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COUNCIL OF THE CITY OF PHILADELPHIA

3

COMMITTEE ON LAW AND GOVERNMENT

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Room 400, City Hall
Philadelphia, Pennsylvania
Wednesday, March 3, 2010
10:25 a.m.

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PRESENT:

10 COUNCILMAN WILLIAM GREENLEE, CHAIR

COUNCILMAN FRANK DiCICCO

11 COUNCILMAN W. WILSON GOODE, JR.

COUNCILMAN CURTIS JONES, JR.

12 COUNCILMAN JACK KELLY

13

14 BILL 090519 - An ordinance providing for the
15 submission to the qualified electors of the
16 City of Philadelphia of the proposal set forth
17 in a Resolution approved by Council proposing
18 an amendment of the Philadelphia Home Rule
19 Charter confirming Council's power to enact
20 ordinances that (i) require City contractors
21 and recipients of City financial assistance to
22 submit and comply with economic opportunity
23 plans...

19

20 RESOLUTION 090529 - Resolution proposing an
21 amendment to the Philadelphia Home Rule
22 Charter confirming Council's power to enact
23 ordinances that (i) require City contractors
24 and recipients of City financial assistance to
25 submit and comply with economic opportunity
plans...

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COUNCILMAN GREENLEE: Good

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morning, everyone. Sorry for the delay.

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For the record, this is the Committee on

5

Law and Government. We do have a quorum

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with myself, Councilman Goode, Councilman

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DiCicco and Councilman Kelly.

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Ms. O'Connell, will you please

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read both the bill and the resolution

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before us today, please.

11

THE CLERK: An ordinance

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providing for the submission to qualified

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electors of the City of Philadelphia of

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the proposal set forth in a Resolution

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approved by Council proposing an

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amendment of the Philadelphia Home Rule

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Charter confirming Council's power to

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enact ordinances that require City

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contractors and recipients of City

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financial assistance to submit and comply

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with economic opportunity plans

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addressing the participation of

23

disadvantaged business enterprises and

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workforce diversity, and that provide

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remedies for violations, including

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 debarment from doing business with the
3 City or receiving City financial
4 assistance for a specified period of
5 time; and authorizing Council to specify
6 procedures for such debarments by
7 conferring powers and duties on existing
8 City agencies, including Council, or by
9 creating new agencies for such purposes;
10 and authorizing the appropriate officers
11 to publish notice and to make
12 arrangements for the special election.

13 Resolution proposing an
14 amendment to the Philadelphia Home Rule
15 Charter confirming Council's power to
16 enact ordinances that require City
17 contractors and recipients of City
18 financial assistance to submit and comply
19 with economic opportunity plans
20 addressing the participation of
21 disadvantaged business enterprises and
22 workforce diversity, and that provide
23 remedies for violations, including
24 debarment from doing business with the
25 City or receiving City financial

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 assistance for a specified period of
3 time; and authorizing the Council to
4 specify procedures for such debarments by
5 conferring powers and duties on existing
6 City agencies, including Council, or by
7 creating new agencies for such purposes;
8 and providing for the submission of the
9 amendment of the electors of
10 Philadelphia.

11 COUNCILMAN GREENLEE: Thank
12 you, and for the record, that's Bill No.
13 090519 and Resolution No. 090529.

14 Any comment by members of the
15 Committee?

16 (No response.)

17 COUNCILMAN GREENLEE: Just for
18 the record, we have testimony from
19 Clarence Armbrister, Chief of Staff of
20 the Mayor, and that testimony will be
21 made part of the record.

22 I believe we only have one
23 witness. Mr. Crawley, are you ready to
24 go?

25 (Witness approached witness

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 table.)

3 COUNCILMAN GREENLEE: Good
4 morning.

5 MR. CRAWLEY: Good morning.

6 COUNCILMAN GREENLEE: I have to
7 sneak this one in there. You know that
8 high school we went to, being late you
9 have to serve JUG. So you know.

