 today, but every day. Guide, guard, and direct
17 their footsteps as they work on behalf of the people
18 in obedience to your word in healing the land. We
19 ask it all in the name of him who does all things
20 well, in the name of him who is alpha and omega, in
21 the name of him who is the lilly of the valley, the
22 bright and the morning star, in the name of him, our
23 Lord and Savior Jesus Christ. Amen.

24 THE COURT: The Chair thanks Reverend
25 Ritter for his very inspiring invocation.

1 5/9/02 - STATED - APPROVAL OF JOURNAL

2 (Council at ease.)

3 COUNCIL PRESIDENT Verna: The next order
4 of business is the approval of the Journal of the
5 Meeting of Thursday, May 2, 2002. And the Chair
6 recognizes Councilwoman Blackwell.

7 COUNCILWOMAN BLACKWELL: Thank you,
8 Madam President. I move that the Journal of the
9 Meeting of Thursday, May 2, 2002, stand approved.

10 COUNCIL PRESIDENT Verna: Is there a
11 second?

12 (Duly seconded.)

13 COUNCIL PRESIDENT Verna: It has been
14 moved and properly seconded that the Journal of the
15 Meeting of Thursday, May 2, 2002, stand approved.

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. The motion is carried.

22 The next order of business is requests
23 for leave of absence.

24 The Chair recognizes Councilwoman
25 Blackwell.

1 5/9/02 - STATED - LEAVES OF ABSENCE

2 COUNCILWOMAN BLACKWELL: Thank you,
3 Madam President. There are no requests for leaves
4 of absence today on the part of the majority.

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

7 The Chair recognizes Councilman O'Neill.

8 COUNCILMAN O'NEILL: Madam President, on
9 behalf of the Republicans, there are no requests for
10 leave of absence.

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

13 The Chair will dispense with the regular
14 order of business to recognize the guests and
15 visitors joining us in Chambers this morning. On
16 behalf of all Members of City Council, I welcome you
17 to our Council Session. We appreciate your taking
18 the time to join us as we attend to the legislative
19 affairs of our City. We certainly invite you to
20 come again.

21 At this time the Chair recognizes
22 Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Thank you,
24 Madam President. I would like to welcome first a
25 former committee person in the 46th Ward, my ward,

1 5/9/02 - STATED - WELCOME

2 who's done an excellent job and been a community
3 leader, that's Ms. Jesse Pinkus (ph)who sits there.

4 Jesse, stand up.

5 (Applause.)

6 COUNCILWOMAN BLACKWELL: I would also
7 like to recognize some special visitors from the
8 Philadelphia Job Corps Program who is here with us
9 today. We will be presenting these young men and
10 women after Council with citations for their
11 personal accomplishments and for their volunteer
12 work in putting the finishing touches on the Cobbs
13 Creek Environmental Center. The young men and women
14 are here today with their instructor Mr. Gary
15 St. George and others. And they are Alexandria
16 Ayala, Kanera Pernsley, Kristopher Hardy, William
17 Dickel, William Heath, Ronda Roberts, Samuel Lyons,
18 and Tailley Suboh. Could you stand?

19 COUNCIL PRESIDENT VERA: Could you
20 stand. We'll be more than happy to recognize you.

21 (Applause.)

22 COUNCILWOMAN BLACKWELL: Thank you,
23 Madam President.

24 COUNCIL PRESIDENT VERA: Thank you. We
25 have no presentations today, therefore, the next

1 5/9/02 - STATED - COMMUNICATIONS

2 order of business will be communications.

3 The Chair requests that the
4 Sergeant-at-Arms deliver the messages from the Mayor
5 to the Clerk.

6 The Clerk will please read the messages
7 from the Mayor.

8 THE CLERK: To the President and Members
9 of the Council of the City of Philadelphia, I am
10 pleased to advise you that on May 8, 2002, I signed
11 all of the bills that were passed at its Council
12 Session on April 28, 2002. And I am transmitting
13 herewith for the introduction and consideration of
14 your honorable body a proposed ordinance entitled,
15 an ordinance declaring that it is desirable for the
16 health, safety, and welfare of the people in the
17 area served by the Children's Hospital of
18 Philadelphia to participate in certain renovations,
19 improvement, and expansion projects to such
20 institution buildings and facilities primarily at
21 their campus located 34th Street and Civic Center
22 Boulevard.

23 And an ordinance authorizing the
24 Commission of Public Property to execute and
25 delivery to the Redevelopment Authority for

1 5/9/02 - STATED - COMMUNICATIONS

2 Industrial Development deeds located in the vicinity
3 of American Street and Montgomery Avenue.

4 And an ordinance authorizing the
5 Commissioner of Public Property to execute and
6 deliver to the Philadelphia Authority for Industrial
7 Development a deed located in the vicinity of 19th
8 Street and Allegheny Avenue.

9 And an ordinance authorizing transfers
10 in appropriation for Fiscal Year 2002 within the
11 General Fund from the Department of Revenue Sinking
12 Fund Commission to the Register of Wills and the
13 Sheriff.

14 And an ordinance authorizing transfers
15 in appropriation for Fiscal Year 2002 within the
16 Water Fund from the Department of Revenue to the
17 Department of Revenue.

18 And an ordinance declaring that it is
19 desirable for the health, safety, and welfare of the
20 people in of the area served by Temple University
21 Hospital to undertake a project whereby the
22 authority will finance the cost of the development
23 of construction of a multi-level ambulatory health
24 care building.

25 And an ordinance amending an ordinance

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.
2 approved December 14, 1971, as amended, which
3 approved the redevelopment proposal of the Urban
4 Redevelopment Plan and the relocation plan of the
5 Redevelopment Authority of the City Philadelphia for
6 the redevelopment of the South Central Urban Renewal
7 Area.

8 COUNCIL PRESIDENT VERNA: The messages
9 will be printed in the Journal.

10 The Clerk will please read any other
11 communications in her possession.

12 THE CLERK: That's all I have, Madam
13 President.

14 COUNCIL PRESIDENT VERNA: Thank you.

15 The next order of business is the
16 introduction of bills and resolutions.

17 The Chair recognizes Councilwoman
18 Blackwell for a motion.

19 COUNCILWOMAN BLACKWELL: Thank you,
20 Madam President. I move that the Rules of Council
21 be suspended so as to permit immediate consideration
22 of resolutions at their time of introduction.

23 (Duly seconded.)

24 COUNCIL PRESIDENT VERNA: It has been
25 moved and properly seconded that the Rules of

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 Council be suspended so as permit immediate
3 consideration of resolutions at the time of
4 introduction.

5 All in favor of the motion will indicate
6 by saying aye.

7 (Aye.)

8 COUNCIL PRESIDENT Verna: Those opposed?

9 (No response.)

10 COUNCIL PRESIDENT Verna: The ayes have
11 it, and the motion carries.

12 The Chair recognizes Councilman Kenney.

13 COUNCILMAN KENNEY: Thank you, Madam
14 President. I have no bills or resolutions today.

15 COUNCIL PRESIDENT Verna: Thank you.

16 The Chair recognizes Councilwoman
17 Blackwell.

18 COUNCILWOMAN BLACKWELL: Thank you,
19 Madam President. This morning I introduce two
20 privileged resolutions, both cosponsored by all
21 Members of Council and one introduced by myself and
22 Councilman DiCicco.

23 COUNCIL PRESIDENT Verna: Councilwoman
24 Blackwell, don't you have one for me?

25 COUNCILWOMAN BLACKWELL: I'm so sorry,

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 Madam President. You're only the president. I have
3 a third resolution that I introduce on your behalf.

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

6 THE CLERK: A resolution authorizing the
7 Commissioner of Public Property to execute and
8 deliver to the Redevelopment Authority of the City
9 deeds located in the 30th and 36th Wards of the City
10 of Philadelphia.

11 COUNCIL PRESIDENT VERNA: The Chair
12 recognizes Councilwoman Blackwell.

13 COUNCILWOMAN BLACKWELL: Thank you,
14 Madam President. I move for the adoption.

15 COUNCIL PRESIDENT VERNA: Is there a
16 second?

17 (Duly seconded.)

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

20 All in favor will signify by saying aye.

21 (Aye.)

22 COUNCIL PRESIDENT VERNA: Those opposed?

23 (No response.)

24 COUNCIL PRESIDENT VERNA: The ayes have
25 it and the resolution has been adopted.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 The Clerk will please read the title of
3 the second resolution.

4 THE CLERK: A resolution honoring G.
5 Craig Schelter, after serving 34 years in executive
6 leadership positions at both the City Planning
7 Commission and Philadelphia Industrial Development
8 Corporation and wishing him well in his new
9 endeavors.

10 COUNCIL PRESIDENT VERNA: The Chair
11 recognizes Councilwoman Blackwell.

12 COUNCILWOMAN BLACKWELL: Madam
13 President, I move for the adoption of the
14 resolution.

15 (Duly seconded.)

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

19 All in favor will signify by saying aye.

20 (Aye.)

21 COUNCIL PRESIDENT VERNA: Those opposed?

22 (No response.)

23 COUNCIL PRESIDENT VERNA: The ayes have
24 it and the motion carries.

25 The Clerk will please read the next

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.
2 resolution.

3 THE CLERK: A resolution honoring Mr.
4 Charles L. Blocksa.

5 COUNCIL PRESIDENT VERNA: The Chair
6 recognizes Councilwoman Blackwell.

7 COUNCILWOMAN BLACKWELL: Madam
8 President, I move for the adoption.

9 (Duly seconded.)

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

13 All in favor will signify by saying aye.

14 (Aye.)

15 COUNCIL PRESIDENT VERNA: Those opposed?

16 (No response.)

17 COUNCIL PRESIDENT VERNA: The ayes have
18 it and the motion carries.

19 The Chair recognizes Councilman Cohen.

20 COUNCILMAN COHEN: Madam President, I
21 offer one bill.

22 COUNCIL PRESIDENT VERNA: The Clerk will
23 please read the title of the bill.

24 THE CLERK: An ordinance amending
25 Chapter 19-1500 of the Philadelphia Code entitled,

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 "Wage and Net Profits Tax," by decreasing in stages
3 the rates of the tax imposed upon certain low income
4 persons, all under certain terms and conditions.

