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COUNCIL OF THE CITY OF PHILADELPHIA

3

STATED MEETING

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Room 400, City Hall
Philadelphia, Pennsylvania
Thursday, October 5, 2006
10:20 a.m.

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PRESENT:

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COUNCIL PRESIDENT ANNA C. VERNA

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COUNCILWOMAN JANNIE BLACKWELL

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COUNCILMAN DARRELL L. CLARKE

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COUNCILMAN FRANK DiCICCO

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COUNCILMAN W. WILSON GOODE, JR.

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COUNCILMAN JAMES F. KENNEY

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COUNCILWOMAN JOAN L. KRAJEWSKI

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COUNCILWOMAN DONNA REED MILLER

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COUNCILMAN JUAN RAMOS

19

COUNCILWOMAN BLONDELL REYNOLDS BROWN

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COUNCILMAN FRANK RIZZO

21

COUNCILWOMAN MARIAN B. TASCO

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V A R A L L O Incorporated

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Litigation Support Services

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Eleven Penn Center

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1835 Market Street, Suite 600

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Philadelphia, Pennsylvania 19103

215.561.2220 215.567.2670

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COUNCIL PRESIDENT VERNA: Good morning, everyone. I note that the hour has come and that a quorum of this Council is present. I would ask that Council please come to order. Members will take their seats and visitors will retire to the seats outside the rails.

To give our invocation this morning, the Chair welcomes Reverend Dorethea Lindsay, Pastor of St. Peter Church of God. She is here today as the guest of Councilman Kenney.

I would ask all members and guests to please rise.

(Everyone rises.)

REVEREND LINDSAY: Let us pray.

God, in the name of Jesus, we come to you this morning just as humble as we know how. We thank you for last night's lying down and this morning's early rising.

Now, God, as we go into this session, God, we pray, Lord Jesus, for those men and women that you have put in

1 10/5/06 - STATED - INVOCATION
2 place, God, who are decision-makers, God,
3 who will affect, Lord Jesus, our lives.
4 So, God, we ask, Lord Jesus, that you
5 just guide them, instruct them and direct
6 them.

7 God, we pray, Lord Jesus, for
8 those, Lord Jesus, victims, Lord, that
9 have been affected by gun violence. We
10 ask, Lord Jesus, that you, Lord Jesus,
11 just touch, Lord Jesus, their lives.

12 We pray, Lord Jesus, for the
13 incident that happened in Lancaster, God.
14 God, we ask you to touch those mothers
15 and those fathers, God. And, God, most
16 of all, Lord Jesus, we pray, Lord Jesus,
17 that you will, Lord, instruct the Council
18 men and women, Lord, that they will make
19 decisions, dear God, that will make us be
20 a city that's known nationwide not for
21 violence, God, but for a city of
22 brotherly love, God.

23 God, we pray this prayer in
24 your name and for your sake. Our souls
25 say amen and amen.

1 10/5/06 - STATED - APPROVAL OF JOURNAL

2 COUNCIL PRESIDENT VERNA: Amen.

3 The Chair thanks the Reverend

4 for her very inspiring invocation.

5 Council will be at ease.

6 (Council at ease.)

7 COUNCIL PRESIDENT VERNA: The

8 next order of business is the approval of

9 the Journal of the meeting of Thursday,

10 September 28, 2006, and the Chair

11 recognizes Councilwoman Blackwell.

12 COUNCILWOMAN BLACKWELL: Thank

13 you, Madam President. I move that the

14 Journal of the meeting of Thursday,

15 September 28, 2006 stand approved.

16 (Duly seconded.)

17 COUNCIL PRESIDENT VERNA: It

18 has been moved and properly seconded that

19 the Journal of the meeting of Thursday,

20 September 28, 2006 stand approved.

21 All in favor will please

22 indicate by saying aye.

23 (Aye.)

24 COUNCIL PRESIDENT VERNA: Those

25 opposed?

1 10/5/06 - STATED - LEAVES

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The
4 ayes have it and the Journal of the
5 meeting of Thursday, September 28, 2006
6 is approved.

7 The next order of business is
8 requests for leave of absence, and,
9 again, the Chair recognizes Councilwoman
10 Blackwell.

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

15 COUNCIL PRESIDENT VERNA: The
16 Chair thanks the Councilwoman.

17 The Chair recognizes Councilman
18 Rizzo.

19 COUNCILMAN RIZZO: Madam
20 President, I have a request for leave
21 from Councilman Brian O'Neill and
22 Councilman Jack Kelly.

23 COUNCIL PRESIDENT VERNA: Thank
24 you. Leave will be granted.

25 The Chair at this time

1 10/5/06 - STATED - PRESENTATIONS

2 recognizes Councilman Clarke.

3 COUNCILMAN CLARKE: Thank you,
4 Madam President. Madam President, I'd
5 like to recognize a group of friends and
6 good people today. We have from the
7 Mayor's Office of Community Services the
8 Work Rise Program. I'd like to ask them
9 to be recognized today.

10 COUNCIL PRESIDENT VERNA: If
11 they would stand, we'd like to recognize
12 you. Welcome.

13 (Applause.)

14 COUNCIL PRESIDENT VERNA:
15 Welcome.

16 COUNCILMAN CLARKE: Thank you.

17 COUNCIL PRESIDENT VERNA: The
18 Chair will dispense with its regular
19 order of business to recognize the guests
20 and visitors joining us in Chambers this
21 morning. On behalf of all members of
22 City Council, I welcome you to our
23 Council session. We appreciate your
24 taking the time to join us as we attend
25 to the legislative affairs of our City.

1 10/5/06 - STATED - PRESENTATIONS

2 We certainly invite you to come again.

3 At this time, the Chair
4 recognizes Councilwoman Tasco, who will
5 present a resolution recognizing October
6 7th as Multiple Myeloma Awareness Day.

7 Will Ms. Joan Howell and those
8 accompanying her please join the
9 Councilwoman at the podium.

10 The Chair recognizes
11 Councilwoman Tasco.

12 COUNCILWOMAN TASCO: Thank you.
13 Good morning. This morning it is an
14 honor to give this resolution to this
15 organization, but particularly I'm
16 pleased to welcome Joan Howell, a
17 long-time friend and community activist
18 and resident of the Ninth Councilmanic
19 District, who was instrumental in
20 bringing this organization here today.

21 Today I present this resolution
22 recognizing October 7th as Multiple
23 Myeloma Awareness Day.

24 Whereas, the Multiple Myeloma
25 Research Foundation will be hosting its

1 10/5/06 - STATED - PRESENTATIONS
2 third annual "Race for Research" 5K
3 Walk/Run on Saturday, October 7th at 9:00
4 a.m. at Memorial Hall in Fairmount Park;
5 and

6 Whereas, multiple myeloma is a
7 cancer of the plasma cells in the bone
8 marrow, which help the body to detect and
9 attack foreign substances like toxins,
10 viruses, bacteria and parasites that may
11 have entered one's body; and

12 Whereas, the exact cause of
13 multiple myeloma has not been identified.
14 However, researchers have gained a
15 greater understanding of how specific
16 changes in DNA can cause plasma cells to
17 become more cancerous; and

18 Whereas, a number of risk
19 factors for this disease have been
20 identified, including age and having
21 other plasma cell diseases, and common
22 signs and symptoms of multiple myeloma
23 vary based on the extent of the disease
24 and include bone pain, fatigue, weakness
25 and recurrent infections; and

1 10/5/06 - STATED - PRESENTATIONS

2 Whereas, multiple myeloma may
3 be first detected in routine blood tests.
4 However, additional tests, including bone
5 marrow tests, may be necessary to verify
6 the diagnosis. The treatment and
7 prognosis for the disease depends on
8 various factors, including its stage and
9 the patient's age, and treatment may
10 include bone marrow/stem cell
11 transplantation, chemotherapy and
12 radiation therapy; and

13 Whereas, according to the
14 American Cancer Society, approximately
15 15,980 new cases of multiple myeloma will
16 be diagnosed in the United States in 2005
17 and the disease is the second most common
18 blood cancer and third fastest growing
19 cancer in terms of mortality in people
20 over the age of 65; and

21 Whereas, African-Americans have
22 the highest reported incidence of
23 multiple myeloma and it is one of the top
24 ten leading causes of cancer death over
25 the past three years.