10 Sorry. I had to sneak that one
11 in there. Good morning.

12 MR. CRAWLEY: Good morning.

13 COUNCILMAN GREENLEE: Please
14 identify yourself for the record and
15 proceed.

16 MR. CRAWLEY: My name is Bruce
17 Crawley. I'm a business owner in the
18 City of Philadelphia. I'm President of
19 Millennium 3 Management, Inc.

20 As an African American business
21 owner here in the City, I want to
22 emphatically express my support for City
23 Council Bill 090519 and for the inclusion
24 of the proposed Home Rule Charter
25 amendment as an addition to the ballot

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 for the Primary Election scheduled on May
3 18th, 2010.

4 As I stated for the record
5 before Council Committee on September
6 24th last year, I am supportive of any
7 reasonable effort to finally bring
8 substantive and fair levels of inclusion
9 for African American, Hispanic, Asian and
10 white female firms and employees of those
11 firms and others on contracts let by the
12 City of Philadelphia, and that applies to
13 contracts let to both for-profit and
14 not-for-profit entities.

15 I do appreciate having been
16 invited to share my perspective with
17 Council over the years on
18 business-related issues, but I must admit
19 that I continue to be confused about the
20 reluctance of this City's government and
21 private sector to recognize just how
22 significant a role minority contract and
23 employment exclusion have played in the
24 ongoing deterioration of Philadelphia's
25 comparative economic advantage.

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 It's almost as if the entire
3 City, public officials, private-sector
4 leaders, economic watchdogs and even its
5 media outlets, have all agreed to ignore
6 the critical race and gender-related
7 factors that are contributing to
8 Philadelphia's increasingly precarious
9 economic condition.

10 About a year ago, the Census
11 Bureau informed us that one in four
12 Philadelphians lives at or below the
13 poverty level. According to the Kaiser
14 Foundation, the national white poverty
15 rate was 12.3 percent, the Hispanic rate
16 was 30.6 percent and the black poverty
17 rate nationwide was 33.2 percent.

18 For Pennsylvania, the numbers
19 from Kaiser look no better. The white
20 poverty rate was 11.8 percent, the
21 Hispanic rate was 36.6 percent and the
22 black rate was 29.5 percent.

23 To make matters even worse, in
24 the midst of what now seems to be a
25 never-ending great recession, the Census

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 Bureau informed us in January 2010 that
3 the national unemployment rate stood at
4 9.7 percent, but that the Philadelphia
5 County unemployment rate is 10.6 percent.
6 Those figures, of course, compare with a
7 national black unemployment rate of 16.5
8 percent, a national Hispanic unemployment
9 rate of 12.6, an Asian unemployment rate
10 of 8.4, and 7.9 for white females.

11 That establishes the fact that
12 the Philadelphia unemployment rate is not
13 only worse than the historically high
14 national average, but also significantly
15 worse than the unemployment rate in the
16 other four Southeast Pennsylvania
17 counties. For example, while
18 Philadelphia stood at 10.6 percent,
19 Delaware County unemployment for the same
20 period was just 7.9 percent, Bucks
21 County's rate was 7.2 percent, Montgomery
22 County was 6.8 and Chester County, not
23 Chester, Pennsylvania, Chester County was
24 6.2 percent.

25 Is this all coincidental?

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 Maybe not.

3 In combination, Delaware,
4 Bucks, Montgomery and Chester County are
5 14.6 percent comprised of African
6 Americans, Hispanics and Asians. This
7 compares to Philadelphia's minority
8 population of 61 percent.

9 On the strength of those
10 numbers, we absolutely cannot afford to
11 be as oblivious to issues of minority
12 unemployment and poverty as our neighbors
13 can afford to be. We simply don't have
14 that luxury.

15 This is not a matter of
16 set-asides. This cannot be dismissed as
17 an affirmative action ploy. It's simply
18 an opportunity for us to recognize
19 finally that we cannot ever expect to
20 have a more viable economy, a lower
21 poverty rate, a lower unemployment rate
22 or a nationally competitive
23 entrepreneurial and business climate in
24 Philadelphia until we begin to take
25 meaningful and accountable steps to

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 include the people who happen to live
3 here in the jobs that are created and the
4 contracts that we let, in both the public
5 and private sectors.