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

7 The Chair recognizes Councilwoman
8 Krajewski.

9 COUNCILWOMAN KRAJEWSKI: Madam
10 President, I have no bills or resolutions.

11 COUNCIL PRESIDENT VERNA: Thank you.

12 The Chair recognizes Councilman Mariano.

13 COUNCILMAN MARIANO: Madam President, I
14 have two bills and two resolutions.

15 COUNCIL PRESIDENT VERNA: Thank you.

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

18 THE CLERK: An ordinance amending title
19 4 of the Philadelphia Code, the Philadelphia
20 Building Construction and Occupancy Code, by
21 amending exempt PM-304.0 entitled "Exterior
22 Structure" and by amending Section PM-307 entitled
23 "Unsafe and Unfit Structures and Equipment," by
24 adding provisions relating to the maintenance and
25 inspection of piers and other waterfront structures,

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 all under certain terms and conditions.

3 COUNCIL PRESIDENT VERNA: This bill will
4 be referred the appropriate committee.

5 THE CLERK: And an ordinance authorizing
6 transfers in appropriation for Fiscal Year 2003
7 within the General Fund from certain and all City
8 offices, departments, boards, and commission to
9 certain and all City offices, departments, boards,
10 and commission.

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

13 THE CLERK: And a resolution authorizing
14 the Director of Commerce on behalf of the City of
15 Philadelphia to file an application and, if the
16 application is accepted, to execute a contract to
17 obtain a grant from the Department of Community and
18 Economic Development, the Commonwealth of
19 Pennsylvania under the Act of April 12, 1956.

20 COUNCIL PRESIDENT VERNA: The Chair
21 recognizes Councilman Mariano.

22 COUNCILMAN MARIANO: Move for the
23 adoption of the resolution.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It has been

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 moved and seconded that the resolution be adopted.

3 All in favor will signify by saying aye.

4 (Aye.)

5 COUNCIL PRESIDENT Verna: Those opposed?

6 (No response.)

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

9 The Clerk will please read the second
10 resolution.

11 THE CLERK: A resolution requesting that
12 the Army Corps of Engineers continue the proposed
13 \$311 million deepening project for the Delaware
14 River.

15 COUNCIL PRESIDENT Verna: The Chair
16 recognizes Councilman Cohen.

17 COUNCILMAN COHEN: I move that this be
18 sent to the appropriate committee.

19 COUNCIL PRESIDENT Verna: The Chair
20 recognizes Councilman Mariano.

21 COUNCILMAN MARIANO: Madam President, I
22 want a roll call vote on this. I did a little
23 history lesson, and since this Council came back in
24 the year '00, we've done this 23 times for important
25 things such as the School District PFT contracts,

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 Temple graduate student bargaining -- what I'm
3 talking about is resolutions without going to
4 committee. If we could do a roll call and have a
5 voice vote and then we can get through with this.

6 The Governor and the State House and the
7 State Senate did proposals for this dredging this
8 week. It looks like the State House and the Senate
9 passed similar resolutions this week and the
10 Governor came out and supported this yesterday.

11 This is a big economic boom for the
12 citizens of Philadelphia. By the time we get around
13 to hearings, we have literally missed the boat, for
14 lack of better words.

15 Move for the adoption of the resolution.

16 (Duly seconded.)

17 COUNCILMAN COHEN: Madam President.

18 COUNCIL PRESIDENT Verna: The Chair
19 recognizes Councilman Cohen.

20 COUNCILMAN COHEN: It may be an economic
21 boom, but I don't know for whom it is because the
22 governors of New Jersey and Delaware are opposed to
23 this. The congressmen from those areas opposed to
24 it. There are questions about the environment.
25 There's a serious amount of dioxin and other

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 dangerous chemicals in the Delaware River which if
3 dredged up may very well influence the drinking
4 water. Half of the water we drink in Philadelphia
5 comes from the Delaware River.

6 This project has been around since 1992.
7 It is extremely controversial. Oil companies that
8 are supposed to be the major beneficiaries of the
9 dredging have refused to even commit to having what
10 they call their laterals, their side connections and
11 their docks changed in order to accommodate the
12 boats that theoretically would be able to land at
13 the docks and their laterals if the river dredging
14 was continued and completed. The General Accounting
15 Office, not known for any political views at all,
16 has condemned this as being economically infeasible.

17 If there's money around, I suggest a
18 great piece of it would be for our schools and not
19 to add five feet to the Delaware River in a way
20 which would hurt our economy and would hurt the
21 environment.

22 In any event, whether what Councilman
23 Mariano says would be supported by the facts or
24 whether what I say would be supported the facts,
25 let's bring the facts out into the open and then

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 let's make a knowledgeable, informed decision one
3 way or the other. That's the time for a roll call.
4 Now is the time for serious consideration of a
5 matter that has raised so many dissenting points of
6 view. I, therefore, ask that the motion to send
7 this to the appropriate committee be sustained by my
8 colleagues. Thank you.

9 COUNCIL PRESIDENT VERNA: The Chair
10 recognizes Councilman Nutter. Councilman Nutter,
11 did you want to be recognized?

12 COUNCILMAN NUTTER: No, not on this
13 issue, Madam President. It was for introduction.

14 COUNCIL PRESIDENT VERNA: The Chair
15 recognizes Councilwoman Tasco.

16 COUNCILWOMAN TASCO: Thank you, Madam.
17 President. I have an appreciation for Councilman
18 Mariano's effort to try and be helpful to the
19 unions, but I do agree with Councilman Cohen that we
20 need to have hearings on it. And it doesn't take
21 that long to generate a hearing. This has been
22 ongoing for months, and I don't think anything's
23 going to happen in the next two or three weeks. So
24 I would call to send this resolution to the
25 committee.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 COUNCIL PRESIDENT Verna: Thank you.

3 The Chair recognizes Councilwoman Blackwell.

4 COUNCILWOMAN BLACKWELL: Thank you,

5 Madam President. Point of clarification. The

6 Council already voted for Councilman Mariano's

7 resolution, so technically what is the --

8 COUNCIL PRESIDENT Verna: We haven't

9 voted on the resolution.

10 COUNCILWOMAN BLACKWELL: We voted on one

11 for Councilman Mariano and then you called on

12 Councilman Cohen.

13 COUNCIL PRESIDENT Verna: No, we never

14 cast a vote. It was introduced and he was

15 recognized, but we never cast a vote.

16 COUNCILWOMAN BLACKWELL: Thank you.

17 COUNCIL PRESIDENT Verna: The Chair

18 recognizes Councilman Ortiz.

19 COUNCILMAN ORTIZ: Madam Chair, enough

20 people are on the other side of this issue, the

21 Delaware River Keepers, the Clean Water Action

22 Committee, the Sietra Club, other committees and

23 groups that care for the environment, enough of them

24 that I believe a hearing exploring the issue might

25 be necessary and illustrative and educational. We

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.
2 have no power actually to order anyone on this
3 issue, but we do have the power to be able to
4 educate the people of Philadelphia as to the issue
5 and the economic worthiness of this issue. It
6 doesn't do any harm to have a hearing. And I
7 believe that at this time, it's almost imperative
8 that people do begin to voice their opinions to
9 their congressmen and senators. Corzine and
10 Toricelli in New Jersey are against it. The
11 Governor of Delaware is against it. And other
12 individuals are voicing the voice of opposition for
13 us to be able to just have a hearing in this
14 Council. I believe that a little bit of knowledge
15 does no one any harm. Thank you.

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

18 COUNCILMAN GOODE: Thank you, Madam
19 President. Councilman Mariano called for a roll
20 call vote. I'm assuming that he feels that Members
21 of this Council voting on a non-binding resolution
22 can make up their minds. Members who are not
23 comfortable with that vote, then they can state
24 that. But those members who are comfortable voting
25 can vote aye or no.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 COUNCIL PRESIDENT VERNA: Thank you.

3 The Chair recognizes Councilman Mariano.

4 COUNCILMAN MARIANO: Madam President, I
5 want to call for the roll call vote on my motion,
6 but not Councilman Cohen's. And I'm not sure which
7 one is on the floor.

8 COUNCIL PRESIDENT VERNA: Councilman
9 Rizzo. Did you want to be recognized?

10 COUNCILMAN RIZZO: I don't want to
11 repeat what Councilman Goode said. If somebody
12 thinks that we need to have a hearing, somebody can
13 introduce a new resolution next week and we can have
14 a hearing. But today I think out of courtesy to
15 Councilman Mariano that he's asked for a roll call
16 vote, let's do the roll call vote and get on with
17 business here.

18 COUNCIL PRESIDENT VERNA: Councilman
19 Mariano, if you make your motion and it's seconded,
20 we will have a roll call vote.

21 COUNCILMAN MARIANO: This is on my bill,
22 right? My motion, not David's.

23 COUNCILMAN COHEN: Madam President, the
24 procedure requires a vote on the motion to refer to
25 a committee. That takes precedence over the

25 COUNCIL PRESIDENT VERNA: I did not hear

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 it.

3 COUNCILMAN MARIANO: In that case, I
4 call for previous question on mine.

5 Excuse me, Councilman Nutter.

6 COUNCILMAN NUTTER: I'm just trying to
7 clarification from the Chair. I am not in this
8 debate. I just want a clarification from the Chair
9 on the order of the motions and which motion takes
10 precedence over the other motion.

11 COUNCILMAN MARIANO: Well, mine was
12 seconded so I call for a roll call.

13 COUNCIL PRESIDENT VERNA: So that
14 everybody understands what we're doing --

15 COUNCILMAN COHEN: It's clear to me a
16 motion to refer to committee clearly takes
17 precedence. But if you want to get the advice of
18 parliamentarian, do so.

19 (Pause.)

20 COUNCILMAN MARIANO: Madam President --

21 COUNCIL PRESIDENT VERNA: We are now
22 going to consider the approval of Councilman
23 Mariano's resolution. I know that Councilman Cohen
24 did make a motion. I did not hear a second on that
25 motion either. Did anyone second that? I didn't

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 hear it.

3 COUNCILMAN ORTIZ: I did.

4 COUNCIL PRESIDENT VERNA: And I would
5 like to inform my colleagues, please, that you must
6 press the button for anybody to hear you.

7 We will now have a roll call vote --

8 Yes, the Chair recognizes Councilman
9 Kenney.

10 COUNCILMAN KENNEY: I'm sorry to have to
11 ask this question because it's becoming increasing
12 more confusing as we go along. I know last week the
13 resolution was circulated and I know there's a
14 motion on the floor to approve it this week. Has
15 that been circulated again?

16 COUNCIL PRESIDENT VERNA: Yes, it has.

17 COUNCILMAN KENNEY: You're circulating
18 it now. Where was it circulated?

19 COUNCILMAN MARIANO: It was circulated
20 in the Caucus Room.

21 COUNCILMAN KENNEY: I read it last week,
22 but I must be getting old.

23 COUNCIL PRESIDENT VERNA: Councilman
24 Nutter, you wish to be recognized?

25 COUNCILMAN NUTTER: I was just waiting

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 for the ruling with regard to order. Which motion
3 is taking precedent and which motion are we voting
4 on?

