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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 18, 2007
10:10 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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COUNCILWOMAN CAROL ANN CAMPBELL

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COUNCILMAN DARRELL L. CLARKE

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COUNCILMAN FRANK DiCICCO

15

COUNCILMAN W. WILSON GOODE, JR.

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COUNCILMAN WILLIAM GREENLEE

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COUNCILMAN JACK KELLY

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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 BRIAN J. O'NEILL

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COUNCILMAN JUAN RAMOS

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COUNCILWOMAN BLONDELL REYNOLDS BROWN

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COUNCILMAN FRANK RIZZO

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COUNCILMAN DANIEL SAVAGE

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COUNCILWOMAN MARIAN B. TASCO

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PATRICIA RAFFERTY, CHIEF CLERK

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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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COUNCIL PRESIDENT VERNA: Good morning, everyone. May I have your attention, please.

I note that the hour has come and that a quorum of this Council is present. The Council will 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 Father Joseph Sibel, Assistant Pastor of St. Jerome Roman Catholic Church. He is here today as the guest of Councilman O'Neill.

I would ask all members and guests to please rise.

(Everyone rises.)

FATHER SIBEL: Almighty and eternal God, you have revealed your glory to all peoples, God of power and might, God of wisdom and justice. Through you authority is rightly administered, laws are enacted and judgment is decreed.

Let the light of your divine

1 10/18/07 - STATED - INVOCATION
2 wisdom direct the deliberations of our
3 City Council. May the light of your
4 wisdom shine forth in all the Council's
5 proceedings. May all the Councilmembers
6 seek to preserve peace and promote peace.
7 May they continue to bring us the
8 blessings of liberty and equality.

9 Almighty and eternal God, we
10 likewise commend to your unbounded mercy
11 all the citizens of Philadelphia. May we
12 be blessed in the knowledge of your holy
13 law. May we be preserved in that peace
14 which the world cannot give. And after
15 enjoying the blessings of this life, may
16 we be admitted to those which are
17 eternal.

18 We pray to you who are Lord and
19 God, forever and forever.

20 Amen.

21 (Amen.)

22 COUNCIL PRESIDENT Verna: The
23 Chair thanks Father Sibel for his very
24 inspiring invocation.

25 Council will be at ease.

1 10/18/07 - STATED - APPROVAL OF JOURNAL

2 (Council at ease.)

3 COUNCIL PRESIDENT VERNA: The
4 next order of business is the approval of
5 the Journal of the meeting of Thursday,
6 October 4, 2004, and the Chair recognizes
7 Councilwoman Blackwell.

8 COUNCILWOMAN BLACKWELL: Thank
9 you, Madam President. I move that the
10 Journal of the meeting of Thursday,
11 October 4, 2007 stand approved.

12 (Duly seconded.)

13 COUNCIL PRESIDENT VERNA: It
14 has been moved and properly seconded that
15 the Journal of the meeting of Thursday,
16 October 4, 2007 stand approved.

17 All in favor will indicate by
18 saying aye.

19 (Aye.)

20 COUNCIL PRESIDENT VERNA: Those
21 opposed?

22 (No response.)

23 COUNCIL PRESIDENT VERNA: The
24 ayes have it and the Journal of the
25 meeting of Thursday, October 4, 2007

1 10/18/07 - STATED - LEAVES

2 stands approved.

3 The next order of business is
4 requests for leave of absence, and the
5 Chair recognizes Councilwoman Blackwell.

6 COUNCILWOMAN BLACKWELL: Thank
7 you, Madam President. On behalf of the
8 majority, there are no requests for
9 leaves of absence today.

10 COUNCIL PRESIDENT VERNA: The
11 Chair thanks the Councilwoman.

12 The Chair recognizes Councilman
13 Rizzo.

14 COUNCILMAN RIZZO: Madam
15 President, there are no requests today
16 from the republicans.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 The Chair will dispense with
20 the regular order of business to
21 recognize the guests and visitors joining
22 us in Chambers this morning. On behalf
23 of all members of City Council, I welcome
24 you to our Council session. We
25 appreciate your taking the time to join

1 10/18/07 - STATED - PRESENTATIONS
2 us as we attend to the legislative
3 affairs of our city. We certainly invite
4 you to come again.

5 At this time, the Chair
6 recognizes Councilwoman Tasco, who will
7 present a resolution recognizing the 17th
8 anniversary of Memory Walks in October.

9 Will Ms. Wendy Campbell and
10 those accompanying her please join the
11 Councilwoman at the podium.

12 Councilman Ramos is also
13 joining Councilwoman Tasco.

14 COUNCILWOMAN TASCO: Good
15 morning. Thank you. This is on behalf
16 of the President, but Councilman Ramos
17 and I co-sponsored it, so we'll share
18 reading this resolution recognizing the
19 17th anniversary of Memory Walks in
20 October and observing National
21 Alzheimer's Awareness Month in November
22 2007 in the City of Philadelphia.

23 Whereas, National Alzheimer's
24 Awareness Month is observed nationally in
25 November as officially acclaimed by then

1 10/18/07 - STATED - PRESENTATIONS

2 President Ronald Reagan in 1982; and

3 Whereas, the purpose of
4 National Alzheimer's Disease Month is to
5 raise awareness of this disease and to
6 emphasize the importance of finding
7 treatments, prevention and ultimately a
8 cure; and

9 Whereas, this disease is
10 mysterious, elusive and frustrating. It
11 is degenerative and advances gradually,
12 causing forgetfulness, confusion,
13 impaired judgment and ultimately total
14 dependency; and

15 COUNCILMAN RAMOS: Whereas,
16 although the federal government estimates
17 spending over half a billion dollars for
18 Alzheimer's disease research this year
19 alone, there is still no vaccine, no cure
20 and no treatment for this terrible
21 disease; and

22 Whereas, the Alzheimer's
23 Association is the major source of
24 information and support for the four
25 million Americans with this disease and

1 10/18/07 - STATED - PRESENTATIONS

2 their families. It is a national network
3 whose members represent the interests of
4 those affected by Alzheimer's disease on
5 every level of government and with health
6 and long-term care providers. The
7 Association is a strong and effective
8 advocacy group whose members we thank for
9 their continuing efforts.

10 Now therefore

11 COUNCILWOMAN TASC0: Resolved,
12 by the Council of the City of
13 Philadelphia, that we recognize November
14 2007 as National Alzheimer's Disease
15 Month.

16 Resolved that an engrossed copy
17 of this resolution be presented to Wendy
18 L. Campbell, President of the Alzheimer's
19 Association, as evidence of our respect
20 for her, the Association's work and our
21 sincere hope that the dream of prevention
22 and cure will be a reality.

23 Certification that this is a
24 true and correct copy of the original
25 resolution adopted by the Council of the

1 10/18/07 - STATED - PRESENTATIONS
2 City of Philadelphia on the 4th of
3 October 2007. Signed by President Anna
4 C. Verna, President of City Council, and
5 supported by all members of City Council.
6 (Applause.)

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

10 MS. CAMPBELL: Thank you very
11 much. Thank you, Madam President and
12 Councilman Ramos and Councilwoman Tasco.

13 On behalf of the Alzheimer's
14 Association, it's my privilege to accept
15 this resolution on behalf of the 294,000
16 people diagnosed with Alzheimer's disease
17 in the Delaware Valley. In honor of all
18 of those people for the month of
19 November, Philadelphia is going purple.
20 Thanks to the Cira Centre and the Ben
21 Franklin Bridge, we will be supporting
22 our color of purple and they'll be
23 recognizing all of those individuals
24 throughout the month of November. It's
25 our distinct privilege to be here, and I

1 10/18/07 - STATED - COMMUNICATIONS

2 thank you.