6 And that 61 percent number I
7 mentioned, when we include white women,
8 that number bumps up to about 81 percent
9 of the City's overall population.

10 I'll go way out on a limb now
11 and volunteer that there has never been
12 an economy anywhere in the history of the
13 world that has managed to be successful
14 while keeping 81 percent of its people on
15 the sidelines.

16 That being said, I reiterate
17 that I am strongly in favor of this
18 additional mechanism to ensure that we
19 finally move toward a reasonable
20 regionally and nationally competitive
21 economic profile here in Philadelphia.

22 I would also remind you that
23 this should not be considered extreme or
24 pioneering legislation if you compare it
25 to that which exists on the national

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 level. Other cities and states around
3 the country are far ahead of us in that
4 regard, including the City of Chicago and
5 the State of Oregon.

6 In places such as Oregon, they
7 are so cognizant of the importance of
8 this issue that they have already
9 codified the ways in which debarment
10 would be done. For a first
11 non-compliance, there's a 90-day
12 debarment. For a second violation, it's
13 up to one year, and for a third
14 violation, a prime and a subcontractor
15 can be debarred for up to five years.

16 I'm also concerned about
17 compliance monitoring, and I've found
18 that in places such as Oregon and in
19 other places, they have had experience
20 with specifically designed forms that
21 must be completed monthly and annually by
22 both the prime and subcontractor and
23 submitted to contracts compliance
24 officials.

25 It doesn't sound very

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 complicated, but it does sound as though
3 they all take this very seriously.

4 In my opinion and in the
5 opinion of thousands of black, Hispanic,
6 Asian and white female business owners,
7 it's time for Philadelphia to do the
8 same, and we applaud City Council for
9 taking this initiative.

10 It's time that 81 percent of
11 the City's population to have an
12 opportunity to vote in its own economic
13 interest and to help Philadelphians' own
14 economy become nationally competitive
15 once again.

16 COUNCILMAN GREENLEE: Thank
17 you, Mr. Crawley.

18 Councilman Goode.

19 COUNCILMAN GOODE: Thank you,
20 Mr. Chairman.

21 Good morning, Mr. Crawley.

22 MR. CRAWLEY: Good morning,
23 sir.

24 COUNCILMAN GOODE: Thank you
25 for your testimony and thank you for your

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 testimony on the companion piece of
3 legislation from the fall, 090520, which
4 was unanimously approved by City Council
5 and signed into law by the Mayor, but we
6 believe this next step is actually
7 necessary, and I'm glad you're here to
8 support it.

9 I just have a few questions for
10 the record.

11 Do you believe that City
12 Council should have the authority to
13 legislate on the issue of economic
14 opportunity?

15 MR. CRAWLEY: Should the
16 Council?

17 COUNCILMAN GOODE: Have the
18 authority to legislate on the issue of
19 economic opportunity.

20 MR. CRAWLEY: Oh, absolutely.

21 COUNCILMAN GOODE: And do you
22 believe that there should be an
23 independent agency for economic
24 opportunity enforcement? Do you think
25 that will be necessary long term?

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 MR. CRAWLEY: You know, I don't
3 know if you need an independent agency.
4 I do know that you need dedicated
5 resources. I don't think you can do it
6 with whatever exists currently. I mean,
7 even when we look at what happens in
8 these other jurisdictions, they have
9 simplified the process by having forms
10 already made up so that every month, the
11 contractor and the subcontractor submit
12 whether the payment has been done,
13 whether they continue to participate.
14 But somebody, some dedicated group of
15 people is looking at that information and
16 processing it, and they don't have to
17 wait until the end of the year or two
18 years later until there's some kind of
19 disparity study done when the horse is
20 already out of the barn. This is
21 happening in realtime, and we need that.
22 I don't know whether that's a separate
23 agency or whether it's just a department
24 of an existing function.