5 COUNCIL PRESIDENT VERNA: Councilman
6 Mariano made a motion. I am told it was seconded --

7 COUNCILMAN NUTTER: It was. I heard it.

8 COUNCIL PRESIDENT VERNA: -- by
9 Councilwoman Krajewski, which we did not hear.
10 Councilman Cohen made a motion. I do not believe
11 that that was seconded.

12 COUNCILMAN NUTTER: It was recently
13 seconded.

14 COUNCILMAN COHEN: It was seconded or it
15 wouldn't be before us now.

16 COUNCIL PRESIDENT VERNA: Councilman
17 Cohen, I can't hear a word you're saying. Please
18 speak into the mike.

19 COUNCILMAN COHEN: I'm saying my motion
20 was seconded immediately. It was seconded or
21 otherwise it wouldn't be before us.

22 COUNCILMAN NUTTER: It was seconded, but
23 Mariano's motion was first.

24 COUNCILMAN COHEN: But you determine
25 order of priority in action based on the order in

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 which motions are made. Certain motions have
3 priority over other motions.

4 COUNCILMAN NUTTER: You are absolutely
5 right, Councilman. It is not crystal clear that
6 either these motions has precedence over the other.
7 And if they are equal, then the first one made goes
8 first.

9 COUNCILMAN COHEN: No, that never
10 determines the order of priority. What determines
11 the order of priority is the substance of the
12 motion. And when there is a motion made, a motion
13 to commit the issue to committee for consideration
14 takes priority over the basic motion. It is the ABC
15 of parliamentary procedure. It is not a complex
16 issue at all.

17 COUNCILMAN NUTTER: I understand that,
18 Councilman. I think there is apparently a dispute
19 as to whether the motion to refer to committee takes
20 precedence over the motion to pass. There are other
21 motions that take precedence over the motion to
22 approve the resolution. It is not crystal clear
23 that your motion is that type of motion.

24 COUNCILMAN COHEN: Well, it is.

25 COUNCIL PRESIDENT VERNA: Councilman

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 Cohen, our legal staff is telling me that the first
3 motion was made by Councilman Mariano and seconded.
4 Therefore, we would have to consider his motion.
5 Now, if you disagree with the legal staff --

6 COUNCILMAN COHEN: They're wrong.

7 COUNCIL PRESIDENT VERNA: Councilman
8 Goode, I just noticed your light is on. Did you
9 want to be recognized?

10 COUNCILMAN GOODE: Very briefly. I
11 think there are conflicting motions. Whatever we
12 vote on, I think we have to make a decision what
13 we're voting in a clear sense.

14 Secondly, in terms of the question of
15 whether one motion takes priority over the other, I
16 think approving a resolution is stronger than
17 approving the consideration for hearings.

18 COUNCIL PRESIDENT VERNA: Councilwoman
19 Tasco, did you want to be recognized? Your light
20 was on.

21 COUNCILWOMAN TASCO: No.

22 COUNCIL PRESIDENT VERNA: Councilman
23 Mariano, your light is on.

24 COUNCILMAN MARIANO: I just want to call
25 it. I just want to get this over with. It's 20

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 minutes longer than it should be.

3 COUNCILMAN COHEN: Madam President, I
4 move to table Councilman Mariano's motion.

5 COUNCILWOMAN TASCIO: Madam President,
6 there's a motion of the floor.

7 (Duly seconded.)

8 COUNCILMAN COHEN: That clearly takes
9 precedence I think even in this body.

10 COUNCILMAN MARIANO: There's already a
11 motion on the floor that's been duly seconded. I
12 call for the roll call.

13 COUNCILMAN COHEN: Well, that's the
14 reason you move to table something. You don't move
15 to table an empty table.

16 COUNCILMAN MARIANO: You can't table it
17 after it's been seconded. Then you would table
18 everything that was going to be defeated,
19 Councilman. Anything that would be defeated I would
20 table that I didn't like. So you got to go with
21 what's duly seconded. The prime sponsor of the
22 resolution has --

23 COUNCIL PRESIDENT VERNA: Councilman
24 Mariano, I am being told that a motion to table
25 takes precedence.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 It has been moved and seconded this be
3 tabled.

4 All in favor?

5 COUNCILMAN MARIANO: Roll call for the
6 table motion. I call for a roll call. We're going
7 to get to it anyhow.

8 COUNCIL PRESIDENT VERNA: The Clerk will
9 please call the roll.

10 Now, so that everybody is very clear on
11 what we're doing, there's a motion on the floor to
12 table consideration of Councilman Mariano
13 resolution.

14 Please call the roll.

15 THE CLERK: Councilwoman Blackwell.

16 COUNCILWOMAN BLACKWELL: No.

17 THE CLERK: Councilman Clarke.

18 COUNCILMAN CLARKE: No.

19 THE CLERK: Councilman Cohen.

20 COUNCILMAN COHEN: Aye.

21 THE CLERK: Councilman DiCicco.

22 COUNCILMAN DI CICCIO: No.

23 THE CLERK: Councilman Goode.

24 COUNCILMAN GOODE: No.

25 THE CLERK: Councilman Kenney.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.
2 COUNCILMAN KENNEY: Aye.
3 THE CLERK: Councilwoman Krajewski.
4 COUNCILWOMAN KRAJEWSKI: No.
5 THE CLERK: Councilman Longstreth.
6 COUNCILMAN LONGSTRETH: No.
7 THE CLERK: Councilman Mariano.
8 COUNCILMAN MARIANO: No.
9 THE CLERK: Councilwoman Miller.
10 COUNCILWOMAN MILLER: No.
11 THE CLERK: Councilman Nutter.
12 COUNCILMAN NUTTER: No.
13 THE CLERK: Councilman O'Neill.
14 COUNCILMAN O'NEILL: No.
15 THE CLERK: Councilman Ortiz.
16 COUNCILMAN ORTIZ: Yes.
17 THE CLERK: Councilwoman Reynolds-Brown.
18 COUNCILWOMAN REYNOLDS-BROWN: No.
19 THE CLERK: Councilman Rizzo.
20 COUNCILMAN RIZZO: No.
21 THE CLERK: Councilwoman Tasco.
22 COUNCILWOMAN TASCO: No.
23 THE CLERK: Council President Verna.
24 COUNCIL PRESIDENT VERNA: No.
25 We have 3 ayes, 14 the nays. The

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 motion does not pass.

3 We will now consider Councilman
4 Mariano's resolution.

5 Councilman, would you make a motion now
6 to consider your resolution?

7 COUNCILMAN MARIANO: I make a motion for
8 a roll call vote on my resolution.

9 COUNCIL PRESIDENT VERNA: To move for
10 the adoption.

11 COUNCILMAN MARIANO: I move for the
12 adoption of the resolution.

13 (Duly seconded.)

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

16 Councilman Cohen, your light is on. Do
17 you want to be recognized?

18 COUNCILMAN COHEN: I wish to be heard on
19 the main motion. Right now the project is dead.
20 Two of the three states that are involved, New
21 Jersey and Delaware, are dead set opposed to this
22 motion. The only one for this motion that I know of
23 is Governor Schweiker and Councilman Mariano. Why
24 they want to spend the money in enlarging the
25 Delaware River and deepening the Delaware River by

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.
2 five feet -- it's going to involve hundreds of
3 millions of dollars. It's been so expensive that
4 despite the fact that the original decision was made
5 in 1992, 10 years ago, to increase the depth of the
6 Delaware River, the project has been stalled by
7 economic and environmental considerations. And the
8 Budget Office of the United States Congress -- the
9 General Accounting Office rather has ruled that the
10 matter is not economically feasible. We're dealing
11 with a mystic object which will never see reality
12 because it's so foolish. And I hate to see this
13 Council make a decision which is going to be the
14 laughing stock of environmentalists throughout the
15 country which shows that we have no regard for
16 money, that despite the fact that our schools are
17 desperately in need of replacement -- we don't have
18 any money for that, we can't cure lead poison, but
19 by God, we can stir up the Delaware River and begin
20 to develop all kinds of impurities that threaten the
21 health of Philadelphians. If this is an old
22 fashioned WPA project, Works Project Administration,
23 let's say it's a false project aimed at creating
24 false jobs. Then let's deal with that issue. But
25 to say that it's going to help our economy or be a

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 progressive step forward in economic development is
3 shear nonsense. That's the reason why it's urgent
4 in order to pass this resolution in Philadelphia for
5 us to foreclose any opportunity to having a hearing
6 because hearings, unfortunately, bring out facts.
7 And on the facts, this project is a sure loser
8 because it hurts everybody. It hurts the economy,
9 it hurts the health.

10 I, therefore, urge my colleagues to vote
11 no on this resolution. Thank you.

12 COUNCIL PRESIDENT VERNA: Thank you.

13 The Clerk will please call the roll.

14 THE CLERK: Councilwoman Blackwell.

15 COUNCILWOMAN BLACKWELL: Aye.

16 THE CLERK: Councilman Clarke.

17 COUNCILMAN CLARKE: Aye.

18 THE CLERK: Councilman Cohen.

19 COUNCILMAN COHEN: No.

20 THE CLERK: Councilman DiCicco.

21 COUNCILMAN DI CICC0: Aye.

22 THE CLERK: Councilman Goode.

23 COUNCILMAN GOODE: Aye.

24 THE CLERK: Councilman Kenney.

25 COUNCILMAN KENNEY: Aye.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.
2 THE CLERK: Councilwoman Krajewski.
3 COUNCILWOMAN KRAJEWSKI: Aye.
4 THE CLERK: Councilman Longstreth.
5 COUNCILMAN LONGSTRETH: Aye.
6 THE CLERK: Councilman Mariano.
7 COUNCILMAN MARIANO: Aye.
8 THE CLERK: Councilwoman Miller.
9 COUNCILWOMAN MILLER: Aye.
10 THE CLERK: Councilman Nutter.
11 COUNCILMAN NUTTER: Aye.
12 THE CLERK: Councilman O'Neill.
13 COUNCILMAN O'NEILL: Aye.
14 THE CLERK: Councilman Ortiz.
15 COUNCILMAN ORTIZ: Nay.
16 THE CLERK: Councilwoman Reynolds-Brown.
17 COUNCILWOMAN REYNOLDS-BROWN: Aye.
18 THE CLERK: Councilman Rizzo.
19 COUNCILMAN RIZZO: Aye.
20 THE CLERK: Councilwoman Tasco.
21 COUNCILWOMAN TASCO: No.
22 THE CLERK: Council President Verna.
23 COUNCIL PRESIDENT VERNA: Aye.
24 The ayes are 14, the nays are 3. The
25 resolution has been adopted.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 The Chair recognizes Councilwoman Tasco.