3 (Applause.)

4 COUNCIL PRESIDENT VERNA:

5 Council will be at ease.

6 (Council at ease.)

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

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

14 CHIEF CLERK: To the President
15 and members of the Council of the City of
16 Philadelphia, I am pleased to advise you
17 that October the 18th, 2007, I signed all
18 of the bills that were passed by Council
19 at its session on September 27, 2007; and

20 On October 18th, I signed Bill
21 No. 070512 that passed Council on October
22 4, 2007; and

23 On October 5, 2007, I signed
24 the following bill that was passed by
25 Council at its session on October 4,

1 10/18/07 - STATED - COMMUNICATIONS

2 2007: Bill No. 070670; and

3 I am transmitting for the
4 consideration of your honorable body an
5 ordinance authorizing the Commonwealth of
6 Pennsylvania to construct, own and
7 maintain encroachments in the
8 right-of-way of the east side of North
9 Broad Street between Arch and Race
10 Streets; and

11 An ordinance authorizing
12 LaSalle University to construct, own and
13 maintain an overhead pedestrian bridge
14 crossing the 5600 block of East Wister
15 Street; and

16 An ordinance authorizing
17 transfers in appropriations for Fiscal
18 Year 2008 within the Grants Revenue Fund
19 from the Director of Finance to the City
20 Commissioners; and

21 An ordinance authorizing the
22 Commissioner of Public Property to convey
23 certain tracts of land with the buildings
24 and improvements thereon known as 332-52
25 East Tioga Street; and

1 10/18/07 - STATED - COMMUNICATIONS

2 An ordinance authorizing
3 transfers in appropriations for Fiscal
4 Year 2008 within the Grants Revenue Fund
5 from the Director of Finance to the
6 Police Department; and

7 An ordinance authorizing
8 transfers in appropriations for Fiscal
9 Year 2008 within the Grants Revenue Fund
10 from the Director of Finance to the Law
11 Department; and

12 An ordinance authorizing and
13 directing the placing on City Plan No.
14 359 of two rights-of-way for drainage
15 purposes in the vicinity of St. Thomas
16 Drive; and

17 An ordinance authorizing the
18 Commissioner of Public Property to convey
19 a certain tract of land with the
20 buildings and improvements thereon known
21 as 2815 Ridge Avenue; and

22 An ordinance authorizing the
23 Commissioner of Public Property, on
24 behalf of the City of Philadelphia, to
25 grant to SEPTA an easement across a

1 10/18/07 - STATED - INTRO. OF BILLS

2 portion of 13th Street and Market

3 Streets.

4 COUNCIL PRESIDENT VERNA: Thank
5 you. The messages will be printed in the
6 Journal.

7 I would ask the Chief Clerk to
8 please read any other communications in
9 her possession.

10 CHIEF CLERK: That's all I
11 have, Madam President.

12 COUNCIL PRESIDENT VERNA: Thank
13 you.

14 The next order of business is
15 the introduction of bills and
16 resolutions, and the Chair recognizes
17 Councilwoman Blackwell for a motion.

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

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 10/18/07 - STATED - INTRO. OF BILLS
2 has been moved and properly seconded that
3 the rules of Council be suspended so as
4 to permit immediate consideration of
5 resolutions at the time of introduction.

6 All in favor will please
7 indicate by saying aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: The
13 ayes have it and the motion carries.

14 The Chair recognizes Councilman
15 Kenney.

16 COUNCILMAN KENNEY: Thank you,
17 Madam President. I offer one resolution.

18 COUNCIL PRESIDENT VERNA: Thank
19 you.

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

22 CHIEF CLERK: A resolution
23 recognizing and honoring Lynn Saligman
24 League as it celebrates 50 years of
25 fundraising for the Children's Hospital

1 10/18/07 - STATED - INTRO. OF BILLS
2 of Philadelphia.

3 COUNCIL PRESIDENT VERNA: The
4 Chair recognizes Councilman Kenney.

5 COUNCILMAN KENNEY: I move the
6 adoption of the resolution.

7 (Duly seconded.)

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

11 All in favor will say aye.

12 (Aye.)

13 COUNCIL PRESIDENT VERNA: Those
14 opposed?

15 (No response.)

16 COUNCIL PRESIDENT VERNA: The
17 ayes have it and the resolution is
18 adopted.

19 At this time, the Chair
20 recognizes Councilwoman Blackwell.

21 COUNCILWOMAN BLACKWELL: Thank
22 you, Madam President. Today I introduce
23 one bill and resolution on your behalf
24 and one bill on my behalf.

25 COUNCIL PRESIDENT VERNA: Thank

1 10/18/07 - STATED - INTRO. OF BILLS

2 you.

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

5 CHIEF CLERK: An ordinance
6 authorizing Brandywine Cira South, owner
7 and developer of the Cira Centre South,
8 bounded by Walnut Street, 30th Street,
9 Chestnut Street and Schuylkill Avenue.

10 COUNCIL PRESIDENT Verna: The
11 bill will be referred to the appropriate
12 committee.

13 CHIEF CLERK: And an ordinance
14 amending Section 9-205 of The
15 Philadelphia Code, entitled "Sidewalk
16 Sales," by prohibiting vending within an
17 area bounded by 60th Street, Elmwood
18 Avenue, 67th Street and Kingsessing
19 Avenue, on both sides.

20 COUNCIL PRESIDENT Verna: The
21 Chair recognizes Councilwoman Blackwell.

22 COUNCILWOMAN BLACKWELL: Thank
23 you, Madam President. I move for the
24 adoption of the resolution.

25 (Duly seconded.)

1 10/18/07 - STATED - INTRO. OF BILLS

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

5 I'm sorry. That was an
6 ordinance. That bill will be referred to
7 the appropriate committee.

8 I believe you have a
9 resolution. Thank you.

10 CHIEF CLERK: And a resolution
11 authorizing the Commissioner of Public
12 Property to execute and deliver to the
13 Redevelopment Authority deeds located in
14 the 36th and 48th Wards of the City of
15 Philadelphia.

16 COUNCIL PRESIDENT VERNA:
17 Again, the Chair recognizes Councilwoman
18 Blackwell.

19 COUNCILWOMAN BLACKWELL: Thank
20 you, Madam President. I move for the
21 adoption of the resolution.

22 (Duly seconded.)

23 COUNCIL PRESIDENT VERNA: It
24 has been moved and properly seconded that
25 the resolution be adopted.

1 10/18/07 - STATED - INTRO. OF BILLS

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 resolution is
9 adopted.

10 The Chair recognizes Councilman
11 Greenlee.

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

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

17 The Chair recognizes
18 Councilwoman Krajewski.

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

22 COUNCIL PRESIDENT VERNA: Thank
23 you.

24 The Chair recognizes
25 Councilwoman Tasco.

1 10/18/07 - STATED - INTRO. OF BILLS

2 COUNCILWOMAN TASCO: Madam
3 President, I offer two resolutions and
4 one bill, and I'd like to speak on one
5 resolution.

6 COUNCIL PRESIDENT VERNA: The
7 Chief Clerk will please read the title of
8 the bill.

9 CHIEF CLERK: An ordinance
10 authorizing the installation of a traffic
11 signal at the intersection of Cheltenham
12 Avenue and Walnut Lane.

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

16 CHIEF CLERK: And a resolution
17 authorizing Council's Legislative
18 Oversight Committee to hold public
19 hearings to investigate the
20 Administration's failure to enter into
21 contracts necessary to expand the Basic
22 Systems Repair Program in the Seventh
23 Council District, as authorized by
24 Resolution No. 070595, adopted June 14,
25 2007, and in the Ninth Council District,

1 10/18/07 - STATED - INTRO. OF BILLS
2 as authorized by Resolution No. 070588,
3 adopted June 14, 2007.