1 10/5/06 - STATED - PRESENTATIONS

2 Now therefore resolved, by the
3 Council of the City of Philadelphia, that
4 we recognize October 7th as Multiple
5 Myeloma Awareness Day.

6 Further resolved, that an
7 engrossed copy of this resolution is
8 presented to representatives of the
9 Multiple Myeloma Research Foundation as
10 an expression of appreciation of this
11 legislative body.

12 Certification that this is a
13 true and correct copy of the original
14 resolution, adopted by the Council of the
15 City of Philadelphia on the 14th day of
16 September 2006. Signed by President
17 Verna, introduced by Marian Tasco and
18 supported by all members of City Council.

19 (Applause.)

20 COUNCIL PRESIDENT VERNA: The
21 Chair recognizes Ms. Howell for remarks.

22 MS. HOWELL: Good morning.

23 COUNCIL PRESIDENT VERNA: Good
24 morning.

25 MS. HOWELL: I would like to

1 10/5/06 - STATED - PRESENTATIONS

2 thank my Councilwoman, Marian Tasco, and
3 Councilmembers for this citation in
4 proclaiming October the 7th as Multiple
5 Myeloma Day. My name is Joan Howell and
6 I have multiple myeloma.

7 When I was first diagnosed in
8 2002, like you, I had never heard of this
9 disease. With the assistance of modern
10 technology, group meetings and doctors, I
11 soon became very knowledgeable. As was
12 stated in the proclamation, a lot of the
13 statistics were read.

14 Standing here with me today to
15 accept this citation is Amy White from
16 the Multiple Myeloma Research Foundation
17 in Norwalk, Connecticut. This foundation
18 was founded in 1998 by Kathy Giusti, a
19 multiple myeloma patient, and her sister.
20 Once she was diagnosed, she realized
21 little was done in research.

22 The Multiple Myeloma Foundation
23 is also known nationwide for its
24 research, races and community awareness
25 programs. This year 11 races were

1 10/5/06 - STATED - PRESENTATIONS
2 scheduled throughout the United States,
3 with a goal to raise \$1.5 million. As of
4 today, \$1.3 million has been raised with
5 five races to go.

6 Thank you, Amy, for a job well
7 done.

8 (Applause.)

9 MS. HOWELL: The Philadelphia
10 Multiple Myeloma Networking Group founded
11 in 1995 meets monthly at the Ralston
12 House. It's an ongoing group for
13 patients and their families in terms of
14 resource. Here representing that group
15 is Marilyn Alexander, our Co-Chair, and
16 other multiple myeloma patients and their
17 families.

18 The Wellness Community located
19 in Fairmount Park, whose mission is to
20 help people affected by cancer to enhance
21 their well-being through participation in
22 programs of emotional support and hope,
23 Jennifer Dorsey, Community-Based Program
24 Director and my monthly group leader, is
25 here to represent the Wellness Community.

1 10/5/06 - STATED - PRESENTATIONS

2 And my greatest supporter is my daughter
3 and my son-in-law, Lisa and Gary
4 Shepherd, along with friends.

5 (Applause.)

6 MS. HOWELL: In closing, I
7 would like to add on to a famous quote.
8 It takes a village to raise a child. It
9 also takes faith, support groups, family
10 and friends to provide the emotional
11 support and research to find a cure in
12 order for one to make this journey.

13 Again, thank you. We extend to
14 all to come out and join us on Saturday
15 at Memorial Hall starting at 9 o'clock as
16 we race for a cure.

17 (Applause.)

18 MS. WHITE: I'm Amy White. I'm
19 the Race Manager from the Multiple
20 Myeloma Research Foundation. We'd like
21 to thank Joan Howell, all of the
22 volunteers, patients, family members and
23 supporters, Sharon Kline, Marilyn
24 Alexander, Toby Rosenberg and everyone
25 who is up here today. None of this could

1 10/5/06 - STATED - PRESENTATIONS

2 be made possible without all of the
3 amazing effort that happens on the
4 volunteer basis in each of the cities
5 that the Multiple Myeloma Research
6 Foundation is working in, and thanks to
7 all of you.

8 (Applause.)

9 COUNCIL PRESIDENT VERNA: Thank
10 you.

11 Council will be at ease.

12 (Council at ease.)

13 COUNCIL PRESIDENT VERNA: The
14 Chair again recognizes Councilwoman
15 Tasco, who will present a resolution
16 declaring October 2006 as Human Relations
17 Month in the City of Philadelphia.

18 Will Mr. Nicholas Taliferro,
19 who is the, I believe, Executive Director
20 of the Philadelphia Commission on Human
21 Relations, and Reverend James S. Allen,
22 Sr., Chairperson of the Philadelphia
23 Commission on Human Relations, please
24 join Councilwoman Tasco at the podium.

25 The Chair recognizes

1 10/5/06 - STATED - PRESENTATIONS

2 Councilwoman Tasco.

3 COUNCILWOMAN TASCO: Good
4 morning, President Verna and members of
5 Council and guests. Reverend Allen just
6 told me that today is his birthday.

7 (Applause.)

8 COUNCIL PRESIDENT VERNA: Happy
9 birthday.

10 COUNCILWOMAN TASCO: He's 26,
11 his 26th birthday.

12 It gives me pleasure to present
13 this resolution on behalf of the
14 President, Anna Verna, declaring October
15 2006 as Human Relations Month in the City
16 of Philadelphia.

17 Whereas, the Philadelphia
18 Commission on Human Relations is the
19 agency of City government which enforces
20 civil rights laws and deals with all
21 matters of intergroup conflict within the
22 City; and

23 Whereas, each year, the
24 Philadelphia Commission on Human
25 Relations coordinates the City's

1 10/5/06 - STATED - PRESENTATIONS

2 observance of Human Relations Month to
3 celebrate diversity; and

4 Whereas, a highlight of Human
5 Relations Month will be the Philadelphia
6 Commission on Human Relations' Human
7 Rights Awards Luncheon, which will be
8 held on Monday, October the 30th, 2006 in
9 the Pennsylvania Convention Center; and

10 Whereas, this year's Human
11 Rights Awards Luncheon will honor
12 individuals and organizations whose
13 extraordinary good deeds and initiatives
14 have made outstanding contributions to
15 the promotion of intergroup harmony and
16 cooperation.

17 Now therefore resolved, by the
18 Council of the City of Philadelphia, that
19 the month of October 2006 be declared
20 Human Relations Month in the City of
21 Philadelphia.

22 Further resolved, that an
23 engrossed copy of this resolution be
24 presented to the Philadelphia Commission
25 on Human Relations as an expression of

1 10/5/06 - STATED - PRESENTATIONS
2 the sincere sentiment of this legislative
3 body.