3 COUNCILWOMAN TASCO: I have one
4 resolution, Madam President.

5 COUNCIL PRESIDENT Verna: Thank you.

6 The Clerk will please read the title of
7 the resolution.

8 THE CLERK: A resolution honoring the
9 Philadelphia Alumnae Chapter of the Delta Sigma,
10 Theta sorority.

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 COUNCIL PRESIDENT Verna: It has been
17 moved 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 The ayes have it the resolution has been adopted.

22 The Chair recognizes Councilwoman
23 Miller.

24 COUNCILWOMAN MILLER: Thank you, Madam
25 President. I offer one bill.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

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

4 THE CLERK: An ordinance authorizing the
5 Commissioner of Public Property to execute and
6 deliver to the Philadelphia Authority for Industrial
7 Development without consideration a deed located in
8 the vicinity of 19th Street and Allegheny Avenue.

9 COUNCIL PRESIDENT Verna: This bill will
10 be referred the appropriate committee.

11 The Chair recognizes Councilman Nutter.

12 COUNCILMAN NUTTER: Thank you, Madam
13 President. I offer one bill, 3 resolutions, the
14 second of which is on your behalf, Councilwoman
15 Blackwell, Councilwoman Reynolds-Brown, and
16 Councilman Ortiz.

17 COUNCIL PRESIDENT Verna: Thank you.
18 The Clerk will please read the title of the bill.

19 THE CLERK: An ordinance amending title
20 4 of the Philadelphia Code by requiring that special
21 certificates of inspection must be issued in
22 connection with structures in use group E, the
23 Educational Youth Group, on an annual basis in order
24 for such structures to be occupied establishing
25 certain reporting requirements regarding the

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 inspections.

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

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

7 THE CLERK: A resolution mourning the
8 death and honoring the memory Honorably Harvey N.
9 Schmidt.

10 COUNCIL PRESIDENT Verna: The Chair
11 recognizes Councilman Nutter.

12 COUNCILMAN NUTTER: Thank you, Madam
13 President. I move the adoption of this resolution
14 by a standing vote.

15 COUNCIL PRESIDENT Verna: All those
16 standing will be voting in favor of the resolution.

17 (All Councilmembers stand.)

18 COUNCIL PRESIDENT Verna: The resolution
19 has been adopted.

20 The Clerk will please read the title of
21 the second resolution.

22 THE CLERK: A resolution honoring Arline
23 Jolles Lotman.

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

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 COUNCILMAN NUTTER: Thank you, Madam
3 President. I move the adoption of the resolution.
4 (Duly seconded.)

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

7 All in favor will say aye.
8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those opposed?
10 (No response.)

11 COUNCIL PRESIDENT VERNA: The ayes have
12 it. The resolution has been adopted.

13 The Clerk will please read the third
14 resolution.

15 THE CLERK: A resolution authorizing the
16 Commissioner of Public Property to execute and
17 deliver to the Redevelopment Authority of the City
18 deeds located in 21st and 44th Wards of the City of
19 Philadelphia.

20 COUNCIL PRESIDENT VERNA: The Chair
21 recognizes Councilman Nutter.

22 COUNCILMAN NUTTER: Madam President, I
23 move the adoption of the resolution.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It has been

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 moved and properly seconded that the resolution be
3 adopted. All in favor will say aye.

4 (Aye.)

5 COUNCIL PRESIDENT Verna: Those opposed?

6 (No response.)

7 COUNCIL PRESIDENT Verna: The ayes have
8 it and the resolution has been adopted.

9 The Chair recognizes Councilwoman Brown.

10 COUNCILWOMAN BROWN: Thank you, Madam
11 President. I have no bills or resolutions.

12 COUNCIL PRESIDENT Verna: Thank you.

13 The Chair recognizes Councilman Good.

14 COUNCILMAN GOODE: Thank you, Madam
15 President. I have no bills or resolution.

16 COUNCIL PRESIDENT Verna: The Chair
17 recognizes Councilman Ortiz.

18 COUNCILMAN ORTIZ: Thank you, madam
19 President. No bills or resolutions today.

20 COUNCIL PRESIDENT Verna: Thank you.

21 The Chair recognizes Councilman DiCicco.

22 COUNCILMAN DICICCO: Thank you, Madam
23 President. I offer two bills and one resolution.

24 We just got a bill up from the Mayor's Office
25 recently. Originally I had told you one bill and

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 one resolution. We just received an additional
3 bill.

4 COUNCIL PRESIDENT VERNA: Thank you.

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

7 THE CLERK: An ordinance authorizing the
8 Commissioner of Public Property on behalf of the
9 City of Philadelphia to enter into a lease with
10 Bainbridge Properties, a Pennsylvania Limited
11 Liability Company to lease from Bainbridge
12 Properties a certain parcel of ground located at
13 1211-13 Bainbridge Street.

14 COUNCIL PRESIDENT VERNA: The bill will
15 be referred the appropriate committee.

16 The Clerk will please read the title of
17 the second bill.

18 THE CLERK: And an ordinance amending an
19 ordinance approved December 14, 1971, as amended,
20 which approved the Redevelopment Proposal, the Urban
21 Renewal Plan, and the Relocation Plan of the
22 Redevelopment Authority for the redevelopment of the
23 South Central Urban Renewal Area.

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

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

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

4 THE CLERK: A resolution authorizing the
5 Commissioner of Public Property to execute and
6 deliver to the Redevelopment Authority of the City
7 deeds located in the 1st, 5th, 31st and 39th Wards
8 of the City of Philadelphia.

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

11 COUNCILMAN DICICCO: Move for the
12 adoption of the resolution.

13 (Duly seconded.)

14 COUNCIL PRESIDENT Verna: It has been
15 moved and properly seconded that the resolution be
16 adopted. 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 O'Neill.

23 COUNCILMAN O'NEILL: Madam President, I
24 offer one bill and one resolution on behalf of
25 myself and Councilwoman Joan Krajewski.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 COUNCIL PRESIDENT VERNA: Thank you.

3 The Clerk will please read the title of the bill.

4 THE CLERK: An ordinance authorizing the
5 Commissioner of Public Property on behalf of the
6 City to enter into a further amendment to a lease
7 between the City and Far Northeast Senior Citizens.

8 COUNCIL PRESIDENT VERNA: The bill will
9 be referred the appropriate committee.

10 THE CLERK: And a resolution honoring
11 Bill Fox, Jr.

12 COUNCIL PRESIDENT VERNA: The Chair
13 recognizes Councilman O'Neill.

14 COUNCILMAN O'NEILL: Move for the
15 adoption.

16 (Duly seconded.)

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

20 All in favor will say aye.

21 (Aye.)

22 COUNCIL PRESIDENT VERNA: Those opposed?

23 (No response.)

24 COUNCIL PRESIDENT VERNA: The ayes have
25 it and the motion carries.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 The Chair recognizes Councilman Clarke.

3 COUNCILMAN CLARKE: Thank you, Madam
4 President. I have two bills, one cosponsored by
5 Councilman Mariano and myself.

6 COUNCIL PRESIDENT VERNA: Thank you.

7 The Clerk will please read the title of
8 the first bill.

9 THE CLERK: An ordinance amending an
10 ordinance approved December 15, 1969, as amended,
11 which approved the Redevelopment Proposal, the Urban
12 Renewal Plan, and the Relocation Plan of the
13 Redevelopment Authority of the City of Philadelphia
14 for the redevelopment of the Model Cities Urban
15 Renewal Area.

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

18 THE CLERK: And an ordinance declaring
19 that it is desirable for the health, safety and
20 welfare of the people in the area served by Temple
21 University Hospital in the vicinity 3101 North Broad
22 Street.

23 COUNCIL PRESIDENT VERNA: This bill will
24 be referred to the appropriate committee. The Chair
25 recognizes Councilman Longstreth.

1 5/9/02 - STATED - INTRO. OF BILLS AND RES.

2 COUNCILMAN LONGSTRETH: I have no bills
3 or resolution, Madam President.

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

6 The Chair recognizes Councilman Rizzo.

7 COUNCILMAN RIZZO: No bills or
8 resolutions, Madam President.

9 COUNCIL PRESIDENT Verna: Thank you.

10 The next order of business is reports
11 from committees.

12 The Chair recognizes Councilman Cohen
13 for a report from the Committee on Law and
14 Government.

15 COUNCILMAN COHEN: Thank you, Madam
16 President. The Committee on Law and Government
17 reports one bill with a favorable recommendation.

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

20 THE CLERK: To the President and Members
21 of the Council of the Council President, the
22 Committee on Law and Government to which was
23 referred Bill No. 010719 entitled an ordinance
24 amending Chapter 9-1100 of the Philadelphia Code
25 entitled "Fair Practices," by prohibiting

1 5/9/02 - STATED - REPORTS FROM COMMITTEES
2 discrimination in employment, housing, and public
3 accommodations on the basis of a person's gender
4 identity as defined, all under certain terms and
5 conditions, respectfully reports it has considered
6 and amended the same and returns the attached bill
7 to Council with a favorable recommendation.

8 COUNCIL PRESIDENT VERNA: The Chair
9 recognizes Councilman Cohen.

10 COUNCILMAN COHEN: Madam President, I
11 move that the Rules of Council be suspended so as to
12 permit First Reading this day of Bill No. 010719.

13 (Duly seconded.)

14 COUNCIL PRESIDENT VERNA: It has been
15 moved and properly seconded that the Rules of
16 Council be suspended so as to permit First Reading
17 this day of Bill No. 010719.

18 All in favor will indicate by saying
19 aye.

20 (Aye.)

21 COUNCIL PRESIDENT VERNA: Those opposed?
22 (No response.)

23 COUNCIL PRESIDENT VERNA: The ayes have
24 it, and the bill just read will be placed on today's
25 First Reading Calendar.

1 5/9/02 - STATED - REPORTS FROM COMMITTEES

2 That concludes the reports from
3 committees.

4 Our next order of business is the
5 consideration of the Calendar. The Clerk will
6 please call the bills on the First Reading Calendar
7 to be considered today.

8 THE CLERK: Bill No. 010719, an
9 ordinance amending Chapter 9-1100 of the
10 Philadelphia Code entitled "Fair Practices," by
11 prohibiting discrimination in employment, housing,
12 and public accommodations on the basis of a person's
13 gender identity as defined, all under certain terms
14 and conditions.