25 COUNCILMAN GOODE: Okay. And I

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 agree we may not need a separate agency
3 under the Home Rule Charter. This
4 amendment actually confirms our power to
5 do what we did last fall and to amend and
6 allows Council to have a permanent role
7 in this process of enforcement.

8 So, lastly, do you believe that
9 the Home Rule Charter should be amended
10 to confirm Council's authority and to
11 address enforcement issues?

12 MR. CRAWLEY: Do I believe that
13 the Home Rule Charter should?

14 COUNCILMAN GOODE: Should be
15 amended to confirm Council's authority
16 and to address enforcement issues?

17 MR. CRAWLEY: Oh, absolutely.

18 COUNCILMAN GOODE: Thank you.
19 That's all I have.

20 MR. CRAWLEY: No question about
21 that.

22 COUNCILMAN GREENLEE: Thank
23 you, Councilman.

24 Councilman Kelly.

25 COUNCILMAN KELLY: Thank you,

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 Mr. Chairman.

3 Mr. Crawley, who does the
4 oversight now as far as awarding
5 contracts to make sure that they're
6 including --

7 MR. CRAWLEY: I'm not sure. I
8 think that in years past, MBEC was
9 supposed to play some role in that, and
10 they used outside consultants to
11 facilitate that for them. GPUAC had a
12 role in that, and there may have been
13 others, but I think it was the specific
14 dedicated responsibility of MBEC to
15 compile the reports and to give that
16 information back.

17 COUNCILMAN KELLY: Are you
18 familiar with the criteria that they
19 would use in awarding these contracts?

20 MR. CRAWLEY: The criteria?

21 COUNCILMAN KELLY: Yes. In
22 other words, are they competitive, are
23 they qualified, whatever.

24 MR. CRAWLEY: I believe that
25 there was an appropriate amount of due

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 diligence done in preparing the RFPs.
3 The only question I have about the RFPs
4 is that when you know you're looking at a
5 group of business owners, African
6 American, Hispanic, Asian, white females
7 in the main, that tend to have smaller
8 operations, that tend to be smaller and
9 less capitalized, that don't have an
10 ability to bid on an overall contract at
11 \$50 million, you know that going in,
12 because there are abundant data that tell
13 you what their respective sizes of
14 minority firms and large firms are. When
15 the RFPs are put together -- that's a
16 part of whether the contract is done in
17 an appropriate way -- if the contract is
18 put together in such a way that the bid
19 invites people who have a minimum
20 experience and capability of bidding at
21 25 and 50 and 75 million dollars, then
22 you are de facto eliminating those people
23 who could come in with smaller minority
24 businesses to participate.

25 So I think that's the major

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 issue. I think other than that, I mean,
3 the qualifications of the firms have been
4 clear. The only issue about ensuring
5 that people are qualified to compete is
6 whether they are truly minority-owned
7 firms.

8 COUNCILMAN KELLY: Yes. That's
9 true.

10 MR. CRAWLEY: That's the issue.

11 COUNCILMAN KELLY: Very true.

12 MR. CRAWLEY: The issue of
13 fronts, the issue of having firms that
14 are minority in name only.

15 COUNCILMAN KELLY: That's a
16 very good point, because I was in the
17 purchasing field in my prior life.

18 MR. CRAWLEY: Well, you know.

19 COUNCILMAN KELLY: And I'm
20 very, very familiar. We had federal
21 contracts and we had to -- we were always
22 under pressure to provide at least a
23 percentage to minority-owned businesses,
24 and you'd be surprised of the people that
25 came in, white established and whatnot,

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 and they come in and say, Oh, no, we have
3 a subsidiary, we have this, we have that,
4 and it just consisted of his wife and
5 someone else being --

6 COUNCILMAN GREENLEE: Just on
7 paper.

8 COUNCILMAN KELLY: Just on
9 paper.

10 MR. CRAWLEY: That's the big
11 issue --

12 COUNCILMAN KELLY: That is a
13 big issue.

14 MR. CRAWLEY: -- about whether
15 the contracts are put together in an
16 appropriate way.

17 COUNCILMAN KELLY: All right.
18 Thank you, Mr. Crawley.

19 COUNCILMAN GREENLEE:
20 Mr. Crawley, just on that point, would
21 you say that the oversight of that has
22 improved at all as far as that front
23 issue or is that still a pretty serious
24 problem, in your opinion?