4 COUNCIL PRESIDENT VERNA: The
5 Chair recognizes Councilwoman Tasco.

6 COUNCILWOMAN TASCO: Thank you,
7 Madam President. The resolution is
8 sponsored by Councilman Savage also. I
9 move 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 say aye.

15 (Aye.)

16 COUNCIL PRESIDENT VERNA: Those
17 opposed?

18 (No response.)

19 COUNCIL PRESIDENT VERNA: The
20 ayes have it, and the resolution will be
21 referred to the Committee of the
22 Legislative Oversight.

23 CHIEF CLERK: And a resolution
24 calling upon the Mayor to replenish the
25 \$30 million in capital funding contained

1 10/18/07 - STATED - INTRO. OF BILLS
2 in Bill No. 060833, which became law
3 January 23, 2007; and if the Mayor
4 refuses to do so, authorizing Council to
5 retain counsel to file a lawsuit to
6 compel the Administration to replenish
7 the Capital Fund.

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

10 COUNCILWOMAN TASCO: Thank you,
11 Madam President.

12 In his column in Sunday's
13 Philadelphia Inquirer, Tom Ferrick
14 reminded us that the City is on the verge
15 of an infrastructure crisis. In 1999,
16 the City spent \$117 million per year on
17 its capital infrastructure. This year
18 the City will spend approximately \$54
19 million. However, the Capital Program
20 Office has stated that we should be
21 spending approximately \$185 million per
22 year.

23 We are on the verge of an
24 infrastructure crisis. To address this
25 issue, Council by two-thirds majority

1 10/18/07 - STATED - INTRO. OF BILLS
2 passed Bill 060832 and 060833 to transfer
3 \$30 million into the Capital Fund for
4 improvements for Fire, Police and the
5 Recreation Department facilities. These
6 dollars were available due to an
7 unanticipated \$57.9 million improvement
8 in the Fiscal Year '06 General Fund
9 balance.

10 Although Council approved these
11 transfers into law, the Administration
12 has reversed this action without any
13 approval of Council. In response, I ask
14 the Council to support this resolution
15 today. We cannot wait until our
16 infrastructure in our City collapses.

17 I thank you, and I move for the
18 adoption of the resolution.

19 (Duly seconded.)

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

23 All in favor will indicate by
24 saying aye.

25 (Aye.)

1 10/18/07 - 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 Miller.

10 COUNCILWOMAN MILLER: Thank
11 you, Madam President. Today I have one
12 resolution.

13 COUNCIL PRESIDENT VERNA: Thank
14 you.

15 The Chief Clerk will please
16 read the title of the resolution.

17 CHIEF CLERK: A resolution
18 proclaiming the week of October 15, 2007
19 as "Conflict Resolution Week."

20 COUNCIL PRESIDENT VERNA: The
21 Chair recognizes Councilwoman Miller.

22 COUNCILWOMAN MILLER: I move
23 for the adoption of the resolution.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 10/18/07 - STATED - INTRO. OF BILLS

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

4 All in favor will say aye.

5 (Aye.)

6 COUNCIL PRESIDENT VERNA: Those
7 opposed?

8 (No response.)

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

12 The Chair recognizes Councilman
13 Savage.

14 COUNCILMAN SAVAGE: Thank you,
15 Madam President. I offer two bills and
16 one resolution today.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 The Chief Clerk will please
20 read the title of the first bill.

21 CHIEF CLERK: An ordinance
22 authorizing the Commissioner of Public
23 Property to convey certain tracts of land
24 with the buildings and improvements
25 thereon known as 332 to 52 East Tioga

1 10/18/07 - STATED - INTRO. OF BILLS

2 Street.

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

6 CHIEF CLERK: And an ordinance
7 amending Title 4 of The Philadelphia
8 Code, entitled "The Philadelphia Building
9 Construction and Occupancy Code," by
10 adding a new subsection requiring the
11 installation of carbon monoxide alarms in
12 all new and existing R-4 occupancies.

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

16 CHIEF CLERK: And a resolution
17 authorizing the Commissioner of Public
18 Property to execute and deliver to the
19 Redevelopment Authority deeds located in
20 the 7th, 18th, 19th, 23rd and 31st Wards
21 of the City of Philadelphia.

22 COUNCIL PRESIDENT VERNA: The
23 Chair recognizes Councilman Savage.

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

1 10/18/07 - STATED - INTRO. OF BILLS

2 of the resolution.

3 (Duly seconded.)

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

7 All in favor will say aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: The
13 ayes have it and the resolution is
14 adopted.

15 The Chair recognizes Councilman
16 DiCicco.

17 COUNCILMAN DiCICCO: Thank you,
18 Madam President. I offer three bills and
19 one resolution.

20 COUNCIL PRESIDENT VERNA: Thank
21 you.

22 The Chief Clerk will please
23 read the title of the first bill.

24 CHIEF CLERK: An ordinance
25 authorizing Rimas Properties to

1 10/18/07 - STATED - INTRO. OF BILLS
2 construct, own and maintain a raised
3 entrance plaza encroachment at 1352 South
4 Street.

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

8 CHIEF CLERK: And an ordinance
9 authorizing the Commonwealth of
10 Pennsylvania, its agents, successors and
11 assigns, to construct, own and maintain
12 encroachments into the right-of-way at
13 the east side of North Broad Street
14 between Arch and Race Streets.

15 COUNCIL PRESIDENT VERNA: This
16 bill will be referred to the appropriate
17 committee.

18 CHIEF CLERK: And an ordinance
19 authorizing the Commissioner of Public
20 Property, on behalf of the City of
21 Philadelphia, to grant to the
22 Southeastern Pennsylvania Transportation
23 Authority an easement across a portion of
24 a certain parcel of land in the vicinity
25 of the intersection of 13th and Market

1 10/18/07 - STATED - INTRO. OF BILLS

2 Streets.

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

6 CHIEF CLERK: And a resolution
7 authorizing the Commissioner of Public
8 Property to execute and deliver to the
9 Redevelopment Authority deeds located in
10 the 1st Ward of the City of Philadelphia.

11 COUNCIL PRESIDENT VERNA: The
12 Chair recognizes Councilman DiCicco.

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

16 (Duly seconded.)

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

20 All in favor will please
21 indicate by saying aye.

22 (Aye.)

23 COUNCIL PRESIDENT VERNA: Those
24 opposed?

25 (No response.)

1 10/18/07 - STATED - INTRO. OF BILLS

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

5 The Chair recognizes
6 Councilwoman Brown.

7 COUNCILWOMAN BROWN: Thank you,
8 Madam President. I offer two resolutions
9 this morning.

10 COUNCIL PRESIDENT VERNA: Thank
11 you.

12 The Chief Clerk will please
13 read the title of the first resolution.

14 CHIEF CLERK: A resolution
15 recognizing the 16th annual "My City, My
16 Place" Bright Futures Award Event
17 sponsored by the Philadelphia Department
18 of Behavioral Health and Mental
19 Retardation Services, on Thursday,
20 November 1, 2007.

21 COUNCIL PRESIDENT VERNA: The
22 Chair recognizes Councilwoman Brown.

23 COUNCILWOMAN BROWN: I move for
24 the adoption.

25 (Duly seconded.)

1 10/18/07 - STATED - INTRO. OF BILLS

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

5 All in favor will indicate by
6 saying aye.

7 (Aye.)

8 COUNCIL PRESIDENT VERNA: Those
9 opposed?

10 (No response.)