15 COUNCIL PRESIDENT VERNA: The Chair
16 agrees. The bill read by the Clerk will be placed
17 on the Second Reading and Final Passage Calendar for
18 our next Session of Council.

19 The Chair now recognizes Councilwoman
20 Blackwell for the purpose of calling bills to be
21 considered on the Second Reading and Final Passage
22 Calendar.

23 COUNCILWOMAN BLACKWELL: Thank you,
24 Madam President. 020147A, 020151, 020164, 010554,
25 020245, 020246, 000547, 020043, 020244, 020245,

1 5/9/02 - STATED - FIRST READING

2 000349, and 020165 are being called up for Second
3 Reading and Final Passage. All other bills are
4 being held.

5 COUNCIL PRESIDENT VERNA: Thank you.

6 The Clerk will please read the title go
7 of the first bill, Bill No. 020147A.

8 THE CLERK: An ordinance establishing a
9 no parking regulation on the 5900 block of North 7th
10 Street.

11 COUNCIL PRESIDENT VERNA: This bill
12 having been read on two different days, the question
13 now is shall the bill pass finally?

14 The Clerk will please call the roll.

15 THE CLERK: Councilwoman Blackwell.

16 COUNCILWOMAN BLACKWELL: Aye.

17 THE CLERK: Councilman Clarke.

18 COUNCILMAN CLARKE: Aye.

19 THE CLERK: Councilman Cohen.

20 COUNCILMAN COHEN: Aye.

21 THE CLERK: Councilman DiCicco.

22 COUNCILMAN DI CICC0: Aye.

23 THE CLERK: Councilman Goode.

24 COUNCILMAN GOODE: Aye.

25 THE CLERK: Councilman Kenney.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 COUNCILMAN KENNEY: Aye.

3 THE CLERK: Councilwoman Krajewski.

4 COUNCILWOMAN KRAJEWSKI: Aye.

5 THE CLERK: Councilman Longstreth.

6 COUNCILMAN LONGSTRETH: Aye.

7 THE CLERK: Councilman Mariano.

8 COUNCILMAN MARIANO: Aye.

9 THE CLERK: Councilwoman Miller.

10 COUNCILWOMAN MILLER: Aye.

11 THE CLERK: Councilman Nutter.

12 COUNCILMAN NUTTER: Aye.

13 THE CLERK: Councilman O'Neill.

14 COUNCILMAN O'NEILL: Aye.

15 THE CLERK: Councilman Ortiz.

16 COUNCILMAN ORTIZ: Aye.

17 THE CLERK: Councilwoman Reynolds-Brown.

18 COUNCILWOMAN REYNOLDS-BROWN: Aye.

19 THE CLERK: Councilman Rizzo.

20 COUNCILMAN RIZZO: Aye.

21 THE CLERK: Councilwoman Tasco.

22 COUNCILWOMAN TASCO: Aye.

23 THE CLERK: Council President Verna.

24 COUNCIL PRESIDENT VERNA: Aye.

25 The ayes are 17, the nays are 0. A

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 majority of all Members of Council having voted in
3 the affirmative, the bill passes.

4 The next bill being called for
5 consideration is Bill No. 020151.

6 THE CLERK: An ordinance amending an
7 ordinance approved January 3, 1992, Bill No. 1205-AA
8 which pursuant to Subsection 9204 of the
9 Philadelphia Code, designates the locations in
10 Center City at which vending is permitted, all under
11 certain terms and conditions.

12 COUNCIL PRESIDENT Verna: This bill
13 having been read on two different days, the question
14 now is shall the bill pass finally?

15 The Clerk will please call the roll.

16 THE CLERK: Councilwoman Blackwell.

17 COUNCILWOMAN BLACKWELL: Aye.

18 THE CLERK: Councilman Clarke.

19 COUNCILMAN CLARKE: Aye.

20 THE CLERK: Councilman Cohen.

21 COUNCILMAN COHEN: Aye.

22 THE CLERK: Councilman DiCicco.

23 COUNCILMAN DI CICCIO: Aye.

24 THE CLERK: Councilman Goode.

25 COUNCILMAN GOODE: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE
2 THE CLERK: Councilman Kenney.
3 COUNCILMAN KENNEY: Aye.
4 THE CLERK: Councilwoman Krajewski.
5 COUNCILWOMAN KRAJEWSKI: Aye.
6 THE CLERK: Councilman Longstreth.
7 COUNCILMAN LONGSTRETH: Aye.
8 THE CLERK: Councilman Mariano.
9 COUNCILMAN MARIANO: Aye.
10 THE CLERK: Councilwoman Miller.
11 COUNCILWOMAN MILLER: Aye.
12 THE CLERK: Councilman Nutter.
13 COUNCILMAN NUTTER: Aye.
14 THE CLERK: Councilman O'Neill.
15 COUNCILMAN O'NEILL: Aye.
16 THE CLERK: Councilman Ortiz.
17 COUNCILMAN ORTIZ: Aye.
18 THE CLERK: Councilwoman Reynolds-Brown.
19 COUNCILWOMAN REYNOLDS-BROWN: Aye.
20 THE CLERK: Councilman Rizzo.
21 COUNCILMAN RIZZO: Aye.
22 THE CLERK: Councilwoman Tasco.
23 COUNCILWOMAN TASCO: Aye.
24 THE CLERK: Council President Verna.
25 COUNCIL PRESIDENT VERNA: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

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

5 The next bill to be called for
6 consideration is Bill No. 020164.

7 THE CLERK: An ordinance amending Title
8 4 of the Philadelphia Code to include provisions for
9 the issuance of a code violation notice in a
10 specific amount to persons who are licensed under
11 this section, all under certain terms and
12 conditions.

13 COUNCIL PRESIDENT VERNA: This bill
14 having been read on two different days, the question
15 now is shall the bill pass finally?

16 The Clerk will please call the roll.

17 THE CLERK: Councilwoman Blackwell.

18 COUNCILWOMAN BLACKWELL: Aye.

19 THE CLERK: Councilman Clarke.

20 COUNCILMAN CLARKE: Aye.

21 THE CLERK: Councilman Cohen.

22 COUNCILMAN COHEN: Aye.

23 THE CLERK: Councilman DiCicco.

24 COUNCILMAN DI CICC0: Aye.

25 THE CLERK: Councilman Goode.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE
2 COUNCILMAN GOODE: Aye.
3 THE CLERK: Councilman Kenney.
4 COUNCILMAN KENNEY: Aye.
5 THE CLERK: Councilwoman Krajewski.
6 COUNCILWOMAN KRAJEWSKI: Aye.
7 THE CLERK: Councilman Longstreth.
8 COUNCILMAN LONGSTRETH: Aye.
9 THE CLERK: Councilman Mariano.
10 COUNCILMAN MARIANO: Aye.
11 THE CLERK: Councilwoman Miller.
12 COUNCILWOMAN MILLER: Aye.
13 THE CLERK: Councilman Nutter.
14 COUNCILMAN NUTTER: Aye.
15 THE CLERK: Councilman O'Neill.
16 COUNCILMAN O'NEILL: Aye.
17 THE CLERK: Councilman Ortiz.
18 COUNCILMAN ORTIZ: Aye.
19 THE CLERK: Councilwoman Reynolds-Brown.
20 COUNCILWOMAN REYNOLDS-BROWN: Aye.
21 THE CLERK: Councilman Rizzo.
22 COUNCILMAN RIZZO: Aye.
23 THE CLERK: Councilwoman Tasco.
24 COUNCILWOMAN TASCO: Aye.
25 THE CLERK: Council President Verna.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 COUNCIL PRESIDENT VERNA: Aye.

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

6 Bill No. 010554 is next to be called.

7 THE CLERK: An ordinance amending
8 Section 21-105 of the Philadelphia Code entitled
9 "Hero Awards," by increasing the amount that may be
10 awarded under that section to family members of fire
11 fighters, police officers, and prosecution
12 detectives killed in the course of performing heroic
13 deeds, all under certain terms and conditions.

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

17 The Clerk will please call the roll.

18 THE CLERK: Councilwoman Blackwell.

19 COUNCILWOMAN BLACKWELL: Aye.

20 THE CLERK: Councilman Clarke.

21 COUNCILMAN CLARKE: Aye.

22 THE CLERK: Councilman Cohen.

23 COUNCILMAN COHEN: Aye.

24 THE CLERK: Councilman DiCicco.

25 COUNCILMAN DI CICC0: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE
2 THE CLERK: Councilman Goode.
3 COUNCILMAN GOODE: Aye.
4 THE CLERK: Councilman Kenney.
5 COUNCILMAN KENNEY: Aye.
6 THE CLERK: Councilwoman Krajewski.
7 COUNCILWOMAN KRAJEWSKI: Aye.
8 THE CLERK: Councilman Longstreth.
9 COUNCILMAN LONGSTRETH: Aye.
10 THE CLERK: Councilman Mariano.
11 COUNCILMAN MARIANO: Aye.
12 THE CLERK: Councilwoman Miller.
13 COUNCILWOMAN MILLER: Aye.
14 THE CLERK: Councilman Nutter.
15 COUNCILMAN NUTTER: Aye.
16 THE CLERK: Councilman O'Neill.
17 COUNCILMAN O'NEILL: Aye.
18 THE CLERK: Councilman Ortiz.
19 COUNCILMAN ORTIZ: Aye.
20 THE CLERK: Councilwoman Reynolds-Brown.
21 COUNCILWOMAN REYNOLDS-BROWN: Aye.
22 THE CLERK: Councilman Rizzo.
23 COUNCILMAN RIZZO: Aye.
24 THE CLERK: Councilwoman Tasco.
25 COUNCILWOMAN TASCO: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Council President Verna.

3 COUNCIL PRESIDENT VERNA: Aye.

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

7 The next bill to be called for
8 consideration is Bill No. 020245.

9 THE CLERK: An ordinance authorizing
10 generally the continued issuance and sale by the
11 City of Philadelphia of the Gas Works revenue notes
12 of the City proscribing the forms of notes and
13 providing for their execution and payment and
14 providing remedies upon default and providing for
15 amendments and modifications.