4 Certification that this is a
5 true and correct copy of the original
6 resolution, adopted by the Council of the
7 City of Philadelphia on the 21st day of
8 September 2006. Introduced by President
9 Anna Verna and sponsored by all members
10 of City Council.

11 (Applause.)

12 COUNCIL PRESIDENT VERNA: The
13 Chair recognizes Reverend Allen for
14 remarks.

15 REVEREND ALLEN: Madam
16 President and members of the Council,
17 human relations is fundamental to all
18 that we do. The framers of the Charter
19 used wisdom when they included the
20 Commission on Human Relations in the
21 Charter. They, as we, feel that if we
22 deal with human relations, we can deal
23 with human rights, and, therefore, we
24 celebrate in Philadelphia our diversity
25 because we believe that because of that

1 10/5/06 - STATED - PRESENTATIONS

2 diversity is what makes us a great city,
3 and with work of the Human Relations
4 Commission, we propose to make it even
5 greater. And we thank you, members of
6 the Council, for recognizing this, and we
7 invite you to join us on the 30th for the
8 celebration of our Human Rights Luncheon.
9 And throughout the month and throughout
10 the year, all of us should be conscious
11 of the critical importance of human
12 relations and, therefore, human rights.

13 Thank you for your concern.

14 (Applause.)

15 COUNCIL PRESIDENT VERNA: The
16 Chair recognizes Mr. Taliferro for
17 remarks.

18 MR. TALIFERRO: Thank you,
19 Madam President, Councilwoman Tasco and
20 to the other esteemed members of this
21 assembly. It's a real privilege to stand
22 before you on behalf of the Commission,
23 the three dozen or so folks who work to
24 make sure that the individual civil
25 rights of every individual citizen are

1 10/5/06 - STATED - PRESENTATIONS

2 protected and guarded.

3 For over a half century, we've
4 kept faith of the City of Philadelphia by
5 serving as guardians of those individual
6 rights and promoting the cause of peace
7 by trying to lead people toward
8 tolerance. But tolerance isn't enough.
9 Tolerance really when you look at it is
10 simply an insipid form of disregard. We
11 must move beyond tolerance toward true
12 acceptance, and then once we have learned
13 how to truly accept one another and
14 embrace one another for our individual
15 and unique selves, we must move to the
16 place where there might be true
17 celebration for who we are as a people
18 and who we are as a commonwealth and as a
19 city.

20 We thank this assembly for this
21 resolution. We invite all of you to be a
22 part of this great cause of promoting
23 human rights, civil rights and, more than
24 anything else, promoting the great cause
25 of peace.

1 10/5/06 - STATED - COMMUNICATIONS

2 God bless you and thank you.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 (Applause.)

6 COUNCIL PRESIDENT VERNA:

7 Council will be at ease.

8 (Council at ease.)

9 COUNCIL PRESIDENT VERNA: The
10 next order of business is communications.
11 The Chair requests that the
12 Sergeant-At-Arms deliver the messages
13 from the Mayor to the Chief Clerk.

14 The Chief Clerk will please
15 read the messages from the Mayor.

16 CHIEF CLERK: To the President
17 and members of the Council of the City of
18 Philadelphia, I am pleased to advise you
19 that today, October 5, 2006, I signed all
20 of the bills that were passed by Council
21 at its session on September 21, 2006; and

22 I am transmitting herewith for
23 the introduction and consideration of
24 your honorable body an ordinance
25 authorizing the Commissioner of Public

1 10/5/06 - STATED - INTRO. OF BILLS

2 Property to execute and deliver to the
3 Philadelphia Authority for Industrial
4 Development a deed located 1015 to 21
5 Mount Vernon Street in the City of
6 Philadelphia.

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

10 I would ask the Chief Clerk to
11 please read any other messages in her
12 possession.

13 CHIEF CLERK: That's all I
14 have, Madam President.

15 COUNCIL PRESIDENT VERNA: Thank
16 you.

17 The next order of business is
18 the introduction of bills and
19 resolutions, and the Chair recognizes
20 Councilwoman Blackwell.

21 COUNCILWOMAN BLACKWELL: Thank
22 you, Madam President. I move that the
23 rules of Council be suspended in order to
24 permit the immediate consideration of
25 resolutions at their time of

1 10/5/06 - STATED - INTRO. OF BILLS

2 introduction.

3 (Duly seconded.)

4 COUNCIL PRESIDENT VERNA: It
5 has been moved and properly seconded that
6 the rules of Council be suspended so as
7 to permit immediate consideration of
8 resolutions at the time of introduction.

9 All in favor of the motion will
10 please say aye.

11 (Aye.)

12 COUNCIL PRESIDENT VERNA: Those
13 opposed?

14 (No response.)

15 COUNCIL PRESIDENT VERNA: The
16 ayes have it and the motion carries.

17 The Chair at this time
18 recognizes Councilman Kenney.

19 COUNCILMAN KENNEY: Thank you,
20 Madam President. I offer four
21 resolutions.

22 COUNCIL PRESIDENT VERNA: Thank
23 you.

24 The Chief Clerk will please
25 read the title of the first resolution.

1 10/5/06 - STATED - INTRO. OF BILLS

2 CHIEF CLERK: A resolution
3 authorizing City Council's joint
4 Committees on Public Safety and
5 Legislative Oversight to hold public
6 hearings to investigate how the City of
7 Philadelphia could handle the recent
8 decrease of paramedics in the City,
9 discuss the scope of possible increases
10 in paramedic units which can be made, the
11 improvements in emergency care those
12 additional units will give and how those
13 units could be distributed within the EMS
14 departments.

15 COUNCIL PRESIDENT VERNA: The
16 Chair recognizes Councilman Kenney.

17 COUNCILMAN KENNEY: I move the
18 adoption of the resolution.

19 (Duly seconded.)

20 COUNCIL PRESIDENT VERNA: It
21 has been moved and seconded that the
22 resolution be adopted, and it will be
23 referred to the appropriate committees.

24 CHIEF CLERK: And a
25 resolution --

1 10/5/06 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: I'm
3 sorry. A vote is required.

4 All in favor?

5 (Aye.)

6 COUNCIL PRESIDENT VERNA: Those
7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT VERNA: As I
10 said, the resolution will be referred to
11 the appropriate committees.

12 The Chief Clerk will please
13 read the second resolution.

14 CHIEF CLERK: A resolution
15 authorizing City Council's joint
16 Committees on Public Safety and
17 Legislative Oversight to hold hearings on
18 whether the City should establish a 311
19 Constituent Contact Center to unburden
20 the current 911 emergency call center and
21 make Philadelphia more responsive to the
22 citizens' concerns.

23 COUNCIL PRESIDENT VERNA: The
24 Chair recognizes Councilman Kenney.

25 COUNCILMAN KENNEY: I move the

1 10/5/06 - STATED - INTRO. OF BILLS

2 adoption of the resolution.

3 (Duly seconded.)

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

7 All in favor will please say
8 aye.

9 (Aye.)

10 COUNCIL PRESIDENT VERNA: Those
11 opposed?

12 (No response.)

13 COUNCIL PRESIDENT VERNA: The
14 ayes have it and the resolution will be
15 referred to the appropriate committees.

16 CHIEF CLERK: And a resolution
17 recognizing November 13th to the 17th,
18 2006 as Retirement Planning Education
19 Week in the City of Philadelphia.