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

14 CHIEF CLERK: And a resolution
15 honoring Greater Philadelphia Cares on
16 the occasion of the 14th annual
17 Philadelphia Cares Day on October 20th.

18 COUNCIL PRESIDENT VERNA:
19 Again, the Chair recognizes Councilwoman
20 Brown.

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

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 10/18/07 - STATED - INTRO. OF BILLS

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

4 All in favor will please say
5 aye.

6 (Aye.)

7 COUNCIL PRESIDENT Verna: Those
8 opposed?

9 (No response.)

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

13 The Chair recognizes Councilman
14 Goode.

15 COUNCILMAN GOODE: Thank you,
16 Madam President. I offer no bills or
17 resolutions today.

18 COUNCIL PRESIDENT Verna: The
19 Chair thanks the gentleman.

20 The Chair recognizes Councilman
21 Ramos.

22 COUNCILMAN RAMOS: Thank you,
23 Madam President. I offer one resolution
24 this morning co-sponsored by Councilmen
25 Goode and Rizzo and Councilwomen

1 10/18/07 - STATED - INTRO. OF BILLS

2 Blackwell, Reynolds Brown and Miller.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 The Chief Clerk will please
6 read the title.

7 CHIEF CLERK: A resolution
8 honoring Laborers' Local 332 in its 75th
9 anniversary and declaring November 1,
10 2007 as Laborers' Local 332 Day in the
11 City of Philadelphia.

12 COUNCIL PRESIDENT VERNA: Thank
13 you.

14 The Chair recognizes Councilman
15 Ramos.

16 COUNCILMAN RAMOS: Thank you,
17 Madam President. I move for the adoption
18 of the resolution.

19 (Duly seconded.)

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

23 All in favor will say aye.

24 (Aye.)

25 COUNCIL PRESIDENT VERNA: Those

1 10/18/07 - STATED - INTRO. OF BILLS

2 opposed?

3 (No response.)

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

7 The Chair recognizes
8 Councilwoman Campbell.

9 COUNCILWOMAN CAMPBELL: Thank
10 you, Madam President. I have one bill
11 and one resolution, and I ask to have the
12 privilege to speak on the resolution
13 before the vote.

14 COUNCIL PRESIDENT VERNA: Thank
15 you.

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

18 CHIEF CLERK: An ordinance
19 authorizing and directing the revision of
20 lines and grades on a portion of City
21 Plan No. 231 and 275 by striking from the
22 City Plan Mansion Street and Fowler
23 Street, each from Cinnaminson Street to
24 Lemonte Street and Cinnaminson Street.

25 COUNCIL PRESIDENT VERNA: The

1 10/18/07 - STATED - INTRO. OF BILLS
2 bill will be referred to the appropriate
3 committee.

4 CHIEF CLERK: And a resolution
5 authorizing Council's Legislative
6 Oversight Committee to hold public
7 hearings to investigate the
8 Administration's failure to enter into
9 contracts necessary to expand the Basic
10 Systems Repair Program in the Fourth
11 Councilmanic District, as authorized by
12 Resolution No. 070405, adopted June 7,
13 2007.

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

16 COUNCILWOMAN CAMPBELL: Thank
17 you, Madam President.

18 Madam President, my esteemed
19 colleagues, I speak to you this morning
20 about very troubling circumstances
21 regarding the Fourth Councilmanic
22 District Basic System Repair Program. I
23 introduced on June 7, 2007 an amendment
24 to the NTI Program Statement and Budget
25 that transferred \$900,000 from the Fourth

1 10/18/07 - STATED - INTRO. OF BILLS

2 Councilmanic District acquisition line
3 item and \$400,000 from the vacant
4 property stabilization line item that was
5 budgeted for the Fourth Council District.
6 The amendment was unanimously approved by
7 this august body of City Council, and
8 \$1.3 million in NTI bond proceeds were
9 transferred to the newly created Fourth
10 Council District Basic System Repair
11 Program.

12 During the NTI budget hearings,
13 I learned that the Fourth Councilmanic
14 District only received a minuscule amount
15 of funding for the residents. I was
16 greatly trouble by this very low
17 percentage, because I was keenly aware of
18 many homes that were desperately in need
19 of repairs among persons on fixed income
20 and of low income. I felt that if we
21 could find funds to help those who were
22 in such desperate need of basic repairs
23 for their homes, it could make a
24 difference.

25 I sent a letter on June 20th,

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2 2007 to Kevin Hanna, Secretary of
3 Housing, requesting that OHCD either
4 amend an existing contract with PHDC or
5 enter into a new contract with PHDC so
6 that these funds would be available as of
7 July 1, 2007.

8 In July, we established a
9 meeting schedule with representatives of
10 OHCD and PHDC to discuss the
11 implementation of this program. In our
12 first meeting, I questioned the status of
13 the contracting of these funds, even
14 suggesting that the most expeditious
15 process would be to amend an existing
16 contract. At that meeting,
17 representatives of OHCD indicated that
18 they would rather issue a new contract
19 rather than amend an existing contract.
20 I continuously stressed that time was of
21 the essence, and at each meeting, we were
22 repeatedly assured that the new contract
23 would be in place by September 1, 2007.

24 With this commitment constantly
25 being reiterated, my staff took their

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2 entire summer working Monday through
3 Saturday from 9:00 a.m. in the morning to
4 9 o'clock at night, many times spending
5 hours on Sunday, seeking out those who
6 were so desperately in need of help and
7 taking their applications. We went into
8 every ward in the district many times to
9 be fair and unbiased in taking the
10 applications. We processed over 600
11 applications.

12 During this process, my heart
13 became heavy as I learned about the
14 applicants we were processing. I learned
15 about a senior citizen receiving a
16 pension of only \$43 a month, another
17 senior citizen living on \$144 a month,
18 another senior living on \$237 a month,
19 and the mother of four children living on
20 \$549 a month. This is just a small
21 sampling of some of the incomes.

22 During this period, I received
23 a telephone call from an 86-year-old
24 woman who was living in a nursing home
25 because she could not afford a roof on

1 10/18/07 - STATED - INTRO. OF BILLS

2 her house, and she asked that we fix her
3 roof so that she could live her remaining
4 days in her home.

5 I also got a telephone call
6 from an 86-year-old senior who said she
7 could not touch her walls because they
8 were so hot due to electrical problems.
9 An 84-year-old man got a neighbor to walk
10 him eight blocks so that we could take
11 his application for repairs, because his
12 roof was about to cave in.

13 I find these cases very
14 troubling, and if not for the grace of
15 God, it could be my mother, my father, my
16 sister, my brother or my friend. I look
17 to get more funds because \$1.3 million
18 was not going to be adequate. So after
19 doing more research and with the help of
20 City Council's wonderful technical staff,
21 especially Mr. Herbert Wetzel, who is a
22 Godsend, I realized that through other
23 cancellations in other categories, I
24 could get additional funds.

25 I introduced on September 20th,

1 10/18/07 - STATED - INTRO. OF BILLS
2 2007 an additional amendment to move
3 another \$1.3 million of NTI bond proceeds
4 into the Fourth Council District Basic
5 System Repair Program, which was
6 unanimously approved again by this
7 Council, and even with these additional
8 funds, we had to stop taking applications
9 because we did not want to give false
10 hope. We could not deal with the demand.