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

19 The Clerk will please call the roll.

20 THE CLERK: Councilwoman Blackwell.

21 COUNCILWOMAN BLACKWELL: Aye.

22 THE CLERK: Councilman Clarke.

23 COUNCILMAN CLARKE: Aye.

24 THE CLERK: Councilman Cohen.

25 COUNCILMAN COHEN: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilman DiCicco.

3 COUNCILMAN DI CICC0: Aye.

4 THE CLERK: Councilman Goode.

5 COUNCILMAN GOODE: Aye.

6 THE CLERK: Councilman Kenney.

7 COUNCILMAN KENNEY: Aye.

8 THE CLERK: Councilwoman Krajewski.

9 COUNCILWOMAN KRAJEWSKI: Aye.

10 THE CLERK: Councilman Longstreth.

11 COUNCILMAN LONGSTRETH: Aye.

12 THE CLERK: Councilman Mariano.

13 COUNCILMAN MARIANO: Aye.

14 THE CLERK: Councilwoman Miller.

15 COUNCILWOMAN MILLER: Aye.

16 THE CLERK: Councilman Nutter.

17 COUNCILMAN NUTTER: Aye.

18 THE CLERK: Councilman O'Neill.

19 COUNCILMAN O'NEILL: Aye.

20 THE CLERK: Councilman Ortiz.

21 COUNCILMAN ORTIZ: Aye.

22 THE CLERK: Councilwoman Reynolds-Brown.

23 COUNCILWOMAN REYNOLDS-BROWN: Aye.

24 THE CLERK: Councilman Rizzo.

25 COUNCILMAN RIZZ0: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilwoman Tasco.

3 COUNCILWOMAN TASCO: Aye.

4 THE CLERK: Council President Verna.

5 COUNCIL PRESIDENT VERNA: Aye.

6 The ayes are 17, the nays are 0. A
7 majority of all Members of Council having voted in
8 the affirmative, the bill passes.

9 The next bill to be called for
10 consideration is Bill No. 020246.

11 THE CLERK: An ordinance authorizing an
12 amendment of the Philadelphia Facilities Management
13 Corporation agreement to extend the repayment period
14 for temporary financing that the City may provide
15 the Philadelphia Gas Works, under certain terms and
16 conditions.

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

20 The Clerk will please call the roll --

21 I'm sorry. The Chair recognizes
22 Councilman Cohen.

23 COUNCILMAN COHEN: I wonder if
24 Councilwoman Tasco would be good enough to update us
25 a bit on the history of this bill? Could you give

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 us a slight report on that? Why is this required?

3 COUNCIL PRESIDENT Verna: Councilwoman

4 Tasco, it's Bill No. 020246. We just voted on it.

5 It's on bottom of Page 5.

6 COUNCILWOMAN TASC0: What they're doing

7 is changing the terms of the agreement for the \$45

8 million.

9 COUNCILMAN COHEN: Is that because the

10 Public Utility Commission state level has not given

11 the rate increases desired?

12 COUNCILWOMAN TASC0: No, it has to do

13 with the bond rating and Standard and Poors'

14 requirement that we allow them to extend the

15 payments.

16 COUNCILMAN COHEN: And I take it by your

17 introduction it means that the Gas Commission is

18 supporting this action.

19 COUNCILWOMAN TASC0: The Gas Commission

20 supports it.

21 COUNCILMAN COHEN: Very good. Thank

22 you.

23 Thank you, Madam President.

24 COUNCIL PRESIDENT Verna: You're

25 welcome.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilwoman Blackwell.

3 COUNCILWOMAN BLACKWELL: Aye.

4 THE CLERK: Councilman Clarke.

5 COUNCILMAN CLARKE: Aye.

6 THE CLERK: Councilman Cohen.

7 COUNCILMAN COHEN: Aye.

8 THE CLERK: Councilman DiCicco.

9 COUNCILMAN DI CICC0: Aye.

10 THE CLERK: Councilman Goode.

11 COUNCILMAN GOODE: Aye.

12 THE CLERK: Councilman Kenney.

13 COUNCILMAN KENNEY: Aye.

14 THE CLERK: Councilwoman Krajewski.

15 COUNCILWOMAN KRAJEWSKI: Aye.

16 THE CLERK: Councilman Longstreth.

17 COUNCILMAN LONGSTRETH: Aye.

18 THE CLERK: Councilman Mariano.

19 COUNCILMAN MARIANO: Aye.

20 THE CLERK: Councilwoman Miller.

21 COUNCILWOMAN MILLER: Aye.

22 THE CLERK: Councilman Nutter.

23 COUNCILMAN NUTTER: Aye.

24 THE CLERK: Councilman O'Neill.

25 COUNCILMAN O'NEILL: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilman Ortiz.

3 COUNCILMAN ORTIZ: Aye.

4 THE CLERK: Councilwoman Reynolds-Brown.

5 COUNCILWOMAN REYNOLDS-BROWN: Aye.

6 THE CLERK: Councilman Rizzo.

7 COUNCILMAN RIZZO: Aye.

8 THE CLERK: Councilwoman Tasco.

9 COUNCILWOMAN TASCO: Aye.

10 THE CLERK: Council President Verna.

11 COUNCIL PRESIDENT VERNA: Aye.

12 The ayes are 17, the nays are 0. A

13 majority of all Members of Council having voted in

14 the affirmative, the bill passes.

15 Bill No. 000547.

16 THE CLERK: An ordinance regulating the

17 movement of traffic on Chestnut Street and

18 particularly authorizing right turns to be made from

19 Chestnut Street at certain intersections in Center

20 City.

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 CLERK: Councilwoman Blackwell.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 COUNCILWOMAN BLACKWELL: Aye.

3 THE CLERK: Councilman Clarke.

4 COUNCILMAN CLARKE: Aye.

5 THE CLERK: Councilman Cohen.

6 COUNCILMAN COHEN: Aye.

7 THE CLERK: Councilman DiCicco.

8 COUNCILMAN DI CICC0: Aye.

9 THE CLERK: Councilman Goode.

10 COUNCILMAN GOODE: Aye.

11 THE CLERK: Councilman Kenney.

12 COUNCILMAN KENNEY: Aye.

13 THE CLERK: Councilwoman Krajewski.

14 COUNCILWOMAN KRAJEWSKI: Aye.

15 THE CLERK: Councilman Longstreth.

16 COUNCILMAN LONGSTRETH: Aye.

17 THE CLERK: Councilman Mariano.

18 COUNCILMAN MARIANO: Aye.

19 THE CLERK: Councilwoman Miller.

20 COUNCILWOMAN MILLER: Aye.

21 THE CLERK: Councilman Nutter.

22 COUNCILMAN NUTTER: Aye.

23 THE CLERK: Councilman O'Neill.

24 COUNCILMAN O'NEILL: Aye.

25 THE CLERK: Councilman Ortiz.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 COUNCILMAN ORTIZ: Aye.

3 THE CLERK: Councilwoman Reynolds-Brown.

4 COUNCILWOMAN REYNOLDS-BROWN: Aye.

5 THE CLERK: Councilman Rizzo.

6 COUNCILMAN RIZZO: Aye.

7 THE CLERK: Councilwoman Tasco.

8 COUNCILWOMAN TASCO: Aye.

9 THE CLERK: Council President Verna.

10 COUNCIL PRESIDENT VERNA: Aye.

11 The ayes are 17, the nays are 0. A

12 majority of all Members of Council having voted in

13 the affirmative, the bill passes.

14 Bill No. 020043, please.

15 THE CLERK: An ordinance authorizing the

16 paving of Britton Street and Clearview Street, under

17 certain terms and conditions.

18 COUNCIL PRESIDENT VERNA: This bill

19 having been read on two different days, the question

20 now is shall the bill pass finally?

21 The Clerk will please call the roll.

22 THE CLERK: Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Aye.

24 THE CLERK: Councilman Clarke.

25 COUNCILMAN CLARKE: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilman Cohen.

3 COUNCILMAN COHEN: Aye.

4 THE CLERK: Councilman DiCicco.

5 COUNCILMAN DI CICC0: Aye.

6 THE CLERK: Councilman Goode.

7 COUNCILMAN GOODE: Aye.

8 THE CLERK: Councilman Kenney.

9 COUNCILMAN KENNEY: Aye.

10 THE CLERK: Councilwoman Krajewski.

11 COUNCILWOMAN KRAJEWSKI: Aye.

12 THE CLERK: Councilman Longstreth.

13 COUNCILMAN LONGSTRETH: Aye.

14 THE CLERK: Councilman Mariano.

15 COUNCILMAN MARIANO: Aye.

16 THE CLERK: Councilwoman Miller.

17 COUNCILWOMAN MILLER: Aye.

18 THE CLERK: Councilman Nutter.

19 COUNCILMAN NUTTER: Aye.

20 THE CLERK: Councilman O'Neill.

21 COUNCILMAN O'NEILL: Aye.

22 THE CLERK: Councilman Ortiz.

23 COUNCILMAN ORTIZ: Aye.

24 THE CLERK: Councilwoman Reynolds-Brown.

25 COUNCILWOMAN REYNOLDS-BROWN: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilman Rizzo.

3 COUNCILMAN RIZZO: Aye.

4 THE CLERK: Councilwoman Tasco.

5 COUNCILWOMAN TASCO: Aye.

6 THE CLERK: Council President Verna.

7 COUNCIL PRESIDENT VERNA: Aye.

8 The ayes are 17, the nays are 0. A

9 majority of all Members of Council having voted in

10 the affirmative, the bill passes.

11 The next bill to be called for

12 consideration is Bill No. 020244.

13 THE CLERK: An ordinance authorizing the

14 Ralston House, owner of the property 3615 Chestnut

15 Street to construct, own, and maintain underground

16 conduit and pedestrian light post, all under certain

17 terms and conditions.

18 COUNCIL PRESIDENT VERNA: This bill

19 having been read on two different days, the question

20 now is shall the bill pass finally?

21 The Clerk will please call the roll.

22 THE CLERK: Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Aye.

24 THE CLERK: Councilman Clarke.

25 COUNCILMAN CLARKE: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilman Cohen.

3 COUNCILMAN COHEN: Aye.

4 THE CLERK: Councilman DiCicco.

5 COUNCILMAN DI CICC0: Aye.

6 THE CLERK: Councilman Goode.

7 COUNCILMAN GOODE: Aye.

8 THE CLERK: Councilman Kenney.

9 COUNCILMAN KENNEY: Aye.

10 THE CLERK: Councilwoman Krajewski.

11 COUNCILWOMAN KRAJEWSKI: Aye.

12 THE CLERK: Councilman Longstreth.

13 COUNCILMAN LONGSTRETH: Aye.

14 THE CLERK: Councilman Mariano.

15 COUNCILMAN MARIANO: Aye.

16 THE CLERK: Councilwoman Miller.

17 COUNCILWOMAN MILLER: Aye.

18 THE CLERK: Councilman Nutter.

19 COUNCILMAN NUTTER: Aye.

20 THE CLERK: Councilman O'Neill.

21 COUNCILMAN O'NEILL: Aye.

22 THE CLERK: Councilman Ortiz.

23 COUNCILMAN ORTIZ: Aye.

24 THE CLERK: Councilwoman Reynolds-Brown.

25 COUNCILWOMAN REYNOLDS-BROWN: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilman Rizzo.

3 COUNCILMAN RIZZO: Aye.

4 THE CLERK: Councilwoman Tasco.

5 COUNCILWOMAN TASCO: Aye.

6 THE CLERK: Council President Verna.

7 COUNCIL PRESIDENT VERNA: Aye.

8 The ayes are 17, the nays are 0. A

9 majority of all Members of Council having voted in
10 the affirmative, the bill passes.