20 COUNCIL PRESIDENT VERNA: The
21 Chair again recognizes Councilman Kenney.

22 COUNCILMAN KENNEY: I move the
23 adoption of the resolution.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 10/5/06 - STATED - INTRO. OF BILLS
2 has been moved and seconded that the
3 resolution be adopted.

4 All in favor will please
5 indicate by saying aye.

6 (Aye.)

7 COUNCIL PRESIDENT VERNA: Those
8 opposed?

9 (No response.)

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

13 CHIEF CLERK: And a resolution
14 honoring the memory of Paul Richardson,
15 renowned organist of the Philadelphia
16 Phillies.

17 COUNCIL PRESIDENT VERNA:
18 Again, the Chair recognizes Councilman
19 Kenney.

20 COUNCILMAN KENNEY: I move the
21 adoption of the resolution.

22 (Duly seconded.)

23 COUNCIL PRESIDENT VERNA: All
24 in favor will say aye.

25 (Aye.)

1 10/5/06 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT Verna: Those
3 opposed?

4 (No response.)

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

8 The Chair recognizes
9 Councilwoman Blackwell.

10 COUNCILWOMAN BLACKWELL: Thank
11 you, Madam President. This morning I
12 have no bills or resolutions.

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

15 The Chair recognizes
16 Councilwoman Krajewski.

17 COUNCILWOMAN KRAJEWSKI: Thank
18 you, Madam President. I have no bills or
19 resolutions.

20 COUNCIL PRESIDENT Verna: Thank
21 you.

22 The Chair recognizes
23 Councilwoman Tasco.

24 COUNCILWOMAN TASCO: Madam
25 President, I offer one bill and one

1 10/5/06 - STATED - INTRO. OF BILLS
2 resolution.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

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

7 CHIEF CLERK: An ordinance to
8 amend the Philadelphia Zoning Maps by
9 changing the zoning designations of
10 certain areas of land located within an
11 area bounded by Tacony Creek, Rising Sun
12 Avenue, Adams Avenue and Bingham Street.

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

16 CHIEF CLERK: And a resolution
17 urging the Congress of the United States
18 and President George W. Bush to reverse
19 the alarming trend of the United States
20 Department of Housing and Urban
21 Development, HUD, dollars from being
22 shifted away from Pennsylvania and
23 negatively impacting on dollars received
24 for affordable housing for families and
25 senior citizens of Philadelphia,

1 10/5/06 - STATED - INTRO. OF BILLS

2 Pennsylvania.

3 COUNCIL PRESIDENT VERNA:

4 Again, the Chair recognizes Councilwoman

5 Tasco.

6 COUNCILWOMAN TASCO: I move for

7 the adoption of the resolution.

8 (Duly seconded.)

9 COUNCIL PRESIDENT VERNA: It

10 has been moved and seconded that the

11 resolution be adopted.

12 All in favor will please say

13 aye.

14 (Aye.)

15 COUNCIL PRESIDENT VERNA: Those

16 opposed?

17 (No response.)

18 COUNCIL PRESIDENT VERNA: The

19 ayes have it and the resolution is

20 adopted.

21 The Chair recognizes

22 Councilwoman Miller.

23 COUNCILWOMAN MILLER: Thank

24 you, Madam President. Today I have three

25 resolutions.

1 10/5/06 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: Thank
3 you.

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

6 CHIEF CLERK: A resolution
7 proclaiming October 2006 as Crime
8 Prevention Month.

9 COUNCIL PRESIDENT VERNA: The
10 Chair recognizes Councilwoman Miller.

11 COUNCILWOMAN MILLER: I move
12 for the adoption.

13 COUNCIL PRESIDENT VERNA: Do I
14 hear a second?

15 (Duly seconded.)

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

19 All in favor will say aye.

20 (Aye.)

21 COUNCIL PRESIDENT VERNA: Those
22 opposed?

23 (No response.)

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

1 10/5/06 - STATED - INTRO. OF BILLS

2 adopted.

3 CHIEF CLERK: And a resolution
4 proclaiming October 2006 as National
5 Breast Cancer Awareness Month.

6 COUNCIL PRESIDENT VERNA: The
7 Chair recognizes Councilwoman Miller.

8 COUNCILWOMAN MILLER: I move
9 for the adoption of the resolution.

10 (Duly seconded.)

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

14 All in favor will indicate by
15 saying aye.

16 (Aye.)

17 COUNCIL PRESIDENT VERNA: Those
18 opposed?

19 (No response.)

20 COUNCIL PRESIDENT VERNA: The
21 ayes have it and the resolution is
22 adopted.

23 CHIEF CLERK: And a resolution
24 authorizing the Commissioner of Public
25 Property to execute and deliver to the

1 10/5/06 - STATED - INTRO. OF BILLS

2 Redevelopment Authority deeds located in
3 the 13th Ward of the City of
4 Philadelphia.

5 COUNCIL PRESIDENT VERNA: The
6 Chair again recognizes Councilwoman
7 Miller.

8 COUNCILWOMAN MILLER: I move
9 for the adoption of the resolution.

10 (Duly seconded.)

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

14 All in favor will indicate by
15 saying aye.

16 (Aye.)

17 COUNCIL PRESIDENT VERNA: Those
18 opposed?

19 (No response.)

20 COUNCIL PRESIDENT VERNA: The
21 ayes have it and the resolution is
22 adopted.

23 The Chair recognizes
24 Councilwoman Brown.

25 COUNCILWOMAN BROWN: Thank you,

1 10/5/06 - STATED - INTRO. OF BILLS

2 Madam President. I offer up two
3 resolutions, and the resolution regarding
4 Bilal Qayyum is co-sponsored by my
5 colleague Councilwoman Donna Reed Miller.

6 COUNCIL PRESIDENT Verna: Thank
7 you.

8 The Chief Clerk will please
9 read the title of the first resolution.

10 CHIEF CLERK: A resolution
11 honoring Mr. Bilal Abdul Qayyum on the
12 occasion of his 60th birthday and for his
13 committed, long-time dedicated service to
14 the City of Philadelphia.

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

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

19 (Duly seconded.)

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

23 All in favor will please say
24 aye.

25 (Aye.)

1 10/5/06 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: Those
3 opposed?

4 (No response.)

5 COUNCIL PRESIDENT VERNA: The
6 ayes have it and the resolution is
7 adopted.

8 CHIEF CLERK: And a resolution
9 honoring Salaiman Khatib of Ramallah,
10 Palestine and Yonatan Shapira of Tel
11 Aviv, Israel in their work for the
12 organization Combatants for Peace.

13 COUNCIL PRESIDENT VERNA: The
14 Chair again recognizes Councilwoman
15 Brown.

16 COUNCILWOMAN BROWN: I move for
17 the adoption, Madam President.

18 (Duly seconded.)

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

22 All in favor will say aye.

23 (Aye.)

24 COUNCIL PRESIDENT VERNA: Those
25 opposed?

1 10/5/06 - STATED - INTRO. OF BILLS

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The
4 ayes have it and the resolution is
5 adopted.