25 MR. CRAWLEY: I think it's a

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 very serious issue. I think that on
3 major construction contracts, major
4 construction projects that have taken
5 place in the City over the past five to
6 ten years, you see it every single day.
7 I mean, there's a utilization of firms
8 that are listed on the final report as
9 having been minority participants as if
10 they were self-performing work, as if
11 they were doing the contract, as if they
12 were doing construction, but in fact,
13 what they are are firms that have been
14 strategically used to make a purchase of
15 some goods or service -- and you know,
16 Councilman Kelly, how that works -- they
17 make a purchase of some goods or services
18 and then the prime contractor re-buys it
19 from them, and then the total value of
20 that purchase is listed as a minority
21 participation. It could be a \$10 million
22 pass-through, for which the minority firm
23 gets a nominal fee, but when you look at
24 the report, it shows \$10 million in
25 additional minority work having been

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 done. That has not been stopped. It is
3 happening every day right now.

4 COUNCILMAN GREENLEE: Got you.

5 A little bit of a shell game going on.

6 I note for the record that
7 Councilman Jones, who is not a member of
8 the Committee, is also here and he would
9 like to ask a question.

10 Councilman Jones.

11 COUNCILMAN JONES: Thank you,
12 Mr. Chairman.

13 Thank you for coming in,
14 Mr. Crawley. I just wanted you to note,
15 I have my African American Chamber pin on
16 for this occasion, knowing you were going
17 to testify --

18 MR. CRAWLEY: Thank you, sir.

19 COUNCILMAN JONES: -- being a
20 founding member, as you are.

21 I would be interested in
22 gauging your response to the appointment
23 of Angela Dowd-Burton yesterday by the
24 Mayor to run OEO. I mean, having history
25 with her, just give me your perspective

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 on that.

3 MR. CRAWLEY: Well, I would
4 hope that Angela Dowd-Burton does a
5 credible job. She's been out of this
6 sector for a good while, as you know,
7 working in the pharmaceutical industry,
8 but she certainly on paper has the
9 qualifications.

10 I guess, as I've said before,
11 the person who sits in that job is only
12 going to be as effective as the
13 Administration allows it to be, allows
14 that person to be, and if they have been
15 given a charge and if they are held
16 accountable, if their continued
17 employment is dependent on producing a
18 result, then they will do a good job. If
19 not, if there's weak oversight from the
20 top of the Administration, from the very
21 top of the Administration, if that person
22 is not held accountable, then pretty soon
23 they find their level and they get paid
24 and nothing happens, and we've had that
25 for far too many people.

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 I think there have been, from
3 time to time, good people in those jobs.
4 What we are lacking is top level,
5 top-down commitment to ensure that these
6 things happen.

7 COUNCILMAN JONES: I agree
8 there have been some good people in those
9 jobs. I won't elaborate on that at all,
10 but I do agree with you on that.

11 MR. CRAWLEY: They haven't all
12 been good, Councilman.

13 COUNCILMAN JONES: Yeah, I
14 know. We won't make the distinction here
15 today.

16 I understand that the
17 philosophy of OEO has moved away from
18 certifications internally, and I believe
19 some of those resources will probably be
20 put on an emphasis -- I'm hoping -- to be
21 on compliance, true compliance, getting
22 out in the field, boots on the ground on
23 the construction sites and in the
24 workplaces to determine whether that
25 participation is real and substantial,

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 and I'd be interested in hearing your
3 view on that.