11 The next bill being called for
12 consideration is Bill No. 020252.

13 THE CLERK: An ordinance authorizing the
14 revision of lines and grades on a portion of City
15 Plan No. 13S by striking from the City Plan and
16 vacating Lawrence Street from Wharton Street to
17 Titan Street, all under certain terms and
18 conditions.

19 COUNCIL PRESIDENT VERNA: This bill
20 having been read on two different days, the question
21 now is shall the bill pass finally?

22 The Clerk will please call the roll.

23 THE CLERK: Councilwoman Blackwell.

24 COUNCILWOMAN BLACKWELL: Aye.

25 THE CLERK: Councilman Clarke.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 COUNCILMAN CLARKE: Aye.

3 THE CLERK: Councilman Cohen.

4 COUNCILMAN COHEN: Aye.

5 THE CLERK: Councilman DiCicco.

6 COUNCILMAN DI CICC0: Aye.

7 THE CLERK: Councilman Goode.

8 COUNCILMAN GOODE: Aye.

9 THE CLERK: Councilman Kenney.

10 COUNCILMAN KENNEY: Aye.

11 THE CLERK: Councilwoman Krajewski.

12 COUNCILWOMAN KRAJEWSKI: Aye.

13 THE CLERK: Councilman Longstreth.

14 COUNCILMAN LONGSTRETH: Aye.

15 THE CLERK: Councilman Mariano.

16 COUNCILMAN MARIANO: Aye.

17 THE CLERK: Councilwoman Miller.

18 COUNCILWOMAN MILLER: Aye.

19 THE CLERK: Councilman Nutter.

20 COUNCILMAN NUTTER: Aye.

21 THE CLERK: Councilman O'Neill.

22 COUNCILMAN O'NEILL: Aye.

23 THE CLERK: Councilman Ortiz.

24 COUNCILMAN ORTIZ: Aye.

25 THE CLERK: Councilwoman Reynolds-Brown.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 COUNCILWOMAN REYNOLDS-BROWN: Aye.

3 THE CLERK: Councilman Rizzo.

4 COUNCILMAN RIZZO: Aye.

5 THE CLERK: Councilwoman Tasco.

6 COUNCILWOMAN TASCO: Aye.

7 THE CLERK: Council President Verna.

8 COUNCIL PRESIDENT VERNA: Aye.

9 The ayes are 17, the nays are 0. A

10 majority of all Members of Council having voted in

11 the affirmative, the bill passes.

12 The next bill to be called for

13 consideration is Bill No. 000349.

14 THE CLERK: An ordinance amending

15 Section 17-107 of the Philadelphia Code entitled

16 "Contractors Labor Management Relationships" by

17 revising the penalties for violation of the

18 prevailing wage ordinance, all under certain terms

19 and conditions.

20 COUNCIL PRESIDENT VERNA: This bill

21 having been read on two different days, the question

22 now is shall the bill pass finally?

23 The Clerk will please call the roll.

24 THE CLERK: Councilwoman Blackwell.

25 COUNCILWOMAN BLACKWELL: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilman Clarke.

3 COUNCILMAN CLARKE: Aye.

4 THE CLERK: Councilman Cohen.

5 COUNCILMAN COHEN: Aye.

6 THE CLERK: Councilman DiCicco.

7 COUNCILMAN DI CICC0: Aye.

8 THE CLERK: Councilman Goode.

9 COUNCILMAN GOODE: Aye.

10 THE CLERK: Councilman Kenney.

11 COUNCILMAN KENNEY: Aye.

12 THE CLERK: Councilwoman Krajewski.

13 COUNCILWOMAN KRAJEWSKI: Aye.

14 THE CLERK: Councilman Longstreth.

15 COUNCILMAN LONGSTRETH: Aye.

16 THE CLERK: Councilman Mariano.

17 COUNCILMAN MARIANO: Aye.

18 THE CLERK: Councilwoman Miller.

19 COUNCILWOMAN MILLER: Aye.

20 THE CLERK: Councilman Nutter.

21 COUNCILMAN NUTTER: Aye.

22 THE CLERK: Councilman O'Neill.

23 COUNCILMAN O'NEILL: Aye.

24 THE CLERK: Councilman Ortiz.

25 COUNCILMAN ORTIZ: Aye.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 THE CLERK: Councilwoman Reynolds-Brown.

3 COUNCILWOMAN REYNOLDS-BROWN: Aye.

4 THE CLERK: Councilman Rizzo.

5 COUNCILMAN RIZZO: Aye.

6 THE CLERK: Councilwoman Tasco.

7 COUNCILWOMAN TASCO: Aye.

8 THE CLERK: Council President Verna.

9 COUNCIL PRESIDENT VERNA: Aye.

10 The ayes are 17, the nays are 0. A

11 majority of all Members of Council having voted in

12 the affirmative, the bill passes.

13 The last bill to be called for

14 consideration is Bill No. 020165.

15 THE CLERK: An ordinance authorizing the

16 Managing Director to enter into an agreement on

17 behalf of the City of Philadelphia with the

18 Commonwealth of Pennsylvania acting through its

19 Department of Public Welfare for the City to

20 administer a managed care program under the name

21 Health Care Choices Behavioral Health, all under

22 certain terms and conditions.

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 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 The Clerk will please call the roll.

3 THE CLERK: Councilwoman Blackwell.

4 COUNCILWOMAN BLACKWELL: Aye.

5 THE CLERK: Councilman Clarke.

6 COUNCILMAN CLARKE: Aye.

7 THE CLERK: Councilman Cohen.

8 COUNCILMAN COHEN: Aye.

9 THE CLERK: Councilman DiCicco.

10 COUNCILMAN DI CICC0: Aye.

11 THE CLERK: Councilman Goode.

12 COUNCILMAN GOODE: Aye.

13 THE CLERK: Councilman Kenney.

14 COUNCILMAN KENNEY: Aye.

15 THE CLERK: Councilwoman Krajewski.

16 COUNCILWOMAN KRAJEWSKI: Aye.

17 THE CLERK: Councilman Longstreth.

18 COUNCILMAN LONGSTRETH: Aye.

19 THE CLERK: Councilman Mariano.

20 COUNCILMAN MARIANO: Aye.

21 THE CLERK: Councilwoman Miller.

22 COUNCILWOMAN MILLER: Aye.

23 THE CLERK: Councilman Nutter.

24 COUNCILMAN NUTTER: Aye.

25 THE CLERK: Councilman O'Neill.

1 5/9/02 - STATED - SECOND READING AND FINAL PASSAGE

2 COUNCILMAN O'NEILL: Aye.

3 THE CLERK: Councilman Ortiz.

4 COUNCILMAN ORTIZ: Aye.

5 THE CLERK: Councilwoman Reynolds-Brown.

6 COUNCILWOMAN REYNOLDS-BROWN: Aye.

7 THE CLERK: Councilman Rizzo.

8 COUNCILMAN RIZZO: Aye.

9 THE CLERK: Councilwoman Tasco.

10 COUNCILWOMAN TASCO: Aye.

11 THE CLERK: Council President Verna.

12 COUNCIL PRESIDENT VERNA: Aye.

13 The ayes are 17, the nays are 0. A

14 majority of all Members of Council having voted in

15 the affirmative, the bill passes.

16 That concludes our Calendar for today.

17 Are there speeches on the part of the

18 minority?

19 Are there speeches on the part of the

20 majority?

21 The Chair recognizes Councilman Ortiz.

22 COUNCILMAN ORTIZ: Thank you, Madam

23 Chair. It's becoming very obvious, Madam President,

24 that we're heading for an incredible diaster come

25 September of this year. The dismantling of the

1 5/9/02 - STATED - SPEECHES

2 public school system continues in its own chaotic
3 pace. You have a School Reform Commission that
4 doesn't seem to know its elbow from its head or
5 where certain pieces of their bodies are at. But
6 obviously they're not thinking very well.

7 Wall Street has passed judgment on the
8 largest contractor with the School Reform
9 Commission, the Edison Company.

10 The other day a report came out, it says
11 Edison schools flunk. It calls the Edison Company
12 involving goof ball business plan, millions in loan
13 to the company brass, millions more inside stock
14 options, hidden panhandling, retread politicians.
15 And the question becomes what are we going to do
16 about this?

17 I've been going to schools during the
18 last few weeks meeting with parents. In fact,
19 Councilman Mariano has joined me in many of those
20 meetings that we have had. In each of those
21 meetings, the parents expressed their despair and
22 their lack of knowledge about what is going to
23 happen to the education of their kids. The teachers
24 and the principals are in the same boat. But the
25 School Reform Commission continues in trying to push

1 5/9/02 - STATED - SPEECHES

2 privatization, Edison, as the stocks go down from a
3 high of 25 to now around \$3 and some-odd cents. It
4 is obvious that this company doesn't have the
5 competence or the capital to be able to engage and
6 manage the schools that they've been given by this
7 Commission.

8 Yesterday there were rallies in front of
9 the School Board, students during the noon hour,
10 teachers after 3 o'clock. The question becomes, are
11 we going to allow this so-called Reform Commission
12 to dismantle the public school system of this City?
13 I don't think we should, and we have to stand up,
14 speak out, bring it to a close if we have to. But
15 let's not permit this catastrophe that is going to
16 happen to come about. It's our kids. It's our
17 kids. And I will keep on talking about this issue
18 every week until people begin to listen that we
19 can't, we cannot allow the dismantling of our public
20 school system. We cannot allow a system of separate
21 and unequal to be established. We cannot allow the
22 system to be given to companies such as Edison to
23 run. We just cannot allow that. And if we want a
24 middle class to come back, we really cannot allow
25 that to happen.

1 5/9/02 - STATED - SPEECHES

2 So, Madam Chair, I know you've written a
3 letter to Mr. Nevels, and I don't think we've gotten
4 a response from him. And that letter was probably
5 written around two weeks ago. We cannot allow these
6 individuals to keep on running our system. If we
7 have to bring it to a halt, I think we may have to
8 bring it to a halt. If we have to bring it to that
9 crisis situation, I think we may have to bring it to
10 that crisis situation.