6 The Chair recognizes Councilman
7 Goode.

8 COUNCILMAN GOODE: Thank you,
9 Madam President. I offer no bills or
10 resolutions.

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

13 The Chair recognizes Councilman
14 Ramos.

15 COUNCILMAN RAMOS: Thank you,
16 Madam President. I offer one resolution.

17 COUNCIL PRESIDENT VERNA: The
18 Chief Clerk will please read the title of
19 the resolution.

20 CHIEF CLERK: A resolution
21 supporting Teamsters Local 429 and the 45
22 workers they represent at Arkema
23 manufacturing and research facilities
24 located in Birdsboro/Exeter/Berks County
25 and whose headquarters are located in

1 10/5/06 - STATED - INTRO. OF BILLS

2 downtown Philadelphia, who have been on
3 strike since August 14, 2006 to protest
4 attempts by Arkema to gut the workers'
5 health insurance.

6 COUNCIL PRESIDENT VERNA: The
7 Chair again recognizes Councilman Ramos.

8 COUNCILMAN RAMOS: Thank you,
9 Madam President. I move for the adoption
10 of the resolution.

11 (Duly seconded.)

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

15 All in favor will indicate by
16 saying aye.

17 (Aye.)

18 COUNCIL PRESIDENT VERNA: Those
19 opposed?

20 (No response.)

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

24 The Chair recognizes Councilman
25 DiCicco.

1 10/5/06 - STATED - INTRO. OF BILLS

2 COUNCILMAN DiCICCO: Thank you,
3 Madam President. I offer two bills.

4 COUNCIL PRESIDENT VERNA: Thank
5 you.

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

8 CHIEF CLERK: An ordinance
9 granting permission to Atul Amin and A&J
10 Newsstand Corporation, owner and operator
11 of the newsstand located on the southeast
12 corner of 9th and Market Streets.

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

16 CHIEF CLERK: And an ordinance
17 granting permission to Manu Patel, owner
18 and operator of the newsstand located on
19 the northeast corner of 7th and Market
20 Streets.

21 COUNCIL PRESIDENT VERNA: This
22 bill will be referred to the appropriate
23 committee.

24 The Chair recognizes Councilman
25 Clarke.

1 10/5/06 - STATED - INTRO. OF BILLS

2 COUNCILMAN CLARKE: Thank you,
3 Madam President. I have one bill.

4 COUNCIL PRESIDENT VERNA: Thank
5 you.

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

8 CHIEF CLERK: An ordinance to
9 amend the Philadelphia Zoning Maps by
10 changing the zoning designations of
11 certain areas of land located within an
12 area bounded by Master Street, Second
13 Street, Thompson Street and American
14 Street.

15 COUNCIL PRESIDENT VERNA: The
16 Chair recognizes Councilman Clarke.

17 COUNCILMAN CLARKE: It's an
18 ordinance. It goes to committee.

19 COUNCIL PRESIDENT VERNA: I'm
20 sorry. Oh, it's a bill. I'm sorry. It
21 will be referred to the appropriate
22 committee. Thank you for calling that to
23 my attention.

24 The Chair recognizes Councilman
25 Rizzo.

1 10/5/06 - STATED - INTRO. OF BILLS

2 COUNCILMAN RIZZO: Madam
3 President, I have one resolution today.

4 COUNCIL PRESIDENT VERNA: The
5 Chief Clerk will please read the title of
6 the resolution.

7 CHIEF CLERK: A resolution
8 recognizing, honoring and celebrating
9 Ralph Archbold, also known as
10 Philadelphia's present day Benjamin
11 Franklin, after 25 years of his
12 award-winning, authentic portrayal of the
13 most famous Philadelphian ever, Ben
14 Franklin, and for his many contributions
15 and unending dedication to the City of
16 Philadelphia.

17 COUNCIL PRESIDENT VERNA:
18 Again, the Chair recognizes Councilman
19 Rizzo.

20 COUNCILMAN RIZZO: Madam
21 President, I move for the adoption of
22 this resolution.

23 (Duly seconded.)

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

1 10/5/06 - STATED - 1ST READING

2 resolution be adopted.

3 All in favor will please say

4 aye.

5 (Aye.)

6 COUNCIL PRESIDENT VERNA: Those

7 opposed?

8 (No response.)

9 COUNCIL PRESIDENT VERNA: The

10 ayes have it and the resolution is

11 adopted.

12 As there are no reports from

13 committees, the next order of business

14 will be the consideration of the

15 Calendar. I would ask the Chief Clerk to

16 please read the bills on the First

17 Reading Calendar.

18 CHIEF CLERK: An ordinance

19 amending Chapter 10-600 of The

20 Philadelphia Code, entitled "Public

21 Places - Prohibited Conduct," by

22 prohibiting smoking in public places and

23 in the workplace and providing for

24 penalties, all under certain terms and

25 conditions.

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 COUNCIL PRESIDENT VERNA: Thank
3 you. The Chair agrees.

4 That concludes our First
5 Reading Calendar for today. I would now
6 recognize Councilwoman Blackwell for the
7 purpose of calling up the bills on the
8 Second Reading and Final Passage Calendar
9 to be considered today.

10 COUNCILWOMAN BLACKWELL: Thank
11 you, Madam President. As you said in
12 caucus, it appears that we have no
13 Calendar, even though I'm not clear as to
14 why we don't have one with regard to Bill
15 No. 060580. I would like some discussion
16 on the issue as to why we're not voting
17 on the final bill on our Calendar. I
18 would ask for some discussion. If there
19 was a public hearing granted without a
20 Councilperson, why then are we not
21 having --

22 COUNCIL PRESIDENT VERNA: I
23 think the discussion, Councilwoman, was
24 held in the Caucus Room, and as I was
25 able to determine, most of the

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 Councilmembers present indicated that
3 they felt it should be held.

4 COUNCILWOMAN BLACKWELL: Then I
5 would like to call for a vote on this
6 issue, Madam President.

7 COUNCIL PRESIDENT VERNA: I
8 think that would be -- if that's your
9 desire.

10 COUNCILMAN KENNEY: Point of
11 information. Point of order or point of
12 information.

13 What would we be voting on?
14 Voting on the bill or voting on whether
15 we should vote on the bill?

16 COUNCIL PRESIDENT VERNA:
17 Whether we should vote on the bill. I
18 thought that was all discussed in caucus.

19 COUNCILMAN KENNEY: But at this
20 point now, what the Councilmember
21 suggests, I'm just trying to get
22 clarification.

23 COUNCIL PRESIDENT VERNA: I
24 think Councilwoman Blackwell is asking if
25 the bill should be called up for

1 10/5/06 - STATED - 2ND READING (DISCUSSION)
2 consideration.

3 COUNCILMAN KENNEY: So that
4 would be a motion to move the bill to the
5 floor right now?

6 COUNCILWOMAN BLACKWELL: Madam
7 President, maybe I can clarify my
8 position --

9 COUNCILMAN KENNEY: Thank you.

10 COUNCILWOMAN BLACKWELL: -- and
11 somebody can help to make it clearer for
12 me.

13 It appears that -- because
14 nobody polled me as to whether or not we
15 should vote on bills if there is no
16 Councilperson. It seems to me if at
17 least we granted a hearing when there was
18 no Councilperson and it got to second
19 reading and final passage, what's the
20 difference?

21 I don't know this area.
22 Obviously it's not my district and I
23 don't need to know it, but certainly I
24 would like to know if we are changing our
25 rules now and, if so, under what rules of

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 Council are we changing the rules to say
3 if a bill is on second reading and final
4 passage and it has been discussed that we
5 move it, it seems to me that we moved
6 bills after Councilman Mariano -- after
7 he left here and was incarcerated. We
8 moved his stuff. We moved Councilman
9 Cohen's after he passed. I don't
10 understand what the difference is with
11 regard to this bill. I don't know what
12 the bill does.