4 MR. CRAWLEY: Well, you know,
5 I'm just concerned that -- I see that
6 they're out of the certification
7 business, and well they should be given
8 the track record for MBEC over the years
9 in having extended periods for
10 certifications that make it impossible
11 for those firms to participate, creating
12 great disappointment and business
13 failure. So I'm glad that they're out of
14 that business, and there are certainly
15 ample other agencies that do
16 certifications that can be utilized by
17 the City procurement process.

18 The issue, though, is whether
19 the OE0 has enough boots to put on the
20 ground. I mean, from what I understand,
21 the staff has been cut. There aren't as
22 many people there as there once was.

23 So if you're expecting them to
24 be all out like the storm troopers
25 checking on the viability of contracts, I

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 think the staff has been -- you know, I
3 guess they're not different from other
4 City departments and divisions, but
5 certainly I understand that they have a
6 lesser staff than they used to, and I
7 don't know how they're going to be
8 deployed. They got a lot of work to do.

9 COUNCILMAN JONES: I followed
10 your comments. I follow all of your
11 comments all the time. I'm one of your
12 fans. But I also noted that you have
13 expressed some disappointment at the
14 federal level, and I will translate that
15 into the stimulus program here.

16 If you could give three
17 recommendations going forward on what we
18 can do better to be more inclusive, to
19 have more diversity and to actually get
20 some jobs at the level of inner city folk
21 that are underserved by way of
22 employment, what would they be?

23 MR. CRAWLEY: Well, I mean,
24 assuming that the people in City
25 government have some say and people in

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 the State government have some say about
3 how those dollars get expended, and
4 assuming that we're going to have an
5 appropriately managed inclusion effort,
6 which, quite frankly, they've never had
7 at the Commonwealth level. They've never
8 had an appropriate inclusion program at
9 the Commonwealth level. I've heard the
10 Governor say years past, in recent years,
11 that he brought the minority
12 participation up from two percent to ten
13 percent. I think he includes in that
14 white female. And so minorities, other
15 than white females, have gotten the short
16 end of the stick with Commonwealth
17 contracts.

18 So I'm not entirely surprised
19 that there hasn't been minority inclusion
20 in a more substantive way in stimulus if
21 the Commonwealth has a lot to say about
22 how those dollars get allocated for
23 contracts.

24 If the City then has some role
25 to play in all of that, if the City has

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 an effective minority inclusion and white
3 female inclusion program, then it
4 shouldn't matter. I mean, I think the
5 issue is that people are debating and
6 fighting whether or not local governments
7 have the authority to override that which
8 has been put in place by the federal
9 government. The federal government has
10 simply said for construction projects,
11 for one, that there have to be PLAs in
12 place, but they haven't said anything
13 specifically about minority inclusion.
14 And so, you know, using that as an excuse
15 and a copout, I think some state
16 governments, some municipalities are not
17 moving as aggressively as they should.
18 If you consider them contracts,
19 if you understand that your contracts
20 have more than a fiscal accountability,
21 also have an economic development
22 accountability to your voters and to your
23 residents, then you'll just incorporate
24 that in everything else that's done.
25 I mean, I see people thinking,

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 Well, we got to do these contracts here
3 and stimulus is something else. Well,
4 you know, regardless of the backsliding
5 and slowness on the part of the federal
6 government and the lack of interest on
7 the part of the state government, if
8 there are stimulus dollars available for
9 Philadelphia to allocate, they should be
10 done in the same way that we want to more
11 aggressively do all local contracting.
12 And if we don't do local contracting, if
13 we don't increase our ability to nurture
14 minority and other small firms, boost
15 entrepreneurship, create jobs, because
16 that's where the jobs are being created,
17 we're going to have even worse
18 unemployment numbers than we already
19 have, and we're already among the worst
20 in the country.