11 Thank you, Madam President.

12 COUNCIL PRESIDENT Verna: Thank you.

13 The Chair recognizes Councilman Kenney.

14 COUNCILMAN KENNEY: Thank you, Madam
15 President. I didn't have the opportunity earlier to
16 introduce a visiting group. It's Webster Elementary
17 School's Gifted Students Program. It's in
18 Councilmember DiCicco's district. And they're here
19 today with their teacher Mrs. Frado (ph), and I'd
20 like them to stand and be recognized.

21 (Applause.)

22 COUNCILMAN KENNEY: Thank you.

23 COUNCIL PRESIDENT Verna: You're
24 welcome.

25 The Chair recognizes Councilwoman Tasco.

1 5/9/02 - STATED - SPEECHES

2 COUNCILWOMAN TASC0: Thank you, Madam
3 President. While we are recognizing people, I'd
4 like to recognize the 61st member of the 50th Ward
5 Brittany Washington who's been with us. She's out
6 of school today. She helped us run the 50th Ward.
7 Stand up, Brittany.

8 (Applause.)

9 COUNCILWOMAN TASC0: Madam President,
10 I'd just like to say -- and I believe all of our my
11 colleagues will get in their mail today a copy of
12 the Nation's Weekly Newspaper that is published by
13 the National League of Cities. And the leading
14 headline states that the local leaders senator unite
15 to fight predatory lending. And they have joined
16 with Senator Paul Sarbanes, Chairman of the Senate
17 Banking House and Urban Affairs Committee. They had
18 a press conference on May 1st to talk about
19 legislation that Senator Sarbanes has introduced to
20 deal with the whole issue of predatory lending. And
21 I notice in the story that in the legislation it
22 does require counseling and other disclosures that
23 we had included in our bill here in City Council.
24 So I again say to my colleagues, thank you for your
25 noble action on the local predatory lending bill and

1 5/9/02 - STATED - SPEECHES

2 note that what we need is national legislation
3 because predatory lending is moving in every city
4 throughout this country. And while states and
5 cities have taken leadership from our legislation
6 here in Philadelphia and passed bills -- and I
7 notice that New Jersey just passed an anti-predatory
8 lending bill led by my friend Donald Tucker who is a
9 Speaker in New Jersey. Hopefully, Pennsylvania will
10 come around with our new Governor. But we certainly
11 hope that this national legislation is passed, then
12 everybody will be covered throughout the country.

13 Thank you very much.

14 COUNCIL PRESIDENT VERNA: Thank you.

15 The Chair recognizes Councilman Mariano.

16 COUNCILMAN MARIANO: Thank you, Madam
17 President. Just to follow up on Councilman Ortiz's
18 comments on the School Reform Commission. Yesterday
19 a few of us went to the School Reform Commission.
20 Councilman Ortiz was out there early leading the
21 rally and Councilman Rizzo and Councilwoman
22 Blackwell and I went in and the three of us had a
23 chance to speak. It was an interesting experience
24 for me, not having such a stellar career in school.
25 I tried to get in and get out, as usually, much like

1 5/9/02 - STATED - SPEECHES

2 I did in my high school career without being
3 noticed, without getting in trouble and without
4 getting any accolades. But I told the lady in the
5 back, I said, "Look, there's three councilpeople
6 here" -- they were very nice and we got to speak.
7 But I got to tell you, it was almost as exciting as
8 being in a principal's office being 13 years old in
9 junior high school or 14 year old in high school
10 because they were nice to us but I felt that they
11 weren't listening. And they may be the nicest
12 people in the world and they may not be, and it's
13 beyond Personality. My message to them and the
14 other Councilpeople was we feel that we are not
15 getting the information, good, bad, or indifferent,
16 they're not telling us anything to tell our
17 constituency. And I tried to explain to them until
18 the light came on and said your time is up and I
19 just ignored that and just kept speaking that my
20 district is a very unique district, much like all
21 the Council districts. The long and short of it is,
22 there's an avenue called Erie Avenue. On the one
23 side of the Erie Avenue in my district just below
24 Juniata Park miraculously all the schools they have
25 trouble with it. But above Erie Avenue, they never

1 5/9/02 - STATED - SPEECHES

2 have any trouble with schools above Erie Avenue. At

3 least that's what they're telling us. But all the

4 schools that have African-Americans, Latinos, Julio

5 DeBurgos which is a school that's had national

6 acclaim because of the way they teach bilingually.

7 They actually bring you in, teach you algebra in

8 Spanish, then the next half teach you algebra in

9 English. It's just an amazing thing. The Spanish

10 students were teaching the Anglo teachers Spanish

11 while he was teaching them algebra. So that's going

12 to be reconstituted. All the schools, Ludlow, Julio

13 DeBurgos, all those schools are on the radar chart

14 for the School Reform Committee. But nothing a

15 block up from Erie Avenue is on the committee. We

16 have no voice in that Committee. And may be a

17 Johnny-Come-Lately to this thing, but as the summer

18 progresses on, in June we're out of here. In July

19 and August it's going to be awful hot in the streets

20 of the City of Philadelphia. Come September when

21 this train wreck ends, we're going to be standing on

22 the sidelines. So if they don't respond to the

23 Council President's letter and don't respond to

24 three or four Councilmen coming down there, I'm open

25 for suggestions. I don't know what's next. Maybe a

1 5/9/02 - STATED - SPEECHES

2 general strike for the City of Philadelphia. Maybe
3 if all the parents and all the students walk out of
4 school one day at one time. Maybe something like
5 that because they were very nice, but I just had a
6 feeling they have a job to do and their job is to
7 bring the School District where they think it's
8 going to be regardless of what experiments or what
9 they're going to cause to the future of our city and
10 our state and our nation. It's a for-profit thing,
11 and they're thinking about saving money. So at all
12 cost, they're going to save money. So when it comes
13 down to the end of the solution, which is saving
14 money, they're not going to worry about some child
15 with special needs, they're not going to worry about
16 some child with English as a second language.
17 That's the kind of thing that we as a body need to
18 speak up.

19 And I'd like to thank Councilman Cohen
20 and Councilman Ortiz for doing the yeoman's task on
21 this thing because I've been to three or four
22 meetings with Councilman Ortiz and Tim Kearny from
23 Dave Cohen's office, and it's pretty hard. You,
24 now, there's 20 parents showing up at one meeting,
25 the next meeting 150 parents. And we're trying to

1 5/9/02 - STATED - SPEECHES

2 have the meetings where it's convenient for people
3 to come. But if you're a single mother living at
4 8th and Master and you have to watch your children,
5 you can't go down to the School Board at 1 o'clock
6 on a weekday. So I'd like thank everyone for their
7 contribution, especially the Councilman's. Thank
8 you.

9 COUNCIL PRESIDENT VERNA: Thank you.

10 The Chair recognizes Councilwoman
11 Blackwell.

12 COUNCILWOMAN BLACKWELL: Thank you,
13 Madam President. This morning we would also like to
14 note that Ms. Tony Nash (ph) is here. Many of you
15 know her from TV, radio, and media events. She's
16 here. We would ask her to stand up.

17 (Applause.)

18 COUNCILWOMAN BLACKWELL: And we would
19 also note the presence of Ms. Carol Williams Green,
20 who is in fact is the creator of the Environmental
21 Center and the moving force behind it that keeps it
22 going and that does all the great things to make it
23 absolutely one of the greatest facilities in our
24 City. Thank you. And as you know, she is the
25 mother of State Senator of Anthony Williams. Thank

1 5/9/02 - STATED - SPEECHES

2 you.

3 (Applause.)

4 MS. GREEN: I'd like to thank
5 Councilwoman Blackwell because the funds that were
6 available came through Councilwoman Blackwell. We
7 receive State and City funds and limited funds from
8 the William Penn foundation. But without her this
9 facility would not exist.

10 And Councilman Cohen, Councilman
11 Longstreth you may not remember me, but years ago I
12 served on Philadelphia PECO Advisory Council. And
13 at that time you were trying to create an
14 understanding about alternative energy.

15 Councilman Cohen, I hope that in the
16 future you and the City Council will address the
17 environmental issues by bringing young people into
18 your facility to have a debate because I think today
19 our young people heard some very interesting issues
20 about that concern for the environment.

21 And thank you, Councilman, for your
22 speech about the School District. Thank you.

23 (Applause.)

24 COUNCIL PRESIDENT VERNA: The Chair
25 recognizes Councilman Rizzo.

1 5/9/02 - STATED - SPEECHES

2 COUNCILMAN RIZZO: Thank you, Madam
3 President. Madam President, I think it's
4 appropriate to wish all the mothers on City Council
5 a happy Mother's Day, and all mothers. Thank you.

6 (Applause.)

7 COUNCIL PRESIDENT VERNA: Thank you.
8 The Chair recognizes Councilwoman
9 Miller.

10 COUNCILWOMAN MILLER: Thank you, Madam
11 President. I'd just like City Councilmembers to
12 know that I have been in constant contact with the
13 SRC and have requested a briefing time and time
14 again, and I'm still waiting to hear because I do
15 agree with all my colleagues that they are not --
16 there is definitely a communication problem between
17 the SRC and City Councilmembers. So I'm waiting to
18 get a response. Mr. Nevels was out of town last
19 week. I made a couple phone calls, and soon as I
20 hear something, I'll let you know. And if not,
21 maybe we do need to take some aggressive action.
22 Thank you.

23 COUNCIL PRESIDENT VERNA: Thank you.
24 Does anyone else want to be recognized?
25 Seeing none, the Chair recognizes

1 5/9/02 - STATED - SPEECHES

2 Councilwoman Tasco for a motion to adjourn.

3 COUNCILWOMAN TASCO: Thank you, Madam
4 President. I move that Council stand adjourned
5 until Thursday, May 16 at 10:00 a.m.

6 (Duly seconded.)

7 COUNCIL PRESIDENT VERNA: It has been
8 moved and seconded that Council stand adjourned
9 until Thursday, May 16th at 10:00 a.m.

10 All in favor will say aye.

11 (Aye.)

12 COUNCIL PRESIDENT VERNA: Those opposed?

13 (No response.)

14 COUNCIL PRESIDENT VERNA: The ayes have
15 it. Council stands adjourned until Thursday, May
16 16th. Thank you.

17 (Council adjourned at 11:30 a.m.)

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

I HEREBY CERTIFY that the foregoing
proceedings of the Council of the City of
Philadelphia of May 9, 2002, 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