13 COUNCIL PRESIDENT VERNA: I
14 think you made a motion and we'll call
15 for the vote.

16 I would ask the Chief Clerk to
17 please call the roll.

18 COUNCILMAN KENNEY: Madam
19 President?

20 COUNCIL PRESIDENT VERNA: Yes.

21 COUNCILMAN KENNEY: I'm still
22 not clear as to if we're voting on the
23 substance of this particular bill, No.
24 060580, or are we voting on a motion to
25 consider the bill?

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 COUNCIL PRESIDENT VERNA: We're
3 voting on a motion.

4 COUNCILWOMAN BLACKWELL: On the
5 question, Madam President, I am happy to
6 say we not vote on this if somebody can
7 just tell me why we're doing it.

8 COUNCIL PRESIDENT VERNA: I
9 think this discussion was held in caucus.

10 COUNCILWOMAN BLACKWELL: But
11 there was no real discussion.

12 COUNCIL PRESIDENT VERNA: And I
13 think it was indicated, Councilwoman,
14 that there was no real urgency on voting
15 this out today. I think it was stated
16 very clearly.

17 COUNCILWOMAN BLACKWELL: Well,
18 let me ask a question. Does it mean if
19 someone is absent, like we have
20 Councilman O'Neill and Councilman Kelly
21 not here, does it mean if a person is
22 absent, does it mean if a person is not
23 in office, under what rules then do we
24 decide we don't vote for legislation?
25 I'd like to understand the rules under

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 which we operate.

3 Everybody and every issue
4 should be given the same rules. The same
5 rule has to follow for everybody. Either
6 we vote for things on second reading and
7 final passage. When Councilman Cohen's
8 staff, when Councilman Mariano's staff
9 said we move it, we moved it. What's the
10 difference? I don't know the issue. I'm
11 talking about the principle.

12 COUNCIL PRESIDENT VERNA: There
13 is a motion.

14 I would ask the Chief Clerk to
15 please call the roll.

16 COUNCILWOMAN BLACKWELL: Madam
17 President, on the question, I would like
18 an explanation as to why we do or don't
19 vote on bills if people are not in
20 Council. Maybe you can ask the technical
21 staff, someone to explain so I understand
22 going forward what the rules are.

23 COUNCIL PRESIDENT VERNA:
24 Councilwoman, as you are aware, within
25 five weeks this particular district will

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 be represented.

3 COUNCILWOMAN BLACKWELL: But,
4 Madam President, the law does not allow
5 you to vote on people who are not in
6 office because you choose them. That's
7 the same reason --

8 COUNCIL PRESIDENT VERNA:
9 Because of what?

10 COUNCILWOMAN BLACKWELL: --
11 Christian Stronghold doesn't have a
12 hearing, because you want to wait for an
13 elected official to come in whom you
14 support. That's not the law, Madam
15 President.

16 COUNCIL PRESIDENT VERNA: That
17 is not my position and you know it.

18 COUNCILWOMAN BLACKWELL:
19 Absolutely it is. Apparently it is. I
20 have asked --

21 COUNCIL PRESIDENT VERNA: We're
22 not going to argue this --

23 COUNCILWOMAN BLACKWELL: -- on
24 the question that the technical staff --

25 COUNCIL PRESIDENT VERNA: We

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 are not going to argue the point.

3 I would ask the Chief Clerk to
4 please call the roll.

5 COUNCILWOMAN BLACKWELL: But I
6 am arguing the point on the question,
7 Madam President.

8 COUNCILMAN KENNEY: Madam
9 President?

10 COUNCIL PRESIDENT VERNA: Yes,
11 Councilman Kenney.

12 COUNCILWOMAN BLACKWELL: On the
13 question, Madam President. I am
14 asking --

15 COUNCIL PRESIDENT VERNA:
16 Councilman Kenney.

17 COUNCILWOMAN BLACKWELL: -- for
18 clarification by the technical staff
19 about the rules under which we operate.
20 Do we vote for bills based on an election
21 that hasn't happened yet or do we vote
22 for the bills in front of us, Madam
23 President? That's a legitimate issue,
24 and I'm asking for a clarification on it.

25 (Applause.)

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 COUNCIL PRESIDENT VERNA: Isn't
3 it the call of the Council --

4 COUNCILMAN KENNEY: Madam
5 President, point of information again.

6 COUNCIL PRESIDENT VERNA: Yes,
7 Councilman Kenney.

8 COUNCILMAN KENNEY: I have not
9 gotten an answer to --

10 COUNCIL PRESIDENT VERNA: I'm
11 sorry, Councilman.

12 COUNCILMAN KENNEY: I've not
13 gotten an answer to the initial question.
14 If the Clerk calls the roll, are we
15 voting for a motion to consider the bill
16 or are we voting on the substance of the
17 bill itself?

18 COUNCILWOMAN BLACKWELL: On the
19 question, Madam President, we haven't
20 gotten that far. We're talking about the
21 rules under which we operate, and as a
22 Councilmember, Majority Leader and
23 Finance Chair, I have a right to a
24 response.

25 COUNCIL PRESIDENT VERNA:

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 Councilwoman, there is nothing in the
3 rules. It's up to the body to do what it
4 is that they prefer to do. Now, I would
5 ask you that we please move on.

6 COUNCILWOMAN BLACKWELL: Madam
7 President, let me say --

8 COUNCIL PRESIDENT VERNA: There
9 is nothing in the rules.

10 COUNCILWOMAN BLACKWELL: Let me
11 say, Madam President --

12 COUNCILMAN KENNEY: Point of
13 order.

14 COUNCILWOMAN BLACKWELL: Let me
15 say, Madam President, this is a sad day
16 in City Council -- don't cut my mike off.

17 It is a sad day in City Council
18 when we vote on elections that haven't
19 happened because we have preferences for
20 Election Day. That is absolutely wrong.
21 How dare we set a negative precedent in
22 this Council? How dare we do that? I'm
23 talking about the principle of voting,
24 the principle that governs our rights in
25 this country to vote on issues before us

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 and our rights as an elected body to
3 represent the people who send us here.

4 COUNCIL PRESIDENT VERNA: Thank
5 you.

6 COUNCILWOMAN BLACKWELL: How
7 dare we hold up legislation based on
8 future elections? How dare we send that
9 message to our constituents that we vote
10 before the vote? That's not legal.
11 That's not proper. That's immoral and it
12 is wrong.

13 COUNCIL PRESIDENT VERNA:
14 Councilman Goode.

15 COUNCILMAN GOODE: Thank you,
16 Madam President. You said that there's
17 nothing in the rules about a member
18 calling up a bill for a final vote.
19 Actually, on Part VII of the rules on
20 Page 15, No. 3, it says, "No bill shall
21 be considered on the Second Reading and
22 Final Passage Calendar unless called up
23 from the Calendar by a member." The
24 question is whether any member can call
25 up a bill or not or whether it has to be

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 the primary sponsor.

3 COUNCIL PRESIDENT VERNA: Yes.

4 I think Councilwoman Blackwell had asked
5 someone from the technical staff to
6 please talk about the rules. So I would
7 ask Rick Auerbach to please approach.

8 MR. AUERBACH: Councilman
9 Goode, my understanding is the rules do
10 provide any Councilmember may call up a
11 bill off the Second Reading Calendar. I
12 believe that would mean any Councilmember
13 is free to do that, and then any other
14 Councilmember would be free to make a
15 motion that the bill not be considered,
16 that it be tabled.