11 Today, over four months since
12 the first resolution was passed, the
13 funds are still not under a fully
14 executed contract, and on behalf of the
15 residents of the Fourth Councilmanic
16 District, I demand to know why they are
17 not. Totally committed to the needs of
18 this unfortunate group of residents in my
19 district, my staff and I have worked
20 feverishly trying to make sure that we
21 left no stone unturned so that when the
22 funds became available, the work could
23 begin in the applicants' homes, as was
24 promised at our meetings with OHCD. We
25 were guaranteed that the work would start

1 10/18/07 - STATED - INTRO. OF BILLS
2 by the second week of September. If not
3 then, by October 1st. As of yesterday,
4 there was not a fully executed contract
5 so that we could proceed with the work.

6 I constantly requested updates
7 on the contract and when the funds would
8 be available. Every time I asked, I was
9 told it would be ready soon. As of
10 yesterday, October 7, 2007, the funds
11 were not available.

12 I learned when I started to
13 transfer these monies that there were
14 persons in the Administration who were
15 trying to block my use of NTI funds for
16 the needy. However, I never thought that
17 they would engage in a deliberate and
18 reprehensible process to keep these funds
19 from those in need.

20 I am infuriated at the thought
21 that employees of this government,
22 employees whose very paycheck as a result
23 of funds coming to the City to help the
24 poor, the elderly and the disabled, could
25 act in such a manner to impede the

1 10/18/07 - STATED - INTRO. OF BILLS

2 delivery of service to the very
3 population that justifies their
4 livelihood. Civil servants are not
5 supposed to be -- they were supposed to
6 be there for the service of helping the
7 public, but not working against them.

8 I am tired of the machinations.
9 I am tired of the half truths. I am
10 tired of the deceitfulness. I am tired
11 of the indifference and insensitivity to
12 the needy and the most fragile segment of
13 our community, and I personally abhor
14 this dastardly act being perpetrated upon
15 the elderly, the defenseless, the sick
16 and the poor. This lack of action by the
17 Department is intolerable, inexcusable,
18 unforgivable and totally unacceptable.
19 Employees are supposed to be servants of
20 the people and not working against the
21 people.

22 I learned late last evening
23 that when I was prepared to transfer the
24 final 1.3 million, this foiled the plans
25 of certain unprincipled operatives within

1 10/18/07 - STATED - INTRO. OF BILLS

2 the Department. They assumed that I did
3 not realize that I had additional dollars
4 committed in other categories and that I
5 could cancel in favor of Basic Systems
6 Repair that I needed to do. I learned
7 that these actions were allegedly being
8 done to enhance themselves with the new
9 Administration coming in to be able to
10 retain their jobs or attain higher
11 positions. This is despicable.

12 I come from a political
13 background, but politics has no place in
14 dealing with the needs of those who are
15 disenfranchised or in need of help and
16 suffering.

17 The winter is approaching. I
18 am worried about these residents who are
19 not able to help themselves with their
20 needs for basic repairs. My heart is
21 heavy, to say the least. I ask that you,
22 my fellow Councilmembers, support this
23 resolution so that we may get some
24 answers and justice for those in need.

25 Thank you.

1 10/18/07 - STATED - INTRO. OF BILLS

2 COUNCIL PRESIDENT VERNA: Thank
3 you very much. Councilwoman, may I
4 suggest that you make a motion for the
5 adoption, please.

6 COUNCILWOMAN CAMPBELL: I move
7 for the adoption of the resolution.

8 (Duly seconded.)

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

12 All in favor will say aye.

13 (Aye.)

14 COUNCIL PRESIDENT VERNA: Those
15 opposed?

16 (No response.)

17 COUNCIL PRESIDENT VERNA: The
18 ayes have it and the resolution is
19 adopted.

20 The Chair recognizes Councilman
21 O'Neill.

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

25 COUNCIL PRESIDENT VERNA: The

1 10/18/07 - STATED - INTRO. OF BILLS

2 Chair thanks the gentleman.

3 The Chair recognizes Councilman
4 Clarke.

5 COUNCILMAN CLARKE: Thank you,
6 Madam President. I have five bills and
7 one resolution.

8 COUNCIL PRESIDENT VERNA: The
9 Chief Clerk will please read the title of
10 the first bill.

11 CHIEF CLERK: An ordinance
12 amending Section 9-618 of The
13 Philadelphia Code, entitled "Sale of
14 Spray Paint Containers, Indelible Markers
15 and Etching Acid."

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

19 CHIEF CLERK: And an ordinance
20 amending Section 9-1802 of The
21 Philadelphia Code, entitled "Use of
22 Electronic Scanners," by requiring, as a
23 condition of licensure, that retail
24 establishments program their electronic
25 scanners to reject any sale of tobacco

1 10/18/07 - STATED - INTRO. OF BILLS

2 products or malt or brewed beverages.

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

6 CHIEF CLERK: And an ordinance
7 amending Section 9-213 of The
8 Philadelphia Code, entitled "Farmers'
9 Markets," by adding as a permissible
10 location Aviator Park, all under certain
11 terms and conditions.

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

15 CHIEF CLERK: And an ordinance
16 authorizing the Commissioner of Public
17 Property to convey a certain tract of
18 land with the buildings and improvements
19 thereon known as 2815 Ridge Avenue.

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

23 CHIEF CLERK: And an ordinance
24 granting permission to Bradresh Shah,
25 owner and operator of the newsstand

1 10/18/07 - STATED - INTRO. OF BILLS

2 located on the northwest corner of 16th
3 Street and Market Street, to construct,
4 use and maintain conduits for fiberoptic
5 facilities in and under the northwest
6 corner of 16th and Market Streets.

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

10 CHIEF CLERK: And a resolution
11 authorizing the Commissioner of Public
12 Property to execute and deliver to the
13 Redevelopment Authority deeds located in
14 the 15th, 16th, 28th, 29th, 32nd, 37th
15 and 43rd Wards of the City of
16 Philadelphia.

17 COUNCIL PRESIDENT VERNA: The
18 Chair recognizes Councilman Clarke.

19 COUNCILMAN CLARKE: I move for
20 the adoption.

21 (Duly seconded.)

22 COUNCIL PRESIDENT VERNA: It
23 has been moved and properly seconded that
24 the resolution be adopted.

25 All in favor will indicate by

1 10/18/07 - STATED - REPORTS
2 saying aye.
3 (Aye.)
4 COUNCIL PRESIDENT VERNA: Those
5 opposed?
6 (No response.)
7 COUNCIL PRESIDENT VERNA: The
8 ayes have it and the resolution is
9 adopted.
10 The Chair recognizes Councilman
11 Kelly.
12 COUNCILMAN KELLY: Madam
13 President, I have no bills or resolutions
14 today.
15 COUNCIL PRESIDENT VERNA: The
16 Chair thanks the gentleman.
17 The Chair recognizes Councilman
18 Rizzo.
19 COUNCILMAN RIZZO: Madam
20 President, no bills or resolutions today.
21 COUNCIL PRESIDENT VERNA: Thank
22 you.
23 The next order of business is
24 reports from committees, and the Chair
25 recognizes Councilman Clarke for a report

1 10/18/07 - STATED - REPORTS

2 from the Committee on Rules.

3 COUNCILMAN CLARKE: Thank you,
4 Madam President. The Committee on Rules
5 reports six bills with a favorable
6 recommendation.