21 COUNCILMAN JONES: I agree with
22 you a hundred percent in this respect,
23 that when I was head of MBEC, the first
24 place I went to to visit to see the gold
25 standard was Atlanta, and I had a

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 gentleman by the name of Rodney Straw,
3 Mr. Chairman, who ran their program and I
4 asked him to give me all of the
5 contracts, all of the laws, all of the
6 things germane to how they were so
7 successful in inclusion, and he laughed
8 at me. He laughed at me. He said, It's
9 not the laws. It's not the regs. It's
10 political will. It's the guy at the top
11 saying that we're going to do business in
12 an open and transparent manner and give
13 everybody a bite at the apple so that
14 that prosperity of government is spread
15 around.

16 I'm optimistic, and I've been
17 accused of being an eternal optimist.
18 I'm optimistic about Angela's
19 appointment. I'm optimistic from what I
20 hear in the public, but behind closed
21 doors about this Mayor's intention to
22 make it real here. And always the proof
23 is in the pudding and the numbers don't
24 lie. The math is the math, and at the
25 end of the day, we'll see.

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 Thank you, Mr. Chairman, for
3 allowing me input.

4 COUNCILMAN GREENLEE: Thank
5 you, Councilman.

6 Any other questions, comments?
7 (No response.)

8 COUNCILMAN GREENLEE: Thank
9 you, Mr. Crawley.

10 MR. CRAWLEY: Thank you very
11 much.

12 COUNCILMAN GREENLEE: Anyone
13 else here to testify on this bill or
14 resolution?

15 (No response.)

16 COUNCILMAN GREENLEE: Seeing
17 none, that concludes the hearing of the
18 Committee. We'll now go into our public
19 meeting, and the Chair recognizes
20 Councilman Goode regarding Bill No.
21 090519.

22 COUNCILMAN GOODE: Thank you,
23 Mr. Chairman. There is an amendment
24 which is contained within the Committee
25 packets, which is simply a technical

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.
2 amendment which changes the year in which
3 this legislation will be passed from 2009
4 to 2010. So I move the amendment to Bill
5 No. 090519 be approved.

6 (Duly seconded.)

7 COUNCILMAN GREENLEE: It's been
8 moved and seconded.

9 All in favor please say aye.

10 (Aye.)

11 COUNCILMAN GREENLEE: Opposed?

12 (No response.)

13 COUNCILMAN GREENLEE: The
14 motion carries. The amendment to the
15 bill is approved.

16 Once again, the Chair
17 recognizes Councilman Goode.

18 COUNCILMAN GOODE: Thank you,
19 Mr. Chairman. I move that Bill No.
20 090519, as amended, be reported out of
21 Committee with a favorable recommendation
22 and the rules of Council be suspended so
23 as to permit first reading at our next
24 Council session.

25 (Duly seconded.)

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 COUNCILMAN GREENLEE: It's

3 moved and seconded.

4 All in favor say aye.

5 (Aye.)

6 COUNCILMAN GREENLEE: Opposed?

7 (No response.)

8 COUNCILMAN GREENLEE: Hearing

9 none, the motion carries and Bill No.

10 090519, as amended, is reported out of

11 this Committee with a favorable

12 recommendation, with the suspension of

13 the rules to allow for first reading at

14 our next session of Council.

15 Once again, Councilman Goode

16 regarding Resolution 090529.

17 COUNCILMAN GOODE: Thank you,

18 Mr. Chairman. I move that Resolution No.

19 090529 be reported out of Committee with

20 a favorable recommendation.

21 (Duly seconded.)

22 COUNCILMAN GREENLEE: Moved and

23 seconded.

24 All in favor please say aye.

25 (Aye.)

1 3/3/10 - LAW & GOV'T - BILL 090519, etc.

2 COUNCILMAN GREENLEE: Opposed?

3 (No response.)

4 COUNCILMAN GREENLEE: Hearing

5 none, the motion carries and Resolution

6 090529 has been approved by this

7 Committee.

8 There being no further business

9 before the Committee, that concludes our

10 activities for today. Thank you very

11 much.

12 (Committee on Law and

13 Government concluded at 10:50 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 March 3, 2010, 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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