17 As we all know, the standard
18 practice of Council is that these matters
19 are deferred to the caucus where the
20 sponsor of the bill is given the choice
21 whether to call the bill up or not and
22 it's decided in caucus. But technically
23 under the rules you're correct, any one
24 member can call a bill up.

25 COUNCIL PRESIDENT VERNA: Okay.

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 Are there any other questions,
3 Councilwoman, that you would like
4 Mr. Auerbach to address?

5 COUNCILWOMAN BLACKWELL: No.
6 There are none.

7 COUNCIL PRESIDENT VERNA: Okay.
8 So where are we at this point? What is
9 your desire?

10 COUNCILWOMAN BLACKWELL: I
11 prefer to vote on this last bill, Bill
12 No. 060580.

13 COUNCIL PRESIDENT VERNA: So
14 you are asking that the bill be called up
15 for a vote?

16 COUNCILWOMAN BLACKWELL: Yes,
17 ma'am.

18 COUNCIL PRESIDENT VERNA: Okay.
19 I would ask the Chief Clerk to please
20 call the roll.

21 COUNCILWOMAN BLACKWELL: Bill
22 No. 060580, an ordinance to amend the
23 Philadelphia Zoning Maps by changing the
24 zoning designations of certain areas of
25 land --

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 COUNCILMAN KENNEY: I'm sorry.

3 I have another technical question.

4 COUNCIL PRESIDENT VERNA: Yes.

5 COUNCILMAN KENNEY: If we
6 consider this bill now and the bill is
7 voted down, does the bill die?

8 COUNCIL PRESIDENT VERNA: No.

9 MR. AUERBACH: Yes.

10 COUNCILMAN KENNEY: Yes.

11 COUNCIL PRESIDENT VERNA: It
12 does?

13 COUNCILMAN KENNEY: And I don't
14 mean in any way to jump into this
15 controversy, but --

16 COUNCIL PRESIDENT VERNA: I
17 think that would be terrible.

18 COUNCILMAN KENNEY: -- what I'm
19 saying is is that I think maybe a motion
20 to table would be in order to preserve it
21 on the Calendar, because I know there's
22 been a lot of hard work that's gone into
23 getting it where it is and the argument
24 over whether it would be considered now
25 or not is another story, but if it goes

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 down, it's going to have to start all
3 over again.

4 COUNCIL PRESIDENT VERNA: It's
5 going to have to be reintroduced.

6 COUNCILMAN KENNEY: So I make a
7 motion to table, if that's the case.

8 COUNCILMAN DiCICCO: I would
9 second that.

10 COUNCIL PRESIDENT VERNA: It
11 has been moved and seconded that the bill
12 be tabled.

13 COUNCILWOMAN BLACKWELL: Madam
14 President?

15 COUNCIL PRESIDENT VERNA: Yes.

16 COUNCILWOMAN BLACKWELL: On
17 that question, I'd like to interrogate my
18 colleague.

19 COUNCILMAN KENNEY: Me?

20 COUNCILWOMAN BLACKWELL: Yes.

21 COUNCILMAN KENNEY: Okay.

22 COUNCILWOMAN BLACKWELL: I
23 would like to ask why. If you support
24 the bill, why don't you vote for it? If
25 you don't support the bill, why don't you

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 vote against it?

3 COUNCILMAN KENNEY: Because at
4 this point in time, there seems to be
5 some dispute internally as to the method
6 and custom of calling bills up, and
7 rather than --

8 COUNCILWOMAN BLACKWELL: There
9 is no dispute. There are rules that
10 govern our conduct.

11 COUNCILMAN KENNEY: Madam
12 Chair?

13 COUNCILWOMAN BLACKWELL: I am
14 fighting for us to obey the rules and do
15 them in a consistent manner.

16 Madam President, I do not
17 understand why we don't go by the rules
18 that govern us. I don't understand why
19 you didn't give me a public hearing for
20 Christian Stronghold and why my
21 colleague, Joan Krajewski, won't give me
22 a hearing on bills that Councilman
23 Mariano had. I've asked to have
24 temporary signs to allow in poor
25 neighborhoods our right to post signs on

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 poles, on utility poles and street poles.

3 All of the sudden, I can't get a hearing

4 from you and I can't get a hearing from

5 my colleague, Councilwoman Krajewski.

6 What if I decided in the Finance

7 Committee that I could do the same thing?

8 I don't understand what's going

9 on, why we don't work together. I had to

10 wait two weeks -- everything I

11 introduced, I introduced on the 14th.

12 All of the sudden -- maybe it's my day.

13 Maybe you all decide it's Fight Jannie

14 Blackwell Day. I've been here a long

15 time. I'm a big girl. I can handle

16 mine, but I'm saying you're wrong.

17 (Applause.)

18 COUNCILWOMAN BLACKWELL: It's

19 not fair, and let's be consistent in what

20 we do. You vote a bill up if you agree

21 with it. You vote it down if you don't.

22 What's the problem? The problem is, who

23 runs Council and who doesn't.

24 COUNCIL PRESIDENT VERNA: There

25 has been a motion made to table Bill No.

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 060580 and I believe it was seconded.

3 COUNCILWOMAN BLACKWELL: Roll
4 call, ma'am.

5 COUNCIL PRESIDENT VERNA: I
6 believe it was seconded and I would ask
7 the Chief Clerk to please call the roll.

8 CHIEF CLERK: Councilwoman
9 Blackwell.

10 COUNCIL PRESIDENT VERNA: Now,
11 if you vote aye, it's to table. That's
12 clear. An aye is to table.

13 Councilwoman Blackwell.

14 CHIEF CLERK: Councilwoman
15 Blackwell.

16 COUNCILWOMAN BLACKWELL: No.

17 CHIEF CLERK: Councilman
18 Clarke.

19 COUNCILMAN CLARKE: No.

20 CHIEF CLERK: Councilman
21 DiCicco.

22 COUNCILMAN DiCICCO: Aye is to
23 table, right? Aye.

24 CHIEF CLERK: Councilman Goode.

25 COUNCILMAN GOODE: Aye.

1 10/5/06 - STATED - 2ND READING (DISCUSSION)
2 CHIEF CLERK: Councilman
3 Kenney.
4 COUNCILMAN KENNEY: Aye.
5 CHIEF CLERK: Councilwoman
6 Krajewski.
7 COUNCILWOMAN KRAJEWSKI: Aye.
8 CHIEF CLERK: Councilwoman
9 Miller.
10 COUNCILWOMAN MILLER: Aye.
11 CHIEF CLERK: Councilman Ramos.
12 COUNCILMAN RAMOS: Nay.
13 COUNCIL PRESIDENT VERNA: I'm
14 sorry. Was that a nay?
15 COUNCILMAN RAMOS: Nay.
16 COUNCIL PRESIDENT VERNA:
17 Thanks.
18 CHIEF CLERK: Councilwoman
19 Reynolds Brown.
20 COUNCILWOMAN BROWN: No.
21 CHIEF CLERK: Councilman Rizzo.
22 COUNCILMAN RIZZ0: Aye.
23 CHIEF CLERK: Councilwoman
24 Tasco.
25 COUNCILWOMAN TASCO: Aye.

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 CHIEF CLERK: Council President
3 Verna.