7 COUNCIL PRESIDENT VERNA: Thank
8 you.

9 The Chief Clerk will please
10 read the report.

11 CHIEF CLERK: To the President
12 and members of the Council of the City of
13 Philadelphia, the Committee on Rules, to
14 which was referred Bill No. 070437,
15 entitled "An ordinance to amend the
16 Philadelphia Zoning Maps by changing the
17 zoning designations of certain areas of
18 land located within an area bounded by
19 Grant Avenue, Frankford Avenue, Pearson
20 Street and the I-95 Expressway"; and

21 Bill No. 070674, entitled "An
22 ordinance amending Section 14-1600 of The
23 Philadelphia Code by adding a new section
24 entitled '30th Street Special Controls
25 District'"; and

1 10/18/07 - STATED - REPORTS

2 Bill No. 070675, entitled "An
3 ordinance authorizing Brandywine Cira
4 South, owner and developer for the Cira
5 Centre South, to construct, own and
6 maintain various encroachments to be
7 installed in conjunction with a mixed-use
8 development"; and

9 Bill No. 070676, entitled "An
10 ordinance establishing a no parking
11 regulation on 30th Street between Market
12 Street and Walnut Street"; and

13 Bill No. 070677, entitled "An
14 ordinance to amend the Philadelphia
15 Zoning Maps by changing the zoning
16 designations of certain areas of land
17 located within an area bounded by 30th
18 Street, Chestnut Street, Schuylkill
19 Avenue and Walnut Street"; and

20 Bill No. 070678, entitled "An
21 ordinance regulating the direction of
22 movement of traffic on 30th Street
23 between Market Street to Walnut Street,"
24 respectfully reports it has considered
25 and amended the same and returns the

1 10/18/07 - STATED - REPORTS

2 attached bills to Council with a
3 favorable recommendation.

4 COUNCIL PRESIDENT VERNA: Thank
5 you.

6 The Chair recognizes Councilman
7 Clarke.

8 COUNCILMAN CLARKE: Madam
9 President, I move that the rules of
10 Council be suspended this day as to
11 permit first reading of Bill Nos. 070437,
12 070674, 070675, 070676, 070677 and
13 070678.

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

16 (Duly seconded.)

17 COUNCIL PRESIDENT VERNA: It
18 has been moved and properly seconded that
19 the rules of Council be suspended so as
20 to permit first reading this day of the
21 bills just reported from committee.

22 All in favor will please say
23 aye.

24 (Aye.)

25 COUNCIL PRESIDENT VERNA: Those

1 10/18/07 - STATED - REPORTS

2 opposed?

3 (No response.)

4 COUNCIL PRESIDENT VERNA: The
5 ayes have it, and the bills just read
6 will be placed on our First Reading
7 Calendar for today.

8 The Chair at this time
9 recognizes Councilwoman Krajewski for a
10 report from the Committee on
11 Appropriations.

12 COUNCILWOMAN KRAJEWSKI: Thank
13 you, Madam President. The Committee on
14 Appropriations reports two bills out with
15 a favorable recommendation.

16 COUNCIL PRESIDENT VERNA: Thank
17 you.

18 The Chief Clerk will please
19 read the report.

20 CHIEF CLERK: To the President
21 and members of the Council of the City of
22 Philadelphia, the Committee on
23 Appropriations, to which was referred
24 Bill No. 070542, entitled "An ordinance
25 authorizing transfers in appropriations

1 10/18/07 - STATED - REPORTS
2 for Fiscal Year 2008 within the General
3 Fund from certain or all City offices to
4 certain or all City offices, departments,
5 boards and commissions"; and

6 Bill No. 070681, entitled "An
7 ordinance authorizing transfers in
8 appropriations for Fiscal Year 2008
9 within the General Fund from the Council
10 to the Mayor - Office of Housing and
11 Community Development and to the
12 Department of Recreation," respectfully
13 reports it has considered the same and
14 returns the attached bills to Council
15 with a favorable recommendation.

16 COUNCIL PRESIDENT VERNA: Thank
17 you.

18 The Chair recognizes
19 Councilwoman Krajewski.

20 COUNCILWOMAN KRAJEWSKI: I move
21 that the rules of Council be suspended so
22 as to permit first reading of Bill 070542
23 and Bill 070681.

24 (Duly seconded.)

25 COUNCIL PRESIDENT VERNA: It

1 10/18/07 - STATED - REPORTS

2 has been moved and properly seconded that
3 the rules of Council be suspended so as
4 to permit first reading this day of the
5 bills just reported from committee.

6 All in favor will please say
7 aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: The
13 ayes have it, and the bills just read
14 will be placed on our First Reading
15 Calendar for today.

16 The Chair recognizes Councilman
17 Clarke for a report from the Committee on
18 Public Property and Public Works.

19 COUNCILMAN CLARKE: Madam
20 President, the Committee on Public
21 Property and Public Works reports two
22 bills with a favorable recommendation.

23 COUNCIL PRESIDENT VERNA: Thank
24 you.

25 The Chief Clerk will please

1 10/18/07 - STATED - REPORTS

2 read the report.

3 CHIEF CLERK: To the President
4 and members of the Council of the City of
5 Philadelphia, the Committee on Public
6 Property and Public Works, to which was
7 referred Bill No. 070793, entitled "An
8 ordinance authorizing the Commissioner of
9 Public Property to enter into the
10 amendment of four cable television
11 franchises operated by subsidiaries of
12 Comcast Corporation"; and

13 Bill No. 070794, entitled "An
14 ordinance authorizing the Commissioner of
15 Public Property, on behalf of the City of
16 Philadelphia, to enter into a lease
17 agreement between the City and the
18 Philadelphia Authority for Industrial
19 Development for further sublease to the
20 Philadelphia Public Access Corporation, a
21 non-profit corporation to be incorporated
22 by the City, all under certain terms and
23 conditions," respectfully reports it has
24 considered the same and returns the
25 attached bills to Council with a

1 10/18/07 - STATED - REPORTS

2 favorable recommendation.

3 COUNCIL PRESIDENT VERNA: Thank
4 you.

5 The Chair recognizes Councilman
6 Clarke.

7 COUNCILMAN CLARKE: Madam
8 President, I move that the rules of
9 Council be suspended so as to permit
10 first reading this day of Bill Nos.
11 070793 and 070794.

12 (Duly seconded.)

13 COUNCIL PRESIDENT VERNA: It
14 has been moved and properly seconded that
15 the rules of Council be suspended so as
16 to permit first reading this day of the
17 bills just reported from committee.

18 All in favor will please say
19 aye.

20 (Aye.)

21 COUNCIL PRESIDENT VERNA: Those
22 opposed?

23 (No response.)

24 COUNCIL PRESIDENT VERNA: The
25 ayes have it, and the bills just read

1 10/18/07 - STATED - REPORTS

2 will be placed on our First Reading
3 Calendar for today.

4 The Chair now recognizes
5 Councilwoman Tasco for a report from the
6 Committee on Public Health and Human
7 Services.

8 COUNCILWOMAN TASCO: Madam
9 President, the Committee on Public Health
10 and Human Services reports two bills with
11 a favorable recommendation.

12 COUNCIL PRESIDENT VERNA: Thank
13 you.

14 The Chief Clerk will please
15 read the report.

16 CHIEF CLERK: To the President
17 and members of the Council of the City of
18 Philadelphia, the Committee on Public
19 Health and Human Services, to which was
20 referred Bill No. 070153, entitled "An
21 ordinance amending Title 6 of The
22 Philadelphia Code, entitled 'Health
23 Code,' by adding a new section requiring
24 that chain restaurants obtain and display
25 certain nutrition information for food,

1 10/18/07 - STATED - REPORTS

2 meal and beverage items offered for
3 sale"; and

4 Bill No. 070511, entitled "An
5 ordinance amending Section 6-307 of The
6 Philadelphia Code, entitled 'Foods
7 Containing Artificial Trans Fats,' by
8 exempting certain bakeries from the
9 provisions prohibiting the use of
10 artificial trans fats, under certain
11 terms and conditions," respectfully
12 reports it has considered the same and
13 returns the attached bills to Council
14 with a favorable recommendation.