4 Council PRESIDENT VERNA: Aye.

5 CHIEF CLERK: The ayes are
6 eight; the nays are four.

7 COUNCIL PRESIDENT VERNA: So
8 that bill is tabled, and that concludes
9 our --

10 COUNCILMAN CLARKE: Madam
11 President?

12 COUNCIL PRESIDENT VERNA: --
13 Final Passage Calendar.

14 I'm sorry. Councilman Clarke.

15 COUNCILMAN CLARKE: Madam
16 President, I just wanted some
17 clarification on Mr. Auerbach's statement
18 about any Councilmember being able to
19 call up a bill for consideration.

20 Is that the language you used,
21 any Councilmember can call up any bill
22 for consideration?

23 MR. AUERBACH: Yes.

24 COUNCILMAN CLARKE: So you're
25 saying that if I have a bill on the

1 10/5/06 - STATED - 2ND READING (DISCUSSION)

2 Calendar, then any other Councilmember
3 can call that bill up for consideration?

4 MR. AUERBACH: As Councilman
5 Goode pointed out, the provision is in
6 the Council rules, Paragraph VII, No. 3,
7 "No bill shall be considered on the
8 Second Reading and Final Passage Calendar
9 unless called up from the Calendar by a
10 member." It does not say the sponsor.
11 It says "a member."

12 COUNCILMAN CLARKE: Okay. I
13 just wanted clarity. Thank you.

14 COUNCILMAN KENNEY: If I could.

15 COUNCIL PRESIDENT VERNA: You
16 might as well stay there, Rick.

17 Councilman Kenney.

18 COUNCILMAN KENNEY: Thank you.
19 On that particular point, does that also
20 mean that the rules would allow me as an
21 At-Large Councilman to call up a bill of
22 a District Councilperson without their
23 consent?

24 MR. AUERBACH: That's correct.

25 COUNCILMAN KENNEY: Thank you.

1 10/5/06 - STATED - SPEECHES

2 COUNCILWOMAN BLACKWELL: That
3 remains for us all in Council now.
4 That's what we've become.

5 COUNCIL PRESIDENT VERNA:
6 Councilman DiCicco.

7 COUNCILMAN DiCICCO: I think I
8 might want to remind everyone when the
9 late Councilman Longstreth introduced a
10 zoning bill in the First Councilmanic
11 District, it seemed that some people in
12 this room were not as concerned about
13 that at that time.

14 COUNCIL PRESIDENT VERNA: Okay.
15 Do we have speeches on the part
16 of the minority?

17 (No response.)

18 COUNCIL PRESIDENT VERNA: Do we
19 have speeches on the part of the
20 majority?

21 The Chair recognizes
22 Councilwoman Blackwell.

23 COUNCILWOMAN BLACKWELL: Thank
24 you, Madam President. I rise on two
25 issues. One is the sad state of affairs

1 10/5/06 - STATED - SPEECHES

2 in City Council when people unelected run
3 our Council Chambers. People elect us
4 within this room and within our City to
5 stand up for those who send us here to
6 make sure that we are entrusted with
7 their right to represent them, and I
8 think it's a sad day in Council when
9 people unelected run the City Council and
10 run it from your seat, Madam Chair. I
11 find it very, very sad and unconscionable
12 that that happens.

13 (Applause.)

14 COUNCIL PRESIDENT VERNA: That
15 is very uncalled for. That is uncalled
16 for.

17 COUNCILWOMAN BLACKWELL: And I
18 think it is unconscionable --

19 COUNCIL PRESIDENT VERNA: That
20 is uncalled for.

21 COUNCILWOMAN BLACKWELL: --
22 we've reached a day in Council where you
23 can't even get public hearings, not even
24 on putting up poles in neighborhoods so
25 that people in poor neighborhoods who

10 The second issue I'd like to
11 speak about is one I speak about every
12 week, and that is the people here who
13 have to take off from work because of
14 housing reorganization. I have a list
15 now of 18 people who are being
16 considered. All of us know that it
17 affects us, affects what housing we can
18 get done. It affects VPRC, Vacant
19 Property Review Committee that is, as
20 well as the Office of Housing and
21 Community Development and Redevelopment
22 Authority.

23 We are looking forward and I've
24 been in communication with the
25 Administration this morning. I'm hoping

1 10/5/06 - STATED - SPEECHES

2 that we can have legislation that would
3 allow, as they've been told, at least one
4 year to be considered so that people do
5 not have to be bumped and do not have to
6 take lower salaries because they're
7 afraid they won't have jobs. As I talk
8 about all the time, I use one case all
9 the time, Ms. McMahon, who has 36 years
10 in, who will be 55 years old in May.
11 I've been promised by everybody in that
12 case and in other similar cases that she
13 would be considered, and she's just been
14 bumped and told she has to work for
15 \$8,000 less, and her birthday is in May.

16 So these are the kind of issues
17 that I'm hoping we can resolve, whether
18 it be transfer legislation. We have to
19 treat people right and be moral people as
20 we make our decisions in this Council and
21 take care of those who live and work in
22 our City and those who live in our
23 districts. As I've said many, many
24 times, these are not strangers. They
25 haven't come here from Texas. These are

1 10/5/06 - STATED - SPEECHES

2 people who live in our neighborhoods, who
3 work hard for us to get all of our
4 projects done and prepared so that we can
5 vote on them on the floor. These are the
6 people who enable us to get rid of
7 neighborhood blight and enable us to
8 build and enhance our neighborhoods so
9 that our folks have a place to live, a
10 decent place to live and new housing and
11 new commercial developments.

12 So I'm asking, please, that the
13 Administration work with us and that all
14 of you be mindful that we have to protect
15 everybody. We have to protect people who
16 work in our City, who live in our City
17 and who have worked so hard for this
18 Council.

19 And, again, I thank you for
20 hearing that, and I would hope that my
21 colleagues would consider and think about
22 this august body that we belong to and
23 realize it is a sacred privilege to serve
24 and hold that as sincerely and realize
25 what a privilege it is and think about

1 10/5/06 - STATED - ADJOURNMENT
2 what our duties are as elected officials.
3 Thank you.
4 COUNCIL PRESIDENT VERNA: Thank
5 you very much.
6 (Applause.)
7 COUNCIL PRESIDENT VERNA: Are
8 there any other speeches on the part of
9 the majority?
10 (No response.)
11 COUNCIL PRESIDENT VERNA:
12 Seeing none, I recognize Councilwoman
13 Tasco for a motion to adjourn.
14 COUNCILWOMAN TASCO: Madam
15 President, I'd like to move that Council
16 stand adjourned until August 19th, 10:00
17 a.m.
18 COUNCIL PRESIDENT VERNA:
19 October.
20 COUNCILWOMAN TASCO: October.
21 (Duly seconded.)
22 COUNCIL PRESIDENT VERNA: It
23 has been moved and seconded that Council
24 stand adjourned until Thursday, October
25 19th at 10:00 a.m.

1 10/5/06 - STATED - ADJOURNMENT
2 All in favor will say aye.
3 (Aye.)
4 COUNCIL PRESIDENT Verna: Those
5 opposed?
6 (No response.)
7 COUNCIL PRESIDENT Verna: The
8 ayes have it and the motion carries.
9 Thank you.
10 (Stated Meeting adjourned at
11 11:20 a.m.)

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CERTIFICATE

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I HEREBY CERTIFY that the

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proceedings, evidence and objections are

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contained fully and accurately in the

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stenographic notes taken by me upon the

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foregoing matter on October 5, 2006, and that

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this is a true and correct transcript of same.

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MICHELE L. MURPHY

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RPR-Notary Public

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