15 COUNCIL PRESIDENT Verna: Thank
16 you.

17 The Chair recognizes
18 Councilwoman Tasco.

19 COUNCILWOMAN TESCO: Madam
20 President, I move that the rules of
21 Council be suspended so as to permit
22 first reading this day of Bill 070153 and
23 Bill 070511.

24 (Duly seconded.)

25 COUNCIL PRESIDENT Verna: It

1 10/18/07 - STATED - REPORTS

2 has been moved and properly seconded that
3 the rules of Council be suspended so as
4 to permit first reading this day of the
5 bills just reported from committee.

6 All in favor will please say
7 aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: The
13 ayes have it, and the bills just read
14 will be placed on our First Reading
15 Calendar for today.

16 The Chair now recognizes
17 Councilwoman Miller for a report from the
18 Committee on Public Safety.

19 COUNCILWOMAN MILLER: Thank
20 you, Madam President. The Committee on
21 Public Safety reports one bill with a
22 favorable recommendation.

23 COUNCIL PRESIDENT VERNA: Thank
24 you.

25 The Chief Clerk will please

1 10/18/07 - STATED - REPORTS

2 read the report.

3 CHIEF CLERK: To the President
4 and members of the Council of the City of
5 Philadelphia, the Committee on Public
6 Safety, to which was referred Bill No.
7 070275, entitled "An ordinance amending
8 Title 6 of The Philadelphia Code,
9 entitled 'Health Code,' related to
10 hearing protection measures for
11 firefighters and paramedics, with
12 amendments thereto, all under certain
13 terms and conditions," respectfully
14 reports it has considered the same and
15 returns the attached bill to Council with
16 a favorable recommendation.

17 COUNCIL PRESIDENT VERNA: Thank
18 you.

19 The Chair recognizes
20 Councilwoman Miller.

21 COUNCILWOMAN MILLER: I move
22 that the rules of Council be suspended so
23 as to permit first reading today, this
24 day, of Bill No. 070275.

25 (Duly seconded.)

1 10/18/07 - STATED - 1ST READING

2 COUNCIL PRESIDENT VERNA: It
3 has been moved and properly seconded that
4 the rules of Council be suspended so as
5 to permit first reading this day of the
6 bill just reported from committee.

7 All in favor will say aye.

8 (Aye.)

9 COUNCIL PRESIDENT VERNA: Those
10 opposed?

11 (No response.)

12 COUNCIL PRESIDENT VERNA: The
13 ayes have it, and the bill just read will
14 be placed on our First Reading Calendar
15 for today.

16 The next order of business is
17 the consideration of the Calendar. The
18 Chief Clerk will please read the bills on
19 the First Reading Calendar.

20 CHIEF CLERK: Bill No. 070338,
21 an ordinance continuing a neighborhood
22 improvement district beyond the date of
23 termination of such district in an area
24 bounded generally by Tulip Street,
25 Allegheny Avenue, Amber Street and

1 10/18/07 - STATED - 1ST READING

2 Venango Street, known as the Port
3 Richmond Industrial Development
4 Enterprise Neighborhood Improvement
5 District.

6 COUNCIL PRESIDENT VERNA: The
7 Chair agrees.

8 CHIEF CLERK: And Bill No.
9 070437, an ordinance to amend the
10 Philadelphia Zoning Maps by changing the
11 zoning designations of certain areas of
12 land located within an area bounded by
13 Grant Avenue, Frankford Avenue, Pearson
14 Street and I-95.

15 COUNCIL PRESIDENT VERNA: The
16 Chair agrees.

17 CHIEF CLERK: And Bill No.
18 070674, an ordinance amending Section
19 14-1600 of The Philadelphia Code, by
20 adding a new section entitled "30th
21 Street Special Controls District."

22 COUNCIL PRESIDENT VERNA: The
23 Chair agrees.

24 CHIEF CLERK: And Bill No.
25 070675, an ordinance authorizing

1 10/18/07 - STATED - 1ST READING
2 Brandywine Cira South, owner and
3 developer for Cira Centre South, to
4 construct, own and maintain various
5 encroachments to be installed in
6 conjunction with a mixed-use development.

7 COUNCIL PRESIDENT VERNA: The
8 Chair agrees.

9 CHIEF CLERK: And Bill No.
10 070676, an ordinance establishing a no
11 parking regulation on 30th Street between
12 Market Street and Walnut Street.

13 COUNCIL PRESIDENT VERNA: The
14 Chair agrees.

15 CHIEF CLERK: And Bill No.
16 070677, an ordinance to amend the
17 Philadelphia Zoning Maps by changing the
18 zoning designations of certain areas of
19 land located within an area bounded by
20 30th Street, Chestnut Street, Schuylkill
21 Avenue and Walnut Street.

22 COUNCIL PRESIDENT VERNA: The
23 Chair agrees.

24 CHIEF CLERK: And Bill No.
25 070678, an ordinance regulating the

1 10/18/07 - STATED - 1ST READING

2 direction of movement of traffic on 30th
3 Street between Market Street to Walnut
4 Street.

5 COUNCIL PRESIDENT VERNA: The
6 Chair agrees.

7 CHIEF CLERK: And Bill No.
8 070542, an ordinance authorizing
9 transfers in appropriations for Fiscal
10 Year 2008 within the General Fund from
11 certain or all City offices to certain or
12 all City offices, departments, boards and
13 commissions.

14 COUNCIL PRESIDENT VERNA: The
15 Chair agrees.

16 CHIEF CLERK: And Bill No.
17 070681, an ordinance authorizing
18 transfers in appropriations for Fiscal
19 Year 2008 within the General Fund from
20 the Council to the Mayor - Office of
21 Housing and Community Development and to
22 the Department of Recreation.

23 COUNCIL PRESIDENT VERNA: The
24 Chair agrees.

25 CHIEF CLERK: And Bill No.

10/18/07 - STATED - 1ST READING

070793, an ordinance authorizing the Commissioner of Public Property to enter into the amendment of four cable television franchises operated by subsidiaries of Comcast Corporation for public access television programming in the City of Philadelphia, all under certain terms and conditions.

10 COUNCIL PRESIDENT VERA: The
11 Chair agrees.

12 CHIEF CLERK: And Bill No.
13 070794, an ordinance authorizing the
14 Commissioner of Public Property, on
15 behalf of the City, to enter into a lease
16 agreement between the City and the
17 Philadelphia Authority for Industrial
18 Development for further sublease to the
19 Philadelphia Public Access Corporation,
20 all under certain terms and conditions.

21 COUNCIL PRESIDENT VERA: The
22 Chair agrees.

23 CHIEF CLERK: And Bill No.
24 070153, an ordinance amending Title 6 of
25 The Philadelphia Code, entitled "Health

1 10/18/07 - STATED - 1ST READING

2 Code," by adding a new section requiring
3 that chain restaurants obtain and display
4 certain nutrition information for food,
5 meal and beverage items, all under
6 certain terms and conditions.

7 COUNCIL PRESIDENT VERNA: The
8 Chair agrees.

9 CHIEF CLERK: And Bill No.
10 070511, an ordinance amending Section
11 6-307 of The Philadelphia Code, entitled
12 "Foods Containing Artificial Trans Fats,"
13 by exempting certain bakeries from the
14 provisions prohibiting the use of
15 artificial trans fats, under certain
16 terms and conditions.

17 COUNCIL PRESIDENT VERNA: The
18 Chair agrees.

19 CHIEF CLERK: And Bill No.
20 070275, an ordinance amending Title 6 of
21 The Philadelphia Code, entitled "Health
22 Code," by adopting certain provisions of
23 the National Fire Protection Association
24 Standard related to hearing protection
25 measures for firefighters and paramedics,

1 10/18/07 - STATED - 1ST READING

2 with amendments thereto, all under
3 certain terms and conditions.

4 COUNCIL PRESIDENT VERNA: The
5 Chair agrees.

6 That concludes our Calendar,
7 our First Reading bills.

8 The Chair now recognizes
9 Councilwoman Blackwell for the purpose of
10 calling up the bills -- I'm sorry.
11 Councilman Kelly, I'm sorry. I didn't
12 see your light on.

13 COUNCILMAN KELLY: Madam
14 President, I'd like to make a motion to
15 suspend the rules to permit an amendment
16 to Bill No. 070275, which was just read,
17 the first reading.

18 COUNCIL PRESIDENT VERNA: Is
19 there any objection from members of the
20 Committee?

21 (No response.)

22 COUNCIL PRESIDENT VERNA: Have
23 the amendments been circulated?

24 COUNCILMAN KELLY: Yes, Madam
25 President. They were circulated this

1 10/18/07 - STATED - 1ST READING

2 morning.

3 COUNCIL PRESIDENT VERNA: If
4 you don't mind -- I don't think several
5 of the Councilmembers have seen it. If
6 you don't mind, would you explain what
7 the amendments are?

8 COUNCILMAN KELLY: Yes. It's
9 just actually taking out the date where
10 the ordinance shall take effect. We're
11 removing "on July 1, 2007." It's just
12 going to read "this ordinance shall take
13 effect immediately." We're just taking
14 out the date.

15 COUNCIL PRESIDENT VERNA: A
16 motion has been made to suspend --

17 (Duly seconded.)

18 COUNCIL PRESIDENT VERNA: -- to
19 suspend the rules.

20 (Duly seconded.)

21 COUNCIL PRESIDENT VERNA: All
22 in favor will say aye.

23 (Aye.)

24 COUNCIL PRESIDENT VERNA: Those
25 opposed?

1 10/18/07 - STATED - 2ND READING

2 (No response.)

3 COUNCIL PRESIDENT VERNA: The
4 ayes have it and the motion carries.

5 Again, the Chair recognizes
6 Councilman Kelly.

7 COUNCILMAN KELLY: I move to
8 adopt the amendment to Bill No. 070275.

9 (Duly seconded.)

10 COUNCIL PRESIDENT VERNA: It
11 has been moved and properly seconded that
12 not only the amendment but the request
13 for the amendment be approved.

14 All in favor will say aye.

15 (Aye.)

16 COUNCIL PRESIDENT VERNA: Those
17 opposed?

18 (No response.)

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

21 At this time, the Chair
22 recognizes Councilwoman Blackwell for the
23 purpose of calling up the bills on the
24 Second Reading and Final Passage Calendar
25 to be considered today.

1 10/18/07 - STATED - SPEECHES

2 COUNCILWOMAN BLACKWELL: Thank
3 you, Madam President. There are no bills
4 to be considered today on our Second
5 Reading and Final Passage. All bills are
6 being held.

7 COUNCIL PRESIDENT VERNA: Thank
8 you. The Chair thanks the Councilwoman.

9 Are there any speeches on the
10 part of the minority?

11 The Chair recognizes Councilman
12 Kelly.

13 COUNCILMAN KELLY: Yes. Thank
14 you, Madam President.

15 I'm sure that everyone has
16 heard about the incidents what's happened
17 in Bedford County, Virginia yesterday.
18 Twenty-one schools were shut down after a
19 student died from MRSA. In light of this
20 tragedy, I want to revisit the steps I
21 took regarding MRSA a short time ago. My
22 hope is that we continue to raise greater
23 public awareness about MRSA here in
24 Philadelphia.

25 On August 29th, I held a press

1 10/18/07 - STATED - SPEECHES

2 conference outside City Hall to discuss
3 an insidious and potentially dangerous
4 staph infection known as
5 methicillin-resistant Staphylococcus
6 aureus, or MRSA. At the time, I urged
7 the School District of Philadelphia to
8 report MRSA on a case-by-case basis
9 instead of in clusters as the current
10 protocol. Furthermore, I called for the
11 School District officials to incorporate
12 information regarding MRSA into City
13 health class instruction.

14 My interest in generating
15 greater public awareness of MRSA in fact
16 should stem from my friendship with Scott
17 Cummings. When Scott told me how this
18 terrible infection jeopardized the health
19 of his wife and three children, I was
20 stunned. Additionally, I recently found
21 out that someone in my immediate family
22 came down with MRSA infection and is
23 currently suffering from and being
24 treated for this infection.

25 MRSA is a deadly serious public

1 10/18/07 - STATED - SPEECHES

2 health problem in Philadelphia and across
3 the country. The infection is becoming
4 increasingly prevalent among school-age
5 athletes, especially those involved in
6 team sports. In fact, I understand that
7 the dramatic upswing in MRSA infections
8 has prompted pharmaceutical companies to
9 find new ways to battle the deadly
10 bacteria. One is an over-the-counter
11 product called StaphAseptic.

12 I do not believe the vast
13 majority of the citizens of Philadelphia
14 realize what this infection is, how
15 easily it can be passed from one person
16 to another and how potentially lethal it
17 is, especially in children or adults with
18 compromised immune systems.

19 When City Council resumed in
20 September, I sponsored a resolution
21 declaring the month of September MRSA
22 Awareness Month in Philadelphia. The
23 more people that know about this
24 dangerous infection, the better we can
25 minimize future outbreaks. I thank all

1 10/18/07 - STATED - SPEECHES

2 of my colleagues who joined me in
3 sponsoring the resolution.

4 Several days after I outlined
5 my resolution, the Daily News Editorial
6 Board had the audacity to criticize my
7 resolution in their editorial dated
8 Friday, August 31, 2007, titled "An
9 Ordinance." They called my resolution
10 silly, questionable or a downright
11 bone-headed law.

12 I am not asking for an apology.
13 I don't want an apology. However, I
14 think they ought to print an editorial
15 talking about the dangers of MRSA and
16 help, through their publication, to raise
17 awareness of this disease.

18 I am not trying to cause mass
19 hysteria here in Philadelphia. However,
20 it is my intention to present the truth,
21 not an abbreviated version of it. I want
22 to work both with the Health Department
23 and School District to increase awareness
24 and to compile accurate data on incidents
25 in Philadelphia.

1 10/18/07 - STATED - ADJOURNMENT

2 This is a dangerous infection.

3 I want Philadelphians to be aware of it
4 and I want to prevent any unnecessary
5 suffering as a result of it.

6 Thank you, Madam President.

7 COUNCIL PRESIDENT VERNA: Thank
8 you, Councilman.

9 Are there any speeches on the
10 part of the majority?

11 (No response.)

12 COUNCIL PRESIDENT VERNA:
13 Seeing none, the Chair recognizes
14 Councilwoman Tasco for a motion to
15 adjourn.

16 COUNCILWOMAN TASCO: Madam
17 President, I move that Council stand
18 adjourned until Thursday, October the
19 25th at 10:00 a.m., 2007.

20 (Duly seconded.)

21 COUNCIL PRESIDENT VERNA: It
22 has been moved and properly seconded that
23 Council stand adjourned until Thursday,
24 October 25th at 10:00 a.m.

25 All in favor will say aye.

1 10/18/07 - STATED - ADJOURNMENT
2 (Aye.)
3 COUNCIL PRESIDENT VERNA: Those
4 opposed?
5 (No response.)
6 COUNCIL PRESIDENT VERNA: The
7 ayes have it and the motion carries.
8 Thank you all very much.
9 (Stated Meeting adjourned at
10 11:00 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 18, 2007, 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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